LAWS—NEW JERSEY
1916.

New Jersey State Library

ACTS

OF

THE ONE HUNDRED AND FORTIETH LEGISLATURE

OF THE STATE OF NEW JERSEY

AND SEVENTY-SECOND UNDER THE NEW CONSTITUTION



TRENTON, N. J.
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New Jersey State Library

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

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

THOMAS F. MARTIN,

Secretary of State.

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OF THE

One Hundred and Fortieth Legislature of New Jersey

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WILLIAM N. RUNYON.

Warren, ...ALONZO D. HERRICK.

LAWS.

ACTS

PASSED BY

The One Hundred and Fortieth Legislature.

CHAPTER 1.

An Act to amend the title and body of 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. That the title of 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 amended to read as follows: Title amended.

An act to provide for the construction, permanent improvement and maintenance of public roads in this State (Revision of 1912). New title.

2. That section one of the act be amended to read as follows: Section 1 amended.

1. The board of chosen freeholders of any county in this State may, at any time, by resolution, direct that any public road or section of road except a city street located within said county, being at least thirty-three feet in width, and at least one mile in length, or, being less than one mile in length, is an extension of or connection with some permanently improved or paved road or street, be constructed or improved by the construction Improvement of roads.

Materials used.

of a macadamized road, or a telford or other stone road, or a road constructed of gravel, oyster shells or other similar materials, with or without plastic binder, in such manner that the same, of whatever materials constructed, shall, with reasonable repairs thereto, at all seasons of the year, be firm, smooth and convenient for travel. When more roads are applied for than can be constructed in any one year, the board of chosen freeholders and State Commissioner of Public Roads shall have power and authority to select from the roads petitioned for the ones first to be constructed, having first regard to the most important roads and the distribution of the benefits of this act to all parts of the county. The board of chosen freeholders may, before approval of any road, require as a condition of said approval that the township or townships or other municipalities through which said road runs shall pay ten per centum of the cost of said improvement, said payment to be applied to the county's share of the cost of the improvement of said roads constructed under this act. That any public road in this section shall be construed to include any road that may have been laid out, dedicated, or the right of way acquired, so that the same may be built, notwithstanding the same never has been built or used by the public or any bridges or culverts erected thereon.

Roads designated.

Part payment by townships or municipalities.

Section construed.

3. This act shall take effect immediately.

Approved February 8, 1916.

JAMES F. FIELDER,
Governor.

CHAPTER 2.

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

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

1. Any deed or deeds of conveyance, heretofore made and delivered by any administrator or administrators with the will annexed, or by any administrator or administrators de bonis non with the will annexed, or any substituted administrator or administrators, or by the survivor or survivors, successor or successors of them, him or her, of or for any lands, tenements, hereditaments or real estate sold pursuant to the power, permission or direction in the said will annexed given to or vested in the executor or executors named in the said will annexed, is and are hereby confirmed, validated, legalized and declared to be, and is and are and shall be as good, legal, valid and effectual, and the record thereof admissible in evidence, as fully and completely as if the said deed or deeds of conveyance had been or was or were made and delivered by the executor or executors named in the said will, although the terms of said sale have not been submitted to the Orphans' Court of the county in which the said lands or real estate lie, or have not been approved by the said court, and although the provisions of the second section of the act entitled "A

Validating certain conveyances in settling estates although not approved by court.

supplement to an act entitled 'An act concerning executors and the administration of intestates' estates' (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four, regulating the sale of lands by administrators with the will annexed, or by administrators de bonis non with the will annexed, and defining their powers," approved April sixth, one thousand eight hundred and eighty-eight, or any part of said second section, have not been complied with; except where said will has expressly confided the exercise of said power of sale to some other person or persons named therein other than the executor or executors therein named.

Exception.

2. This act shall take effect immediately.

Approved February 11, 1916.

CHAPTER 3.

A Further Supplement to an act entitled "An act regulating the receipt and disbursements of State moneys in certain cases," approved October thirty-first, nineteen hundred and seven.

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

Action by comptroller on requisitions.

1. Every requisition under the act to which this is a supplement, shall immediately upon its receipt in the office of the Comptroller of the Treasury be endorsed or stamped with the date of its receipt and shall be allowed or rejected by the Comptroller of the Treasury within the next business day after being so received, he having regard only to the question of whether or not the amount of such requisition is within the appropriation or allowances for each department, institution, commission, committee, official, board or body of the State, respectively, by whom such requisition is made, and

Question to be considered.

not to the purpose for which such requisition shall be made or the cost, price, character or manner of purchase of articles therein mentioned.

Fixed salaries not requisitioned.

2. No requisition shall be required for any salary or compensation that has been previously fixed and ascertained by law and is covered by any annual or supplemental appropriation.

3. This act shall take effect immediately.

Approved February 14, 1916.

CHAPTER 4.

An Act to amend an act entitled "An act to provide for officers of the Senate and General Assembly and to fix their compensation," approved June eleventh, one thousand eight hundred and ninety-five.

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

Section 3 amended.

1. Section three of the aforesaid act is hereby amended so as to read as follows:

Officers of the Assembly and their compensation.

3. The following shall be the officers of the House of Assembly, who shall severally receive the annual compensation herein prescribed, that is to say:

The clerk of the House, fifteen hundred dollars;

The assistant clerk, twelve hundred dollars;

An assistant to the clerk of the House, three hundred and fifty dollars;

The speaker's secretary, six hundred dollars;

The speaker's assistant secretary, five hundred dollars;

The journal clerk, one thousand dollars;

Two assistant journal clerks, five hundred dollars each;

The supervisor of bills, thirteen hundred dollars;

Three assistant supervisors of bills, six hundred dollars each;

The sergeant-at-arms, seven hundred dollars;

Two assistant sergeants-at-arms, five hundred dollars each;

The bill clerk and one assistant bill clerk, five hundred dollars each;

The clerk to the committee on printed bills, five hundred dollars;

Eight clerks to committees, to be assigned to duty by the clerk of the House, three hundred and fifty dollars each;

Three stenographers, five hundred dollars each;

The clerk to the majority leader and the clerk to the minority leader, five hundred dollars each;

Twelve doorkeepers, three hundred and fifty dollars each;

Fifteen file clerks, three hundred dollars each;

Ten pages, two hundred dollars each.

2. This act shall take effect immediately.

Approved February 18, 1916.

CHAPTER 5.

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 actions of 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 whose term of office had expired or whose commission was void at the time of taking such affidavit, acknowl-

edgement 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 term of office of the commissioner taking such affidavit, acknowledgment or proof had not expired, nor his office been vacated, nor his commission become void as aforesaid.

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

Approved February 18, 1916.

CHAPTER 6.

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 conveyances to non-pecuniary associations not properly incorporated.

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, eighteen hundred and ninety-eight, and the acts amendatory thereof and supplementary 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 incor-

poration 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 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 or conveyance had been made and recorded during the proper and lawful corporate existence of any such club, society, association or other body; *provided, however,* that 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, eighteen hundred and ninety-eight, and the acts amendatory thereof and supplementary thereto, under the corporate title named and set forth in any 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 valid.

Record in evidence.

Proviso.

Proviso.

2. This act shall take effect immediately.

Approved February 18, 1916.

CHAPTER 7.

An Act to authorize the construction and maintenance of free public library buildings on public parks or squares in cities of the second class and the operation of free public libraries therein.

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

1. A building for the use of a free public library may be constructed and maintained on any land laid out or in use for a public park or square in any city of the second class in this State; *provided*, that the board of aldermen, common council or other governing body of the city designate the part of such park or square upon which said building is to be constructed and maintained, and the location of such building, and the municipal or other authority or authorities having the title, use, management or control of said land consent to the erection and maintenance of said building. Library building in city park. Proviso.

2. The trustees of the free public library in any such municipality shall operate and maintain a free public library in such building. Maintenance.

3. It shall be lawful for said city to raise annually by taxation such amount as shall be necessary to care for and maintain said building and manage and operate the free public library therein. Funds provided by taxation.

4. This act shall take effect immediately.

Approved February 18, 1916.

CHAPTER 8.

An Act relative to the division of the uniform fire-fighting force, of cities of the first class in this State, into two platoons.

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

Fire department divided into two platoons.

1. The permanent officers and members of the uniform fire-fighting force in cities of the first class in this State shall be divided by the fire commissioners, board of fire commissioners, board of engineers, chief engineer or other officer or officers having charge and control of such fire-fighting force, into two forces or platoons, which shall be designated as a day force and a night force, and said day force and night force shall alternate on tours of duty every third day as hereinafter provided.

Hours of duty.

2. The hours of duty of the day force shall be from eight o'clock A. M. to six o'clock P. M., and the hours of duty of the night force shall be from six o'clock P. M. to eight o'clock the following morning; *provided,* that on every third day, for the purpose of alternating the day force with the night force, and vice versa, and for the purpose of giving one force or platoon of men twenty-four hours off duty every six days, the force or platoon of men who go on duty at eight o'clock A. M. on said third day and every third day thereafter, will remain on duty until eight o'clock A. M. the following morning; but one force or platoon shall be at liberty at all times except as otherwise provided in section three of this act.

Proviso.

Extra duty.

3. In case of serious conflagration or other emergency, the officer, officers, or board, having charge and control of such fire-fighting force, shall have full authority to summon and keep on duty any or all of the members of such fire-fighting force while such con-

flagration or emergency continues, and the officer, officers, or board, having charge of such fire-fighting force, may transfer any member or members, officer or officers of said fire-fighting force, from one force or platoon to the other.

Effect on existing ordinance, salaries and vacations.

4. The provisions of this act shall not act as a repeal of any act or acts, or part or parts of any act or acts, nor annul, modify or affect any city ordinance, or part or parts thereof, relating to the salaries, annual vacations, sick or disability leave of the members of the fire-fighting force in the cities to which this act takes effect, nor shall the salaries be fixed at a less amount, nor the annual vacation, sick or disability leave be fixed for less periods than the salary received and the time allowed for annual vacation, sick or disability leave, to the officers and members of the fire-fighting force at the time of the adoption of this act in any city to which this act takes effect.

When act operative.

5. This act shall take effect immediately, but its provisions shall remain inoperative in any of the cities of this State to which the same applies, until the same shall be submitted to and accepted by the qualified voters of such cities as hereinafter provided.

Referendum.

6. Before the question of the adoption of the provisions of this act shall be submitted to the legal voters of any city, the governing body or board having charge of the finances of such city shall pass a resolution directing that such question be submitted to said voters of such city at the next regular election to be held in such city; public notice thereof shall be given by said governing body by publication in one or more newspapers published and circulated in such city, once a week, for at least four weeks before election.

Question on ballot.

7. At any election at which the question of the adoption of the provisions of this act shall be submitted to the voters of any city, there shall be printed upon the official ballots for such city, underneath the names of the candidates the words "An act relating to the division of the uniform fire-fighting force of cities of the first class in this State into two platoons." And

directly opposite the above words there shall be printed on said official ballots the word "Yes" and the word "No." If the voter makes an × mark in black ink or black pencil in the square opposite the word "Yes" it shall count as a vote in favor of the acceptance of this act; if the voter shall make an × mark in black ink or black pencil in the square opposite the word "No" it shall be counted as a vote against the acceptance of this act, and in case no mark be made after word either "Yes" or "No" it shall not be counted as a vote either for or against the acceptance of this act. A canvass and return of the votes upon the question of the acceptance of this act shall be made by the election officers in the same way and manner as for officers voted at such election; and if a majority of the votes cast for and against the acceptance of this act shall be in favor of its acceptance, it shall then, but not otherwise, become operative in such city.

Voting on proposition.

Canvass.

Result.

If adopted, provision for maintenance.

8. In any city in which this act shall become operative, in the manner herein provided, the governing body or board having charge of the finances of that city shall make sufficient appropriation in order to obtain the same standard of efficiency in the fire-fighting force of said city, under the two-platoon system, as prevailed under the systems in use in such city at the time of the acceptance of this act by the legal voters of said city.

Certain ordinances annulled.

9. All acts and parts of acts, and all ordinances and parts of ordinances, affecting the number that may be appointed as members of the fire-fighting force, and the meal hours and days off of such members in such cities in which the provisions of this act takes effect, are hereby rendered inoperative and annulled so far as they affect such cities.

Approved February 18, 1916.

CHAPTER 9.

An Act to authorize the common council or other body having charge of the docks, wharves, piers, bulkheads and other structures adjacent to navigable waters in any city, to build, maintain and operate a dock, pier or wharf at the water end of any street therein, and to receive dockage or wharfage therefor from all persons using the same.

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

Cities may build wharves.

1. It shall and may be lawful for the common council or other municipal body having charge of the docks, wharves, piers, bulkheads and other structures adjacent to navigable waters in any city in this State, to build, use, maintain and operate a dock, pier or wharf in such city at the water end of any public street in said city, running to any river, creek or other navigable water bounding said city, extending a sufficient distance into said river, creek or navigable water, for the accommodation of citizens and of vessels navigating the same, and from time to time to rebuild, extend and repair the same, and to lay vessels at the same for the purpose of loading or unloading any such vessel, and to store thereon, for reasonable times, during such loading or unloading, the merchandise or other materials so being loaded or unloaded, and to receive dockage or wharfage therefor from all persons using the same, under such ordinances and regulations as may, from time to time, be made by such common council or other municipal body; *provided,* that the bulkhead, pierhead and other lines of any such dock, pier or wharf shall be fixed and established by the State Board of Commerce and Navigation; *and provided, also,* that a reasonable compensation, to be fixed by

Collect wharfage.

Proviso.

Proviso.

said State Board of Commerce and Navigation, shall be paid the State of New Jersey for a riparian grant or lease for the end of such street by any such city taking advantage of the terms and provisions of this act. The shore or landward boundary of any such pier, dock or wharf shall not extend landwardly beyond the line fixed therefor by the said Board of Commerce and Navigation.

Shore boundary.

In case riparian grants previously secured.

2. In case any city, previous to the passage of this act, has secured a riparian grant or lease from the State for the end of any public street terminating in a river, creek or other navigable water bounding said city, such city shall have the right, without paying any additional compensation to the State, to build, use, maintain and operate a dock, pier or wharf at the water end of such public street, and from time to time to rebuild, extend and repair the same under this act; or, in case such pier, dock or wharf has already been built at the end of any such street in any city of this State under a lease or grant previously made by the State, such city shall have the right, without paying any other compensation to the State, to use, maintain and operate such pier, dock or wharf, and from time to time to rebuild, extend and repair the same under this act.

Powers deemed additional.

3. The powers conferred by this act shall be deemed to be in addition to any and all power and authority conferred by any other law or laws.

Riparian rights.

4. Nothing in this act shall be held to affect the right of the State of New Jersey in any riparian land, unless the State of New Jersey has heretofore or shall hereafter make a grant or lease for such land.

Validity of act.

5. In case any section or provision of this act shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such holding shall not be held to affect any other section or provision of this act.

6. This act shall take effect immediately.

Approved February 21, 1916.

CHAPTER 10.

An Amendment to 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 said further supplement was approved April eighth, one thousand eight hundred and ninety-seven.

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

Assessments reviewable.

1. The officers of any corporation who shall consider the tax levied under the provisions of an act a further supplement to which this act is an amendment, excessive or otherwise unjust, may make application to the State Board of Taxes and Assessment for a review of the assessment and a readjustment of the tax; *provided,* there be filed with the said board within four months from the date of assessment a petition of appeal, duly verified according to law, stating specifically the grounds upon which the appeal is taken and the reasons why the tax is considered excessive or unjust; the State Board of Taxes and Assessment shall thereupon proceed to investigate the contentions raised by the said petition of appeal; and for the purpose of such hearing, the officers of said corporation may be summoned to appear before said board, either in person or by attorney, and questioned as to the statements set forth in the said petition of appeal; if, in the opinion of a majority of the board, it shall appear that the tax so levied as aforesaid is excessive or unjust, they shall thereupon require the officers of the corporation to file with the board a corrected return, and upon said corrected return the assessment shall be

Proviso; period for taking appeal.

Witnesses.

Assessment made on corrected returns.

adjusted and the tax reduced or amended as in the opinion of the board shall seem proper.

Appeal not filed a waiver.

2. If the petition of appeal shall not be filed within four months from the date of assessment as aforesaid, the right to appeal to the State board shall be considered and treated as having been waived and the amount of tax levied shall be payable and collected as other taxes levied by said board; *provided, however,* that if after the expiration of said four months period from the date of assessment as aforesaid a writ of certiorari shall be sued out on behalf of any corporation within the time required by law for a review of such tax or assessment, the Attorney-General, on being satisfied as to the truth of the facts set forth in the application for such writ, is hereby authorized, without the taking of any testimony or proof other than that set forth in such application, to consent to a rule reducing such tax or assessment to the amount due on the actual issue of the capital stock of such corporation.

Proviso.

Consent to reduction by attorney-general.

3. This act shall take effect immediately.

Approved February 25, 1916.

CHAPTER 11.

An Act to annex to the borough of Magnolia, in the county of Camden, a portion of the township of Clementon, in the county of Camden.

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

Boundaries of part of township of Clementon annexed to borough of Magnolia.

1. All that portion of the township of Clementon, in the county of Camden, embraced within the following described boundaries, to wit: Beginning at a point in the center of the Ashland or Evesham road, distant eastwardly two hundred feet at right angles from the center line of White Horse pike, the said point being also corner to the present borough lines; thence (1) along the center of the Ashland or Evesham road,

north seventy-nine degrees thirty-two minutes east, one thousand five hundred and twenty-six feet to a point on the division line between the lands of J. H. Long and Joseph Moore; thence (2) along the same south fourteen degrees twenty-three minutes west, six hundred and thirty-seven feet to a corner to said lands and also corner to lands of John R. Cox, formerly Horay's land; thence (3) along the same north eighty degrees thirty-seven minutes west, fifty-six and five-tenths feet to a large stone, corner to lands of E. J. Miller; thence (4) along the same south two degrees thirty-seven minutes east, ninety and four-tenths feet to a corner to the same; (5) still along the same south seventy-four degrees twenty-three minutes west, one thousand and twenty feet more or less to a corner in the same, distant two hundred feet eastwardly from the center of White Horse pike; thence (6) north twenty-two degrees twenty-eight minutes west, along the present borough line passing through the lands of E. J. Miller, Jr., R. Miller, William Miller, H. N. Pierce, and H. Cheesman, seven hundred and twenty-six feet more or less to the place of beginning, is hereby set off from the said township of Clementon and annexed to and made a part of the borough of Magnolia, in the county of Camden.

2. This act shall take effect immediately.

Approved February 25, 1916.

CHAPTER 12.

An Act to amend an act 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. The forty-eighth section of the act to which this act is amendatory is hereby amended so that the same shall read as follows: Section 48 amended.

Delinquents for personal taxes published.

48. In first class cities the comptroller, and in second class cities the collector or other officer charged with the duty of the collection of taxes, shall annually, in the month of April, publish a list of the names of all delinquents for personal taxes and the amounts due in a daily newspaper published in the city, and a second publication shall be made two weeks after the first of the same list, omitting the names of those who have paid the tax in the interval; ten cents per name for each insertion shall be paid to the publisher and added to the tax.

Section 50 amended.

2. The fiftieth section of the act to which this act is amendatory is hereby amended so that the same shall read as follows:

Unpaid assessments on real estate filed with county clerk.

50. On or before the first Tuesday of February in each year the collector of each taxing district except cities shall file with the clerk of his county a list of all unpaid taxes assessed the preceding year on real estate in his taxing district, setting forth against whom assessed, the description of the property and the amount of tax assessed thereon, arranged alphabetically in the names of the owners, except where the assessment is made on the block system, in which case the arrangement may be by blocks in the order of their numbers, to which he shall affix his oath that the same is a true and complete list of all the unpaid taxes on real property, as shown by his tax duplicate, for which service he shall be paid by his taxing district two cents for each name returned; the collector may file afterwards a supplemental list of any taxes omitted by mistake; the collector may amplify the description of any parcel if necessary so as to identify the same in said list; the county clerk shall record the list and affidavit in a separate book for each taxing district and properly index the same, and shall receive for his services from the taxing district five cents for each name in the list, and may charge five cents per year per name for searches made on request for unpaid taxes; said book shall be at all times open for public inspection free of charge; the said list when filed and the record thereof

Corrected list.

Books open for inspection.

shall be constructive notice of the existence of the tax lien for two years from said first Tuesday of February, but not thereafter, against any parcel unless within said term of two years the sale of said parcel shall be noted in the record as hereinafter provided; a purchaser or mortgagee in good faith, after the said first Tuesday of February, whose deed or mortgage is recorded before the collector has filed his list, showing an assessment and tax on the land conveyed or mortgaged shall hold his title free from the tax lien; the lien shall include seven cents for each name for the cost of listing and recording, and shall be marked satisfied by the county clerk on the tax record on payment to the collector of the total amount due, together with a fee of twenty cents for a certificate to the county clerk that the tax has been satisfied, and on the filing with the county clerk of the collector's certificate, and on payment to the clerk of twenty cents for his services.

Liens.

3. This act shall take effect immediately.

Approved February 25, 1916.

CHAPTER 13.

An act concerning savings among the school children of New Jersey.

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

1. In order to encourage the habit of saving among the children in schools in the State of New Jersey it shall be lawful for the principal or superintendent of any public school or schools, or for any person designated for that purpose by the board of education or other school authority under which such school shall be, to collect once a week, or from time to time, small amounts of savings from the pupils of said school, the same to be deposited by said principal or superintendent or designated person on the day of collection

Savings by school children collected and deposited.

Depository.

Accounts to be maintained.

Data furnished as to children.

in any savings bank, trust company, State or National bank, located in the State and having an interest department. These moneys shall be placed to the credit of the respective pupils for whom the money shall be collected, or if the amount collected at any one time shall be deemed insufficient for the opening of individual accounts, in the names of said principal or superintendent or designated person, in trust, and to be by him eventually transferred to the credit of the respective pupils to whom the same belongs. In the meantime, said principal or superintendent or designated person shall furnish to such bank or company a list giving the names, signatures, addresses, ages, places of birth, parents' names and such other data concerning the respective pupils as such bank or company may require, and it shall be lawful to use the words "system of school savings banks" or "school savings banks" in circulars, reports and other printed or written matter used in connection with the purposes of this act.

2. This act shall take effect immediately.

Approved February 28, 1916.

CHAPTER 14.

An Act to validate and confirm elections held in any borough for the issuance of bonds, and to validate and confirm bonds or obligations issued or to be issued in conformity with propositions adopted at such elections, and to authorize the issuance of bonds to the amount and as provided in such propositions, and to authorize the doing of work or making of the improvement for which said bonds are to be issued.

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

Validating issue of bonds by boroughs.

1. Whenever an election has heretofore been called and held in any borough for the adoption of a propo-

sition or propositions to issue bonds, and the notice of election stated the amount of the bonds and the purpose or purposes for which they were to be issued, being a purpose or purposes for which such borough was authorized by law to issue bonds, and a majority of the vote cast at such election was in favor of the adoption of such proposition or propositions, the said election and the proposition or propositions are hereby validated and confirmed, and all bonds or obligations issued or to be issued in conformity with such proposition or propositions are validated and confirmed, and the issuance of bonds or obligations of such borough to the amount and as provided in such proposition or propositions is hereby authorized, notwithstanding any defect, omission or irregularity in the proceedings taken for the issuance thereof; *provided,* that said bonds shall mature and bear interest as provided by an act entitled "A general act relating to boroughs (Revision, 1897)," approved April twenty-fourth, one thousand eight hundred and ninety-seven, as amended, and that in no case shall the amount of bonds so issued or to be issued, together with all other outstanding bonds of said borough, exceed fifteen per centum of the amount of the assessed value of property of said borough, as shown by the last assessment of value thereof.

Proviso.

Limit as to issue.

2. This act shall take effect immediately, but shall not affect any action or proceeding now pending in any court.

Effect of act.

Approved February 28, 1916.

CHAPTER 15.

An Act to provide a Budget System and to provide a method of ascertaining the financial condition of the State and the appropriations necessary for the various departments, institutions and other agencies of the State.

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

Title.

1. The short title of this act is the "Budget Act."

Requests for appropriations presented to Governor.

2. Each department of the State government, board, commission, charitable or correctional institution, or any other State agency, requiring an annual appropriation from the State, shall present a request therefor to the Governor on or before November fifteenth of each year. Any organization, body, committee or person intending to request an appropriation from the Legislature for any particular object or purpose or for any new annual expenditure, shall likewise present such request to the Governor on or before November fifteenth.

By whom requests made.

3. Such requests shall be made by the head of such department, president or chairman of such board or commission, or officer designated by the board of managers or other governing body of such charitable or correctional institution, or other State agency. In the case of the judiciary, it shall be made by the Clerk of the Court of Errors and Appeals, under the direction of the Chancellor and the Chief Justice of the Supreme Court, and in the case of the Legislature, by the Clerk of the House of Assembly and the Secretary of the Senate. In the case of any organization, body, committee or person as mentioned in paragraph two, the request shall be made by some person duly authorized therefor.

Blank forms for requests.

4. Such requests shall be made upon blank forms to be furnished by the Comptroller as approved by the

Governor. The blank forms shall be filled in according to the rules attached hereto. The rules may be altered or amended, or new rules adopted by the Governor or the Joint Appropriation Committee of the Legislature from time to time as conditions may require.

Details required.

5. All such requests for appropriation shall show in detail the purposes for which appropriations are requested, and where increases or decreases from previous appropriations are desired the reason therefor. Such requests shall be sworn to by the person making the same, which oath shall be in the form provided by rule.

Trial balance.

6. There shall accompany such requests for appropriations a trial balance covering the preceding fiscal year, showing the receipts and expenditures of the department or body presenting such request in such form and detail as the Governor may direct.

Financial statement furnished Governor; what to show.

7. On November fifteenth of each year, and thereafter as required, the Comptroller and State Treasurer shall jointly transmit to the Governor, in such form as he shall direct, a summary of the financial condition of the State. This report shall show, in condensed form, the financial condition of the State for the fiscal year ending October thirty-first preceding, the amounts expended and the amounts received, the sources and amounts of income, and the free balance in the treasury. He shall also furnish similar information, as nearly as the same can be ascertained, for the current year. The report shall likewise show the probable sources of revenue and the probable estimate of the State's income available for appropriations for the next fiscal year for which the Legislature will be requested to make appropriations.

Sources and income shown.

Governor to examine and transmit requests to Legislature.

8. Upon the receipt of requests for appropriations and the report of the Treasurer and Comptroller, the Governor shall proceed to examine such requests and reports for the purpose of determining the necessity of the appropriations so requested and shall in a separate message transmit to the Legislature on the second Tuesday in January a summary of such requests and reports, together with his recommendations thereon.

Ascertain source of income and necessity for appropriations.

9. For the purpose of investigating the necessity of the appropriations so requested or for the purpose of ascertaining if either new sources of income are required or present sources of income are properly collected or for any similar purpose, at any time, the Governor may summon witnesses and conduct hearings or appoint any officer of the State government or any other person particularly fitted therefor to conduct any investigation or examination necessary to aid him in this purpose. Should the additional duties imposed upon the Governor by this act require further assistants, the Governor shall have power to appoint officers of the State government, together with not more than two special assistants, to form a permanent committee, acting with him in carrying out the provisions of this act.

Committee appointed.

Message understandable and distributed.

10. The message of the Governor shall be in such form that it can be easily understood by the average citizen, and shall be printed and a copy thereof presented to each member of the Legislature, the press, each public library, and given such other publicity as the Governor or the Joint Appropriation Committee shall deem wise.

No appropriation in excess of revenue.

11. The Governor shall not recommend to the Legislature appropriations in excess of the anticipated revenue. Should he believe that additional appropriations are necessary, he shall, if he deems it advisable, suggest plans for raising sufficient revenue to meet such appropriations.

As to additional appropriations.

12. If he deems it necessary, the Governor may from time to time transmit special messages requesting additional appropriations for purposes not anticipated at the time the budget message was transmitted to the Legislature.

All moneys drawn by general appropriation.

13. No money shall be drawn from the treasury except by the General Appropriation Bill, and it is the intent of this act that no supplemental, deficiency or incidental bill shall be considered.

Effect of greater appropriation.

14. Whenever any act creating or regulating any body, mentioned in paragraph two, shall limit the amount which such body may expend, such act shall be deemed to be repealed in so far as such limit is concerned if a

greater amount is appropriated by any succeeding Legislature to the extent only of such greater amount.

Transfer of accounts.

15. In order that some degree of flexibility in appropriations may be had, any department or other State agency receiving an appropriation by any future 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.

35-15
A-20-118

Proviso.

In case of use of fees, licenses, etc., Governor to be informed.

16. Any department of the State government, board, commission, charitable or correctional institution, or any other State agency which derives its income in part or in whole from fees, licenses, taxes, penalties, or in any manner, by reason of any law whereby such income is paid directly to such body for its support and not by appropriation from the State treasury, shall, upon request of the Governor, supply information concerning such income and the expenditure thereof either in the form required for appropriations or in any other form which he may direct, and the Governor shall have the same powers of investigation over such bodies as over other bodies requesting appropriations under this act.

Expenses.

17. The expense of conducting any investigation authorized in this act may be drawn from either a special appropriation made for this purpose or from the Governor's emergency fund. Such expenses shall be paid upon the certificate of the Governor.

Act, how construed.

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

In effect.

19. This act shall take effect October first, one thousand nine hundred and sixteen.

RULES.

Budget blanks.

1. All requests for appropriations shall be upon blanks furnished by the Comptroller according to forms approved by the Governor. Such blanks shall be called appropriation budget blanks.

Addressed.

2. They shall be addressed to the Governor and General Appropriation Committee of the next ensuing Legislature.

Authority cited.

3. They shall cite the laws under which the appropriation is authorized.

What to be shown.

4. They shall show the total number of employees for the preceding fiscal year, the current fiscal year and the estimated number for the coming year for which the appropriation is asked; likewise in charitable and correctional institutions, the number of inmates, the costs of maintenance per capita, and the costs of administration and salary per capita for the same periods.

Value of property, etc., shown.

5. They shall show the estimated value of the property under the control of the department or body requesting the appropriation and the amount contributed thereto by the State. Also the amount of revenue earned and how much, if any, thereof is paid directly into the State Treasury.

Figures for three years given.

6. They shall show in parallel columns opposite each item the amount appropriated for the last fiscal year, the present year and the amount required for the next year.

Division of items.

7. The items shall, as far as practical, be divided as follows:

(a) maintenance (1) food; (2) clothing; (3) fuel and power; (4) supplies; (5) incidentals.

(b) salaries (give number and classification of employees and salaries).

(c) repairs and replacements (give details).

(d) miscellaneous (including equipment, insurance, fixed charges, etc.).

(e) New buildings (give details).

Increase indicated.

8. Whenever an increase in an item is asked over the previous year, it shall be underlined in red ink and the reason for such increase given.

Outline of forms.

9. The form shall be substantially as follows:

SUGGESTED FORM FOR A STATE INSTITUTION.

STATE HOME FOR BOYS.

Authorized laws, 1910, page 55; 1912, page 120.

Number of Employees.		*Number of Inmates.*	
1915	10	1915	100
1916	11	1916	110
1917	14	1917	125

Cost of Maintenance Per Capita.		*Cost of Administration and Salaries Per Capita.*	
1915	$190	1915	$20
1916	$200	1916	$23
1917	$210	1917	$27

Value of Property.	*Total of State Appropriation for Permanent Improvements.*
$2,000,000	$1,500,000

Income Turned into State Treasury..... $3,000.00
(Explanation) Give details.

Income Not Turned into State Treasury.... $7,000.00
(Explanation) Give details.

To.....Governor of New Jersey and the Joint Appropriation Committee for the year ..... (Insert year of incoming Legislature)..... ..... designated by the Board of Managers of the State Home for Boys, for this purpose presents their requests for the following appropriations for the fiscal year beginning November 1, ..., together with the reasons therefor. Also attached hereto is a trial balance covering the preceding fiscal year.

Respectfully submitted,

(Insert names of signers) .....
.....

Appropriation for 1915.	*Appropriation for 1916.*		*Requested Appropriation 1917.*
$29,000	$22,000	A—Maintenance, total.....	$25,000
		(Explanation: The reason of the increase in this item is that the number of inmates are increasing, also there is a general advance in the cost of food, etc.)	
		1. Food $10,000	
		(This item covers such foods as we do not raise on our farms. Food to the value of $12,000 is produced by the labor of the boys themselves.)	
		2. Clothing 5,000	
		(Explanation.)	
		3. Fuel and Power 4,000	
		(Explanation: The high cost of fuel is due to the long haul to the institution. If a motor truck was purchased as requested, etc.)	
		4. Supplies 5,000	
		(Nature of supplies required.)	
		5. Incidentals 1,000	
$4,000	$5,000	B—Salaries	7,000
		(Explanation.)	
		(1 Superintendent, $3,000. An increase of $1,000 is recommended because, etc.)	
		(4 Keepers at $1,000, $4,000. An increase of one keeper is necessary because, etc.)	
$2,000	$7,000	C—Repairs and replacements	5,000
		(Less repairs are necessary because a thorough renovation was possible with last year's appropriation. The following work was done—It is proposed to do the following this year: Repairs to heating plant, $1,000; to barn, $1,000; $5,000, etc.)	

Appropriation for 1915.	*Appropriation for 1916.*		*Requested Appropriation 1917.*
$5,000	$3,000	D—Miscellaneous	10,000
		1 motor truck .....$1,500 (Explanation.)	
		10 cows ..... 3,000 (Explanation.)	
		Farm equipment ..... 5,500 (Explanation.)	
$40,000	$25,000	E—New Buildings ..... (The new dormitory for which an appropriation of $25,000 was made last year was erected at a cost of $19,000. Two new buildings are necessary; an administration building costing $30,000 and an assembly hall costing $40,000.)	70,000
$80,000	$62,000	Total, ...	$117,000

..... being duly sworn according to law says that he is the person authorized to make the above requests for appropriations and that in his opinion such appropriations are necessary and reasonable and that all the statements contained in the said requests and the statements accompanying such requests are true to the best of his knowledge and belief.

(Jurat)

GENERAL STATEMENT. (Signature.)

(Not more than 1,000 words.)

RECOMMENDATION OF THE GOVERNOR.

To the members of the General Assembly: Recommendation.

SUGGESTED FORM FOR A STATE INSTITUTION.

STATE BANKING DEPARTMENT.

Authorized Laws 1898—pg. 55; 1910—pg. 22; 1914—pg. 316.

Number of Employees.

1915 24
1916 22
1917 27

Income turned into State Treasury.....$22,000
(Explanation: Fees from examinations, $17,000; fees for, etc.)

Income not turned into State Treasury..... 7,000
(Explanation: Fees from, etc.)

To....., Governor of New Jersey, and the Joint Appropriation Committee for the year..... (insert year of incoming Legislature)..... Commissioner of the State Banking Department, hereby presents his requests for the following appropriations for the fiscal year beginning November 1, ..., together with the reasons therefor. Also attached hereto is a trial balance covering the preceding fiscal year.

Appropriation for 1915.	*Appropriation for 1916.*		*Requested Appropriation for 1917.*
$3,000	$4,000	A—Maintenance	$5,000
		1. Supplies. (Explanation.)	
		2. Incidentals. (Explanation.)	
		3. Traveling expenses.	
$40,000	$42,000	B—Salaries	43,800
		1 Commissioner's salary fixed by law $6,000	
		1 deputy at 3,500	
		5 Clerks at $1,500 7,500	
		2 stenographers at $900.. 1,800	
		10 Examiners at $2,500 ..25,000	
		C—Repairs and replacements. (None.)	
$1,000	$500	D—Miscellaneous	6,000
		1. Office equipment, $2,000 (Explanation.)	
	$2,000	2. Traveling expenses ..... 3,000 (Explanation.)	
	$1,000	3. Stationery ..... 1,000 (Explanation.)	
		E—New buildings. (None.)	

..... being duly sworn according to law, says that he is the person authorized to make the above requests for appropriations, and that in his opinion said appropriations are necessary and reasonable, and that all the statements contained in the said requests and the statements accompanying such requests are true to the best of his knowledge and belief.

(Jurat) (Signature.)

General Statement.

(Not more than 1,000 words.)

RECOMMENDATION OF THE GOVERNOR.

Recommendation.

To the members of the General Assembly:

Upon investigation, I find that the requests of the State Banking Department are, etc.

RECAPITULATION BY GOVERNOR.

Recapitulation.

At the end of the summarized statements from the various State agencies, the Governor shall make a recapitulation of the total requests for appropriations, as compared to the anticipated income of the State, together with any specific or general recommendations, as he may deem wise and proper.

Approved March 1, 1916.

CHAPTER 16.

An Act empowering the Department of Poultry Husbandry at the Agricultural Experiment Station to conduct egg-laying and breeding tests, at Vineland, Cumberland county.

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

Poultry tests.

1. The State Agricultural Experiment Station is hereby authorized to conduct egg-laying and breeding

tests at Vineland, Cumberland county, as a part of the regular research work of said Experiment Station, and to employ such assistants as may be necessary to carry on the purposes of this act.

Appropriation.

2. The sum of three thousand dollars is hereby appropriated annually for three years to the State Agricultural Experiment Station for the maintenance and promotion of such tests, provided that no part of the sums appropriated shall become available until the amount thereof has been included in either a supplemental or regular appropriation bill.

3. This act shall take effect immediately.

Approved March 1, 1916.

CHAPTER 17.

A Supplement to an act entitled "An act constituting a commission for ameliorating the condition of the blind, and defining its powers and duties," approved April sixteenth, nineteen hundred and nine.

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

Loans to blind persons.

1. It shall be lawful for the commission for ameliorating the condition of the blind, during each fiscal year, to expend such sum as shall be annually appropriated by the Legislature for that purpose, for the practical encouragement, by loans of capital, of stock in trade, or of tools and apparatus, of blind persons desirous of earning a living by any form of business or productive activity. Such payments shall be made upon bills approved by the commission for ameliorating the condition of the blind, upon the warrant of the Comptroller, by the Treasurer of this State. Said commission is hereby also authorized and empowered to loan any of the moneys provided for pursuant to the provisions of this

Approval of bills.

Fund maintained for loans.

act and for the amelioration of the blind, and to contract for the repayment of the same, and the moneys when repaid shall form a part of the fund to be kept and maintained by the aforesaid commission, to be used by it pursuant to the provisions of this act.

2. This act shall take effect immediately.

Approved March 3, 1916.

CHAPTER 18.

43-C-18
R-21-495

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 twelfth, one thousand nine hundred and six.

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

Lights on motor tricycles.

1. Any motor cycle having more than two wheels with a tread of at least twelve inches shall carry two white lights to the front, as provided in section four of the act to which this is a supplement.

2. This act shall take effect immediately.

Approved March 3, 1916.

CHAPTER 19.

An Act to amend an act entitled "An act making appropriations for the support of the State government and for the several public purposes for the fiscal year ending October thirty-first, one thousand nine hundred and sixteen," approved April twenty-sixth, one thousand nine hundred and fifteen.

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

Item 67 amended.

1. Item 67 of the act entitled "An act making appropriations for the support of the State government and for the several public purposes for the fiscal year ending October thirty-first, one thousand nine hundred and sixteen," approved April twenty-sixth, one thousand nine hundred and fifteen, is hereby amended so as to read as follows:

67.

Allowances for Girls' Home.

2. For the trustees of the New Jersey State Home for Girls, for maintenance, not exceeding two hundred and fifty dollars per capita, exclusive of salaries, seventy thousand dollars;

For the trustees of said home, for expenses incurred in the discharge of their duties, four hundred dollars;

For salaries and expenses of two parole officers, two thousand dollars;

For a hospital fund, five hundred dollars;

For repairs to buildings, two thousand five hundred dollars;

For extension to Stokes cottage for laundry purposes, one thousand five hundred dollars;

The proceeds of sale of land are hereby appropriated for the purpose of purchasing additional land, pursuant to chapter one hundred and thirty-one, laws of one thousand nine hundred and fifteen.

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

Approved March 7, 1916.

CHAPTER 20.

A Supplement to an act entitled "An act making the appropriations for the support of State government and for the several public purposes for the fiscal year ending October thirty-first, one thousand nine hundred and sixteen," approved April twenty-sixth, one thousand nine hundred and fifteen.

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

1. The following sum, or so much thereof as may be necessary, be and hereby is appropriated out of the State fund for the purpose herein specified, and for supplying a deficiency in the former appropriation for the fiscal year ending October thirty-first, one thousand nine hundred and sixteen. Deficiency met.

STATE BOARD OF AGRICULTURE.

2. For the purpose of carrying out the provisions of chapter sixty, laws of one thousand nine hundred and eleven, and the amendments thereof and supplements thereto, two thousand dollars. Healthy bees.

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

Approved March 7, 1916.

CHAPTER 21.

An Act relating to official bonds.

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

Officials may be bonded by surety companies.

1. Every bond given hereafter by any public official of the State or of any county or municipality or school district, pursuant to any law or ordinance, may have, as the surety thereon, an incorporated surety company authorized by the laws of this State to transact business herein; and in such case the premium therefor shall be paid by the State, county, municipality or school district, as the case may be.

Payment of premiums.

2. This act shall take effect immediately.

Approved March 7, 1916.

CHAPTER 22.

A Supplement to an act entitled "An act constituting a Commission for Ameliorating the Condition of the Blind, and defining its powers and duties," approved April sixteenth, nineteen hundred and nine.

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

Inquiries as to blindness.

1. The Commission for Ameliorating the Condition of the Blind, constituted and appointed pursuant to the provisions of the act to which this act is a supplement, are hereby authorized and empowered to make inquiries concerning the causes of blindness, to learn what proportion of the causes of blindness of inhabitants of this State are preventable, and to co-operate with the

State Board of Health and other board, body or official of this State which may be interested in the subject matter of this act, in adopting and enforcing proper and preventive measures. The said commission may expend such sum of money for the purpose of carrying out the provisions of this act as may be appropriated by any annual or supplemental appropriation bill, which said sum, when so appropriated, or any part thereof, shall be paid out of the treasury of this State, on bills duly approved by the Commission for Ameliorating the Condition of the Blind of this State. Expenditures.

2. This act shall take effect immediately.

Approved March 7, 1916.

CHAPTER 23.

A Supplement to an act entitled "An act to authorize any city of this State to acquire lands by purchase or condemnation, and erect on such lands or on other lands owned by such city a public building or buildings for use as a museum of arts and sciences, or suitable for public exhibitions, lectures, addresses or assemblages, or for any or all of such purposes and uses, and to furnish the same, and to issue bonds to provide for the expense of such acquisition, erection and furnishing, and to provide by tax for the payment of the principal and interest of said bonds," approved April twenty-first, one thousand nine hundred and fifteen.

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

1. Whenever the board or body having charge of the finances of any city of this State shall have deter- Committee on public buildings in cities.

mined to erect in such city a public building or buildings for any or all of the purposes mentioned in the act to which this is a supplement, and shall have acquired or appropriated lands upon which to erect such building or buildings, and said act has been accepted by the voters of such city pursuant to the provisions of the fifth section thereof, it shall be lawful for said board or body, in its discretion, with the consent of the mayor of such city, to appoint a building committee to erect and furnish said building or buildings. Said committee shall consist of not more than seven and not less than three persons, who shall be citizens of this State and residents of or engaged in business in such city.

Membership.

No pay.

They shall serve without compensation.

Organization.

2. The said committee shall organize by selecting one of its members as chairman, and may appoint such clerks and other assistants from time to time as may be necessary. The acts of a majority of the committee shall be the acts of the committee as herein authorized. Any vacancy occurring in the committee by death, resignation or otherwise, shall be filled in the same manner as the original appointments. The committee shall have power to employ an architect or architects, to determine the number of buildings to be erected and the style and character of such building or buildings, to adopt plans and specifications for the erection, construction and furnishing of the building or buildings so determined upon, to enter into contracts for doing the work and furnishing the materials for and in the erection and furnishing of such building or buildings, and to superintend and enforce the execution of such contracts, and generally to do all proper and necessary acts and incur all proper and necessary expense in carrying out the provisions of this act and the act to which this is a supplement.

Vacancies.

Architects.

Style and number of buildings.

Expenses met by bond issue.

3. All bills contracted and expenses incurred by said committee in accordance with the provisions of this act shall be paid on the order of the chairman of said committee by the treasurer or other disbursing officer of

such city out of the proceeds resulting from the sale of the bonds authorized by the second section of the act to which this is a supplement and not otherwise.

4. This act shall take effect immediately.

Approved March 7, 1916.

CHAPTER 24.

An Act to amend an act entitled "An act providing for the regulation of vehicles, animals, and pedestrians on all public roads and turnpikes, and prescribing and regulating process and the service thereof and proceedings for the violation of the provisions of the act and penalties for said violations, and granting authority to towns, cities, boroughs and townships, under certain restrictions for the adoption of ordinances further regulating vehicles, pedestrians, and animals, and designating the authorities to enforce its provisions, and defining their powers and their authority," approved April sixth, one thousand nine hundred and fifteen.

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

1. Part IV of the act of which this is amendatory, be and the same is hereby amended to read as follows: Part IV. amended.

PART IV.

PEDESTRIANS.

12. In places where the houses are on the average less than one hundred feet apart, pedestrians shall have the right of way over vehicles at any street crossing. Right of way at street crossings.

2. This act shall take effect immediately.

Approved March 8, 1916.

50-C-25
R-18-649

CHAPTER 25.

A Supplement to an act entitled "An act in relation to county expenditures," approved April second, one thousand eight hundred and seventy-eight.

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

Counties may advertise their advantages.

1. The boards of chosen freeholders of the several counties of this State may appropriate for county purposes such sums of money as they 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 several counties for residence and business purposes, and the amounts so appropriated shall be included in the annual tax levy and shall be assessed and collected in the same manner and subject to the same provisions as other taxes and appropriations are raised for county purposes.

2. This act shall take effect immediately.

Approved March 8, 1916.

CHAPTER 26.

An Act validating and confirming elections and propositions to issue bonds in boroughs and bonds and obligations issued or to be issued in conformity with such propositions and authorizing the issuance of bonds in conformity therewith.

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

Validating bond issue in boroughs.

1. Whenever an election has heretofore been called and held in any borough for the adoption of a propo-

sition or propositions to issue bonds and the notice of election stated the amount of the bonds and the purpose or purposes for which they were to be issued, being a purpose or purposes for which such borough was authorized by law to issue bonds, and a majority of the votes cast at such election was in favor of the adoption of such proposition or propositions, the said election and the proposition or propositions are hereby validated and confirmed and all bonds or obligations issued or to be issued in conformity with such proposition or propositions and the issuance of bonds or obligations of such borough to the amount and as provided in such proposition or propositions is hereby authorized notwithstanding any defect, omission or irregularity in the proceedings taken for the issuance thereof; *provided,* that said bonds shall mature and bear interest and be sold as provided by an act entitled "A general act relating to boroughs (Revision, 1897)," approved April twenty-fourth, one thousand eight hundred and ninety-seven, and the acts amendatory thereof and supplementary thereto; *and provided,* that in no case shall the amount of bonds so issued or to be issued, together with all other outstanding bonds of said borough exceed fifteen per centum of the amount of the assessed valuation of the property in said borough as shown by the latest assessment of valuation thereof.

Proviso.

Proviso.

2. This act shall take effect immediately, and shall not affect any action or proceeding now pending in any court.

Actions pending not affected.

Approved March 8, 1916.

CHAPTER 27.

An Act to validate and confirm proceedings had or taken in any borough for the issuance of bonds for the purchase and establishment of public parks or for the paving and improving of streets and to authorize the issuance of bonds to the amount as provided in such proceedings.

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

Validating bond issue for park or street purposes in boroughs.

1. Whenever any borough has heretofore had or taken proceedings by resolution, ordinance or otherwise, for the issuance of bonds thereof for the purchase and establishment of public parks or for the paving of streets therein, the said resolutions, ordinances and other proceedings in relation to the issuance of such bonds and the making of the improvement or doing of the work for which the bonds were to be issued, are hereby validated and confirmed, and all bonds or obligations issued or to be issued in conformity with such proceedings are validated and confirmed, and the issuance of bonds or obligations of such borough to the amount and as provided in such ordinances and resolutions is hereby authorized, notwithstanding any omission or irregularity in the said proceedings or any failure to submit the same to the voters of the said borough; *provided,* that said bonds shall mature and bear interest as provided by an act entitled "A general act relating to boroughs (Revision, 1897)," approved April twenty-ninth, one thousand eight hundred and ninety-seven, as amended, and that in no case shall the amount of bonds so issued or to be issued, together with all other outstanding bonds of said borough, exceed fifteen percentum of the amount of the assessed value of the property of said borough as shown by the last assessment of value thereof.

Proviso.

2. This act shall take effect immediately, but shall not affect any action or proceeding now pending in any court. Actions pending not affected.

Approved March 8, 1916.

CHAPTER 28.

An Act to amend an act entitled "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, nineteen hundred and twelve," which supplement was approved April first, nineteen hundred and thirteen.

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. The Commissioner of Public Roads is hereby authorized to improve and keep in repair any road, or section of road, leading up to any institution or to any park or reservation maintained wholly by the State of New Jersey, and cause plans and specifications for such improvement to be made. If the said commissioner shall decide that said road, or section of road, shall be improved, the same shall be 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 said improvement and the repair of said road after said improvement shall be paid out of any appropriation made for the improvement and maintenance of roads authorized to be improved or maintained under the act to which this act is a supplement, or for the repair of said roads, out of any moneys derived by the Maintenance of certain roads pertaining to State property. Provision for costs.

Commissioner of Public Roads pursuant to any law of this State, which said payments shall be made out of the treasury of this State, on the warrant of the Comptroller, on bills duly approved by said Commissioner of Public Roads.

Certain street included.

Nothing in this act nor in the act to which this is a supplement shall be held to prevent the improvement or maintenance by the said commissioner of any street in any city when said street leads up to any such institution, park or reservation.

2. This act shall take effect immediately.

Approved March 8, 1916.

CHAPTER 29.

An Act to further amend an act entitled "An act to provide for officers of the Senate and General Assembly and to fix their compensation," approved June eleventh, one thousand eight hundred and ninety-five.

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

Section 2 amended.

1. Section two of an act entitled "An act to provide for officers of the Senate and General Assembly and to fix their compensation," approved June eleventh, one thousand eight hundred and ninety-five, is hereby amended to read as follows:

Officers and employees of the Senate and their compensation.

2. The following shall be the officers of the Senate, who shall severally receive the annual compensation herein prescribed, that is to say:

Secretary of the Senate, fifteen hundred dollars;

Assistant secretary of the Senate, twelve hundred dollars;

President's secretary, six hundred dollars;

Chaplain, three hundred dollars;
Supervisor of bills, twelve hundred dollars;
Assistant supervisor of bills, six hundred dollars;
Second assistant supervisor of bills, five hundred dollars;
Journal clerk, one thousand dollars;
Assistant journal clerk, five hundred dollars;
Second assistant journal clerk, four hundred dollars;
Calendar clerk, five hundred dollars;
Bill clerk, five hundred dollars;
Assistant bill clerk, five hundred dollars;
Sergeant-at-arms, seven hundred dollars;
Assistant sergeant-at-arms, five hundred dollars;
Clerk to the committee on printed bills, five hundred dollars;
Clerk to the committee on appropriations, five hundred dollars;
Clerk to committee on stationery and incidentals, two hundred dollars.
Secretary to committee on appropriations, five hundred dollars;
Four clerks to committees, to be assigned to duty by the Secretary of the Senate, three hundred and fifty dollars each;
Four stenographers, five hundred dollars each;
Five doorkeepers, three hundred and fifty dollars each;
Three gallery keepers, three hundred and fifty dollars each;
Four file clerks, three hundred and fifty dollars each.
Six pages, two hundred dollars each.

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 8, 1916.

CHAPTER 30.

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, nineteen hundred and three.

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

Section 8 amended.

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

Open season for certain web-footed water fowl.

Penalty.

Possession evidence of unlawful holding.

8. It shall be unlawful to capture, kill, injure, destroy or have in possession any wild geese, wild swans, brant and wild ducks or coot, commonly called crow duck, excepting only between the first day of October and the fifteenth day of March following, both dates inclusive, in each year. Any person violating any of the provisions of this act shall be liable to a penalty of twenty dollars for each duck, swan, goose, brant or coot, commonly called crow duck, captured, killed, injured, destroyed or had in possession in violation of this act. The having in possession of any duck, swan, goose, brant or coot, commonly called crow duck, whatsoever during the period prohibited in this section shall in every court and place be deemed prima facie evidence that the same is unlawfully in possession.

2. This act shall take effect immediately.

Approved March 8, 1916.

CHAPTER 31.

57-C-31
R-20-268
Cf.-20-134

An Act regulating the weighing, testing and purchasing of milk and cream in certain cases.

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

Test applied in purchasing milk utensils.

1. No person purchasing milk or cream and paying for the same on the basis of the percentage of butter fat contained therein shall, if the percentage of butter fat is ascertained by the method commonly known as the "Babcock Test," use any test glassware except standard Babcock Test Glassware, which has been previously inspected and approved by the director of the New Jersey Agricultural Experiment Station of this State. If the proportion of butter fat is determined by any method other than the Babcock method, no utensil or instrument shall be used in such determination until the same has been inspected and approved by the director of the New Jersey Agricultural Experiment Station of this State.

Utensils approved.

Tester must be licensed.

2. No person purchasing milk or cream and paying for the same on the basis of the percentage of butter fat contained therein, or no employee of any such person shall test any milk or cream, purchased or to be purchased by such person on the basis of the percentage of butter fat contained therein, as aforesaid, for the purpose of ascertaining such percentage unless such person making such test shall first have procured a license from the director of the New Jersey Agricultural Experiment Station of this State authorizing him to make such test.

Application.

3. Applications for such license shall be made to the director of the New Jersey Agricultural Experiment Station of this State in writing; such application shall state the name of the test which the applicant intends to apply to such milk or cream. Any such applicant

Demonstration of ability.

shall be examined by the director of the New Jersey Agricultural Experiment Station for the purpose of determining his ability to accurately make such test, and upon his demonstration of such ability a license shall be issued to him authorizing him to make the test named in his application. Any such license may be revoked by the director of the New Jersey Agricultural Experiment Station upon proof of the incompetency of the person holding such license or upon proof of the violation by such persons of any of the provisions of this act.

License revocable.

Readings of tests must be accurate.

4. No person purchasing milk or cream and paying for the same on the basis of the percentage of butter fat contained therein, and no employee of any such person, shall fraudulently underread, overread or otherwise fraudulently manipulate the test known as the Babcock test, or any other test used for determining the proportion of butter fat in milk or cream, or shall falsify the record thereof, or shall read the test known as the Babcock test at any temperature except the temperature of not less than one hundred and thirty degrees Fahrenheit and not more than one hundred and fifty degrees Fahrenheit.

True weight.

5. No person purchasing milk or cream by weight, and no employee of any such person, shall fraudulently use as the basis of payment for such purchase any weight other than the true weight of the milk or cream so purchased.

Inspection.

6. The director of the New Jersey Agricultural Experiment Station, or his deputies, shall have the authority to enter and inspect the premises of any person purchasing milk or cream and paying for the same on the basis of the percentage of butter fat contained therein. The said director and his deputies shall have the authority to examine the books and records of any person purchasing milk or cream and paying for the same on the basis of the percentage of butter fat contained therein.

Samples of milk preserved.

7. Any person purchasing milk or cream and paying for the same on the basis of the percentage of

butter fat contained therein shall take and retain on his premises an aliquot part of each lot of milk purchased and sampled. A composite sample to which a suitable preservative has been added shall be made up of the aliquot parts taken from the several lots of milk purchased from any one person, and the milk or cream purchased from each person shall be represented by a composite sample. The same composite sample or samples, shall be kept intact for a period of not less than ten days after payment is made for the several lots of milk or cream represented by each composite sample, and the director of the New Jersey Agricultural Experiment Station and his deputies shall have the authority to examine and analyze such composite samples for the purpose of determining whether payment had been correctly made on the basis of the percentage of butter fat in the milk or cream purchased.

Right to examine and analyse.

8. Any person who shall violate any of the provisions of this act shall be liable to a penalty of one hundred dollars for the first offense and to a penalty of two hundred dollars for the second and each subsequent offense. Any such penalty shall be sued for and recovered by and in the name of the director of the New Jersey Agricultural Experiment Station in an action of debt. Such penalty, when recovered, shall be paid by such director into the treasury of the State of New Jersey. When judgment is obtained for any penalty under this act in any court of this State against any individual, execution may issue against the goods, chattels and body of such individual.

Penalty.

Recovery and disposition of penalty.

9. This act shall take effect September first, one thousand nine hundred and sixteen.

Act effective.

Approved March 8, 1916.

60-C-32
R-18-649

CHAPTER 32.

An Act authorizing the employment by the board of chosen freeholders of any county of this State of one or more county nurses to discover, investigate, report and care for cases of tuberculosis; to otherwise define the duties of such county nurse or nurses, and to prevent the spreading of such disease.

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

County nurse.

1. The board of chosen freeholders of any county shall have power from time to time to employ a registered nurse or nurses whose duties under rules and regulations from time to time to be prescribed by such board of chosen freeholders shall be as follows: To discover and investigate any tuberculosis cases existing in such county; to give instructions to tuberculosis patients and others in such county relative to hygienic or sanitary measures to be observed in preventing the spread of such disease; to act as visiting nurse to any tuberculosis patients in such county; to aid in making a report of existing or suspected cases of tuberculosis in such county to the State Board of Health, to the board of managers of any hospital established in or for such county for the care and treatment of persons suffering from tuberculosis, and to the Board of Health of any municipality in such county, and to perform such other duties as nurse or hygienic expert as may be designated by such county board of freeholders to prevent the spread of such disease.

Duties.

Monthly report.

2. Every nurse so employed shall at the end of each month, and at such other times as the board of chosen freeholders of any such county may require, make a report in writing to such board, which report shall show in detail the visits made during such month, the services

performed and such other information as the board of chosen freeholders may from time to time require.

Compensation.

3. Any nurse or nurses so employed by any such board of chosen freeholders shall receive for his or her services such compensation as may be provided by said board and shall be subject to the jurisdiction and direction of such board.

Exceptions to act.

4. Nothing in this act shall repeal or in any wise affect an act entitled "An act concerning tuberculosis," approved March twenty-eighth, one thousand nine hundred and twelve; and this act shall not apply to any county of the first class where nurses have been, or may be, appointed to perform the duties mentioned in paragraph one, by the board of managers, serving under the provisions of an act entitled "An act concerning tuberculosis," approved March twenty-eighth, one thousand nine hundred and twelve.

5. This act shall take effect immediately.

Approved March 8, 1916.

CHAPTER 33.

An Act to amend an act entitled "An act to regulate the practice of optometry, to license optometrists and to punish persons violating the provisions thereof," approved April seventeenth, one thousand nine hundred and fourteen.

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

Section 15 amended.

1. Section fifteen (15) of the act to which this act is an amendment be and the same is hereby amended to read as follows:

Not practice after certificate revoked.

15. No person shall practice optometry after his registration has been marked "certificate revoked."

2. This act shall take effect immediately.

Approved March 8, 1916.

CHAPTER 34.

An Act to repeal an act entitled "An act to provide for the census or enumeration of the inhabitants of this State," approved April twelfth, one thousand nine hundred and five.

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

Act authorizing State census repealed.

1. The act entitled "An act to provide for the census or enumeration of the inhabitants of this State," approved April twelfth, one thousand nine hundred and five, be and the same is hereby repealed; *provided,* that the repeal of this act shall not revive any act thereby repealed.

Proviso.

2. This act shall take effect immediately.

Approved March 8, 1916.

CHAPTER 35.

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)."

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

Section 66 amended.

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

Preferred claims against estates.

66. Judgments entered of record against the decedent in his lifetime, funeral charges and expenses,

and the physician's and nurse's bills during the last sickness, shall have preference, and be first paid out of the personal and real estate of the testator or intestate.

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

Approved March 8, 1916.

CHAPTER 36.

An Act to amend an act entitled "A supplement to an act entitled 'An act concerning railroads,' approved April fourteenth, one thousand nine hundred and three," which supplement was 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:*

1. It shall hereafter be lawful for any railroad company engaged in business in this State to issue free transportation to the chiefs and captains of police of the municipalities of this State, and to county detectives, and such transportation pass shall display the picture of such person to whom the same shall be issued. Passes to certain police officers.

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 8, 1916.

CHAPTER 37.

An Act to amend an act entitled "An act to establish and regulate the State Home for Boys (Revision of 1900)," approved March twenty-second nineteen hundred.

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

Section 11 amended.

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

Quarterly reports.

11. The trustees shall make and submit a report to the Governor at the expiration of every three months, dating from the first of each year, showing the average number of boys maintained in the home during such period, which said report shall be duly certified by the president and attested by the secretary of the board.

Payments; how made.

The funds appropriated by the State for the maintenance of said home shall be paid in the manner provided in the act entitled "An act regulating the receipt and disbursements of State moneys in certain cases," approved October thirty-first, one thousand nine hundred and seven.

In effect.

2. This act shall take effect on the first day of November, nineteen hundred and sixteen.

Approved March 13, 1916.

CHAPTER 38.

A Supplement to an act entitled "A general act relating to boroughs (Revision of 1897)," approved April twenty-fourth, eighteen hundred and ninety-seven.

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

Payment on account of death or injury to borough officials.

1. It shall be lawful for the common council or other governing body of any borough of this State to pay to the widow or the dependents of any member of borough council or other officer of borough who has lost his life, or who has been injured while in the performance of duties for said borough, a sum not exceeding five hundred dollars, which said sum shall be paid by the collector or the disbursing officer of the borough as other moneys are now or may hereafter be paid, which said sum shall be paid only upon the passage of a resolution by a majority vote of all the members of the common council or other governing body of said borough.

2. This act shall take effect immediately.

Approved March 13, 1916.

CHAPTER 39.

An Act to amend an act entitled "A general act relating to boroughs (Revision of 1897)," approved April twenty-fourth, one thousand eight hundred and ninety-seven.

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

Section 54 amended.

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

Action on application.

54. The council, upon receiving the application referred to in the preceding section, and upon the introduction of the ordinance for the making of such improvement, shall cause the clerk to give public notice of such proposed improvement, briefly describing it and stating the time when and place where the council will meet to receive and consider objections thereto, which time shall be not less than ten days after the date of such notice; said notice shall be posted in five of the most public places in said borough for at least one week prior to the date therein named, or published in a newspaper circulating in said borough, at least one week prior to the date of meeting as aforesaid, and if at the time and place so specified the owners of more than one-half of the property fronting within the limits mentioned in said application do not object thereto in writing, said council may proceed to pass said ordinance directing such improvement to be made; if such objections be filed, however, said ordinance shall not be passed, and no further proceedings shall be taken thereon, and no application for such improvement shall be entertained by the council for the space of one year thereafter, except in the case of sidewalk improvement, or improvement by laying out, opening, widening, straightening, altering or vacating any road or avenue or section of the same, in which cases the council may proceed to pass said ordinance, notwithstanding objections to be filed as aforesaid, if the council deem the same to be a public necessity.

Notice.

Effect of objections.

2. This act shall take effect immediately.

Approved March 13, 1916.

67-C-40
S-17-104

67-C-40
S-19-398

CHAPTER 40.

An Act to reorganize the Department of Labor; to provide for the execution of its powers and the performance of its duties through departmental bureaus, under the supervision and control of the Commissioner of Labor; and as incidental to such reorganization, to provide for the transfer and assignment of officials and employees in the present department, and to extend the term of office of the Commissioner of Labor.

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

1. The Department of Labor shall be reorganized and hereafter composed of Organization.

67-1
A-22-609

First—One Commissioner of Labor.
Second—One assistant Commissioner of Labor.
Third—A Bureau of Inspection.
Fourth—A Bureau of Structural Inspection.
Fifth—A Bureau of Electrical Equipment.
Sixth—A Bureau of Hygiene and Sanitation.
Seventh—A Bureau of Engineers' and Firemen's Licenses.
Eighth—A Bureau of Industrial Statistics.
Ninth—A Bureau of Employment.

2. The Commissioner of Labor shall be a citizen and resident of this State, appointed by the Governor, by and with the advice and consent of the Senate. He shall hold his office for the term of five years and until his successor is appointed and qualified. He shall receive a salary of six thousand dollars per annum. Commissioner.

3. He shall be the executive and administrative head of the department. All powers and duties heretofore vested in and devolved upon the Commissioner of Labor or the Department of Labor shall hereafter be exercised Duties of commissioner.

and performed by him in person or under his personal supervision and control, through and by any bureau or representative thereof, duly authorized by the Commissioner of Labor for that purpose. When not inconsistent with the provisions of any statute, he shall assign to the various bureaus and cause to be performed through them, under his supervision and in his name, such duties as may have been or hereafter may be devolved generally upon the Department of Labor or upon the Commissioner of Labor, to the end that through the several bureaus, each performing its assigned correlated functions, the work of the department shall be economically, efficiently and promptly performed.

Assign duties.

68-4
R-22-609

Assistant commissioner and bureau of inspection.

4. The Bureau of Inspection shall consist of an assistant commissioner of Labor, who shall be appointed by the Commissioner of Labor. The assistant Commissioner of Labor, in the absence of the commissioner, shall execute his powers and perform his duties. The salary of the assistant Commissioner of Labor shall be three thousand dollars per annum. There shall also be nineteen inspectors, of whom three at least shall be women. One inspector shall have practical knowledge and skill in the work in and operation of mines and quarries, and one shall be a practical baker. The inspectors shall be appointed by the Commissioner of Labor, and each shall receive a salary of fifteen hundred dollars per annum.

Inspectors.

68-5
R-22-609

Duties of Bureau of Inspection.

5. The Bureau of Inspection shall perform such duties as the Commissioner of Labor shall assign and require, under the supervision and control of the Commissioner of Labor.

Bureau of Structural Inspection.

6. The Bureau of Structural Inspection shall consist of a chief inspector who shall be a structural expert, and who shall be appointed by the Commissioner of Labor. The salary of the chief inspector of this bureau shall be two thousand dollars per annum. There shall be one inspector attached to this bureau, who shall be appointed by the Commissioner of Labor, at the salary of fifteen hundred dollars per annum.

68-6
A-22-610

Duties of Bureau of Structural Inspection. 69-7 A-22-610

7. The Bureau of Structural Inspection shall perform, under the supervision and control of the Commissioner of Labor, such duties as may be assigned to it by the Commissioner of Labor, relating to plans for the alterations of old and the erection of new buildings, elevators, fire-escapes, fire protection, and such additional correlated duties as the commissioner may direct.

Bureau of Electrical Equipment. 69-8 A-22-610

8. The Bureau of Electrical Equipment shall consist of a chief inspector, who shall be appointed by the Commissioner of Labor. The salary of the chief inspector of electrical equipment shall be two thousand dollars per annum. In addition to the chief inspector, there shall be one inspector, who shall be appointed by the Commissioner of Labor, at the salary of fifteen hundred dollars per annum.

Duties of Bureau o Electrical Equipmer 69-9 A-22-610

9. The Bureau of Electrical Equipment shall, under the supervision and control of the Commissioner of Labor, perform such duties in matters related to fire-alarm installations or other electrical equipment as the commissioner shall direct.

Bureau of Hygiene and Sanitation. 69-10 A-22-611

10. The Bureau of Hygiene and Sanitation shall consist of a chief inspector, who shall be appointed by the Commissioner of Labor. The salary of the chief inspector shall be two thousand dollars per year. In addition to the chief inspector, this bureau shall consist of an expert investigator of occupational diseases, at the salary of fifteen hundred dollars per annum, and one inspector, who shall be a person having practical knowledge and skill as a metal polisher and buffer, who shall be appointed by the Commissioner of Labor at the salary of fifteen hundred dollars per annum.

Duties of Bureau of Hygiene and Sanitation. 69-11 A-22-611

11. The Bureau of Hygiene and Sanitation shall perform, under the supervision and control of the Commissioner of Labor, the duties devolving upon the Department of Labor or the Commissioner of Labor, with relation to the elimination of dust, fumes and excessive heat in industrial operation, and the ventilation of factories, mills, workshops and places where the manufacture of goods is carried on, as assigned and directed by the Commissioner of Labor, and such additional duties correlated thereto as he shall direct.

Bureau of Licenses.

12. The Bureau of Engineers' and Firemen's Licenses shall be constituted in the manner and form prescribed by and subject to all the provisions of an act entitled "An act to provide for the examination and license of engineers and firemen having charge of stationary and portable steam boilers and steam engines, and to prohibit the use of such steam boilers and steam engines unless the person in charge thereof shall be so licensed," approved April fourteenth, one thousand nine hundred and thirteen, and the amendments thereof and supplements thereto, and shall continue to exercise and perform the powers and duties conferred and devolving upon them by the provisions of that act. This bureau shall also perform, under the supervision and control of the Commissioner of Labor, such additional correlated duties as the commissioner shall direct.

Duties.

Bureau of Statistics.

13. The Bureau of Industrial Statistics shall consist of a chief of the bureau, who shall be appointed by the Commissioner of Labor. The salary of the chief of the bureau shall be twenty-five hundred dollars per annum.

Duties of Bureau of Industrial Statistics.

14. The Bureau of Industrial Statistics shall perform, under the supervision and control of the Commissioner of Labor, the duties formerly vested in the Bureau of Labor Statistics pursuant to the provisions of an act entitled "An act to establish a Bureau of Statistics upon the subject of labor, considered in all its relations to the growth and development of State industries," approved March twenty-seventh, one thousand eight hundred and seventy-eight, and the amendments thereof and supplements thereto, which bureau is now merged with the Department of Labor, and, in addition, shall publish and issue bulletins and pamphlets on matters pertaining to the work of the bureau, and perform such other duties as may be assigned to said bureau by the Commissioner of Labor.

Bureau of Employment.

15. The Bureau of Employment shall be constituted as contemplated by an act of the Legislature entitled "An act to authorize the Department of Labor to establish free labor bureaus, and providing for their main-

tenance," approved March tenth, one thousand nine hundred and fifteen, except that the Commissioner of Laor shall appoint a chief of the bureau and fix his compensation, and appoint such additional clerks and employees as may be necessary, and fix their compensation. By the bureau thus organized, the powers and duties devolved upon the Department of Labor in and by the said act shall be exercised and performed.

Clerical assistance.

16. The Commissioner of Labor shall appoint and assign to duty such clerks and stenographers as he may consider necessary, and fix their compensation. All offices and employments, except that of the Commissioner of Labor, in the department shall be within the classified service of the State, subject to all the provisions of the Civil Service act.

Assignment to duty.

17. The Commissioner of Labor may assign or transfer stenographers or clerks from one bureau to another, or inspectors from one bureau to another, or combine the clerical force of two or more bureaus, as may be necessary or advisable, or require from one bureau assistance in the work of another bureau. The system of organization hereby created is intended to facilitate and not to retard the economical and efficient performance of the work of the department, and not to impair the control or responsibility of the commissioner over and for such work.

Reorganization.

18. Upon this act taking effect, the present Commissioner of Labor, who shall continue to hold his office in accordance with the provisions of this act, shall proceed to reorganize the Department of Labor as provided by this act. All the inspectors and other employees and appointees now in the service of the department shall continue in such service. The present Commissioner of Labor shall make all necessary appointments, assignments and transfers from the inspectors, experts, employees, clerks and stenographers now in the employ of the department, and fill any positions required to be filled after such transfer or assignment, in accordance with the provisions of the Civil Service act.

Additional inspectors, advisers, etc.

19. The Commissioner of Labor may appoint and employ such additional inspectors, expert investigators

or advisers, at such compensation and for such period as he may consider necessary. He may also appoint volunteer inspectors, to serve without compensation. All persons appointed under this section shall have the same rights and powers as the regular inspectors.

Term of commissioner.

20. The term of office of the present Commissioner of Labor is hereby extended, and he shall continue to hold and execute his office for a full term of five years from the date of issue of his present commission, and until his successor, at the end of the term of five years from the date of the present commission, shall be appointed and qualified.

Expenses met.

21. All officers and employees or appointees in this department shall, in addition to their compensation, be reimbursed for their actual and necessary expenses incurred in the performance of their duties.

Repealer.

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

Passed March 14, 1916.

CHAPTER 41.

An Act to further amend an act entitled "A supplement to an act entitled 'An act to regulate elections (Revision of 1898),' approved April fourth, one thousand eight hundred and ninety-eight," which supplement was approved April nineteenth, one thousand nine hundred and eleven.

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

Section 13 amended.

1. Section thirteen of an act entitled "A supplement to an act entitled 'An act to regulate elections (Revision of 1898),' approved April fourth, one thousand

eight hundred and ninety-eight," which supplement was approved April nineteenth, one thousand nine hundred and eleven, be and the same is hereby amended to read as follows:

Chairmen of State Committees to notify Secretary of State of number of delegates.

13. The chairman of the State committee of said political parties shall notify the Secretary of State, on or before the fifteenth day of March in the year in which a President of the United States is to be elected, of the number of delegates at large, and the number of alternates at large, to be elected to the next national convention of his party, by the voters of the party throughout the State; and also the number of delegates and alternates who are to be chosen to said national convention in the respective congressional districts or other territorial subdivisions of the State, as mentioned in said notification. If the State chairmen, or either of them, shall fail to file such notice, it shall be the duty of the Secretary of State to ascertain the said facts from the call for said national convention issued by the national or State committee of said party.

Section 14 amended.

2. Section fourteen of the said act be and the same is hereby amended to read as follows:

Secretary of State to certify number of delegates to county clerks.

14. The Secretary of State shall on or before the twentieth day of March in such year, certify to the county clerk of each county in this State the number of delegates and alternates at large to be chosen by each party as aforesaid, and the number of delegates and alternates to be chosen in each Congressional district or other territorial subdivision of the State composed in whole or in part of the county of such county clerk.

Section 15 amended.

3. Section fifteen of the said act be and the same is hereby amended to read as follows:

One hundred voters may petition to place name on party ticket.

15. Not less than one hundred members of either of said political parties may file with the Secretary of State, on or before the first day of April in any year of a Presidential election, a petition requesting that the name of the person therein endorsed shall be printed on the primary ticket of their political party as candidate for the position of delegate at large or alternate at large,

to be chosen by the party voters throughout the State to the national convention of said party, or as a delegate or alternate to be chosen to said convention by the voters of any Congressional district or other territorial subdivision of the State larger than a single county. The signers to the petition for any delegate at large or alternate at large shall be legal voters resident in the State; and the signers for any delegate or alternate from any Congressional district or subdivision greater than a single county shall be voters of such district or subdivision. The Secretary of State shall, within five days thereafter, certify to each county clerk in this State said nominations for delegates and alternates at large, and the nominations for delegate or alternate for any Congressional district or other territorial subdivision made up in part of the county of such county clerk.

Secretary of State to certify names to county clerk.

Section 16 amended.

4. Section sixteen of the said act be and the same is hereby amended to read as follows:

Petition to place name on district ticket.

16. Not less than one hundred voters of either of said political parties resident in any Congressional district, or other territorial subdivision of this State, situated within a single county, entitled under the call of their party to choose delegates and alternates to the said national convention of the party, may file with the county clerk of their county on or before the first day of April in any Presidential year, a petition requesting that the name of the person therein endorsed may be printed on the primary ticket of their party as a candidate for the position of delegate or alternate for said district or subdivision.

Section 18 amended.

5. Section eighteen of the said act be and the same is hereby amended to read as follows:

County Clerks to notify municipal clerks.

18. Each county clerk shall forward, on or before the eighth day of April, to the clerk of each municipality in his county a statement of the persons whose names are to be printed on the primary ticket of each party as candidates for the position of delegates and alternates, filed with or certified to him as hereinbefore provided.

Section 21 amended.

6. Section twenty-one of the said act be and the same is hereby amended to read as follows:

Primary to choose delegates to National convention.

21. Said primary elections for the choice of said delegates and alternates of both political parties shall be held on the fourth Tuesday of April in each presidential year, from one to nine P. M. Said primary elections shall be conducted by the members of the boards of registry and election, as near as may be in the manner now required by law for the conduct of the annual primary elections in September of each year; and the provisions of this act and of the act to which this act is a supplement, and of the acts amendatory thereof and supplemental thereto, shall apply as far as may be to the primary election held under this act, except as herein otherwise provided.

Section 26 amended.

7. Section twenty-six of the said act be and the same is hereby amended to read as follows:

Candidate for President may have name placed on primary ticket by petition.

26. It shall be lawful for not less than one thousand voters of any political party in this State to file a petition with the Secretary of State, on or before the first day of April in any year in which a President of the United States is to be chosen, requesting that the name of the person endorsed in said petition as a candidate of the said party for the office of the President of the United States shall be printed upon the official primary ballot of said party for the then ensuing election for delegates to the national convention of said party. Said petition shall be in the form required by law for the endorsement of a candidate for United States Senator, but it shall not be necessary to have the consent of such candidate for President endorsed on said petition; all of the names need not be signed to the same original petition, but copies thereof may be made to which signatures may be attached, but every petition shall have annexed the affidavit of one or more of the signers that the other signers to the said petition signed the same in good faith for the purposes therein mentioned. The Secretary of State shall certify the names so filed in his office to the county clerk of each county on or before the sixth day of April, and such

Petitioning.

Secretary of State to certify to county clerks and they to municipal clerks.

county clerk shall forthwith certify the same to the municipal clerk of each municipality in his county on or before the eighth day of April, and the said municipal clerk shall cause said names so certified to be printed upon the primary tickets of the respective political parties for use at the then next ensuing primary election for the election of delegates to the national convention of said parties, under the heading "Choice for President." The voters at such primary election may indicate their preference among the candidates for President, whose names thus appear upon the ticket, by marking a cross in the square at the right thereof. The votes so cast for such candidates for President shall be counted, canvassed and returned to the municipal clerk by the board of registry and elections, and shall be certified by such municipal clerk forthwith to the county clerk, who, in turn, shall forthwith certify them to the Secretary of State, and the Secretary of State shall publicly announce the vote cast for each candidate for President in each party, as shown by the said returns so filed in his office.

Preference indicated.

Canvass and certification.

Announcement.

In case of declination of candidate.

In the event that any candidate for nomination, who is thus endorsed in a petition filed in the Secretary of State's office, shall on or before the sixth day of April decline in writing, filed in the office of the Secretary of State, to have his name printed upon said primary ticket, the said Secretary of State shall not certify the name of such candidate to the respective county clerks.

8. This act shall take effect immediately.

Passed March 14, 1916.

CHAPTER 42.

An Act to amend an act entitled "An act making appropriations for the support of the State government and for the several public purposes for the fiscal year ending October thirty-first, one thousand nine hundred and sixteen," approved April twenty-sixth, one thousand nine hundred and fifteen.

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

1. Section one of the act hereby amended be and the same is amended hereby by adding thereto the following, namely: Section 1 amended.

120.

ADDITIONAL ACCOMMODATIONS FOR INSANE.

For the purpose of carrying out the provisions of chapter two hundred and one, laws of one thousand nine hundred and fifteen, one hundred and fifty thousand dollars. Appropriation for new asylum.

121.

PENSION INVESTIGATION COMMISSION.

For expenses of the commission appointed pursuant to joint resolution number four, approved April twenty-first, nineteen hundred and fifteen, seven hundred dollars. State and municipal pensions.

2. This act shall take effect immediately.

Approved March 15, 1916.

CHAPTER 43.

An Act to authorize any city of the third class in this State having a system of sewers to lay additional mains, lateral connections, or extend existing mains from time to time, and to provide for the payment of the expense of the same, and for the assessment of the benefits of such construction upon the lot or lots of land and real estate benefited thereby.

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

Extension of sewer system.

1. It shall be lawful for any city of the third class in this State having a system of sewers to lay additional mains, lateral connections, or extend existing mains from time to time and to raise the necessary moneys for such purposes in the manner and under the conditions hereinafter set forth.

Notice of proposed sewer and passage of resolution.

2. The council, or other governing body of such city, may, by resolution, order constructed additional mains, lateral connections or extension of existing sewer mains, but no resolution ordering such work shall be finally passed until notice is given by the clerk of such council, or other governing body, to all property owners along the line of said proposed sewer construction of the time and place when said resolution will be taken up for final passage; and said property owners may appear at said time and place and be heard as to any objections they may have to the passage of said resolution; said notice shall be given by mailing the same to the last known post-office address of such property owner, at least ten days prior to the day named for said hearing, or by publication for one insertion in a newspaper printed or circulating in said city, and at said time and place all persons desiring to be heard shall be accorded the privilege.

Assessment for benefits.

3. Upon the completion of the work ordered under the provisions of this act, it shall be lawful for the council, or other governing body, by resolution, to assess the peculiar benefits arising from said construction, not exceeding two-thirds of the cost of said construction upon the owner, or owners, of the lot or lots, of land and real estate along the line of said sewers so constructed; such resolution shall state the names of the owner, or owners, of each lot as nearly as the same can be ascertained, and a description of the lot or lots, of land affected sufficiently definite to identify the same, and the amount assessed thereon, but said resolution of assessment shall not be finally passed until notice shall be given by the clerk of council or other governing body, to all property owners along the line of said sewers so constructed of the time and place when said resolution will be taken up for final passage; which said notice shall be given by mailing the same to the last known post-office address of such property owner, or owners, at least ten days prior to the day named for the final consideration of said resolution of assessment, or by publication for one insertion in a newspaper printed or circulating in said city, and at said time and place all persons desiring to be heard shall be accorded the privilege; and it shall be the duty of the clerk of said council, or other governing body, to forthwith deliver a certified copy of such resolution to the receiver of taxes in such city who shall at once enter the same in an orderly manner in a book to be provided for that purpose to be known and designated as "Sewer Extension Assessments," and all such assessments shall, from the date of the passage of such resolution, be and remain a first lien upon the lot, or lots, of land upon which they are made until they shall be paid, notwithstanding any mistake in the name, or names, of any owner, or owners, or any omission to name any owner, or owners, who are unknown, and notwithstanding any lack of form in the assessment or other proceedings which does not impair the substantial rights of the person, or persons, having a lien upon, or interested in

What resolution to shew.

Notice of proposed assessment.

Receiver of taxes notified.

Assessments a lien.

said respective lot or lots of land, and said assessments shall bear interest at the rate of six per centum per annum from the date thereof, and payment thereof shall be enforced by selling the lot or lots of land, for a term, or in fee, and in the manner provided for the sale of lands for non-payment of taxes under the provisions of an act entitled "An act for the assessment and collection of taxes," approved April eighth, one thousand nine hundred and three, and the acts supplemental thereto and amendatory thereof; and the purchaser shall be entitled to the same certificate and may enjoy the same lien, title and benefits and may perfect his title on like notice as in cases of sale of lands for delinquent taxes under said act.

Enforcement of lien.

Purchaser's rights.

Note or bond issue.

4. To raise the necessary money to defray the cost of such work such city may appropriate and assess moneys sufficient for such purposes, or may borrow the same and issue its notes, certificates or bonds, the same to be designated Sewer Extension Notes, Certificates or Bonds, as the case may be, and to draw interest at a rate not more than five per centum per annum, and may be made payable at a period, or periods, not more than twenty years from the date thereof; and all moneys received from the assessments aforesaid shall be paid into a fund and preserved intact to discharge said indebtedness, and for the payment of any balance of said indebtedness said council, or other governing body, may appropriate and assess sufficient moneys for the purpose of paying said indebtedness when due, or may create a sinking fund and assess annually in such city a sum to pay into said sinking fund necessary for the redemption of said notes, certificate or bonds when due; and in addition thereto said council shall annually raise by taxation an amount sufficient to pay the interest on all of said outstanding indebtedness.

Rate.

Time.

Sinking fund.

Interest met by taxation.

5. This act shall take effect immediately.

Approved March 15, 1916.

CHAPTER 44.

An Act to amend an act entitled "An act for the appointment of fire wardens, the prevention of forest fires and the repeal of sundry acts relating thereto," approved April eighteenth, one thousand nine hundred and six.

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

Section 2 amended.

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

Township firewarden.

2. The township committee, or governing body of every township in this State shall, within thirty days after receiving notice in writing from the Board of Conservation and Development, appoint some suitable person to act as township firewarden for the entire township, or such part thereof as said board shall determine, for a term of three years and until his successor shall have been appointed, and on failure so to do, the Board of Conservation and Development shall make such appointment. Such appointment, when accepted, shall be promptly certified to the State Firewarden. The person so appointed, or any district or deputy warden hereinafter provided for, may be summarily removed by said board. If any person so appointed is so removed, said board shall promptly notify the governing body or firewarden making such appointment, and said governing body at its next meeting, or firewarden within ten days, shall fill the vacancy for the unexpired term; *provided,* no person so removed by said board shall be eligible for reappointment within one year from the date of said removal. When required by the State Firewarden the township firewarden shall establish two or more districts for the township for which he is ap-

Term.

Vacancy.

Proviso.

Township districts.

pointed, and shall appoint suitable persons as district firewardens for terms coincident with his; *provided, however,* no district firewarden shall be appointed for the district in which the township firewarden lives. Any firewarden shall have power to designate one or more proper persons to act as deputy or deputies in case of his absence or disability from any cause. He shall file with the State Firewarden, and with the township committee, the names and addresses of all district firewardens and deputies appointed by him, and shall specify the districts to which they are assigned.

Proviso.

Deputy firewardens.

Section 12 amended.

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

Penalties.

12. Every person who shall obstruct or in any wise interfere with any firewarden, his deputies and assistants, in the performance of any duty under this act, shall be liable to a penalty of not less than one hundred dollars nor more than two hundred dollars. Every person who shall violate any of the provisions of this act shall be liable to a penalty of not less than fifty nor more than two hundred dollars if such violation be not willful, and to a penalty of not less than two hundred dollars nor more than four hundred dollars if such violation be willful, except as otherwise provided in this act; *provided, however,* that where there are mitigating circumstances the Board of Conservation and Development may, in its discretion, permit the person or persons who may have violated the law to pay the cost of extinguishing the fire, or other expense incurred, or such part thereof, or such sum less than the minimum fine herein imposed, at such time and in such manner as said board shall determine. Such payment when finally made shall relieve the person or persons making it of the penalty for such violation imposed by this act. The court or magistrate before whom any proceeding for the recovery of a penalty shall be brought under this act shall determine from the proof produced whether or not such violation is willful and shall fix the penalty accordingly, as herein pro-

Proviso.

Effect of payment.

Action of court.

vided. All payments on account of penalties under this act shall be made to the Director of Conservation and Development, who shall promptly disburse the same in such manner as will relieve in equal degree the township, or townships, concerned and the State, or county, of the expense incurred. If a penalty paid shall exceed the costs in any case the excess shall be paid to the treasurer of the township in which the fire, or other violation of law, occurred. Any firewarden, or deputy acting in the absence or disability of a firewarden, may arrest, without warrant, any person or persons taken by him in the act of violating any of the provisions of this act, and shall proceed against such person or persons in the manner prescribed by this act.

Disposition of payments.

Right to arrest without warrant.

3. This act shall take effect immediately.

Approved March 15, 1916.

CHAPTER 45.

A Supplement to an act entitled "An act for the punishment of crimes (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:*

1. The mother of any minor child or children dependent upon her for necessary care or support who willfully deserts or abandons such child or children shall be guilty of a misdemeanor.

Abandonment by mother a misdemeanor.

Approved March 15, 1916.

CHAPTER 46.

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

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

Section 1 amended.

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

Banking corporation formed.

1. Seven or more persons, of full age, may become a banking corporation on the terms and conditions and subject to the liabilities prescribed by this act; the name of every corporation formed under this act shall contain the word "bank" or "banking", but shall not be that of any other existing corporation of this State; *provided, however,* that if such bank shall be incorporated for the purpose of succeeding any other bank, such new bank may assume the name of the bank which it is intended to succeed; the capital stock of any such bank shall not be less than fifty thousand dollars, and shall be divided into shares of one hundred dollars each, all of which shall be paid in in cash before any bank shall be authorized to transact any business other than such as relates to its formation and organization, and such payment shall be certified to the Commissioner of Banking and Insurance under oath by the president and cashier of the bank; no corporation organized under this act shall create more than one class of stock; hereafter no corporation other than a national bank, a trust company or a savings bank, shall be organized for the purpose of carrying on a banking business in the State of New Jersey, except under this act, and no corporation, other than a savings bank, hereafter organized under any other act, shall use the word "bank" or "banking" as

Proviso.

Capital stock.

Who may carry on banking business.

part of its name; *provided, however,* that, with the approval of the Commissioner of Banking and Insurance, any corporation organized under the act entitled "An act concerning trust companies (Revision of 1899)," approved March twenty-fourth, one thousand eight hundred and ninety-nine, to take over and continue the business of any bank heretofore organized under this act, or under special charter, or any existing national bank, may use the word "bank" or "banking" as part of its corporate title. Proviso.

Approved March 15, 1916.

85-C-47
R-18-649

CHAPTER 47.

An Act to amend an act entitled "An act to amend an act entitled 'An act to facilitate the acquirement of land, and the erection of buildings for county purposes,' approved March nineteenth, one thousand nine hundred and one," which amendatory act was approved March eighteenth, nineteen hundred and two.

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

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

2. The said committee, when so appointed, shall have power to acquire by purchase or condemnation lands which in the judgment of the committee are suitable, and to erect thereon, or upon any lands owned by any such county, buildings for the use of the courts and county officers, and for the transaction of the public business of the county, and to furnish the same ready for occupancy and use by such courts and public officers; the title to said premises shall be taken in the name of the board of chosen freeholders of said county and Powers and duties of building committee.

proceedings in condemnation, when necessary, shall also be taken in the name of said board of chosen freeholders of said county; said committee shall also have power to employ counsel and architects, to enter into and execute all necessary and appropriate contracts and agreements in the name of and on behalf of said board of chosen freeholders for the purposes aforesaid, and to incur any proper and necessary expense in carrying out the provisions of this act, but all contracts and agreements for the doing of any work or the furnishing of any materials exceeding five hundred dollars in amount, shall be awarded only after public advertisement, and to the lowest responsible bidder.

Assistants.

Bids sought for labor or materials.

Section 4 amended.

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

Bond issue.

4. It shall be lawful for the board of chosen freeholders of such county to issue and sell the bonds of such county corporation for the purpose of raising money to pay the costs of lands and buildings and furnishing the same, according to the provisions of this act, to an aggregate amount not to exceed one and one-half per centum of the total assessed value of the real and personal property in such county; such bonds shall bear interest at a rate not exceeding five per centum per annum, payable semi-annually, with such provisions as to registration and payment of interest or coupons as may be found expedient; shall be payable at a time not exceeding forty years from their date, and shall not be sold at either public or private sales for less than par; it shall be the duty of such board of chosen freeholders to establish a sinking fund to be raised by taxation from year to year, sufficient to pay off and discharge said bonds at maturity, and also to include in the annual county tax levy a sum sufficient to pay the interest on such bonds from year to year.

Amount.

Rate.

Time.

Sinking fund.

2. This act shall take effect immediately.

Approved March 15, 1916.

CHAPTER 48.

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

87-1
A-19-314

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:

Jury commission.

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

Oath.

Persons ineligible.

2. This act shall take effect immediately.

Approved March 15, 1916.

CHAPTER 49.

An Act to increase efficiency in the work of the several departments of the State, to promote co-operation between the same, and to provide for the expense of said co-operation.

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

Co-operation between departments.

1. Whenever in the carrying on of the work of any department the services of any expert, or the use of any special apparatus shall be desired, or any work needs to be done for which said department is not equipped, the head thereof may request the assistance of any other department which may have the needed experts or apparatus, and it shall be lawful for the head of the department so called upon to co-operate in meeting said need so far as it can be done without detriment to the work of his own department; and the heads of the departments concerned shall agree as to a proper charge, if any, to be made for such services, or material, or use of apparatus.

As to accountings.

2. When such an agreement has been made between two departments, the heads thereof shall, from time to time, certify to the State Comptroller the sum or sums due from the one to the other on account of such work, and the State Comptroller shall thereupon cause to be paid such sum or sums to the creditor department. Payment may be by check, as other State bills are paid, or by a system of debits and credits, as the State Comptroller may determine. All sums so received by or credited to any department shall be added to the current appropriation made for the support of said department, to the end that its appropriation may not be depleted by reason of the work done for another department.

Division of expenses under certain conditions.

3. Two or more departments may unite in co-operative work in lines germane to the duties of said depart-

ments, and the heads thereof may agree between themselves for the distribution of the expense to be incurred; said agreement may include the payment or transfer from one department to another of a lump sum, and the payment, by the department receiving the same, of all expenses incurred in such co-operative work. The State Comptroller shall, upon due notification of said agreement, make the necessary payments, or credits and debits, from sums not otherwise under requisition by the co-operating departments.

Definition.

4. The term "departments" as used in this act shall refer to and include any State institution, commission, board, department, or bureau receiving legislative appropriations; the term "head of department" shall refer to and mean the chief executive officer of that department, by whatever name he may be designated.

Repealer.

5. Any act, or part thereof, inconsistent with the terms of this act is hereby repealed. This act shall take effect immediately.

Approved March 15th, 1916.

CHAPTER 50.

An Act to amend an act entitled "A supplement to an act entitled 'An act relative to oaths and affidavits' (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four," which said supplement was approved March twelfth, one thousand eight hundred and eighty.

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 hereby is amended so as to read as follows:

Before whom affidavits may be taken.

1. All oaths, affirmations and affidavits required to be made or taken by any statute of this State, or necessary or proper to be made, taken or used in any court of this State, or for any lawful purpose whatever, may be made and taken by and before any one of the following officers of this State, viz.: (a) the Chancellor, or any Vice-Chancellor or judge of a court of record, (b) or any master in Chancery, (c) or any justice of the peace, (d) or any mayor, recorder or alderman of any city, town or borough, or any Supreme Court Commissioner, or the city clerk of any city, or the clerk or surrogate or register of deeds of any county, or a deputy county clerk, or a deputy surrogate of any county, or the clerk of any court of record, or any notary public, or any commissioner of deeds, or any attorney-at-law of the State of New Jersey; *provided,* that nothing herein contained shall apply to the official oath or affirmation required to be made or taken by any of the officers of this State, nor to any oath, affirmation or affidavit required to be made and taken in open court, nor to cases where it shall be necessary for the party making or procuring such oath, affirmation or affidavit to give notice to any person interested of the taking of such oath, affidavit or affirmation.

Proviso.

2. This act shall take effect immediately.

Approved March 15, 1916.

CHAPTER 51.

A Supplement to an act entitled "An act authorizing the construction of a waterway connecting Barnegat Bay with Manasquan Inlet, and making an appropriation therefor," approved April twenty-fourth, one thousand nine hundred and eleven.

Preamble.

WHEREAS, The sum authorized for the purpose of connecting Barnegat Bay with Manasquan Inlet, as

provided for by the act to which this act is a supplement, will be insufficient to complete said waterway;

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

1. An additional sum of seventy-five thousand dollars ($75,000) is hereby appropriated to cover the cost of the further construction of said waterway, to be expended by the Board of Commerce and Navigation under the direction of the Governor, in such amounts as shall be included in any annual or supplemental appropriation. Additional appropriation.

2. This act shall take effect immediately.

Approved March 15, 1916.

CHAPTER 52.

An Act to incorporate the borough of Northvale, in the county of Bergen.

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

1. The inhabitants of the township of Harrington, in the county of Bergen, hereinafter set forth, are hereby constituted and declared to be a body corporate in fact and in law by the name of "The Borough of Northvale," and shall be governed by the general law of this State relating to boroughs. Corporate name.

2. The boundaries of the said borough shall be as follows: Beginning at a point on the division line between the States of New York and New Jersey at a distance of three hundred and seventy-five (375) rods northwesterly from the Hudson river and being the northwesterly corner of the Alpine borough; running from thence southwesterly along the westerly boundary line of said Alpine borough; to the northerly boundary line of land of the Alpine Land Company, formerly Boundaries of proposed borough.

belonging to Clinton Gilbert; thence northwesterly along the northerly boundary line of said Alpine Land Company to the westerly side of Sparkhill road; thence southwesterly along said westerly side of said road about one hundred and twenty-five (125) feet to the division line between the lands formerly of Thomas H. Bentley and Nicholas Harring estate; thence northwesterly along said division line of lands of said Bentley and Harring or a line drawn in prolongation of same to the Ludlow ditch; thence southerly along said Ludlow ditch to the northerly line of a street designated on a map entitled "Map of Norwood," which map is filed in the office of the clerk of the county of Bergen as Rockland avenue; thence northwesterly along said northerly line of Rockland avenue to the easterly line of a street designated on said map of Norwood as High street; thence northerly along said easterly line of High street until it intersects a line drawn in prolongation of said division line between the lands formerly of Thomas H. Bentley and Nicholas Harring estate; thence northwesterly along said line to the westerly side of Tappan road and the north boundary line of lands belonging to Charlotte DeWitt Allison; thence running northwesterly along the boundary line between the lands now or formerly belonging to Charlotte DeWitt Allison and Jane Blauvelt, and following this course produced in a straight line until it intersects the center line of the right of way of the West Shore Railroad; thence running westerly and parallel with the southern boundary line of the farm belonging to William Rogers, formerly David M. Edsall, in a straight line until said line intersects the easterly boundary line of the borough of Old Tappan; thence northerly along the easterly boundary line of the borough of Old Tappan to the division line between the States of New York and New Jersey, and thence southeasterly along said division line to the borough of Alpine at the point or place of beginning. This description intending to comprise all of the property now contained in the township of Harrington.

Now Harrington township.

Referendum.

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 accepted by a vote of a majority of the legal voters of the said described territory voting thereon at a special election to be held within the said territory within thirty (30) 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 between the hours of six (6) A. M. and seven (7) P. M. on a day fixed by the township clerk of the township of Harrington, in the county of Bergen, at the present polling booth of the election district of the township of Harrington, in Bergen county. The clerk of the said township shall cause public notice of the time and place of holding 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 one newspaper circulating therein at least ten (10) days prior to such election. The said public notice must be given by said township clerk within eighteen (18) days after the approval of this act, and upon his failure to do so, then any three resident taxpayers within the above-described territory may cause such notice to be given, and such election shall be held in accordance with such notice. Such election shall be held at the time and place so appointed, and be conducted by the present board of registry and election for the election district of the township of Harrington, in Bergen county.

Special election.

Notice of election.

Said election shall be by ballot. The registry of voters used at the last general election shall be used at this election, and the said board of registry and election conducting said special election shall conduct the same in accordance with the provisions of the law regulating elections in this State. The clerk of said township shall provide the necessary official and sample ballots for the said election, upon which shall be printed the proposition with instructions to the voter in the following form:

Election; how conducted.

Ballots.

New Jersey State Library

Voting.

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 Northvale, in the county of Bergen," be adopted?
	No.	

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

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

Result certified.

The officers holding said election shall immediately at its close certify in writing under their hands in duplicate the result thereof, one of which certificates shall be filed forthwith with the clerk of the township of Harrington and one with the clerk of the county of Bergen.

4. This act shall take effect immediately.

Approved March 15, 1916.

CHAPTER 53.

An Act granting the consent of the State of New Jersey to the acquisition by the United States of America of certain land situate, lying and being in the township of Little Egg Harbor, in the county of Ocean, and ceding jurisdiction over the same to the United States of America, for the purpose of erecting and maintaining thereon two lighthouses and the necessary buildings.

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

1. The consent of the State of New Jersey is hereby given to the acquisition by the United States of America of certain land situate, lying and being in the township of Little Egg Harbor, in the county of Ocean, for the purpose of erecting two lighthouses and the necessary buildings, which said lands are particularly bounded and described as follows:

Consent to acquisition of land by United States.

Site for Front Range Light. Beginning at a point on the northwest bank of Tuckerton creek, marked by a point "A" at the intersection of the mean low water line with a line fifteen feet (15′ 0″) northeast of and parallel to the center line of the dredged channel, shown on drawing No. 5314; then north thirty-seven degrees (37° 00′) west true bearings, thirty feet (30′ 0″) to a point marking the northerly corner, then south fifty-three degrees (53° 00′) west true bearings thirty feet (30′ 0″) to a point marking the westerly corner; then south thirty-seven degrees east true bearings, fifty feet (50′ 0″) more or less to the mean low water line; then along the mean low water line to the point of beginning; the area or contents of the land thus limited and defined being twelve hundred (1,200) square feet more or less.

Description of property to be acquired.

Site for Rear Range Light. Beginning at a point marked "B," drawing No. 5314, the location being north thirty-seven degrees (37° 00′) west true bearings, a distance seven hundred and fifty feet (750′ 0″) from stake "A," drawing 5314; then north thirty-seven degrees (37° 00′) west true bearings, thirty feet (30′ 0″) to a point marking the northerly corner; then south fifty-three degrees (53° 00′) west true bearings, thirty feet (30′ 0″) to a point marking the westerly corner; then south thirty-seven degrees (37° 00′) east true bearings, thirty feet (30′ 0″) to a point marking the southerly corner; then north fifty-three degrees (53° 00′) east true bearings, thirty feet (30′ 0″) to the point of beginning; the area or contents of the land thus limited and described being nine hundred (900) square feet more or less, together with a right of way ten feet (10′ 0″) wide along the prolonged center line of the dredged channel from this parcel of land to mean low water.

Survey filed.

The survey and diagram showing the location and boundaries of the premises shall be filed in the office of the Secretary of State.

Jurisdiction ceded.

2. The jurisdiction of the State of New Jersey in and over the described property shall be and is hereby ceded to the United States, subject to the restrictions hereinafter mentioned.

Concurrent jurisdiction.

3. The said consent is given and the said jurisdiction ceded upon the express condition that the State of New Jersey shall retain concurrent jurisdiction with the United States in and over the said property so far as that all civil and criminal process which may issue under the laws or authority of the State of New Jersey may be executed thereon in the same way and manner as if such consent and jurisdiction had not been given.

When title acquired.

4. The jurisdiction hereby ceded shall not vest, in any respect, to any portion of said property until the United States shall have acquired title thereto by purchase or otherwise.

Exemptions.

5. The said property when acquired by the United States shall be and continue forever thereafter exonerated and discharged from all taxes, assessments and

other charges which may be levied or imposed under the authority of the State of New Jersey; but the jurisdiction hereby ceded and the exemption from taxation hereby granted shall continue in respect to said property so long as the same shall remain the property of the United States and be used for public purposes and no longer.

6. This act shall take effect immediately.

Approved March 15, 1916.

CHAPTER 54.

An Act creating a Workmen's Compensation Aid Bureau in the Department of Labor.

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

Title of bureau.

1. There is hereby created within the Department of Labor a Workmen's Compensation Aid Bureau, of which the Commissioner of Labor shall be head. There shall be such inspectors, clerks, stenographers and other assistants as may be necessary, who shall be appointed by and their compensation fixed by the Commissioner of Labor; which employees shall be appointed under the civil service laws now in force in this State.

Assistants.

Specific duties.

2. In addition to the powers and duties specifically devolved by this act, the bureau shall specifically observe the operation of the act entitled "An act prescribing the liability of an employer to make compensation for injuries received by an employee in the course of employment, establishing an elective schedule of compensation and regulating procedure for the determination of liability and compensation thereunder," approved April fourth, one thousand nine hundred and eleven, and the supplements and amendments thereto, and likewise the operation of legislation upon the same subject

matter in other States in the United States and in foreign countries, and annually submit to the Legislature a report upon the operation of the said act, together with suggestions for its improvement and the efficient and economic operation thereof.

Annual report.

Investigation as to causes of accidents.

3. Upon notice of the happening of an accident involving the injury or death of an employee, the bureau shall immediately endeavor to ascertain the cause of, and facts relating to, the accident, and preserve the same for the Court of Common Pleas, wherein such cause may be heard, when required.

Agreement filed with bureau.

4. Whenever an employer or his insurance carrier and the injured employee or his dependents, shall by agreement, signed by the injured workman or his dependents, without recourse being had to the Court of Common Pleas, settle upon and determine the compensation due to the injured employee or his dependents as provided by law, the employer shall forthwith file with the bureau a true copy of such agreement. No such agreement shall be conclusive unless approved by the bureau. If an agreement for lawful and adequate compensation approved by the bureau is not filed within twenty-one days after the date of the happening of the injury, the bureau shall, so far as practicable, endeavor to bring about a settlement of the pending claim. In event of undue delay or failure on the part of the employer or his insurance carrier promptly thereafter to make adequate compensation payments, or agreement therefor, the bureau shall have full power and authority to certify a state of facts relating to the claim to the judge of the Court of Common Pleas of the county in which the injured employee or his dependents reside, unless such injured employee or his dependents, upon their own initiative, institute proceedings for the enforcement and recovery of adequate compensation. The state of facts so certified shall be filed by the clerk of the Court of Common Pleas and shall operate as a petition filed on behalf of a petitioner. Whereupon the said judge shall, in the absence of counsel engaged by the injured employee or his dependents, assign counsel

Approval.

Effort to effect settlement.

Statement filed.

Counsel.

to represent the petitioner, and the matter shall thereafter proceed and be heard and determined, as other petitions are heard, under the provisions of the act entitled "An act prescribing the liability of an employer to make compensation for injuries received by an employee in the course of employment, establishing an elective schedule of compensation, and regulating procedure for the determination of liability and compensation thereunder," approved April fourth, one thousand nine hundred and eleven. And if the court shall find that the employer, or insurance carrier, is without reasonable excuse for undue delay or failure to pay adequate compensation, then the reasonable expenses to which the injured employee or his dependents have been subjected by reason of such delay or failure, including medical and legal services and loss of working time in prosecuting his claim, shall be assessed against the employer or insurance carrier, as a penalty for such delay or failure; the compensation to be paid for legal services shall, in each and every case, be fixed and determined by order of the court.

Hearing and determination.

When expenses assessed against employer.

5. For the purpose of carrying into effect the provisions of this act, there is hereby appropriated the sum of twenty-five thousand dollars, when included in whole or in part in any annual or supplemental appropriation bill.

Appropriation.

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

Repealer.

Approved March 15, 1916.

CHAPTER 55.

An Act respecting philanthropic, charitable, penal and correctional institutions of this State.

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

Maintenance of officials or employees at State institutions.

1. Where by any law of this State heretofore or hereafter passed, it shall be provided that any officer or employee shall be required to reside at any philanthropic, charitable, penal or correctional institution of this State, such officer or employee shall be entitled to maintenance and sustenance for himself and family, except when otherwise determined in each case by resolution of the board of managers or other governing body of such institution, in addition to the salary fixed or prescribed by law, or fixed by the head of the department, board, institution, commission or body by or under which he is employed.

2. This act shall take effect immediately.

Approved March 15, 1916.

CHAPTER 56.

An Act to provide for a supplement to the compiled statutes of New Jersey.

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

Commission on supplement to compiled statutes.

1. The Governor, the President of the Senate and the Speaker of the General Assembly are hereby appointed a commission and are authorized to enter into contract with competent parties for the publication of a supple-

ment to the compiled statutes of New Jersey, embracing and including the public laws enacted at the legislative sessions of the years one thousand nine hundred and eleven, one thousand nine hundred and twelve, one thousand nine hundred and thirteen, one thousand nine hundred and fourteen, and one thousand nine hundred and fifteen, which are general and permanent in their nature, and which were in force on January first, one thousand nine hundred and sixteen, together with abstracts of the decisions of the courts of this State, expounding or construing the same, and abstracts of the decisions of the courts of this State, expounding or construing the laws included in the compiled statutes of New Jersey, rendered since the publication of said work.

Abstracts of decisions.

2. Said publication shall be compiled and edited by a counsellor-at-law of New Jersey, to be appointed by the said commission, upon the same general plan and arrangement as the said compiled statutes. It shall be printed on the same size and style of page as the said compiled statutes, and shall contain a full and complete general index of its contents, and a list, alphabetically arranged, of the legislative acts, passed since the legislative session of one thousand nine hundred and ten, and omitted from the text by reason of their not being general or permanent in their nature, or not being in force on January first, one thousand nine hundred and sixteen, together with a list of all acts repealed since the legislative session of one thousand nine hundred and ten, and such other matters as said commission shall determine.

Editing.

Style of volume, arrangement, etc.

3. It shall be a condition of the contract to be made by said commission, for the publication of said work, that the copyright therefor shall be taken in the name of the State of New Jersey, or assigned to the State of New Jersey if taken in any other name, immediately upon the obtaining of the same.

Copyright.

4. Upon the delivery to the State House Custodian of five hundred copies of said supplement to the compiled statutes of New Jersey, bound in law buckram,

Delivery and payment.

said delivery to be not later than the month of January, one thousand nine hundred and seventeen, the State Treasurer, upon proper warrant of the State Comptroller, hereby is authorized and directed to pay for the said copies at the rate of three-quarters of a cent per page per copy, two-thirds whereof shall be paid to the publisher of said work and one-third to the editor of said work appointed by said commission. Said copies shall be distributed in the same manner as the Law and Equity Reports are now required to be distributed, and one copy to each member of the present Legislature.

Distribution.

Title.

5. Said publication shall be entitled "First Supplement to the Compiled Statutes of New Jersey," and shall declare on its title page that the statute laws of this State therein contained are published under the authority of the Legislature.

6. This act shall take effect immediately.

Approved March 15, 1916.

CHAPTER 57.

A Supplement to an act entitled "An act providing for divorces and decrees of nullity of marriage, and for alimony and the maintenance of children(Revision of 1907)," approved May seventeenth, one thousand nine hundred and seven.

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

On service of cross petition or cross bill, court has full jurisdiction.

1. Whenever the Court of Chancery shall have acquired jurisdiction of any suit under the provisions of the act to which this act is a supplement, the defendant in such suit may, by cross petition or cross bill, as the case may be, present to the court any counter suit or suits, cause or causes of action, against the petitioner

or complainant, which might be brought or charged by the defendant against the petitioner or complainant, under the provisions of said act to which this act is a supplement, and upon proof of service of such cross petition or cross bill upon the petitioner or complainant, or his or her solicitor, said court shall thereupon have full jurisdiction of such counter suit or suits, cause or causes of action without further service of process.

Approved March 15, 1916.

CHAPTER 58.

A Supplement to an act entitled "An act to regulate the practice of optometry, to license optometrists, and to punish persons violating the provisions thereof," approved April seventeenth, one thousand nine hundred and fourteen.

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

Annual registration fee.

1. Every registered optometrist in this State shall, on January first, one thousand nine hundred and seventeen, or on such date thereafter as the New Jersey State Board of Optometrists may determine, and annually thereafter, pay to the secretary of said board a registration fee of two (2) dollars, for which he shall receive a renewal of said registration. In case of default in such payment by any optometrist heretofore or hereinafter registered in this State, his certificate to practice may be revoked by the said board upon twenty days' notice to said optometrist of the time and place of considering such revocation; *provided, however,* such certificate to practice in this State shall not be revoked if the person so in default shall pay the said fee before, or at such time of consideration named by the said board.

103-1
A-20-270

Revocation.

Proviso.

2. All acts so far as they conflict herewith be and the same are hereby repealed.

Approved March 15, 1916.

CHAPTER 59.

An Act to authorize the use of parks, playgrounds or other public places as playgrounds for pupils in public schools and for the public generally in cities and towns.

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

Use of public parks, etc., by school children and public.

1. It shall be lawful for the commission, board or other local authority having control of any park, playground or other public place or property in any city or town of this State to permit the same to be used for athletic purposes, or as playgrounds, by the pupils of the public schools of such city, and the public generally, subject to such reasonable regulations as may be prescribed by said commission, or other local authority having control thereof.

2. This act shall take effect immediately.

Approved March 15, 1916.

CHAPTER 60.

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:*

Section 84 amended.

1. Section eighty-four of an act entitled "An act concerning townships" (Revision of 1899), approved March twenty-fourth, one thousand eight hundred and ninety-nine, is hereby amended to read as follows:

84. When bonds are to be issued, the township committee shall, by resolution adopted by a majority of the whole committee, provide for the issuing of the same; the resolution shall set forth the amount proposed to be issued, the purpose to which the proceeds thereof are proposed to be applied, the rate of interest proposed to be paid, not exceeding five per centum per annum, and the times of the payment thereof, the period for which it is proposed the bonds shall run, not exceeding thirty years from the date of their issue, the method by which it is proposed to provide money for their payment at maturity, and, if it is proposed to make them payable in installments, when each installment will fall due, and the amount thereof; *provided, however,* that bonds shall not be issued for any purpose other than to take up and pay outstanding bonds or to pay the cost of constructing, curbing, recurbing, paving or relaying sidewalks, or to pay the cost of widening any street, road or highway, or portion thereof, including the acquisition of lands and real estate therefor by purchase or condemnation proceedings, or to pay the cost of extending any pipes or mains for the distribution of a supply of water for public or private use, when the annual income of ten per centum of the cost of said extension shall be assured or guaranteed as before provided, except under the following restrictions and conditions: If a petition for the issue of bonds, specifying the amount proposed to be issued, the purpose to which the proceeds are proposed to be applied, the rate of interest proposed to be paid, not exceeding five per centum per annum, and when said interest shall be payable, the period for which it is proposed the bonds shall run, not exceeding thirty years from the date of their issue, the method by which it is proposed to provide money for their payment at maturity, and if it is proposed to make them payable in installments, when each installment will fall due and the amount thereof, shall at any time be presented to the township committee, and shall be shown by the oath or affirmation of the assessor to have been signed by the owners of more than one-half in value of the taxable property in

Bond issue.

Amount.

Rate.

Term.

Proviso.

Restrictions.

the township, or by at least one hundred taxpayers of the township, as shown by the last preceding duplicate of assessments for taxes in said township, the township committee shall thereupon, by resolution, frame a proposition to issue such bonds, which shall set forth the matters contained in the petition, and shall be voted on by the legal voters of the township at any annual election or at a special election called for that purpose; *provided,* ten days' notice of such special election shall have been given by posting in at least five public places in such township, and by publication for at least one insertion in a newspaper of general circulation in said township; if a majority of the legal votes cast at such election shall be in favor of such proposition, the township committee may adopt a resolution directing the issue of the bonds in conformity with said resolution; all township bonds shall be sealed with the corporate seal of the township, signed by the chairman of the township committee and countersigned by the treasurer, and shall contain all the terms, conditions, stipulations and restrictions set forth in the resolution directing their issue; said bonds may be sold either at public or private sale, but not for less than par and accrued interest. After the adoption of a proposition for the issuance of bonds as aforesaid, it shall be lawful for the township committee to issue the bonds all at one time, or from time to time, and to issue an amount of bonds less than the total amount so authorized; if less than all of such bonds are issued, and the bonds are payable in installments, the township committee shall have power to reduce the amount of any or all of such installments, or to eliminate any installment or installments.

Proviso; special election.

Details of issue.

Issue in part or full.

2. This act shall take effect immediately.

Approved March 15, 1916.

CHAPTER 61.

An Act authorizing the establishment of colonies for the custody and care of feeble-minded males on State lands and providing for the management and control thereof.

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

Board of managers.

1. The Commissioner of Charities and Corrections, together with four citizens, to be appointed by the Governor, who shall hold office for three years, shall constitute a board of managers for such institutions on the colony plan for the custody and care of feeble-minded males as may be hereafter established by said board on forest reserve or other lands owned by this State; *provided*, that two of the four members first appointed on such board shall be appointed for a term of two years, and thereafter all appointments shall be for the full term of three years, and any vacancies in said board shall be filled for the unexpired term only.

Proviso.

Term.

Vacancies.

Official title of board.

2. Said board shall be a corporation and shall be known as "The Board of Managers of the State Colonies for Feeble-minded Males," and shall have power to sue and be sued, elect its necessary officers, and to exercise the powers and duties hereinafter set forth. The members of such board of managers shall serve without compensation, but shall be entitled to be reimbursed for their necessary expenses.

No salary; expenses allowed.

Location of colonies.

3. Said board shall have power, and it shall be the duty of said board, to determine the location of such colonies as may be established by it, upon forest reserve or other lands now owned or which may be hereafter acquired by the State, and if upon forest reserve lands, to erect and furnish, upon such site selected by it, suitable buildings for the purposes of such colonies, to make rules and regulations for the government and control of such institutions, its employees and officials

Suitable buildings.

Assistants.

and for the care, maintenance, industry, training, discipline and detention of the inmates thereof; to appoint such officers and employees as may be necessary to the proper conduct of such institution and determine their duties; to take and hold in trust for the State any land, money or other property for the use of the said colonies;

Accounts.

to keep a full and accurate report and account of its proceedings, expenditures and disbursements, and to

Annual report.

make a report thereof annually to the Governor with such recommendations as it may deem necessary, which report shall, by the Governor, be presented to the Legislature, and to do and perform such other things as may be necessarily incident to the purposes of this act;

Proviso.

provided, that when such colonies are established on forest reserve lands that they shall be so established with the co-operation and consent of the Board of Conservation and Development, and the establishment thereof and the industry of the inmates shall conform with the reasonable requirements of the said Board of Conservation and Development.

Admission.

4. Admissions to such colonies shall be in the manner now provided by law for the admission of the feebleminded to institutions for their training, care and custody.

Appropriations.

5. The sum of twelve thousand and five hundred dollars shall be appropriated out of the general revenues of the State, when placed in the annual appropriation bill, to be expended in the erection, furnishing and equipping of the buildings for the colonies herein provided for, and the sum of twelve thousand and five hundred dollars shall be appropriated out of the general revenues of the State to be expended in the maintenance, supplies and other expenses of said institution until

Proviso.

the end of the next fiscal year of the State; *provided, however,* that no payment shall be made pursuant to this act until the amount thereof shall have been included in the annual or supplemental appropriation bill.

6. This act shall take effect immediately.

Approved March 15, 1916.

CHAPTER 62.

An Act to amend an act entitled "A supplement to an act entitled 'An act to regulate the practice of courts of law (Revision of 1903),'" which supplemental act was approved March twenty-eighth, one thousand nine hundred and twelve.

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

1. Section twenty-five of said supplement is amended so as to read as follows: Section 25 amended.

25. Bills of exceptions and writs of error in civil cases are abolished. In lieu of a writ of error, an appeal may be taken in any case in which the appellant would, heretofore, have been entitled to that writ. Subject to rules, such appeal shall be in the nature of a rehearing upon any question of law involved in any ruling, order, or judgment below. Where causes are submitted to the court to be heard without a jury, any error made by the court in giving final judgment in the cause shall be subject to change, modification or reversal without the grounds of objection having been specifically submitted to the court. Bills of exceptions and writs of error abolished. Appeal may be taken. Error in final judgment.

Approved March 15, 1916.

CHAPTER 63.

An Act to regulate the practice and procedure in suits for annulment of marriages brought under the general equity jurisdiction of the Court of Chancery.

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

1. All suits for the annulment of marriages brought under the general equity jurisdiction of the Court of Petition first filed.

Affidavit of good faith.

Chancery shall be commenced by the filing of a petition in the office of the clerk of said court. To every such petition there shall be annexed an affidavit made by the petitioner that his or her petition is not made by any collusion between him or her and the defendant, but in truth and good faith, for the causes set forth in the petition.

Procedure to be followed.

2. Upon filing the said petition the same practice and procedure shall be followed as is required in suits or actions for annulment of marriages under the provisions of an act entitled "An act providing for divorces and for decrees of nullity of marriage, and for alimony and the maintenance of children (Revision of 1907)," and the acts amendatory thereof or supplemental thereto, it being the intent and purpose of this act to make uniform the practice and procedure in all causes of annulment of marriages.

Taking appeals.

3. Appeals shall be taken from decrees nisi and not from final decrees, and shall be taken within six months from the filing of the decree nisi.

Approved March 15, 1916.

CHAPTER 64.

An Act to amend an act entitled "An act providing for divorces and for decrees of nullity of marriage, and for alimony and the maintenance of children (Revision of 1907)," approved May seventeenth, nineteen hundred and seven.

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 is hereby amended to read as follows:

Clerk to issue citation.

11. Upon filing the said petition the clerk shall make out a certified copy thereof to be served on the defend-

ant together with a citation for the defendant to answer, which shall be under the seal of the court and shall be tested in the name of the Chancellor. The citation shall be substantially in the form hereto annexed.

Section 12 amended.

2. Section twelve of said act is hereby amended to read as follows:

Service and return of citation.

12. It shall be the duty of the sheriff or coroner, as the case may require, of any county, to whom any such citation and certified copy of the petition shall be delivered, to serve the same and to make return of the said citation into court on or before the return day thereof, which shall be filed with the clerk.

Section 13 amended.

3. Section thirteen of said act is hereby amended to read as follows:

Defendant served personally.

13. Every such citation shall be served by delivering to the defendant personally a copy thereof, together with a certified copy of the petition, at least five days before its return.

Section 15 amended.

4. Section fifteen of the act is hereby amended to read as follows:

Time for defendant's reply.

15. The defendant shall file his answer to the petition within twenty days from the return day of the citation, if it be returned "served" or "cited" by the sheriff or coroner, or within the time limited by the order for publication and substituted service, unless in either case the court grants further time for that purpose. The answer shall plainly and fully set forth the cause or causes of defense, and shall not be sworn to. No replication shall be necessary to put the cause at issue.

Defense stated.

Form of citation.

5. FORM OF CITATION.

New Jersey, to wit: The State of New Jersey to Greeting: You are hereby cited to answer the petition of , a copy of which petition is herewith served upon you, by filing your answer in writing in the office of the Clerk of the Court of Chancery at Trenton, within twenty days after the day of , 19 (return day); and in default of your so doing such order or decree will be made against you as the Court shall think equitable and just.

Witness, his Honor Edwin Robert Walker, Chancellor of our said State, at Trenton, the day of , 19 .

Solicitor. Clerk.

Approved March 15, 1916.

CHAPTER 65.

An Act to amend an act entitled "A supplement to an act entitled 'An act relating to the Court of Common Pleas (Revision of 1900),'" approved March twenty-third, nineteen hundred, which supplement was approved March twentieth, nineteen hundred and eight.

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

Section 2 amended.

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

Judges may sit together or separately.

2. Whenever there shall be two judges of the Court of Common Pleas in any county, said judges sitting together, or either of them sitting alone, or each of them sitting separately at the same time, shall constitute and may hold the Court of Common Pleas, the Orphans' Court, the Court of Quarter Sessions, and the Court of Special Sessions; and said judges when sitting together, or either of them when sitting alone, or each of them when sitting separately at the same time, shall

Powers, etc.

have and possess the same powers, authority and jurisdiction as is now vested in the existing judge of said courts; and the said judges sitting together, or either of them sitting alone, or each of them sitting separately at the same time, shall have the same power to hold the Court of Oyer and Terminer and Circuit Court as

is now conferred by statute on the existing judge of the Court of Common Pleas; whenever the said judges shall sit together, the senior judge in service shall be the president judge of said court; and any power or authority now conferred by statute on the judge of the Court of Common Pleas in any proceeding or matter may be exercised by either of said judges. President judge.

2. This act shall take effect immediately.

Approved March 15, 1916.

CHAPTER 66.

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, management and support therof," 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. Section seventy-nine of the act to which this act is an amendment be and the same is hereby amended to read as follows: Section 79 amended.

79. An election of members of the board of education shall be held in each township, incorporated town or borough school district, on the third Tuesday in March in each year at a schoolhouse or such other convenient public place within the district as may be selected by the board of education; *provided,* that in any school district where the enrollment of school pupils exceeds one thousand, the board of education of such school district, in its discretion, may select an additional schoolhouse or schoolhouses or such other additional convenient public place or public places within the district for such election or for any special meetings of the Annual district meeting. Proviso.

Notices.

legal voters of the district. Not less than seven notices of such election, specifying the day, time and place or places thereof, shall be posted by the district clerk at least ten days before the date of such election; one of such notices shall be posted on each schoolhouse within the district and at such other public places therein as the board of education of such district shall direct.

Failure to post.

Any district clerk who shall fail to post notices calling said election as required by this section shall pay a fine of twenty dollars, to be recovered in a court for the trial of small causes by any resident of said school district. A plurality of the votes cast shall be sufficient to elect a member of a board of education.

Voting district lines.

Whenever the board of education in any school district shall under and by authority of this act, establish two or more voting places in said district, they shall also and at the same time establish the lines of voting districts in said school district and shall give public notice thereof in the same manner as is herein otherwise provided for notice to be given of school meetings and elections. No person shall vote at any such election elsewhere than at the place designated for voters of the voting district in which said person resides.

Section 80 amended.

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

Election by ballot.

80. All elections for members of such board of education shall be by ballot. The polls for such election shall remain open one hour and as much longer as may be necessary to enable the legal voters present to cast

Ballots.

their ballots. Said ballots may be printed or written, or partly printed and partly written. In case a member of a board of education is to be elected for a full term, and a member is to be elected to fill an unexpired term, the ballots shall designate which of the persons voted for is to be elected for the full term, and which for the unexpired term.

Election; how conducted.

The chairman of the meeting shall appoint two tellers, who shall receive and count the ballots in his presence, and said chairman shall announce the result of such election. The secretary of the meeting shall keep

a poll-list and record therein the name of each person voting at such election, and shall also keep a tally-sheet of the votes as counted by the tellers. The tally-sheet shall be signed by the chairman and tellers, and said tally-sheet, poll-list and ballots shall be placed by the secretary in a sealed package indorsed with the name of the district, the name of the county in which said district shall be situate, and the date on which said election shall have been held, and said package, together with a statement of the result of said election, signed by the chairman and secretary, shall be by said secretary forwarded to the county superintendent of schools within five days after the date of such election and the same shall be preserved for one year.

Results forwarded to county superintendent.

In school districts having an enrollment of school pupils exceeding one thousand, and where the board of education of such school district shall select more than one place for the election of members of the board of education or for any special meeting of the legal voters of such district, such board of education shall forward to the county superintendent of schools at least fifteen days prior to the date fixed for holding such election or special meeting, a notice in writing that such action has been taken by such board of education, and specifying the date of and the places fixed for the holding of such election or special meeting, and such county superintendent of schools shall, at least five days before the date of such election or special meeting, appoint in writing a chairman and secretary for each polling place designated, and each chairman so appointed shall appoint two tellers for each polling place, except where two ballot boxes are used, in which event such chairman shall appoint two tellers for each box. The tellers shall receive and count the ballots. The polls for such election shall remain open one hour and as much longer as may be necessary to enable the legal voters present to cast their ballots. The chairman shall announce the result of such election. The secretary shall keep a poll-list and record therein the name of each person voting at such election and also keep a tally-sheet of the votes

County superintendent advised of proposed election

Officers designated.

Result.

Records sent to district clerk.

as counted by the tellers. The tally-sheet shall be signed by the chairman and tellers, and said tally-sheet, poll-list and ballots shall be placed by the secretary in a sealed package endorsed with the address of the polling place and the date on which said election shall have been held, and he shall deliver the same immediately to the district clerk, together with a statement of the result of such election, signed by the chairman and secretary. Thereupon the district clerk shall announce the result of such election and shall immediately combine the reports from all polling places, and within five days after the date of such election, forward a sealed package containing ballots, poll-lists, and tally-sheets to the county superintendent of schools, and the same shall be preserved by him for one year.

District clerk forwards papers, etc., to county superintendent.

Whenever the annual election shall be held in two or more public places, the board of education shall present to each voter at said election the annual report of the board, and the budget for the ensuing year in printed form.

Report and budget supplied voter.

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

Section 81 amended.

81. At any annual election when the question of raising a tax, the issuing of bonds, or the establishing of a union graded school is to be voted on, two ballot boxes shall be provided for each polling place and two tellers shall be appointed for each box. One of said boxes shall be used to receive the ballots for members of the board of education and the other to receive the ballots for the other objects enumerated in this section.

When two ballot-boxes.

4. This act shall take effect immediately.

Approved March 15, 1916.

CHAPTER 67.

An Act to amend an act entitled "A supplement to an act entitled 'An act to establish a thorough and efficient system of free public schools and to provide for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," approved April 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 of which this act is amendatory be and the same hereby is amended so that it shall read as follows: Section 2 amended.

2. The general supervision and control of public instruction shall be vested in a State Board of Education, which shall consist of eight members, not more than four of whom shall be members of the same political party, and not more than one of whom shall be residents of any one county. Said members shall be male citizens who have resided within the State for not less than five years immediately preceding the date of their appointment. They shall be appointed by the Governor by and with the advice and consent of the Senate, for the following terms, to commence on the first day of July, nineteen hundred and eleven: one for one year, one for two years, one for three years, one for four years, one for five years, one for six years, one for seven years and one for eight years. Annually thereafter one member shall be appointed by the Governor for a term of eight years. Vacancies shall be filled for the unexpired term. A suitable room in the State House at Trenton shall be provided for the use of the board. State Board of Education. Qualifications. Terms. Vacancies.

Said board shall meet in the State House in Trenton at such times as their rules may prescribe in each and every month, and at such other times and places within Meetings.

the State as in its judgment may be necessary. Its meetings, as well as those of every board of education in the State, shall be public and shall commence not later than eight o'clock P. M.

Powers.

In addition to the powers now conferred by law upon the State Board of Education it shall:

Building inspector.

I. Appoint an inspector of buildings who shall devote his time during the entire twelve months in the year to visiting the schools in the State, and to making a thorough report in regard to each. The salary of said inspector of buildings shall be fixed by the State Board of Education.

Inspector of Accounts.

II. Appoint an inspector of accounts who shall devote his time during the entire twelve months in the year to the examination of the accounts of the several school districts. The salary of said inspector of accounts shall be fixed by the State Board of Education.

System of bookkeeping.

III. Prescribe a uniform and simple system of bookkeeping for use in all school districts, and compel all school districts to use the same.

Supervising principal.

IV. Appoint, upon application, a supervising principal over the schools in two or more districts whenever in its opinion it is advisable so to do, and apportion the expense equitably among the districts.

Approval of secondary schools.

V. Withhold or withdraw its approval of any secondary school whenever in its opinion its academic work, location or enrollment and per capita cost of maintenance shall not warrant its establishment or continuance.

Fix rates for pupils outside district.

VI. Fix rates to be paid by a district for the tuition of children sent from it to the schools of other districts, when the districts cannot agree among themselves as to the proper rate, and require any district having the necessary accommodations to receive pupils from other district at rates agreed upon or which it may fix in the event of disagreement.

Production of records and witnesses.

VII. Compel the production at such time and place within the State as it may designate of any and all books, papers and vouchers in any way relating to schools or to the receipt or disbursement of school moneys; compel the attendance before it or before any of its committees, or before the Commissioner of Edu-

cation or one of his assistants, or before the inspector of accounts, or the inspector of buildings at such time and place as it may designate of any member of a board of education or of any person in the employ of a board of education, and suspend from office any person refusing to attend or to submit such books, papers and vouchers as he may have been directed to produce.

Subpœnas.

VIII. Issue subpœnas signed by its president and secretary compelling the attendance of witnesses and the production of books and papers in any part of the State before it or before any of its committees or before the Commissioner of Education, or one of his assistants or before the inspector of accounts or the inspector of buildings.

2. This act shall take effect immediately.

Approved March 15, 1916.

CHAPTER 68.

An Act concerning the purchase of all furniture, equipment, material, supplies, printing and stationery for the use of the State and the State institutions, boards, commissions and officers.

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

Purchase of supplies vested in State House Commission.

1. The duty and the authority for the purchase of any and all furniture, equipment, materials, supplies, printing and stationery, of whatever kind or description, used or needed for use by any and all officers, boards, commissions or subdivisions of any kind, of the State government or by any State institution, board or commission or agency of the State, maintained in whole or in part thereby, hereinafter referred to as a using agency, is hereby exclusively vested in the Governor, the State Treasurer and the State Comptroller, ex

officio, constituting the State House Commission. Nothing herein contained shall apply to any district board of education or its officers.

All supplies etc., secured under this act.

2. No furniture, equipment, materials, supplies, printing or stationery, the whole or part of the costs whereof is to be paid from the treasury of the State, shall be contracted for or purchased, except in accordance with the provisions of this act. Any contract or agreement for purchase made otherwise than in accordance with the provisions of this act shall be void and no money shall be paid from the State treasury on account thereof.

Act does not apply to buildings, roads or bridges.

3. Nothing herein contained shall apply to the erection or construction of any building or addition thereto or alteration or repair thereof as distinguished from the furnishing or equipment or maintenance thereof, nor to the construction or repair of any road or bridge, nor to the performance of any like work.

Purchasing agent.

4. There is hereby created the office of State Purchasing Agent, the incumbent of which office, who shall be appointed by the Governor, by and with the advice and consent of the Senate, shall have had practical experience in a regularly organized purchasing department, either municipal, State, federal or private business corporation. He shall hold his office for a term of five years and until his successor is appointed and qualified. He shall receive an annual salary of five thousand dollars. He shall give bond to the State of New Jersey in the sum of fifty thousand dollars, which bond shall be conditioned for the faithful performance of his duties, and conditioned also that he shall not be interested or concerned, directly or indirectly, financially or otherwise, with any person, partnership, firm or corporation with whom or which any purchase or contract for purchase shall be made in the performance of his duties. He may be removed at any time by the Governor for cause affecting the performance of his duties, but neither expiration of term of office nor removal therefrom shall operate as a discharge of said bond, until the lawful period thereof, to wit, sixteen years, has passed. The premiums upon

Term.

Salary.

Bonded.

Removal for cause.

such bonds shall be paid by the State, upon the certification of the State House Commission.

Duties.

5. The State Purchasing Agent, under the supervision and control of the State House Commission and as its agent, shall carry into effect and execute the provisions of this act. He shall appoint such assistants, clerks and stenographers as may be necessary in the discretion of the State House Commission, who shall determine their compensation. He shall act, and execute all contracts, in the name of the State of New Jersey.

Assistants.

Warehouse and stores.

6. The State House Commission shall have power if and as necessary in their discretion, to maintain warehouses, to rent or lease or construct the same or rent or lease warehouse or storage accommodations; to arrange with contractors for whole or partial deliveries to such warehouses and to make deliveries therefrom or to arrange with contractors for deliveries directly to using agencies, as may be necessary or expedient.

Laboratories.

7. The State House Commission shall have power to combine all or so many of the existing State laboratories as in their judgment may be advisable into one or more State Physical and Chemical Laboratories for the execution of such functions as may now or hereafter be required thereof, as well as those functions in and by this act contemplated to be performed, and to maintain the same as State Physical and Chemical Laboratories; to provide such accommodations and working force therein by transfer and appointment as in their judgment may be necessary, and to fix the compensation therefor, as and when appropriations may become available for that purpose.

Standards of quality.

8. The State House Commission shall have power to establish and determine standards of quality by physical or chemical formulæ or otherwise, and to change the same from time to time and to determine the relation thereto of articles offered or furnished; to use for such purposes the existing laboratories maintained by the State or as combined into State Physical and Chemical Laboratories; to establish a list of other public or private laboratories whose tests and analyses will be accepted,

List of recognized laboratories.

Fees.

and to fix the fees required to be paid for tests or analyses made in any State laboratory. The fees required by any State or other laboratory for any analysis or test made by any prospective contractor, prior to the award of a contract, shall be paid by such prospective contractor. Inspection analyses or tests shall be at the expense of the State.

Tests preferred.

9. In the purchase of materials and supplies, the laboratory test of quality with reference to the standard to be established for the State, shall be preferred to trade names or words of description, and so far as is practicable such laboratory standards shall be established and purchases made with reference thereto.

Standardized furniture, supplies, etc.

10. So far as practicable, all furniture, equipment, materials, printing, stationery and supplies shall be standardized, and no variation shall be allowed from an established standard without the written approval of the State House Commission. Such standards shall be determined upon the needs of all using agencies, so far as their needs are in common, and for groups of using agencies or single using agencies so far as their needs differ. Where changes or alteration in equipment are necessary in order to permit the application of any standard, such changes and alterations shall be made as rapidly as possible.

Advisory board.

11. Each using agency shall designate one of its officers or one member of its board or governing body, as its representative upon an Advisory Board constituted of such representatives, if such agency shall so

Meetings.

desire. This Advisory Board shall coöperate with the State House Commission in the determination of standards, making exemptions, quality and prices of supplies, and in all respects advise and assist the State House Commission in the performance of its duties and the accomplishment of the purposes of this act. The Advisory Board shall meet with the State House Commission at least once in each three months, and in addition at such other times as the State House Commission shall direct. The needs of the several using agencies shall be determined by each of them, as heretofore, but shall be supplied in accordance with the provisions and requirements of this act.

Applications for supplies.

12. Nothing herein contained shall require any change in the form or manner of making appropriations. Each using agency shall, at the times and for the periods specified by the State House Commission, present to the State Purchasing Agent detailed applications for furniture, equipment, materials, printing, stationery and supplies. The State Purchasing Agent shall prepare schedules thereof, and then submit such schedules to the State House Commission for their consideration. If it so desires, the State House Commission shall call for the coöperation of the Advisory Board with reference thereto or any part thereof, or hear any using agency with reference to its part therein, and then determine upon, change, add to or subtract from such schedules, and upon such schedules shall make requisition upon the State Comptroller for the amount of money estimated to be necessary to defray the cost thereof, indicating the appropriations against which the proposed purchases will be charged. Such requisition shall be approved by the Comptroller unless it shall appear that the free balance of any appropriation is not sufficient to cover the charge proposed against it. And in that event the requisition shall be rejected as to such charges only, and approved as to all others. The Purchasing Agent shall then arrange such schedules or parts thereof as are included in or covered by the approved requisition, for advertisement and contract in the manner best calculated to attract competition and advantageous prices, as well as prescribe conditions for delivery and the like details. The Purchasing Agent shall make all purchases upon such schedules and requisitions. The bills for such purchases shall be apportioned by the State Purchasing Agent among the requisitioning agencies in proportion to the purchases made therefor, and certify the same so apportioned to the State Comptroller, to be charged against the appropriation or appropriations indicated by the certificate of the State Purchasing Agent and the accompanying requisitions. The bills therefor shall be paid by the State Treasurer upon the Comptroller's warrant.

Schedules.

Hearings.

Approval of requisitions.

Advertisements.

Apportionment of bills for purchases.

When direct purchasing authorized.

13. The State House Commission shall have power,

by written order, to permit purchases to be made by any using agency directly, and not through the State Purchasing Agent, whenever it shall appear to the satisfaction of the State House Commission that by reason of the excess of transportation cost, a lower price with equal quality can be obtained by the using agency, or as in the case of fresh vegetables, fish, eggs, milk and the like perishable articles, where the using agencies are widely scattered and there are nearby local markets, or for any reason, in the judgment of the State House Commission warranting such exception. Such using agencies receiving such permission shall report in writing to the State House Commission their acts and expenditures under such orders.

Rules and regulations.

14. The State House Commission shall have power to make all rules and regulations necessary or proper to the execution of the object of this act and the performance of its duties and the duties of the State Purchasing Agent under the provisions of this act. It shall make an annual detailed report to the Legislature of its operations under this act.

Annual report.

Laws applicable.

15. The State House Commission and the State Purchasing agent, in the performance of their duties under this act, shall be subject to the provisions of all the laws of this State applicable to the expenditure of public moneys not inconsistent herewith.

Appointment of agent and beginning operations.

16. The State Purchasing Agent shall be appointed as soon as may be after this act becomes a law, with such assistants, inspectors, clerks and stenographers as may be necessary, and he, together with the State House Commission, shall immediately enter on the performance of their duties, looking to the collection of the necessary information, preparation of the necessary standards, schedules and the like details, necessary to the operation of this act, but this act shall not otherwise become effective until the first day of November, one thousand nine hundred and sixteen. This act shall then become effective throughout; all contracts for furniture, equipment, materials, printing, stationery and supplies then outstanding and unfilled shall pass to and be completed by the State House Commission, but no new con-

When act fully in effect.

tracts or purchases shall be made except in accordance with the provisions of this act. *Provided, however,* that with reference to any using agency, standards for which cannot be completed within the time specified, the State House Commission may establish temporary provisions and regulations or exemption until the standardization therefor is complete. Proviso.

17. The proceedings of the State House Commission under this act shall be open to the citizens of the State; their minutes and records, and the records, contracts, orders and schedules of the State Purchasing Agent, shall be public records, open to the inspection of any citizen or interested person, firm or corporation, at all reasonable hours. Proceedings and records public.

18. Agreements for purchases may be made in the form of contracts for the furnishing of specific articles at fixed prices, or for the furnishing of articles according to the specifications at a fixed rate with provision for a minimum amount subject to increase at the same rate, or for the furnishing of articles according to specifications without a stated minimum or maximum at a rate stated, commonly known as the "price agreement." Contracts or "price agreement."

19. Nothing herein contained shall be construed to alter, amend or repeal any provision of any law of this State relating to the purchase or use of the products of the labor of the inmates of any charitable, reformatory or penal institution of this State. As to institutions.

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R-23-85

20. All acts and parts of acts inconsistent herewith are hereby repealed. Repealer.

Approved March 16, 1916.

CHAPTER 69.

An Act to amend an act entitled "An act concerning concentrated commercial feeding stuffs," approved March twenty-eighth, one thousand nine hundred and twelve.

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

Amended title.

1. The title of the act which this act amends is hereby amended so as to read "An act concerning commercial feeding stuffs."

Section 1 amended.

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

Definition.

1. The term "commercial feeding stuffs" shall be held to include all feeding stuffs used for feeding live stock and poultry, except whole seeds or grain sold as such and the unmixed meals made directly from and composed of the entire grains of corn, wheat, rye, barley, oats, buckwheat, flaxseed, Kafir and milo; neither shall it include whole hays, straws, cottonseed hulls and corn stover when unmixed with other materials, nor shall it include any materials containing sixty per centum or more of water.

Section 4 amended.

3. Section four of the act which this act amends is hereby amended so as to read as follows:

Semi-annual statements filed with State Chemist.

4. For the purpose of defraying the expenses connected with the inspection of commercial feeding stuffs sold or offered for sale in this State, and experiments relative to the value thereof, all corporations, firms or persons engaged in the manufacture or sale of commercial feeding stuffs shall, on July first and January first of each year, make a statement under oath, in due form of law, which shall be filed with the State Chemist, and which shall set forth the number of net tons of such feedings stuffs sold during the preceding six months; and upon such statement shall pay

Fee paid experiment station.

to the New Jersey State Agricultural Experiment Station the sum of eight (8) cents per net ton of two thousand pounds. Nothing contained in this section shall interfere with commercial feeding stuffs passing through the State in transit.

Section 11 amended.

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

Disposition of inspection tax.

11. The inspection fees collected by the New Jersey State Agricultural Experiment Station shall be paid to the State Treasurer, and, after being appropriated as now provided by law, the money thus accounted for shall be expended under the authority of the director of the New Jersey State Agricultural Experiment Station in defraying the expenses of the inspection, chemical and other examination of commercial feeding stuffs, in printing of bulletins giving the results of the inspection, for experiments and other agricultural activities as may seem to be to the greatest advantage and to publish bulletins giving the results of these activities.

Section 12 amended.

5. Section twelve of the act which this act amends is hereby amended so as to read as follows:

State Chemist to enforce act.

12. The State Chemist is hereby empowered to enforce the provisions of this act and to prescribe such rules and regulations relating to the sale of commercial feeding stuffs as he may deem necessary to carry into effect the full intent and meaning of this act.

Repealer.

6. All acts or parts of acts in conflict with this provisions of this act are hereby repealed, and this act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 70.

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.

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

State divided into two water supply districts.

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A-19-62.

1. That the State of New Jersey be divided into two districts for the purposes of municipal water supplies, one of which shall be known as the North Jersey Water Supply District, and the other as the South Jersey Water Supply District. The North Jersey Water Supply District shall consist of the counties of Sussex, Warren, Hunterdon, Passaic, Morris, Somerset, Bergen, Hudson, Essex, Union and Middlesex; and the South Jersey Water Supply District shall consist of the remaining counties of the State. Each of said districts shall be entitled to all of the authority and shall be subject to all the laws of this State concerning water districts so created.

Laws applicable.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 71.

An Act authorizing the appointment of district boards of water supply commissioners in the water supply districts created by an act entitled "An act to create two water supply districts in the State of New Jersey, to be known respectively as the North Jersey Water Supply District and the South Jersey Water Supply District," and defining the powers, duties, terms of office, and compensation of such commissioners; and providing for the obtaining, maintenance and operation of water supplies or new or additional water supplies by said commissioners as agents of and by contract with municipal and other corporations in their respective water districts, and further providing for the raising, collecting and expenditure of the moneys necessary therefor.

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

1. There shall be appointed in the manner hereinafter provided a water supply commission for each of the water supply districts created by an act of the Legislature 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." District water supply commission.

The commission appointed for the North Jersey Water Supply District shall be known as the North Jersey District Water Supply Commission, and the commission appointed for the South Jersey Water Supply District shall be known as the South Jersey District Water Supply Commission. Each of said commissions shall have the powers hereinafter provided for. North and South Jersey commissions.

2. Each of said commissions shall consist of four members, who shall be residents of the water supply Membership.

district which they represent, and not more than two of said commissioners shall be of the same political party. 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.

Terms.

Vacancies.

Salary.

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 three thousand (3,000) dollars per annum payable monthly. Said salaries shall be charged as an expense of the development and operation of any water supply or supplies contracted for hereunder.

Municipalities may petition Governor to appoint commission.

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, 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 of said commissioners, or in case of a vacancy, the Governor shall appoint a successor, who shall hold office for the term

Appointment of commission.

Successors and term.

of four years, or in the case of a vacancy, for the unexpired term and until his successor shall be appointed.

4. The said commission shall, as soon as may be after appointment and qualification, and annually thereafter, organize by the choice of one of its members as chairman, and may from time to time appoint and at its pleasure remove a secretary, counsel and such engineers and assistants, together with such agents, officers and servants as it may deem necessary to carry out the purposes of this act, and may determine their duties and compensation. The said commission, when duly organized, shall be deemed to be and shall become a body corporate with power to sue and be sued, and with the right to acquire, hold, use, lease and dispose of all such property as may be necessary for the uses and purposes for which the said commission was created, except to acquire or take any canal rights or property other than in this act is specifically provided for, and with all other necessary powers incident to corporate bodies.

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Assistants.

Commission a body corporate.

Rights.

Said commission shall keep accurate accounts of all receipts and disbursements, and shall make an annual report thereof to each of the municipalities with which it has a contract.

Accounts and report.

5. The board having charge of the water supply of any municipality in a water supply district for which a commission has been appointed as hereinbefore provided may, by resolution, petition the said commission for a water supply or a new or additional water supply, and request that a preliminary estimate be made of the cost to such municipality of such supply, and shall agree to pay for the cost or its share of the cost of said preliminary estimate.

Petition for water and request estimates.

6. Upon the filing of such petition the said district water supply commission, after obtaining the consent of the State Water Supply Commission or its successor, to the diversion of waters for such water supply, which consent shall not be given until after hearing upon notice to the municipalities affected, by publication as required in the case of the notice hereinafter required by this section to be given of the hearing before the district water supply commission, shall fix a time and

Hearing on proposition.

place for a public hearing upon said application, and shall thereupon give notice of such hearing by publication by one insertion in at least one newspaper printed and published in each of the counties lying within said water supply district at least fifteen days prior to said hearing, at which hearing all persons and municipalities affected by the proposed plans may be heard for or against the granting of the application.

Other municipalities may join.

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A-25-489

7. Upon said hearing any municipality appearing may signify its desire to acquire an existing water supply or to obtain a new or additional water supply, and its willingness to join with other municipalities to that end, and to bear its share of the preliminary expenses, and shall at the same time state the quantity of water which it desires.

Plans, estimates, annual cost, etc.

132-8
A-24-408

8. The said district water supply commission shall thereupon proceed to formulate plans for obtaining a water supply or a new or additional water supply for said municipality and any other municipalities that may desire water from such joint water supply, as provided for herein, and to estimate the cost thereof, and the annual cost of operating the same, and the probable share of said cost which each of such municipalities will be called upon to pay for its share of water supply and plant used in common with other municipalities, and the cost of any distribution system, water supply or plant acquired or constructed for its individual use, and to report the said plans to the said municipalities, together with a form of contract, providing for the raising and payment of the necessary funds to meet such cost of acquisition and operation. Such form of contract shall in substance provide that the said district water supply commission shall proceed to acquire or construct the water supply substantially as described in its said report, and that it shall operate the same when completed for account of such municipality or municipalities as may contract therefor as herein provided. Said contract shall further provide that each municipality shall take at least the quantity of water annually as specified in the contract, and shall pay to the said district water supply commission such sums of money

132-8
A-17-893

What contract to provide.

Quantity of water to be taken and payments.

as shall be needed by the said district water supply commission to defray the cost of the acquisition or construction and operation of such water supply, at such times as may be determined and requested by said commission, and in the manner and in the proportion as is provided in section fifteen of this act; but no municipality shall be required to pay any part of the cost of acquisition or construction or operation of any water plant, or part thereof, which is not to be used in supplying water to such municipality. Said contract shall provide that the contracting municipality will, upon the request of the said district water supply commission, exercise and put in operation all its powers of eminent domain for the condemnation of lands, rights of way, easements, water rights, and other property necessary for such water supply, either within or outside the territory of such contracting municipality.

Exercise right of eminent domain.

9. After the said district water supply commission has submitted its preliminary report and form of contract to the municipalities interested, it shall notify said municipalities of a time and place for a hearing by such municipalities upon such contracts respectively. At said hearing each municipality shall, through the board or body having charge of its water supply, signify its willingness to accept the terms of said contract as presented, or present such modifications for the consideration of said district water supply commission as it may desire, or withdraw from further participation in the proposed water supply development.

Hearing on preliminary report.

133-9
A-25-489

Acceptance of contract.

10. After said hearing, said district water supply commission shall present a final form of contract to be executed between the said commission and each of the municipalities which, at such hearing shall signify its desire to participate in such water supply. It shall be the duty of each of such municipalities, within thirty days thereafter, to signify its willingness to execute said contract by resolution of the board or body having charge of its water supply.

Execution of contract.

133-10
A-25-490

If any of said municipalitties shall, within such time, fail to indicate its willingness to execute said contract, then the said commission shall submit a

Withdrawal of municipalities.

form of contract modified in accordance with such circumstances to each of the remaining municipalities, and each of such municipalities shall within thirty days thereafter indicate to the said commission its willingness to sign said contract. Such process shall be continued until a form of contract has been agreed upon by the said commission and one or more municipalities.

Acquiral of water rights, etc.

134-11
A-25-491

11. When said contract or contracts are signed as herein provided, the said district water supply commission shall forthwith proceed to carry out the same. For such purpose the said commission shall have the power, and be authorized in its own corporate name, but at the expense of the contracting municipalities as herein provided, to acquire by purchase or condemnation any part or all of the water plant, water rights, easements, distribution system or other property of any existing private corporation or of any water company, including any contracts which the said corporation or water company may have with any municipal or other corporation for the supply of water, and to carry out said contracts. Said commission shall have the power to acquire lands, easements, rights of way, water rights and all other property and rights that may be needful for the construction of any reservoir or the obtaining of any water supply, or the laying of any pipes or mains, or the doing of any work, or the acquisition of any property that may be necessary for the acquisition, construction or operation of such water supply. It shall have the power to construct or cause to be constructed such reservoirs, pipe lines, mains, pumping or filtration plant, standpipes, tunnels, buildings or other structures, machinery and appliances as may be necessary for the purposes of this act, and to employ all employees and to purchase all materials that may be necessary for said purpose, and all other powers necessary or proper to provide all of the contracting municipalities in said water supply district with a sufficient water supply, including the right to contract with any municipal or other corporation or person, or other district water supply commission for the purchase, sale or exchange of any water, lands or other property,

Acquire lands, etc.

Construct water system.

Help and materials.

but nothing in this act shall be construed to permit the said commission or any municipality to enter into any new contracts for the sale or delivery of water to any corporation, firm or person, for use within the limits of any other municipality without the written approval and consent of such other municipality. It shall also have the power to arrange the exchange of lands and of water rights and water in any watershed in said district between any of the municipalities of the said water supply district by contract with the municipalities interested.

Exchange of water rights.

12. The said commission shall have full power to construct water mains or pipe lines for the purposes provided for in this act along, under and over any water course, or under or over or along or across any street, turnpike, road, railroad, highway or other way, or public park or grounds, and in or upon private or public land under water, in such way and manner, however, as not unnecessarily to obstruct or impede travel or navigation, and may enter upon and dig up any street, highway or private or public land, for the purpose of constructing said work and appurtenances and for repairing and maintaining the same, and in a general way to do all other acts and things necessary, convenient and proper in connection with the acquisition, construction or operation and maintaining of the said water supply. If any highway or public or private land is dug up and disturbed pursuant to the provisions of this act, the same shall be restored to its former condition as nearly as may be. It shall have power to acquire all such property, easements and rights by private purchase or by condemnation in the manner provided by the general laws of this State relating to the condemnation of lands for public use. The district commission shall have power to alter or change the grade of any highway or public street, or relocate such highway or street where necessary for the purpose of constructing any reservoirs to be built in accordance with contracts authorized to be made by this act; and if it shall become necessary to change the location or gradi-

Right to construct pipe lines along streets, roads, etc.

135-12
A-25-492

Restore land dug.

Acquire property by purchase or condemnation.

Alter grades.

As to canals and railroads.

ent of any canal or railroad, or the appurtenances thereof, the corporation owning or operating such canal or railroad shall be required to relocate or change the same as far as needful and to acquire the property necessary for such change, and, if possible, to agree with said district commission upon the details of such change, the cost thereof to be paid by the said commission as a part of the expense of such reservoir construction. And if said corporation is unable to agree with the owner of any land, property or right required to be taken by it in order to make such change, then said commission is hereby authorized and shall, for the benefit of said corporation, by condemnation or otherwise, acquire the same; *provided,* such acquirement shall not impair the operation of said railroad or canal.

In case of disagreement.

Proviso.

Dealing with canal companies.

13. If the district water supply commission shall decide to construct any reservoir, which may intercept or interfere with the flow of waters that may be part of the feeder of any canal, or which may be claimed by any canal corporation, the commission is authorized to acquire from such canal corporation the necessary water rights for said reservoir by agreement with such canal corporation; and if it shall prove impossible to make such agreement, then the commission shall have the right to acquire by condemnation the necessary water flowage or other rights from such canal corporation.

Labor and materials furnished by contract.

136-14
A-21-878

136-14
A-24-409

Advertisements inviting proposals.

14. Whenever any work to be performed or material to be furnished shall involve any expenditure of any sum of money exceeding the sum of two thousand dollars ($2,000), the said district water supply commission shall designate the time when it will meet at its usual place of meeting to receive proposals in writing for doing the work and furnishing the material; and said board shall order its clerk to give notice by advertisement, inserted in at least two newspapers printed and circulating, respectively, in the county or counties in which the municipalities in said water supply project shall be situated, at least ten days before the time of such meeting, of the work to be done and

the materials to be furnished, particular plans and specifications of which at the time of such order it shall cause to be filed in its office.

All proposals received shall be publicly opened by the said commissioners and the commissioners shall award the contract to the lowest responsible bidder. Each contractor shall be required to give bond satisfactory in amount and security to the said district water supply commission for the faithful performance of his contract.

Proposals opened.

Contractor's bond.

15. If said commission shall acquire any part or all of any distribution or water plant, the said commission shall have power to convey such distribution system or water plant or part thereof to the municipality in which the same is situated or to whose use it is devoted, at the cost thereof, as nearly as may be, and upon such equitable terms as the commission may fix.

Convey water plant in part or in whole.

16. The cost of the construction or acquisition of the said water supply shall be borne by the contracting municipalities in proportion to the amount of water contracted to be taken in the contract between each of said municipalities and the said district water supply commission. The said commission shall have the power to call upon each of the said contracting municipalities to pay on account of the said cost such sums from time to time as the commission shall estimate to be needed for that purpose, and shall request from each of said municipalities in accordance with said contract until the total cost of the acquisition and construction of said water supply has been completed, and each of said municipalities shall make such payments when so requested. Included in such cost shall be the salaries and expenses of the said water supply commission up to the time of the actual completion of the said plant and the commencement of the actual supply of water therefrom.

Proportional cost borne by contracting municipalities.

Salaries and expenses included in cost.

Thereafter the expenses of the said commission and its agents and employees shall be charged to operation, and properly proportioned as between the several water supply projects which may be operated by the commission.

Future expenses charged to operation.

New Jersey State Library

Yearly estimate of operation.

After said plant is completed or acquired, the cost of operation shall be estimated yearly in advance, and apportioned among said municipalities respectively in proportion to the amounts of water contracted to be used by each, and each of said municipalities shall pay said sums to said commission in advance when requested.

Annual apportionment; basis of settlement.

The commission shall make an apportionment of the actual cost of the operation of the said plant at the end of each year among the contracting municipalities; said cost shall be apportioned upon the basis of the actual water consumed by each municipality, provided that such amount shall be in no event less than the quantity contracted for. In apportioning said cost, no municipality shall be charged with any item of interest or rental upon, or cost of operation of, any part of any water plant which is not used in supplying water to said municipality, but this provision shall not prevent any municipality from contracting to bear the proportionate cost of acquisition and operation of any water plant, which may be devoted in whole or in part to the service of one or more municipalities. Each municipality shall be charged with the amounts so apportioned, and credited with the amount previously paid on account of the estimated operating expenses for such year.

What included in cost.

Debits and credits.

Control after completion.

17. Upon the completion of such water supply plant and works and appurtenances, the said district water supply commission is authorized and directed to retain and have the sole control and charge of the said water supply plants and works and appurtenances, except such part of the same as the said commission may convey to any one of the contracting municipalities as herein provided; in trust, however, for each of the contracting municipalities, and such other municipalities as may be entitled to share in the said water supply, as provided in this act.

138-18 A-24-410 ...icipal- ..., may ...ire water.

18. Any municipality which shall desire to take water from any water plant constructed, acquired or operated by any water supply commission under the authority conferred by the provisions of this act, shall have the

right to file a petition with the said district water supply commission, setting forth the amount of water that such applying municipalitiy desires to take and the period at which it desires to commence such taking of water. Said district water supply commission shall thereupon fix a time and place for a hearing of the said application, and give to each municipal corporation under contract with such district water supply commission in relation to the said water supply at least thirty days' notice in writing mailed to the clerk or secretary of the board or body having charge of the water supply of such municipal corporation.

Petition.

Hearing on application.

After said hearing the said commission, if the water supply under its control is adequate for the supply of the said applying municipality, shall have power to contract with such municipality for the supply to it of water, at such price as shall impose upon such applying municipality an equitable share of the cost of constructing, acquiring and operating such supply; or such commission may allow said applying municipality to become part owner of the water supply plant controlled by the said commission, or such part thereof as is necessary for the supply of said applying municipality by means of a contract whereby such municipality shall agree to pay to said district water supply commission its proportionate share of the cost of acquisition, construction and operation of the said plant. Any money so paid to the district water supply commission by such applying municipality shall be paid over to the municipalities which have theretofore contributed to the cost of such water supply plant in proportion to the cost of such plant theretofore paid by them respectively.

Commission may contract with applicant.

Applying municipality may become part owner.

Disposition of money so received.

Wherever any district commission has been brought into being by virtue of this act, it shall be unlawful for any municipality within the water supply district represented by said commission to obtain any new or additional water supply from any watershed other than the watershed or watersheds from which said municipality obtains its existing supply, without the consent of said district water supply commission.

Consent of commission for new supply.

Power to borrow money.

19. Each municipality that shall enter into a contract with said district water supply commission as in this act provided, shall have the power to borrow the money necessary to make the payments required by such contract, upon its bonds, or upon its notes, or other temporary obligations. Such notes or temporary obligations may be renewed from time to time until permanent bonds shall have been issued by such municipalities to take up and pay for the same, or until the money necessary to pay for the same has been raised by taxation.

Payment of temporary obligations.

It shall be the duty of the board, body or authority having charge of the finances of each municipality to place in the tax levy of each year an amount necessary to pay off any notes or temporary obligations of such municipality which have been issued to raise money to pay for the cost of the operation of the water supply.

Bond issue.

Said board, body or authority having control of the finances of any such contracting municipality is hereby required to issue its bonds for the purpose of raising the money necessary to pay said notes or other temporary obligations as may have been issued to raise money to pay towards the cost of the construction or acquisition of such water supply plant, which said bonds shall be in such amounts and bear interest at such a rate, not exceeding five per centum per annum, and shall be payable at such time and place as the board having charge of the finances of such municipality shall determine by resolution. Said bonds shall be sold for not less than par.

Rate.

Sinking fund and interest.

Each of said municipalities shall annually from the revenues received from the sale of water in such municipality set aside sufficient moneys with which to pay the interest on said bonds, and to provide a sufficient fund to retire said bonds at their maturity. If said revenues shall not be sufficient for said purposes the deficiency therein shall be raised in the annual tax levy of such municipality.

Deficiency met by taxes.

No State indebtedness.

20. Nothing in this act contained shall be construed to authorize any district water supply commission to incur any indebtedness on behalf of the State of New Jersey.

21. If any provision, clause or section of this act shall be held invalid or unconstitutional, the remainder of the act shall not be affected thereby, but shall remain in full force and effect. As to validity of act.

22. All acts and parts of acts heretofore passed inconsistent with the terms and provisions of this act or granting to the State Water Supply Commission or its successors in authority the powers in this act granted to the boards of district water supply commissions, when created as herein provided, are hereby repealed; *provided,* that nothing in this repealer contained shall be held to affect the powers of any municipality, by condemnation or otherwise, for developing, acquiring, operating, enlarging or improving its existing water supply, from its present source of supply, nor the performance of any existing contract relating to its water supply. Nothing in this act shall authorize any action or agreement that shall operate to abandon or make necessary the abandonment of any canal or waterway in this State, or any part thereof, or relieve any canal company or any lessee of any canal from the obligation to maintain and operate said canal, or from any other obligation, now imposed by law. Repealer. 141-22 A-24-411 Proviso. No canal abandonment.

23. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 72.

An Act concerning police in municipalities in this State other than the cities of the first class, regulating appointments and promotion.

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

1. In every municipality of this State other than cities of the first class in which there is or shall be a Service requisite for promotion.

police force where the members of such police force are or may be removable for cause, after a hearing, and such police force has been in existence for three years or more, no person shall be appointed or promoted to a position or office on the police force above the rank and file of the force, by whatever name designated, unless such person shall have served continuously as a member of such force for at least three years.

Promotion in forces under three years' existence.

2. In every municipality coming under the provisions of this act, where the members of the police force are or may be removable only for cause, after a hearing, and where there has not been a police force in existence for three years, persons having served on the police force for the greatest period of time shall be appointed or promoted to a position or office above the rank and file of the force, by whatever name designated.

Civil Service act not affected.

3. Nothing herein contained shall in any wise interfere with the provisions of an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State, and of the various counties and municipalities thereof, and providing for a Civil Service Commission, and defining its powers and duties," approved April tenth, one thousand nine hundred and eight, and the several supplements thereto and amendments thereof.

Repealer.

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

Approved March 16, 1916.

CHAPTER 73.

An Act respecting proceedings in certain criminal cases in certain cities of the second class in this State and to regulate and increase the powers of the police courts, recorder's courts and similar municipal courts known by any other name in any such city, and providing for the appointment and compensation of a city prosecutor and regulating the compensation of judges or recorders presiding over the said courts.

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

Jurisdiction of recorders, police justices, etc.

1. Hereafter in all cities of the second class in this State now or hereafter having a population of over fifty thousand the recorder, police justice or other official presiding over any recorder's court, police court or municipal court having jurisdiction of criminal offenses and power of committal, shall, in addition to the powers now possessed by him, have jurisdiction to try and determine all cases of assault, simple assault and battery, malicious mischief, larceny or embezzlement where the price or value of the article or property or thing taken is under twenty dollars; obtaining money or property under false pretenses where the amount of the article, property or thing alleged to have been obtained is under twenty dollars; receiving stolen property where the value of the article, property or thing alleged to have been received, is under twenty dollars, and also other criminal offenses, the penalty for which does not exceed a fine of one hundred dollars or imprisonment for a term not exceeding six months, where any of the specified crimes are committed within the corporate limits of the municipality in which such criminal court is established; *provided,* the person or persons charged with any such offense shall in writing waive indictment and trial by jury.

Proviso.

143-1
A-19-351

Penalties.

2. Upon conviction of any person such court may impose such penalty or penalties as may be provided by law for the offense of which the defendant shall be convicted.

Taking complaints by justices of the peace.

3. Hereafter the justices of the peace duly elected and commissioned in and for the several cities of the second class in this State now or hereafter having a population of over fifty thousand shall have the power to take complaints as now provided by law against any person or persons offending against the laws of this State, or any of them, and in the manner now provided by law, and to issue warrants thereon, returnable before such justice issuing the same.

Hearings.

4. When any such person or persons charged as aforesaid before any such justice with any criminal offense committed within the jurisdiction of any court within the intent and meaning of this act shall be apprehended and brought before any justice in said city, it shall be the duty of such justice, providing the offense for which said offender shall be apprehended as aforesaid shall be bailable in law, to conduct such hearing or examination as provided by law, unless such offender or offenders shall waive such examination or hearing.

Taking bail.

If such hearing be waived or on such hearing the offender or offenders shall be held, such justice shall admit such offender or offenders to bail for his, her or their appearance at the earliest possible day before the nearest recorder, police justice or other official presiding over any recorder's court, police court or municipal court having jurisdiction over criminal offenses and power of committal, holding court in the city within which such

Commitment if bail not furnished.

offense was committed, and if such offender cannot furnish bail as aforesaid, to appear before said court, then it shall be the duty of such justice of the peace to commit such offender or offenders to the common jail of such county in which said city is situate, and to send forthwith and in the manner herein provided the complaint or complaints and all papers connected therewith to the nearest court as aforesaid in such city.

Bailed to appear before court.

5. Any person charged as aforesaid and who shall have been admitted to bail as provided in the section

last aforesaid, and who shall appear before said court as provided in the recognizance taken before such justice of the peace and who shall waive indictment and trial by jury before said court, shall be held to bail for trial in said court at such time as may be fixed by said court, and in default of bail, shall be committed to the county jail of the county in which such city is located, and on the order of the said court the person or persons so committed shall be brought before the said court for trial; *provided, however,* that if such offender or offenders shall not waive indictment and trial by jury before said court, the said court shall hold such offender or offenders to bail as is now provided by law; and if any person or persons charged as aforesaid who shall not have been admitted to bail as provided in the section last aforesaid, and who shall have been committed to the county jail as aforesaid, shall be brought before such court for trial on the order of said court; *providing,* said offender or offenders shall waive indictment and trial by jury, and if such offender or offenders shall not waive indictment and trial by jury, the said court shall hold such offender or offenders to bail as now provided by law.

Proviso.

Proviso.

6. It shall be the duty of such justice of the peace forthwith to forward, properly enclosed and sealed in an envelope and addressed to the nearest recorder, police justice or other official presiding over any recorder's court, police court or municipal court having jurisdiction over criminal offenses and power of committal holding court in such city, the complaint and recognizance taken, together with a list or memorandum of the names and addresses of all witnesses for and in behalf of the State in such case and all papers connected therewith.

Justice to forward papers in case to recorder.

7. It shall be lawful for said court, in any such city upon the receipt of the complaint as herein provided, to examine said offender or offenders or to admit such offender or offenders to bail in all cases now bailable before said court for his, her or their appearance on the day set for trial by said court.

Examination or take bail.

Failure of justice to act a misdemeanor.

8. If any justice of the peace shall refuse or neglect to carry out in any respect the requirements of this act, or shall offend in anything against the true intent and meaning of this act, he shall be deemed guilty of a misdemeanor and punishable therefor.

Fees.

9. For services performed under the provisions of this act, the justices of the peace and constables performing the same, shall be entitled to receive the same fees as are now prescribed by law in criminal cases, the fees of such justices of the peace and constables shall be itemized in the form of bills and costs and the bill of costs of such constables shall be approved by the justice of the peace before whom the complaint in such case was taken, and the constable's bill of costs, approved as aforesaid, shall be annexed to the bill of costs of such justice of the peace, and all such bills of costs shall, together with the complaint, warrant, recognizance and other papers and exhibits in the said case as herein provided be forwarded to the clerk of said court, if there be such a clerk, and there be none, to the official presiding over said court, and the clerk or the official presiding over said court shall review and correct said bills of cost if necessary, and shall certify the correct amount of such bill or bills of cost to the city treasurer of the city in which said court is situate, who thereupon shall pay the correct amount or amounts so certified to such justice of the peace or constable; *provided, however,* if it shall appear in the judgment of said court that the proceedings in such case were taken by the justice of the peace improvidently, or that such proceedings were not calculated to promote the administration of justice, then the official presiding over said court, may, in his discretion, disallow in whole or in part the bill or bills of costs of such justice of the peace or constable.

Proviso.

Temporary presiding justice.

10. In the event of the absence, sickness or disability of such recorder, police justice or other official presiding over any recorder's court, police court or municipal court having jurisdiction over criminal offenses and power of committal in any such city, it shall be lawful for him to designate in writing such attorney-at-law,

resident in such city, to act in his place and stead during such absence, sickness or disability.

Docket. 11. It shall be the duty of the clerk of said court to attend the sessions of said court and the examinations, trials and proceedings had therein, and shall keep a docket in which shall be entered a brief record of all matters which shall come before such court, and he shall perform such other duties and services appertaining to the court business as the said court may require; and Monthly settlement. such clerk shall receive all fees, fines, penalties and costs imposed in said court and account for and pay the same over to the proper city officers of such city, at least once in each month, and shall keep a record of such fees, fines, penalties and costs and of the disposition thereof. In the absence of the clerk of said court, the court may Acting clerk. designate in writing an acting clerk, who shall temporarily have authority to perform the duties of the clerk of said court.

Records open to inspection. 12. The docket and records kept by the clerk of said court shall be opened to the inspection of any person lawfully entitled to examine the same, and certified transcripts of the same may be used in any court or place as evidence of the matter therein contained, and shall have the same force and effect as the docket itself, and the clerk shall furnish to any persons requiring the same a transcript of the record from said docket in any cause Transcripts. upon the payment of fifty cents and shall also furnish to any persons requiring the same subpœnas in any cause before said court upon the payment of ten cents for each subpœna.

Clerk's authority. 13. It shall be lawful for all commitments, writs and other processes issuing out of said court, either to be signed by the official presiding over said court, or to be tested in the name of the said court, and signed by the clerk of said court, and the said clerk shall have the authority to take any complaint or complaints or affidavit or affidavits, to be used in said court, and to administer any oath or affirmation proper to be administered in said court, and in the absence of the official presiding over said court, may receive the verdict of any jury impaneled in any case tried in said court.

Statement on conviction.

14. On conviction of any person or persons before said court, it shall be sufficient for the conviction to set out the name of the defendant or defendants, the number of the section and the title of the statute under which the conviction is had; the names of the witnesses sworn and a list of the exhibits produced at the trial, and a statement that the defendant was convicted, with the date of such conviction, which conviction shall be signed by any official presiding over said court, and it shall not be necessary to set forth any of the testimony taken on the trial of said cause in such conviction.

Remission of fine or sentence.

15. In case any person or persons convicted in any such court shall have been committed to the workhouse or common jail in default of paying a fine or penalty imposed upon such conviction, it shall be lawful for said court imposing such fine or penalty to remit the whole or any portion or part thereof, to discharge the person so committed from further custody, and, in case he is committed to said workhouse or jail without a fine, it shall be lawful for the said court before whom such conviction is had, upon application made to him, to order the person so committed to be brought before him, and if it shall appear to the satisfaction of said court that the person so convicted should be discharged from further custody, it may be lawful for said court to discharge said prisoner.

Subpœnas served by police.

16. The officers of the police force of any such city shall be empowered to serve any subpœnas or processes issuing out of said court for and on behalf of such city, and such processes shall be returned in the same manner as far as circumstances shall permit, as similar processes as issued by any justice of the peace.

Case may be taken before judge of quarter sessions.

17. It shall be lawful for the judge of the Court of Quarter Sessions in any county wherein any such court is established, upon application made for that purpose by any person summarily convicted in any such criminal court, after due notice of such appeal has been given to the city prosecutor or to the corporation attorney of the municipality in which any such criminal court is established, to order the complaint and warrant (if there be a complaint and warrant), the committment and the rec-

ord of the conviction to be forthwith brought before him, and if such complaint, warrant, record of conviction or commitment shall be found illegal, such conviction shall be forthwith set aside and the person or persons so convicted discharged from further custody.

City prosecutor.

18. The governing body in and for any such city as aforesaid, who shall have control and management of the finances of any such city, may appoint an attorney at law to prosecute all cases to be tried before the said court mentioned in this act, and such governing body shall have the power to fix the salary of such person so appointed, which salary shall not exceed the sum of two thousand dollars per annum, such salary to be paid monthly in the same manner as salaries of other city officials in such cities are paid. The term of office of the person so appointed shall be for three years and until the appointment and qualification of his successor.

Salary.

Term.

Salary of recorder or police justice.

19. The recorder, police justice or other official presiding over any recorder's court, police court or municipal court having jurisdiction of criminal offenses as mentioned in this act, shall receive the following compensation: In cities having a population of more than one hundred thousand, three thousand five hundred dollars, and in all other cities within the purview of this act, three thousand dollars.

149-19
A-19-352

As to constitutionality of act.

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

21. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 74.

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, one thousand eight hundred and forty-six," which further supplement was approved April fourth, one thousand eight hundred and ninety-four.

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

Section 1 amended.

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

Dogs registered and collared.

1. Every 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, having engraved thereon, upon a metal surface, the name of the owner of said dog or bitch and the registered number thereof; and it shall be lawful for any person to kill any dog or bitch found straying off the owner's premises without such collar upon its neck.

Stray dog without collar may be killed.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 75.

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, one thousand eight hundred and forty-six," which further supplement was approved April fourth, one thousand eight hundred and ninety-four, approved March twenty-second, eighteen hundred and ninety-five.

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

Section 1 amended.

1. The first section of the act of which this act is amendatory be amended so as to read as follows:

Registration of owners of dogs.

1. It shall be the duty of each town, township, village, borough or city in this State to provide a book for the purpose of registering the owner's name of every dog or bitch and the number, numbering them in the order of the owners applying for said registration, and giving to each person information of the registered number thereof; the person applying for the registration shall pay the sum of one dollar for each dog or bitch thus registered, of which the clerk shall receive twelve cents for each registration, the balance to be applied to paying the damage done by dogs or bitches to domestic animals or poultry, after the same shall have been appraised by two freeholders, as authorized and directed by the act to which this is a supplement and the supplements to said act, and in case there is no damage such balance to become a part of the general fund of such town, township, village, borough or city, as the case may be.

Fee.

Use of fees.

Section 2 amended.

2. The second section of the act of which this act is amendatory be amended so as to read as follows:

Penalty for clerk refusing to register dog.

2. In case the clerk of any town, township, village, borough or city shall neglect or refuse to so register

any dog or bitch when application shall be made to him for that purpose, he shall forfeit and pay the sum of ten dollars for each refusal, which shall be paid to the treasurer of the town, township, village, borough or city, and be applied to the general fund of such town, township, village, borough or city, as the case may be.

3. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 76.

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

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

Appropriation for vocational education.

1. There shall be appropriated in the annual appropriation bill for the fiscal year beginning November first, nineteen hundred and sixteen, the sum of sixty thousand dollars, for the purpose of carrying out the provisions of chapter two hundred and ninety-four of the laws of nineteen hundred and thirteen, but nothing in this act contained shall be construed to operate as a repealer of any of the provisions of section twenty-five of said chapter two hundred and ninety-four, aforesaid; *provided,* that the sum of money above mentioned shall not be deducted from the moneys received from railroad taxes and set aside for school purposes, but shall be paid out of the general treasury of this State, and providing the amount is allowed in the regular annual appropriation bill.

Proviso.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 77.

An Act to repeal an act entitled "An act concerning fees and costs and the taxation thereof in the courts of law of this State," approved April eighth, one thousand nine hundred and ten, and known as chapter one hundred and twenty-seven of the laws of session of one thousand nine hundred and ten.

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

1. An act entitled "An act concerning fees and costs and the taxation thereof in the courts of law of this State," approved April eighth, one thousand nine hundred and ten, and known as chapter one hundred and twenty-seven of the laws of session of one thousand nine hundred and ten, be and same is hereby repealed; *provided, however,* that nothing contained in this act shall prevent the recovery of and taxation of costs under said repealed act, in any case now undisposed of and which is subject to the provisions of said act. Act repealed. Proviso.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 78.

An Act to repeal an act entitled "An act concerning fees and costs and the taxation thereof in the courts of law of this State," approved April eighth, one thousand nine hundred and ten, and known as chapter one hundred and twenty-eight of laws of session of one thousand nine hundred and ten.

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

Act repealed.

1. An act entitled "An act concerning fees and costs and the taxation thereof in the courts of law of this State," approved April eighth, one thousand nine hundred and ten, and known as chapter one hundred and twenty-eight of laws of session of one thousand nine hundred and ten, be and same is hereby repealed;

Proviso.

provided, however, that nothing contained in this act shall prevent the recovery of and taxation of costs under said repealed act, in any case now undisposed of and which is subject to the provisions of said act.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 79.

An Act to repeal an act entitled "An act to amend an act entitled 'An act relating to and concerning the fees and costs and the taxation thereof in the courts of law in this State,' approved April eighth, one thousand nine hundred and ten," and which amendment was approved March twelfth, one thousand nine hundred and thirteen.

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

1. An act entitled "An act to amend an act entitled 'An act relating to and concerning the fees and costs and the taxation thereof in the courts of law in this State,' approved April eighth, one thousand nine hundred and ten," and which was approved March twelfth, one thousand nine hundred and thirteen, be and the same is hereby repealed. Act repealed.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 80.

A Supplement to an act entitled "An act concerning fees and costs and the taxation thereof in the courts of law in this State," approved May second, one thousand nine hundred and eleven and known as chapter 366 of laws of session of 1911.

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

1. Upon entry of summary judgment fifteen dollars shall be allowed the moving party. Allowance to moving party.

Allowance to prevailing party.

2. Upon a motion to strike out a pleading or pleadings, where by law said motion has superseded a general demurrer, eight dollars shall be allowed the prevailing party.

Costs in amending pleading.

3. 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.

Allowance in quo warranto.

4. 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.

Allowance as to writ of certiorari.

5. 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.

Allowance in mandamus.

6. 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.

Allowance in judgment of admission.

7. 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.

8. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 81.

An Act to amend an act entitled "An act to provide for the selection, location, appropriation and management of certain lands along the palisades of the Hudson river for an interstate park, and thereby to preserve the scenery of the palisades," approved March twenty-second, one thousand nine hundred, in relation to the powers of the Commissioners of the Palisades Interstate Park, providing for the operation of means increasing the accessibility of the Palisades Interstate Park, the terms upon which franchises in said park may be let, the disposition of the income from said park and financial reports of said commissioners.

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

1. Section two of the act entitled "An act to provide for the selection, location, appropriation and management of certain lands along the palisades of the Hudson river for an interstate park, and thereby to preserve the scenery of the palisades," approved March twenty-second, one thousand nine hundred, is hereby amended so as to read as follows: Section 2 amended.

2. Such board of commissioners, and their successors, are hereby created a body politic, with power to sue and be sued, to use a common seal, and to make and adopt by-laws to regulate its proceedings; such board shall annually choose from among its members a president, a vice-president, treasurer and secretary and appoint 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; said board Rights of park commissioners. Organization. Duties. Powers.

shall also have power to erect and operate elevators and escalators at such places in the park as the board may deem necessary or expedient, and may provide and operate such other facilities for the use and enjoyment of such park by the public and for increasing the accessibility of such park to the public as the board may deem to be necessary or expedient, and it may also provide, at its discretion, by a proper rule or regulation, for the terms upon which and the manner in which all of such facilities may be used. Nothing herein contained, however, shall be deemed to authorize said board to issue or consent to licenses, privileges or franchises to individuals or corporations for the operation for private profit of any facility, utility or device within the park, except upon terms which will provide for limiting the operation of said license, privilege or franchise to a period not exceeding twenty years in any event; *and provided, further,* that no such license, privilege or franchise shall be authorized or awarded except after proper advertisement and to the responsible person or corporation who will, in open competition, offer to pay to said board the highest return for said license, privilege or franchise. All proceeds derived from the operation of such facilities or from any of the operations of the Commissioners of the Palisades Interstate Park shall be used by the Commissioners of the Palisades Interstate Park for the development and management of the said park, any general or special act to the contrary notwithstanding. Such board shall annually report to the Legislature all receipts from any source or sources whatsoever and all expenditures, and such boards shall have and maintain 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 shall determine.

Granting privileges.

Proviso.

Use of proceeds.

Annual report.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 82.

A Supplement to an act entitled "An act concerning fees and costs and the taxation thereof in the courts of law in this State," approved May second, one thousand nine hundred and eleven, and known as chapter 356 of laws of session of 1911.

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

Payment on entering judgment.

1. Upon the entry of summary judgment or judgment upon admission or admissions in answer or other pleading, the party entering same shall pay to the clerk of such court the sum of five dollars, which said sum shall include the fee for taxation of costs and the issuing of one final process.

Entering mandamus, etc.; fee.

2. Upon rule absolute and alternative mandamus, rule absolute and certiorari and rule absolute and information in nature of a quo warranto, the party entering same shall pay the clerk of such court the sum of one dollar and ten cents.

Striking out pleadings, etc.; fee.

3. Upon rule striking out pleading or pleadings or denial of motion to strike out the same, where by law said motion has superseded a general demurrer, the party entering same shall pay to the clerk of such court the sum of one dollar and ten cents.

Fees for sole use of State.

4. Such fees shall be received and collected by the clerk of the Supreme Court for the sole use of the State of New Jersey as public moneys belonging to the State, and shall be accounted for by said clerk and paid over as such in the manner now provided for by law.

Disposition of fees collected by county clerks.

5. Where such fees are collected by the clerks of the several counties they shall be disposed of in the manner following:

Of the fees specified in sections one and three of this act, two-fifths of said 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 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.

Fees in common pleas for county.

6 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.

7. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 83.

An Act providing for the reclamation and improvement of salt marsh and meadow lands and lands under water and other lands within municipalities bordering on tidal waters in this State resulting from the construction of channels and the making of harbor improvements in the waters adjacent thereto, and authorizing the Board of Commerce and Navigation, on behalf of such municipalities, to arrange for and contract with the Federal Government for such improvements, and authorizing the levying by such municipalities of assessments for benefits to such lands resulting from the reclamation and improvement thereof by or from the construction of channels and harbor improvements in the waters adjacent thereto.

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

Establish municipal districts for purpose of filling waste land.

1. Upon the request of the board or body having charge of docks in any municipality bordering on tide-

water in this State, or upon the request of the board or body having charge of streets in any such municipality where there is no board or body having charge of docks, the Board of Commerce and Navigation shall have power and it shall be the duty of such board to establish a district or districts embracing the municipality or municipalities which, in its judgment, should be included, wherein are lands which can feasibly be improved by being filled with material to be obtained from any proposed improvement of the navigable water or waters adjacent thereto, or which lands would be benefited by an improvement recommended to be made by the Federal Government upon a proposed basis of co-operation between the Federal Government and any such municipality or municipalities.

Joint improvement.

2. The Board of Commerce and Navigation shall, upon the receipt of such request and after conference with the Federal authorities having charge of any district port in which the improvements are proposed to be made, make an allotment or apportionment of the cost of making any such improvement, which, in its judgment, should be paid by the respective municipalities as hereinafter provided and embraced within any district created by any such board for any one improvement; *provided,* said total payments to be made by the municipalities within said district shall not exceed fifty per centum (50%) of the cost of the total amount of work to be done in any one such project or improvement, and said Board of Commerce and Navigation shall prepare a report showing the district or districts established by it, wherein such improvement or improvements are proposed to be made, the allotment of cost of any such improvement to be paid by the municipalities within the district or districts so established, and the terms and conditions under which the Federal Government authorities will arrange with said Board of Commerce and Navigation for the making of any such improvement, accompanied by a map showing the lands within each municipality in such district which can feasibly be improved or benefited by any such proposed work, and said Board of Commerce and Navigation

Proportional allotment.

Proviso.

Map.

shall thereupon submit such report and map to the municipalities embraced within the district as established.

Resolution proposing to enter upon improvement by filling, etc.

3. If there be lands under water, or salt marsh or meadow lands within any such municipality and shown on said map, which, in the judgment of the said municipal board or body, public necessity or interest demands should be reclaimed or filled, or if in its judgment public necessity or interest demands the construction of channels or harbor improvements which, or either of which, would specially benefit said lands or lands adjacent to said channels or harbor improvements, and if in its judgment it is advisable to arrange for such work to be done, upon the receipt by any such municipality of the report and map from the board of Commerce and Navigation hereinbefore provided for, the said municipal board or body shall pass a resolution signifying that it is proposed to enter into arrangements with the Federal Government for participating in the cost of doing certain work in connection with harbor improvements by the construction of channels or the deepening of tidal waters adjacent to certain lands within said municipality which are shown on the map submitted by the Board of Commerce and Navigation and approved by said municipal board or body.

Intention advertised.

Such notice of intention shall be duly advertised in at least two newspapers published in the county in which the municipality is situated (and if a paper is published in any such municipality such paper shall be one of those so selected), for at least once a week for two weeks, and said resolution shall fix a time and a place not earlier than two weeks after the publication of the first advertisement for a hearing on said proposed action; and prior to said hearing such municipal board or body shall prepare a tentative assessment showing the probable amount of assessments to be made against the property benefited, which proposed tentative assessments shall be presented at such hearing and shall be open to inspection, and any person desiring to be heard in regard thereto shall be given a hearing.

Tentative assessment.

Determination.

After said hearing, if such municipal board or body shall decide to carry out the suggested co-operation

with the Federal Government, it shall pass a resolution declaring such determination and setting forth that it will pay in the manner hereinafter provided its apportionment or contribution as made up by the Board of Commerce and Navigation, and said municipal board or body shall thereupon notify said Board of Commerce and Navigation of such action, and if all of the municipalities which have been included in any district for the carrying out of the proposed project shall signify that they will make the payments as so determined to be their respective portions of cost, then the Board of Commerce and Navigation shall transmit such information to the Federal district engineer in charge of any port district in which said municipalities lie and shall be authorized to enter into a definite understanding with the Federal Government authorities for the making of such improvement upon the terms and conditions assented to by such municipalities.

Notification to federal engineer.

Should one or more of the municipalities which have been considered by the Board of Commerce and Navigation to be included in the district so established, decline or fail to signify a determination to join in the proposed undertaking within a period of sixty days after the receipt of the report and map from said Board of Commerce and Navigation, said board shall reconsider the original proposition of apportioning the cost made by it, and if, in its judgment, it is practicable to work out a plan of co-operation with the Federal Government by which the benefits of the contemplated improvement may be more directly confined as far as practicable to that municipality which has or to those municipalities which have signified their willingness to pay its or their allotment of cost, said board shall make up a new apportionment of cost in connection with a new district in which benefits from such a co-operative plan of improvement may be given, and shall then again submit a revised report and map as hereinbefore provided to the municipality or municipalities still remaining within said new district, and if the part of said new district in any municipality where the said municipal board or body has passed a resolution of

If any municipality withdraw from agreement.

Reconsideration.

New apportionment.

Revised report and map.

intention as herein provided shall differ from or include other lands than those included in such municipality in the original district, then a second proceeding based on notice of intention and hearing shall be had by such municipal board or body, and if said board or body shall determine to participate on the basis of any new apportionment so made, it shall notify the Board of Commerce and Navigation, and said Board of Commerce and Navigation shall communicate such determination to the Federal district engineer in charge of the port district in which said municipalities are situated, and said Board of Commerce and Navigation shall be authorized to enter into a definite understanding with the Federal Government authorities for the making of such improvement upon the terms and conditions assented to by such municipality or municipalities.

Second proceeding.

The same process of elimination shall be continued until the Board of Commerce and Navigation has come to an agreement with one or more municipalities providing for the co-operation with the Federal Government herein authorized.

Process continued until agreement reached.

4. The Board of Commerce and Navigation shall be authorized to arrange with the Federal authorities having charge of the port district in which the municipalities included in any district created by said board lie that, in the execution of any such improvement herein authorized, the material resulting from dredging operations, et cetera, shall be used to fill and improve the lands as shown on the map as herein provided to be filed by it with the municipalities interested, and it shall be lawful to enter upon, use and occupy the lands as shown on said map for the purpose of filling, bulkheading and improving the same.

Dredged material used to fill.

5. Any municipality embraced within a district created as provided by this act is hereby authorized to issue its bonds, temporary loans, or other form of obligation, in the form now provided by law for temporary loans in anticipation of assessments, for the amount of its allotment as ascertained by the method herein provided, and such moneys shall be raised by

Bond issue, etc.

the board or body having charge of the finances of any such municipality upon the request of the board or body having charge of docks, or upon the request of the board or body having charge of streets in any such municipality where there is no board or body having charge of docks. Financing.

Upon notice to the municipality from the Federal district engineer in charge of the port district in which such municipality is located that he has available for the execution of any proposed improvement, for which the Board of Commerce and Navigation has made an allotment of cost as herein provided, an appropriation of moneys from the Federal Government or an authorization to arrange for said work in an amount at least equal to fifty per centum (50%) of the total cost of any such proposed improvement, the funds to be contributed by such municipality shall be paid by it into the treasury of the Federal Government and become available for the carrying out of such proposed improvement by the Federal authorities, in accordance with the definite understanding made between said Board of Commerce and Navigation and the Federal authorities in charge of the port district in which the municipality lies. If the Federal authorization herein referred to shall provide for part of the work to be done by local or State agencies, any municipality taking advantage of this act, or the Board of Commerce and Navigation, is hereby empowered to carry out such part of the work in addition to or in lieu of depositing any or all of the moneys to be contributed by the municipality or municipalities, said work to be done and paid for as may be provided for in any agreement, contract or understanding reached between any of the parties thereto. Funds available paid into federal treasury. If work done by local or State agencies.

Such sums as may be received by any municipality from assessments made in accordance with this act shall be applied to the payment of the temporary loans herein authorized to be issued, and any balance of the amount of the cost of the work done by the municipality, or by the Board of Commerce and Navigation on behalf of such municipality, and the contribution made Use of moneys raised.

by any such municipality to the Federal Government in excess of the amount assessed as benefits shall either be placed in the tax levy of such municipality or bonds similar to those now authorized for deficiency of assessments may be issued therefor, and the interest and sinking fund charges on such bonds shall be provided for in the tax levy until such bonds are paid.

Sinking fund.

Assessment for benefits.

6. Upon the completion of any such improvement, the board or body having charge of docks in said municipality, or the board or body having charge of streets in any such municipality where there is no board or body having charge of docks, is hereby authorized to make an assessment upon so much of the lands within the said municipality included in the report and map submitted by the Board of Commerce and Navigation upon which the notice of intention hereinbefore provided was based, as, in the judgment of said municipal board or body, are especially benefited, for benefits in a total amount not exceeding the cost of work done by the municipality, or by the Board of Commerce and Navigation on behalf of such municipality, and any contribution made by any such municipality to the Federal Government for such improvement, but before the assessments so made for benefits are confirmed by any such municipal board or body in any such municipality so agreeing to contribute, it shall be the duty of said board or body to advertise in the manner now required by law for advertisements for hearings on matters of assessments, that it proposes to consider the confirmation of the assessments for benefits upon all or part of the lands included within such report and map prepared as herein provided by the Board of Commerce and Navigation, and said advertisement shall designate a time and place at which any person interested may be heard in regard to such proposed assessments. After such hearing said municipal board or body shall, by resolution, confirm such assessment after making such modification as it shall deem proper, and any such assessment when so confirmed shall become due and payable as is now provided by law in any such municipality for assessments for street pavements, and where in any munici-

Hearing on assessments.

Confirming assessments.

pality such assessments may be made payable in five annual installments such methods of paying these assessment may be pursued, and all such assessments when filed with the proper municipal officer shall become liens upon the property against which such assessments are levied, in the same manner in which taxes become liens on property.

Assessments a lien.

7. In the event that any portion of the lands included within lands benefited or improved by any work done in connection with the dredging of channels, et cetera, shall be riparian lands or lands under water, for which the riparian grant has not theretofore been made by the State, the municipal board or body which is authorized to make an assessment for improvements in accordance with this act shall be and is hereby authorized to include in any such assessment a prospective assessment against such riparian lands, and a copy of such prospective assessment shall be filed with the Board of Commerce and Navigation and the same shall be a part of the records of said board. Upon the sale or grant by the State of the riparian rights to any such lands for which a prospective assessment has been filed with said board, the amount of such prospective assessment, together with interest at the rate of five per centum per annum from the time of the confirmation of the assessment for said improvement, shall by the Board of Commerce and Navigation be included in the purchase price fixed for such lands and made a part of the payment for the grant, and the amount of such assessment with interest as aforesaid, when paid, shall be turned over by such Board of Commerce and Navigation to the municipality which has contributed to the Federal Government for the cost of the improvement by which said lands are benefited.

As to riparian lands.

Amount of prospective assessment included in purchase price.

Such a prospective assessment shall also be made and included in the general assessment for and against any such riparian lands or lands under water for which an annual rental or fee is being charged or collected by the Board of Commerce and Navigation under any agreement by which the fee of any such riparian lands is to pass, and when such fee does so pass by grant from

Also included in general assessment.

the State such prospective assessment shall become immediately due and payable, together with interest thereon at the rate of five per centum per annum from the time of the confirmation of the assessment for such improvement, and said assessment shall become a lien upon such lands until paid and shall be collectible as other liens for public improvements are now collectible in any such municipality.

Assessment a lien.

As to constitutionality of act.

8. If, for any reason, any section, clause, or provision of this act shall be questioned in any court, and shall be held to be unconstitutional or invalid, no other section, clause or provision of this act shall be affected thereby.

Repealer.

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

Approved March 16, 1916.

CHAPTER 84.

An Act to provide for the appointment of a commission to revise and codify the statutes of this State relating to cities and other municipalities and to prepare bills delegating additional powers thereto.

Preamble.

WHEREAS, At each session of the Legislature numerous bills are introduced relating to cities and other municipalities which, though general in form, are special in application; and

Preamble.

WHEREAS, The time given to the consideration of such bills is one of the main causes in prolonging the sessions of the Legislature, and the enactment of such laws has encumbered the statute books, causing confusion and uncertainty as to the actual state of the law relating to cities and other municipalities; and

WHEREAS, It is desired that the largest possible measure of home rule, consistent with constitutional limitations, should be granted to the municipalities of the State, so that each of them, in response to the sentiment and desire of its people, may from time to time deal with every matter of local concern, including the ownership and operation of such public utilities as any municipality may see fit to own or operate; and Preamble.

WHEREAS, The revision and codification of the present laws relating to cities and other municipalities, and the delegation of more power to cities and other municipalities without sweeping away those fundamental principles and policies generally accepted and recognized throughout this State as wise and beneficent, would remove much of the present confusion and uncertainty and would shorten the sessions of the Legislature; therefore, Preamble.

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

1. The Governor is hereby authorized to appoint a commission consisting of three persons to revise and codify the statutes of this State relating to cities and other municipalities and to prepare and report such bill or bills for consideration of the Legislature providing for the delegation of such power to the cities and other municipalities of this State as will accomplish the objects set forth in the preambles hereto. The members of the said commission shall be counsellors-at-law who are or who have been counsel, attorney or solicitor of municipalities of this State. The said commission may appoint a secretary and the Governor may fill any vacancy in said commission occurring for any cause. Commission to codify statutes relating to cities. Membership.

2. Each of said commissioners shall receive for his services the sum of two thousand five hundred dollars, payable in equal monthly installments by the Treasurer of the State. Any expense necessarily incurred by the commission shall, when approved by the Governor, be paid by the Treasurer on the warrant of the Comptroller out of any funds specially appropriated for that purpose. Compensation. Expenses.

Report to next Legislature.

3. The commissioners shall perform the work assigned them as speedily as practicable and submit the bill or bills prepared by them, together with such suggestions as may be deemed expedient, to the next Legislature.

4. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 85.

An Act to amend an act entitled "An act relative to the compensation of assistant prosecutors of the pleas in certain counties of this State," approved April fourteenth, one thousand nine hundred and fourteen.

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

Section 1 amended.

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

Salary of assistant prosecutor.

1. Whenever the population of any county bordering on the Atlantic ocean in this State, as ascertained by any State or Federal census, is more than seventy thousand and not more than one hundred and ten thousand, the assistant prosecutor of the pleas of said county shall receive an annual salary of three thousand dollars; said salary shall be payable in monthly installments out of the funds of said county, in lieu of all fees and allowances, which fees shall be paid into the county treasury.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 86.

An Act to amend the title and body of an act entitled "An act to authorize and to provide for requiring the construction, maintenance and operation of an extension or extensions of street railway tracks in cities of the first class in this State for the purpose of connecting or of making a detour of existing tracks," 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:*

1. The title of the act to which this act is an amendment be amended so as to hereafter read: "An act to authorize and to provide for requiring the construction, maintenance and operation of an extension or extensions of street railway tracks in cities of the first and second class in this State for the purpose of connecting or of making a detour of existing tracks." Amended title.

2. Section one of the said act be amended so it shall hereafter read as folows: Whenever, in the judgment of the board or body having control of the highways of any city of the first and second class in this State, public interest or convenience requires an extension or extensions therein of street railway tracks for the purpose of connecting or of making a detour of existing tracks, it shall be lawful for such board or body having control of the highways, after notice and hearing in the manner prescribed by law in case of application for consent to construct street railways in the highways thereof, by ordinance, to authorize the construction, maintenance and operation of such extension or extensions of street railway tracks for either of the purposes aforesaid; *provided,* that no authority for any one such extension more than one-half mile in length shall Section 1 amended. Extension of trolley tracks. Hearing. Proviso.

Proviso. be given under this act; *and provided, further,* that for such extension it shall not be necessary to obtain the consent of any of the owners of the land fronting on

Proviso. the line thereof; *and provided, further,* that no authority to extend and operate any street railway in pursuance of this act shall be for a longer term than fifty years.

Section 2 amended.

Extension may be required by governing body.

3. Section two of said act be amended so that the same shall hereafter read as follows: Whenever, in the judgment of the board or body having control of the highways of any city of the first or second class in this State, public interest or convenience requires an extension or extensions therein of street railway tracks for the purpose of connecting or of making a detour of existing tracks, it shall be lawful for such board or body having control of the highways, in the event of the failure of the street railway company or companies operating the street railway line or lines proposed to be connected by the extension herein authorized, after opportunity for a hearing before said board or body has been given to said street railway company or companies, by ordinance, to require the construction, maintenance and operation of such extension or extensions of street railway tracks for either of the purposes aforesaid;

Proviso. *provided,* that no requirement for any single such extension more than one-half a mile in length shall be made

Proviso. under this act; *and provided, further,* that for such extension it shall not be necessary to obtain the consent of any of the owners of the land fronting on the line

Proviso. thereof; *and provided, further,* that no requirement to extend and operate any street railway in pursuance of this act shall be for a longer term than fifty years.

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

Approved March 16, 1916.

CHAPTER 87.

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

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

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

1. Ten or more persons may become a corporation for the purpose of making any of the following kinds of insurance, to wit: Association for purposes of insurance.

I. Against loss or damage to property by fire, lightning or tempest on land; Fire, etc.

II. Upon vessels, freights, goods, money, effects, bottomry and respondentia interests, and every insurance appertaining to or connected with marine and inland risks of transportation and navigation, including insurance against loss or damage to automobiles or other vehicles, whether stationary or being operated under their own power, by all or any of the hazards of fire, lightning, tempest, explosion, transportation by land or water, collision, burglary and theft, and against legal liability for damage to property of others resulting from their maintenance and operation; Marine.

III. Upon the lives or health of persons, and every insurance appertaining thereto, and to grant, purchase or dispose of annuities; Life.

IV. Against bodily injury or death by accident, and upon the health of persons, including a funeral benefit to an amount not exceeding one hundred dollars, or against loss or damage to automobiles or motor vehicles of any description, or to wagons or vehicles propelled by a horse, horses or teams of any description, resulting Accident.

from collision with moving or stationary objects, or against loss by legal liability for damage to persons or property resulting from collision of automobiles or motor vehicles of any description, or of wagons or vehicles propelled by a horse, horses or teams of any description with moving or stationary objects;

Indemnity. V. Against loss or damage resulting from accident to or injury suffered by any person for which loss or damage the insured is liable;

Explosion. VI. Against damage to property of the insured or loss of life or damage to the person or property of others for which the insured is liable, caused by the explosion of steam boilers, pipes, engines, motors and machinery connected therewith or operated thereby;

Defalcation. VII. Against loss from the defaults of persons in positions of trust, public or private, or against loss or damage on account of neglect or breaches of duty or obligations guaranteed by the insurer; and against loss by banks, bankers, brokers, financial or moneyed corporations or associations, of any bills of exchange, notes, checks, drafts, acceptances of drafts, bonds, securities, evidences of debt, deeds, mortgages, documents, gold or silver bullion, currency and money, except loss by marine risks or risks of transportation or navigation;

Loss of securities, etc.

Titles. VIII. Against loss or damage on account of encumbrances upon or defects in titles to real property and against loss by reason of the nonpayment of principal and interest of bonds and mortgages. A company organized under this act to transact the business authorized by this subdivision shall have the right, in addition to the other powers of investment given by this act, with its capital and surplus, to take, buy, sell and deal in first mortgages on real estate and to issue bonds, debentures and certificates against such mortgages, and may use in its name the words "Guaranty Company" instead of the words "Insurance Company," as hereinafter required generally for corporations formed under this act;

Credits. IX. Against loss from bad debts, commonly known as credit insurance;

Burglary. X. Against loss by burglary or theft;

XI. Against the breakage of glass; Glass.

XII. Against loss or damage by water to any goods or premises arising from the breakage or leakage of sprinklers, pumps or other apparatus erected for extinguishing fires, and of water pipes, and against accidental injury to said sprinklers and other apparatus; Sprinklers.

XIII. Against loss or damage to property by any other casualty which may lawfully be the subject of insurance. Casualty.

Companies may be formed upon the stock plan to transact any kind of insurance authorized by this section, or upon the mutual plan to transact the kinds of insurance described in subdivisions first, third, fourth, fifth and eleventh hereof. Insurance companies, either stock or mutual.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 88.

An Act authorizing the giving of notice by publication of any proposed improvement or acquisition of property by a municipality to persons affected by such improvement or acquisition.

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

1. Whenever, prior to the making of a public improvement or the acquisition of property by a municipality for the payment of the cost of which improvement or property a special assessment may be levied on property specially benefited, or for which it may become necessary to acquire by condemnation land or rights or interests in land, such municipality, or a board, body or officer thereof, is required by statute or otherwise to give notice of such proposed improvement or acquisition to persons whose property may be so assessed or Notice of proposed improvement or acquisition.

Publication.

condemned, it shall be lawful to give such notice by publishing the same at least twice in a newspaper published in such municipality, the first publication to be at least ten days prior to the time such improvement is ordered to be made or such property is ordered to be acquired; *provided, however,* that if some other method of giving such notice is prescribed by statute it shall be lawful to adopt either such other method or the method herein provided for; *provided, further,* that actual personal service of such notice shall always be sufficient notice.

Proviso.

Proviso.

Repealer.

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

3. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 89.

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:

Salaries of legal advisers in cities.

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 five thousand dollars per annum and the salary of the city attorney not to exceed three 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. Vacancy.

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

Approved March 16, 1916.

CHAPTER 90.

An Act to amend an act entitled "A further supplement to an act entitled 'An act to establish in this State boards of health and a bureau of vital statistics, and to define their respective powers and duties,' approved March thirty-first, eighteen hundred and eighty-seven," which supplement was approved March twentieth, one thousand nine hundred and one.

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

1. Section thirty-seven of the act to which this act is amendatory be and the same is hereby amended so it shall read as follows: Section 37 amended.

Annual report by local boards of health.

37. That the local board of health of every township, city, borough, town and other municipality shall, on or before the first day of February in each year, in addition to other reports required, prepare an annual report for the preceding calendar year of the condition of the public health within the limits of its jurisdiction, stating therein any special cause for the deterioration of health or of hazard thereto, and shall therein answer any questions which may have been addressed to such local board of health by the State director of health, and such local board shall forward a copy of such report to the State director of health, on or before the fifteenth day of February in each year; the person performing the clerical work required in the preparation of such annual report shall, upon receiving a certificate from the State director of health that such annual report has been duly prepared and received by said State director of health, on or before the said fifteenth day of February, shall be entitled to receive from the proper disbursing officer of the township, city, borough, town or other municipality for which the report is made the sum of two dollars for such clerical services.

Made to director of department of health.

Clerk's fee.

Repealer.

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

Approved March 16, 1916.

CHAPTER 91.

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

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

Names on lists of grand and petit juries.

1. In all counties having a population of less than fifty thousand by the last Federal or State census,

there shall be named for the grand jury list not less than one hundred and twenty-five names, and for the petit jury list not less than two hundred and fifty names.

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

Approved March 16, 1916.

CHAPTER 92.

An Act to enable cities which have adopted the provisions of "An act relating to the division of the uniform fire fighting force of certain cities of this State into two platoons," approved April fifth, one thousand nine hundred and fifteen, to provide funds for the payment of the additional men necessary to make up the two platoons provided for by said act.

WHEREAS, Certain cities of this State have adopted the provisions of an act entitled "An act relating to the division of the uniform fire fighting force of certain cities of this State into two platoons," after the appropriations for the year have been made; and Preamble.

WHEREAS, In order to effectuate the provisions of the said act it is necessary to appoint additional men and to provide salaries for the men so appointed necessary to make up the two platoons as provided for in said act; Preamble.

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

1. Whenever in any city of this State which has adopted the provisions of an act entitled "An act relating to the division of the uniform fire fighting force Bond issue for extra expenses of fire department.

of certain cities of this State into two platoons," it shall be necessary to appoint additional men to the fire department in such city in order to provide a sufficient force to carry out the provisions of the act entitled "An act relating to the division of the uniform fire fighting force of certain cities of this State into two platoons," by dividing the fire fighting force in said city into two platoons, it shall be lawful for the common council or other governing body in said city to provide, by appropriation, for the payment of the salaries of such additional men until the end of the current fiscal year, by an issue of bonds or notes to be known as "Temporary Fire Bonds or Notes," which bonds or notes shall bear interest at a rate not in excess of four and one-half per centum per annum, and to sell the same in the manner now provided by law.

Rate.

Provision for interest and principal.

2. Whenever such bonds or notes are issued in accordance with the provisions of section one of this act, it shall be the duty of the common council or other governing body of said city to raise, by general tax, in the year succeeding the issue of such bonds or notes, such sum as will be necessary to pay the principal and interest of said bonds or notes, and to retire and pay the same within the year succeeding the year of their issue.

3. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 93.

An Act to prevent the taking of fish from nets without the consent of the owners of such nets, and the willful cutting, breaking or mutilating of fish nets, lobster pots and fishing gear set in any of the waters within the jurisdiction of the State.

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

Penalty for wrongfully taking fish from nets.

1. Any person who shall take fish out of any set net, drift net, pound net, fishing pound, or the pocket of any pound nets in any of the waters with the jurisdiction of this State, without the permission of the owner of such nets, shall be liable to a penalty of fifty dollars for each offense.

Penalty for injuring nets.

2. Any person who shall willfully cut, break or mutilate any eelpot, lobster pot, set net, drift net or pound net set in any of the waters within the jurisdiction of this State, shall be liable to a penalty of fifty dollars for each offense.

Violation a misdemeanor.

3. Any person who shall violate any of the provisions of this act, whether such person has been prosecuted for a penalty for such violation or not, shall be guilty of a misdemeanor; one-half of any penalty recovered for any violation of this act shall be paid to any person or persons, other than a salaried warden, furnishing evidence sufficient to secure a conviction, said amount to be paid by the magistrate before whom the same was recovered and the balance forwarded to the Board of Fish and Game Commissioners. 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 violation thereof," approved March twenty-ninth, eighteen hundred and ninety-

Penalty recovered divided.

Enforcement of act.

seven, and the supplements thereto and amendments thereof.

4. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 94.

An Act concerning the insane; providing for their commitment to hospitals for the insane and their confinement therein, including care, treatment and support (Revision of 1916).

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

Application for commitment.

1. A person alleged to be insane may be committed to and confined in any institution for the care and treatment of the insane in this State (as defined in section forty-four of this act), upon the filing as hereinafter provided of an application in writing hereinafter described, by a person interested in the admission of such patient (as defined in section forty-four of this act), by reason of relationship or marriage, or by the person having the charge or care of such patient, or by the sheriff, or by the overseer of the poor or person charged with the care and relief of the poor, or by any chief of police or police captain of any municipality in this State where such patient may be, or by the warden or other head officer of any penal or correctional institution or of any public or private charitable institution or hospital in which such patient may be.

By whom made.

Form of application.

2. All applications and certificates for commitment to and confinement of any patient in any State, county, or private institution for the care and treatment of the insane in this State, must be made on forms approved by the State Commissioner of Charities and Corrections and furnished by the board of managers of said institu-

tion, by the board of chosen freeholders, or by the management of such private institution, as the case may be.

Certificates of physicians attached.

3. The application for admission and commitment to any such hospital shall be attached to and accompanied by certificates in writing of two physicians under oath. Every physician in order to qualify so as to certify to the insanity of such patient for the purpose of securing his commitment to any such hospital, must be of reputable character, duly licensed to practice medicine in this State and holding a degree of doctor of medicine, a permanent resident of this State, and shall have been in the actual practice of his profession for at least five years.

What certificates to show.

Every certificate shall set forth the date of the making of the personal examination of the subject of the application, which must be made in every case by the physicians signing the certificates, separately or together, not more than ten days prior to the admission of such person to such hospital, nor, in cases coming under class A, more than ten days prior to the date of the making of the application. Every certificate shall contain a thorough description and identification of the person sought to be confined. Each certificate shall set forth the facts and circumstances upon which the judgment of such physicians is based, and shall include therein a personal description sufficient to identify such patient, and the facts concerning hereditary taint and previous attacks if any, and shall set forth the fact that the condition of the patient is such as to require care and treatment in an institution for the insane, and such other information as may be required to be furnished upon the forms approved and furnished as aforesaid.

As to nonresidents.

4. A nonresident of this State may be confined in any institution for the care and treatment of the insane in this State in the same manner as residents may be admitted and committed, except that the physicians' certificates attached to the application for admission and confinement of said nonresident to any such institution preliminary to the inquiry and final hearing may be made by two physicians residents of the State from

which said nonresident may be sent, which certificates shall be on the form prescribed for residents of this State, and said nonresident physicians shall have all the qualifications required by the laws of the State from which said nonresident is sent, to secure the commitment of patients resident in said State to any institution for the care and treatment of the insane located in said State, but the inquiry and final hearing in the manner provided in this act shall not be had unless certificates shall be presented at the final hearing to the judicial officer of two resident physicians of this State, after personal examination of the nonresident person alleged to be insane, having the qualifications prescribed in this act and upon compliance with all the other provisions of this act.

Examining physician not interested in any manner.

5. No physician who is a relative either by blood or marriage, of the patient, or director, superintendent, proprietor of, or who is financially interested in any institution for the care and treatment of the insane in this State to which it is proposed to commit any patient, or who is professionally employed as resident physician at a regularly paid salary by the management thereof, shall be qualified to certify as to the patient's insanity.

Commissioner in lunacy.

6. In all counties in this State where the county counsel, county solicitor, county clerk, county physician or county probation officer or any of their assistants is now in charge and supervision of the preparation of papers relating to the commitment of the insane in any county, such person shall be known as commissioner in lunacy, such duties to pertain to the office of such county counsel, county solicitor, county clerk, county physician or county probation officer or their successors in office, and in all other counties the judge of the Court of Common Pleas with the consent of the board of chosen freeholders, shall designate some county official or employee as commissioner in lunacy for such county. Such commissioner in lunacy holding such designation under either of the methods herein provided, in addition to the performance of his regular duties, shall have charge and supervision of the preparation of papers relating to the commitment of the insane in such counties and the classi-

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Duties.

fication and requirements of such official or employee under the laws and rules concerning civil service, shall not be affected in any way by reason of such designation or additional duties as commissioner in lunacy, and additional compensation, if any, for such services as commissioner in lunacy as aforesaid, may be fixed by the board of chosen freeholders and paid in the same manner as the other county employees are paid. It shall be the duty of the boards of chosen freeholders of all counties to notify the various institutions for the insane, of the name and address of such commissioner in lunacy.

Compensation.

7. For the purpose of this act the method of commitment of insane patients shall be divided into five classes:

Five classes of commitment.

Class A. Where immediate temporary confinement of a patient in an institution is not necessary before making the final order of commitment.

Class A.

Class B. Where immediate temporary confinement of a patient is neccessary owing to the condition of the patient and where an order of temporary confinement can be obtained before the patient is taken into such institution.

Class B.

Class C. Where immediate temporary confinement of the patient in an institution before making the temporary order hereinafter referred to, is necessary owing to the condition of the patient and where an order of temporary commitment cannot be obtained before the patient is taken into such institution.

Class C.

Class D. Where a person voluntarily applies for admission to an institution for treatment. In all such cases the admission and maintenance shall be governed by the provisions of section twenty-five of this act.

Class D.

Class E. Where a person in confinement, under the care of the warden or other head officer of any penal or correctional institution, is to be transferred to a hospital for the insane. In all such cases the procedure shall be governed by the provisions of section twenty-six of this act.

Class E.

8. Class A. The class designated "A" shall include all cases where the condition of the patient, in the judgment of the certifying physicians, is such that imme-

Cases included in Class A.

diate temporary admission to an institution pending a judicial hearing and final order of commitment, as hereinafter provided is not necessary. In all such cases the application in writing with physicians' certificates attached thereto as provided in this act, shall be first made to the judicial officer (as defined in section forty-four of this act) in the county in which said patient resides or may be. Whereupon said judicial officer shall fix the time and place for the final hearing to inquire into the sanity of the patient, of which time and place notice shall be given as in this act provided, of such inquiry, which said inquiry shall be set by the judicial officer for a time not later than twenty days from the date of said application. Said time and place of hearing shall be indorsed on the application papers by the judicial officer over his signature. Said final inquiry as to the sanity, legal settlement and indigence of said patient shall be conducted as is otherwise provided in this act.

Hearing.

Cases included in Class B.

9. Class B. The class designated "B" shall include all cases where the condition of the patient, in the judgment of the certifying physicians, is such that he should be placed under immediate restraint in an institution, and where an order of temporary commitment can be obtained prior to his admission into such institution. In all such cases a statement of such condition of the patient must appear in the certificates of the physicians certifying to the insanity of the patient. The person making the application shall, before such patient is admitted to such institution, obtain an order of temporary commitment instituting the inquiry, from a judge of any court of record in the county in which such person resides or may be; *provided, however,* that a justice of the peace, acting as such or sitting in the justices' court, shall not be construed to be a judge of a court of record within the meaning of this act, where a District Court exists, at the time of the making of said order. Such order instituting an inquiry as to the insanity of the patient shall direct that proof shall be taken at said inquiry as to the mental condition of said patient and shall be attached to the application and the

Order obtained.

Proviso.

Proof taken.

certificates. Such order of temporary commitment, application and certificates shall be filed with the medical director of the institution before or at the time of the admission of the patient to such institution, and shall be the warrant and authority for the admission and detention of the patient for a temporary period not exceeding twenty days from the date thereof. It shall be the duty of the medical director (as defined in section forty-four of this act) forthwith after such application, certificates and order of temporary commitment shall have been received by him, to mail certified copies thereof under his hand and seal of the institution to the commissioner in lunacy of the county from which the commitment of such patient is requested. It shall thereupon be the duty of the said commissioner to present forthwith such certified copies to a judicial officer in such county and to request the fixing of a time and place certain for the final hearing. The judicial officer shall fix a day for such final hearing, which shall not be more than twenty days from the date of the temporary order of commitment theretofore made.

Order filed with institution.

Temporary detention.

Action of medical director.

Final hearing.

10. Class C. The class designated "C" shall include all cases where the condition of the patient, in the judgment of the certifying physicians, is such that the patient should be placed under immediate restraint and confinement in an institution, and where it is impossible to obtain an order of temporary commitment from a judge of any court of record, as herein designated, in the county in which the patient resides or may be. A statement of such condition of the patient must appear in the certificates of the physicians and the application shall contain a statement of the applicant's inability to secure such order of temporary commitment. The person making the application shall, on or before the admission of such patient to the institution, present the application and certificates to the medical director of such institution, and such papers shall be the warrant and justification for the temporary detention of the patient at such institution. Such medical director shall

Cases included in Class C.

Statement of condition.

Action of applicant and medical director.

thereupon make or cause to be made a copy of the papers so filed and shall certify to the same under his hand and seal of the institution and forthwith mail such certified copies to the commissioner in lunacy of the county from which said patient shall have been admitted. It shall be the duty of the said commissioner, upon receipt of the papers from the medical director, to present the same to the judicial officer of such county and obtain an order of temporary commitment, which order shall approve the admission of such patient to such institution, and shall be the warrant and authority for the detention of the patient for a temporary period not exceeding twenty days from the date of the admission of such patient, and it shall be the duty of said commissioner to forward said order to the medical director of such institution. The judicial officer shall also designate the time and place of the final hearing, which shall not be more than twenty days from the admission of said patient into said institution.

Final hearing.

Discharge of patients.

11. When any patient shall be admitted to an institution by the filing of an application and certificates either under class B or class C, and the medical director at the time of such admission, or any time before final hearing, shall be satisfied that such patient is sane, he shall, in his discretion, discharge the said patient forthwith, and at the same time mail to the commissioner in lunacy of the county from whence said patient was admitted to the hospital a certificate setting forth that such patient is sane, and has been discharged from the hospital to which he was presented for admission; such certificate to be signed by the medical director of said hospital. If, however, at any time before the final hearing the medical director shall have reason to doubt the insanity of said patient, it shall be his duty to certify forthwith his reasons therefor and forward the same to the commissioner in lunacy of the county from which the admission of such patient has been requested, and the said commissioner shall forthwith bring the certificate of doubt to the attention of the judicial officer for consideration at the final hearing.

Serving notice on patient not confined.

1. Notices. In all cases where the patient is not confined in an institution before the final hearing, it shall be the duty of the applicant to cause to be served personally upon the patient or his attorney a written notice of the time and place of such final hearing, such service to be made at least one day before the date fixed, and which notice shall contain a statement that if such patient desires to oppose the application for a final order of commitment, he may appear personally or by attorney at the time and place fixed for such final hearing. Proof of such service shall be made at the final hearing, and at such final hearing the applicant shall, if required by the judicial officer, produce the patient at the final hearing.

When patient confined.

In all cases where the patient is confined in an institution before the final hearing it shall be the duty of the commissioner in lunacy to serve or cause to be served personally upon the patient a written notice of the time and place of such final hearing, such service to be made at least one day before the date fixed, and which notice shall contain a statement that if such patient desires to oppose the application for a final order of commitment, he may appear personally or by attorney at the time and place fixed for such final hearing. Proof of such service shall be made at the final hearing.

Patient's right to appear.

It shall be the duty of the medical director to see that such patient, if he so desires, is given every oportunity to appear personally or by attorney at such hearing, and to assist him in communicating with his friends, relatives or attorney; *provided, however,* that if the medical director of any institution for the insane in which such patient may be under detention shall certify that in his opinion it would be prejudicial to the health of the patient, or unsafe to produce the patient at the inquiry, then such patient shall not be required to be produced.

Proviso.

Notice of final hearing.

Two days' notice of the time and place of the final hearing shall in all cases be mailed to or served upon the applicant, but in case such applicant is not the husband, wife or nearest relative, such notice shall be mailed to or served upon such husband, wife

or nearest relative, if possible. Proof of such service shall be made at the final hearing.

Action at final hearing.

13. On the day fixed for the final hearing, the applicant shall bring the matter before the judicial officer and shall produce before such judicial officer in all cases coming under class A, the original application and certificates and any other papers pertinent to the inquiry, and in all cases coming under class B and class C, the commissioner in lunacy shall produce certified copies of the application, certificates and order of temporary commitment and any other papers pertinent to the inquiry, and such judicial officer shall thereupon hear the matter in a summary way and determine the case as herein provided. He shall be authorized to hear and determine the matter without a jury, or in his discretion to call a jury to determine the question of the sanity of such patient and shall have power to compel the attendance of witnesses from any part of the State of New Jersey, and also the attendance of jurors and the production of the patient either in court or at the place where the patient may be, and direct to be produced the original application and certificates and any other papers or documents. The judicial officer is authorized to continue such final hearing in open court from time to time as may be necessary, and such continuance shall be endorsed on the application for commitment or on the certified copy as aforesaid, which continuance shall be sufficient warrant and authority for the detention of such patient for such period; *provided, however,* that the aggregate period of such continuances shall not exceed three months from the date originally fixed for the final hearing. Such judicial officer shall also have power to order the taking and transcribing of the testimony adduced at such hearing, the expense of which shall be paid by the board of chosen freeholders of such county in the same manner as other court expenses are paid. Such judicial officer may refer the matter of the examination of witness to the commissioner in lunacy of such county, for the use of such judicial officer, and such commissioner is hereby

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Hearing and determination.

Continuation of hearing.

Proviso.

Testimony.

authorized and empowered to administer oaths or affirmations for this purpose.

Costs borne by applicant or county.

14. In all cases coming under class A or class C, the judicial officer making the final order of commitment or the temporary order of commitment, as the case may be, may in his discretion, direct that the costs and expenses of transportation of the patient to the institution shall be borne by the applicant or by the county from which such patient was committed, as the circumstances of the case may warrant, and boards of chosen freeholders shall have power to contract for such transportation from time to time.

When municipality bears costs.

In all cases coming under class B, the judge of any court of record who shall sign the order of temporary commitment, in all counties where the transportation of all indigent patients is not otherwise provided for, is authorized, in his discretion, in indigent cases, to issue an order directing the overseer of the poor, or person charged with the care and relief of the poor in the municipality in which such patient resides or may be, to take and convey such patient to the institution designated in said order of temporary commitment, in which case the cost and expense of the transportation of the patient shall be borne by such municipality.

Determine sanity, indigence, and legal settlement.

15. The judicial officer shall first inquire as to the sanity of the patient. If the patient shall be found to be sane, the judicial officer shall order his discharge forthwith, and such order shall be entered upon the minutes of the court. If the patient shall be found to be insane, the judicial officer shall then inquire as to the indigence and legal settlement of such patient.

If residence elsewhere.

16. If on final hearing said judicial officer shall determine that said patient is insane and indigent, and appears to have a legal settlement in a county in this State other than the one in which said final hearing shall be held, he shall adjourn said inquiry for two weeks and shall cause notice to be given to the board of chosen freeholders of the county in which said patient appears to have a legal settlement, which notice shall be mailed to the county counsel, county solicitor or county collector of said board of chosen freeholders or the commis-

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sioner in lunacy of said county at least one week before the date of said adjourned inquiry, and such inquiry shall not be had nor final determination made in the case of such patient except upon proof being made that such notice has been mailed as herein required.

Legal settlement defined.

17. Legal settlement in any county within the meaning of this act shall be continuous residence in such county for a period of not less than ten years immediately preceding the date of application for commitment, excluding in the computation of such period the time, if any, spent by such patient in any charitable, correctional or penal institution or public hospital;

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provided, however, that where such patient is an alien and has taken up his residence in any county in this State immediately upon arriving in this country, having had such county as his destination, and who shall have resided in such county for a period of at least three years immediately preceding the date of application for commitment, such patient shall be deemed to have a legal settlement in such county within the meaning of this act.

Continuance of settlement.

Any patient who shall have acquired a legal settlement within the meaning of this act in any county in this State shall retain such settlement until he shall have acquired a legal settlement in some other county

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in this State; *provided, however,* that such settlement shall be deemed to have been abandoned in case such patient shall have resided without this State for a period of one year or more.

Residence in State.

Legal settlement in this State, as distinguished from legal settlement in any political subdivision thereof, shall be continuous residence in this State for a period of at least one year immediately preceding the date of the application for commitment, excluding in the computation of such period the time, if any, spent by such patient in any charitable, correctional or penal institution or public hospital.

If in State less than year.

Any patient not having lived in the State of New Jersey for at least one year prior to the application for commitment to any institution for the care and treat-

ment of the insane in this State, shall not be deemed to have a legal settlement in this State within the meaning of this act, but shall be committed to one of the institutions owned by the State pending his removal to the place where he has a legal settlement, if any, and the cost and expense of the care and treatment of such patient during such confinement, and his removal, when the cost of his removal is not otherwise provided for, shall be borne by the State.

Right to return patients to proper settlement.

Nothing in this act shall be construed as affecting the right of the State or any political subdivision thereof, to return any patient to a foreign country or to return any patient to any other State wherein such patient still retains a legal settlement according to the laws of such State, and in all such cases no legal settlement shall be deemed to have been acquired in this State or any political subdivision thereof within the meaning of this act.

As to final judgment.

18. After the proofs have been taken and the matter heard as provided in this act, either before or after the temporary commitment of the patient as aforesaid, upon the rendering of final judgment in case the person is found by the judicial officer to be insane and a proper person to be confined in one of the institutions for the insane in this State, he shall make an order committing such patient, which shall contain a determination of the insanity of such patient, the names of the physicians who certified to his insanity, and shall recite the notices given of the inquiry and the final place of his c nfinement until restored to reason, or until the further order of a court of competent jurisdiction or his discharge by the medical director, and shall also contain a determination of the patient's legal settlement and shall provide for the payment of the expense of the care and treatment of such patient. Such order shall be filed in the office of the county clerk of such county, whose duty it shall be forthwith to forward a certified copy thereof to the medical director of the institution to which such person is committed.

Order of commitment.

When committed to State institution.

19. If the patient shall be found to be insane and indigent, and to have no legal settlement in any county

in this State, the judicial officer may commit such patient to an institution owned by the State of New Jersey.

Committing to county asylum.

If the patient shall be found to be insane and indigent and to have a legal settlement in the county from which his admission was requested, such judicial officer shall make an order committing the patient as an indigent patient to the institution owned by such county, if there be such, and if there be no institution owned by such county, then such patient shall be committed as an indigent patient to an institution owned by the State of New Jersey.

If no county asylum.

If, at the final hearing, the judicial officer shall find that such patient is indigent and has a legal settlement in such other county as set forth in section sixteen of this act, he shall make an order committing such patient, as an indigent patient, to an institution of such other county. If there be no such institution owned by the other county, the judicial officer shall make an order committing such patient as an indigent patient to an institution owned by the State of New Jersey. Any indigent patient may be committed or transferred by the judicial officer to any public institution for the insane upon the consent of the management of such institution, and the consent of the State or of the county chargeable with his support, as the case may be.

Transfer of patients.

20. In all cases where a patient is confined in any public institution for the insane and it shall appear that such patient should be confined in some other public institution for the insane, the judicial officer shall have power to order the transfer and commitment of such patient to such other institution, which order shall be filed with the county clerk and a certified copy thereof forwarded to the medical directors of such institutions. The cost of such transfer shall be borne by the institution from which the patient is transferred.

When estate of patient chargeable with support.

21. If the judicial officer shall determine that the patient is insane and has sufficient estate to pay for his full maintenance as fixed by the board of management or board of chosen freeholders, as the case may be, or if the person or persons legally liable for his

support as herein provided are able to pay for his maintenance, fixed as aforesaid, said judicial officer, after determining the legal settlement of such patient may, in his discretion, commit such patient to any State or county institution for the care and treatment of the insane in this State, and in the final order of commitment he shall direct that the care and maintenance of such patient in the institution designated in said order shall be paid out of the estate of the patient or by the person or persons chargeable by law with his support, or by contract, as the case may be, and such order shall specify the amount per week which shall be paid thereunder, and shall, in the discretion of the judicial officer, contain such direction as may seem proper concerning security to be given for such payment; *provided, however,* that nothing contained herein shall be construed to prevent such judicial officer from ordering the payment out of the estate of such patient, or by the person or persons legally liable for his support, of any part of the cost and expense of the care and maintenance of any indigent patient in any State or county institution, and such sums shall be collected by the county collector of such county and shall be paid to the State Treasurer in the case of State indigent patients, or to the board of chosen freeholders in the case of county indigent patients.

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Commitment of non-indigent patients.

22. The judicial officer may, after final hearing, commit any patient found to be insane and nonindigent as a nonindigent patient to any State or county institution irrespective of the legal settlement of such patient, where provision is made for his care and maintenance, in an amount approved by the board of managers of the State institution or by the board of chosen freeholders, as the case may be, and such patient may remain as a nonindigent patient in such institution as long as said sum shall be regularly paid out of the estate of such patient, or by the person or persons chargeable by law with his care and maintenance, or under contract.

Return of non-indigent patient if payments in arrears.

23. The board of managers, or the board of chosen freeholders or the proper committee thereof, as the

case may be, in its judgment, is hereby authorized to return to his family any patient admitted to and confined in its institution as nonindigent if the person or persons liable for such patient's board and maintenance either by court order or by contract, shall become in arrears in the payment of such board and maintenance for a period of six months.

Application for guardian.

24. In all cases where, on final hearing, it appears that the patient is possessed of real or personal property and no arrangements have been made for the payment for such patient's maintenance, and no application has been made either to the Court of Chancery or to the Orphans' Court for the appointment of a guardian of the estate of such patient, an application may be made to the Orphans' Court of the county in which such patient resides, and the judge of such court shall have power to appoint some competent person, resident in this State, guardian of such estate during such commitment, whose duty it shall be to conserve such estate for the purpose of maintaining such patient in the institution in which he may be lawfully confined, and such guardian is hereby authorized to pay such maintenance under the direction of such court. Such person shall furnish a bond as guardian in double the amount of such estate, conditioned for the faithful performance of his duties as guardian; *provided, however,* that if the warden or business manager of such institution, or the county collector of the county in which the institution is located, is appointed guardian, he shall not be required to furnish a bond as aforesaid, and the judge of such Orphans' Court is authorized to make such directions for payment for such maintenance as may be necessary. Such guardian shall be discharged after accounting without advertising, upon the death or discharge of such patient from confinement.

Guardian's bond.

Proviso.

Cases included in Class D.

25. Class D. Any person resident in this State, believing himself about to become insane or in danger of losing his reason, and being desirous of obtaining treatment for the betterment of his mental condition, may be admitted to any public institution for the care and

treatment of the insane in this State, by filing with the medical director thereof, at or before his admission, an application in writing to be approved and furnished by the board of managers or the board of chosen freeholders as the case may be, setting forth his name, place or places of residence for a period of ten years preceding such application, and a full statement of his financial ability to support himself or the financial ability of the person or persons chargeable by law with his support, together with such other information as may be required on the forms approved and furnished as aforesaid. It shall be the duty of the medical director to forward forthwith a certified copy of such application to the commissioner in lunacy of the county from which such patient is admitted, who shall investigate the matter of legal settlement and indigence of such patient, and the person or persons chargeable with his support, and report the facts to the proper judicial officer of such county, who shall make a legal finding as to the legal settlement and the financial ability of the patient or the person or persons chargeable with his support as aforesaid, and shall have the right to make an order for the payment of the whole or any part of the cost and expense of the care and maintenance of such patient, as in the case of involuntary commitments. Such finding shall be filed in the same manner as final orders of commitment are filed.

Commissioner in lunacy advised and to investigate conditions.

In all cases where any such patient desiring to obtain treatment for the betterment of his mental condition, as aforesaid, furnishes to the warden or business manager of such institution, the cost thereof in advance, on deposit as security, or a bond with sufficient surety, conditioned for the payment of the cost of his care and treatment therein, it shall not be required that the medical director certify a copy of the application for admission, to the commissioner in lunacy, or to obtain a judicial finding as aforesaid. Such bond shall be executed and acknowledged by the parties thereto, one of whom shall be an owner of real estate in the State of New Jersey with equity worth at least the amount of the cost and expense of such patient's care and

Patient may supply means and furnish bond.

treatment for a period of one year, and the penalty shall be double the amount of such cost. Such bond may be furnished by a duly authorized surety company.

Discharge or withdrawal.

Any person admitted to any institution under the provisions of this section may be discharged therefrom upon the certificate of the medical director, stating either that the said patient is cured or that further treatment in said institution is unnecessary or undesirable. Any person admitted under this section may withdraw from the institution to which he has been committed, upon three days' notice to the medical director.

Cases of persons under arrest.

26. Class E. If any person in confinement under commitment, indictment or sentence, or under any process, shall appear to be insane, the justice of the Supreme Court presiding in the courts of the county in which such person is confined, or judge of the Court of Common Pleas of said county may, upon presentation to him of the application and certificates hereinabove provided, institute an inquiry and take proofs as to the insanity and legal settlement of said person in the manner and form hereinbefore provided, pending which inquiry such person may be temporarily confined in a public institution for the insane in this State as provided in class B, upon an order of such justice or judge; and if said justice or judge shall determine that said person is insane, he shall order that said person be discharged from imprisonment, and that he be confined in one of the institutions for the care and treatment of the insane owned by the State of New Jersey, or if said justice or judge shall deem it expedient, in an institution for the care and treatment of the insane owned by one of the counties of this State, until said person is restored to reason or removed or discharged according to law. Such order shall contain a determination of such person's insanity, and if such justice or judge shall find that such person has no legal settlement in any county in this State, he shall be maintained in such institution at the expense of the State, and if he has a legal settlement in any county in this State,

Inquiry as to insanity and settlement.

Transfer from prison to asylum.

Maintenance.

he shall be maintained by such county. Said justice or judge shall file said order with the clerk of the county, and said clerk shall forthwith forward a certified copy of said order to the sheriff, warden or other head officer of the institution from which such person is to be discharged, and to the medical director or other head officer of the institution for the care and treatment of the insane in which said person has been ordered confined; and said justice or judge may, in his discretion, order the removal of said person so confined as aforesaid from the institution in which he is confined, and may order his confinement in another one of the institutions for the care and treatment of the insane in this State, and said justice or judge shall file said order with the clerk of the county from which such person was originally committed, and said clerk shall forthwith forward a certified copy of said order to the medical director or other head officer of the institution from which such person is to be removed, and likewise to the medical director or other head officer of the institution in which such person is to be confined; *provided, however,* that if said person is restored to reason during the pendency of the proceedings against him resulting in his confinement under commitment, indictment or sentence or other process as aforesaid, said person shall be remanded by order of the justice or judge to the place in which he was confined under commitment, indictment or sentence or other process as aforesaid, there to be dealt with according to law; but no person shall be so remanded unless the medical director or other head officer of the institution for the care and treatment of the insane in which said person is confined shall present to said justice or judge a certificate setting forth that said person has been restored to reason; which certificate, together with the order of the justice or judge, shall be filed with the clerk of the county; and said clerk shall forthwith forward a certified copy of said order to the medical director or other head officer of the institution for the care and treatment of the insane from which such person is remanded; *provided,* that nothing in

Order filed and copy given officer of prison.

Proviso.

Action if restored to reason.

Proviso.

this act contained shall be construed to repeal or in any way abrogate the provisions of an act entitled "An act to amend an act entitled 'An act for the government and regulation of the State Prison,' passed April twenty-first, one thousand eight hundred and seventy-six," passed March twenty-ninth, one thousand nine hundred and ten; nor an act entitled "An act for the erection and management of a house of detention for convict or criminal insane upon the grounds of the New Jersey State Hospital at Trenton, and to regulate commitments thereto," approved April twenty-seventh, one thousand nine hundred and eleven.

Parole or discharge.

27. Any patient admitted to any institution in this State, whether upon final order of commitment or otherwise, may be paroled or discharged therefrom upon the certificate of the medical director, under rules and regulations prescribed by the board of managers or the board of chosen freeholders or the proper committee thereof, as the case may be; *provided, however,* that in all cases where the patient shall have been transferred to the institution from a penal or correctional institution, as provided for in section twenty-six of this act, he shall not be paroled or discharged upon the certificate of the medical director.

Proviso.

Aiding escape a misdemeanor.

28. Any person who shall aid or abet in any way the escape or elopement of any patient confined in any public institution for the insane in this State shall be guilty of a misdemeanor, and punished accordingly.

No commitments to unlicensed private institutions.

No insane person or person alleged to be insane shall be committed to or confined in any unlicensed private institution for the care and treatment of the insane in this State for any purpose or upon any pretext whatsoever, and any person who shall violate the provisions of this section shall be guilty of a misdemeanor, and punished accordingly.

Misdemeanor to sign application wrongfully.

Any person who shall sign an application or certificate for the commitment of any person alleged to be insane to any institution for the care and treatment of the insane in this State for any purpose other than such care and treatment of such person alleged to be

insane shall be guilty of a misdemeanor, and punished accordingly.

Liability of family for maintenance of patient.

29. Every patient supported in any institution for the care and treatment of the insane in this State shall be personally liable for his maintenance therein and for all necessary expenses incurred by said institution in his behalf, or for any part thereof, and the husband, father and grandfather, mother and grandmother, and the children and grandchildren, severally and respectively being of sufficient ability, and the wife if she is in sufficiently comfortable circumstances, of every patient confined in any institution for the care and treatment of the insane in this State, whose estate is not sufficient for his support, shall, at his, her or their charges and expense, support and maintain said patient in such institution in such manner and to such an amount as the judicial officer shall direct, as provided in this act. All husbands living separate and apart from their wives so confined, and all parents of illegitimate children so confined, shall also be personally liable under the provisions of this act.

Minimum rate.

The minimum rate of payment for the maintenance of any nonindigent patient as fixed by the management of any institution for the insane, shall be construed to be a reasonable charge for the care and treatment of any such patient and for necessaries advanced to such patient.

Liability of county.

30. In all cases where an indigent patient is found to have a legal settlement in any county in this State the cost of his care and maintenance shall be borne by such county from the beginning of his confinement, as provided by law, except that part which may be collected on account of the board of an indigent patient as in section twenty-one provided.

When maintenance borne by State.

In all cases where an indigent patient is found to have no legal settlement in any county in this State the cost of his care and maintenance shall be borne by the State of New Jersey from the beginning of his confinement, except that part of which may be collected on account of the board of an indigent patient as in section twenty-one provided.

Action if patient appear able to defray charges.

31. When any patient shall be committed to any State or county institution as an indigent patient, and it shall subsequently appear that such patient or some person chargeable with his care and maintenance as provided for in this act is able to pay all or any part of his care and maintenance, including arrearages, it shall be the duty of the Attorney-General or the county counsel, as the case may be, as soon as he shall obtain such information, to apply to the judicial officer for the reopening of the matter, and such judicial officer shall have power at any time, in his discretion, to reopen the case, take additional testimony and inquire into the facts, and may commit such patient as a nonindigent patient if there shall be sufficient moneys to pay his full maintenance, as fixed by the management of the institution, and make such further order requiring the estate of such patient or the person or persons so chargeable by law to pay such amount for the care and maintenance of such patient as shall be specified in said order, and shall make such further order as may be necessary.

Change of patient from non-indigent to indigent class.

When any patient shall be committed to any State or county institution as a nonindigent patient and an order has been made directing the payment of the cost of the care and maintenance of such patient out of his estate, or by the person or persons chargeable by law with his care and maintenance, and such estate shall subsequently become exhausted or such person or persons chargeable as aforesaid shall become unable to continue such payments, or if such payments so due cannot be collected by the management of the institution, the guardian of such patient, or the person or persons chargeable as aforesaid, or the warden or business manager of such institution, may apply in writing to the judicial officer for the reopening of the matter, and such judicial officer shall have power, in his discretion, upon notice to the proper parties, to inquire into the facts, if necessary, and change the status of such patient to the indigent class, and make such further order or direction as may be necessary.

Notice of proposed change.

No order shall be made changing the status of any patient in any institution from the nondigent class to the indigent class without at least ten days' notice of the application for such order to the county to be charged with the support of such patient, or the State, as the case may be.

Authority for action by medical director.

32. Any application and certificates, and any order, temporary or otherwise, made as provided in this act, or certified copies thereof, as in this act provided, shall be sufficient warrant and authority for the medical director or other head officer of any institution for the care and treatment of the insane in this State to admit, keep or detain for the time permitted in this act and to transfer and discharge any person mentioned in said order, or to do or refrain from doing any other thing mentioned in said order or copy as aforesaid.

Idiots, etc., not termed insane.

33. Idiots, imbeciles or feeble-minded persons shall not be included among those termed insane within the provisions of this act, except those charged with the commission of crime.

Liability of county based on court's finding.

34. No county in this State shall be chargeable with the cost of the care and maintenance of any indigent patient, unless the judicial officer shall find as a matter of fact and the final order of commitment shall set forth that such patient is indigent and has a legal settlement in such county, and in case such order is made by the judicial officer of another county, a certified copy of the same shall be filed with the clerk of the county so charged; *provided, however,* that in all cases when any patient is admitted to any institution for the insane in this State and shall have died and removed therefrom for any cause before the final hearing, the judicial officer having jurisdiction is authorized to make a judicial finding as to the legal settlement and indigence of such patient, and his admission to such institution, for the purpose of providing for the proper maintenance of such patient during his confinement.

Proviso.

Taking female patients to insane institutions.

35. No female patient shall be taken to any institution for the care and treatment of the insane in this State unless she is accompanied by her husband, father, brother or son, or by her family physician, or by some

female of reputable character and mature age, and it shall be the duty of the medical director of such institution to make or cause to be made immediately upon receiving such female patient, a record of the name or names of the person or persons accompanying such female patient to the institution, and of the relationship, if any, of such person or persons to such female patient.

Application for release.

36. In case any patient is dissatisfied with the refusal of the medical director or other head officer to discharge him from confinement, or in case any friend or relative in his behalf desires to obtain the release of such patient from any institution in this State in which he may be confined because of insanity, after final commitment therein, in accordance with the provisions of this act, he may proceed to apply for his release in accordance with the provisions of an act entitled "An act regulating the practice of writs of habeas corpus, sued out by or in behalf of persons confined in any hospital for the insane, or lunatic asylum in this State," approved April second, eighteen hundred and ninety-eight, being chapter one hundred and thirty-five of the pamphlet laws of that year, and on the return day of the writ the justice or judge hearing the matter shall not discharge said person under such writ unless it shall be found in such proceedings that such person is sane; *provided, however,* that nothing in this act contained shall be construed as abrogating in any way the right of any person to sue out any writ of habeas corpus to which he or they may otherwise be entitled.

Proviso.

Liability for patient's support.

37. The estate of any patient, or the person chargeable with liability for his support in any institution for the insane in this State as provided by law, or the State or county as provided by law, shall be liable for the support of such patient in such institution from the time of his commitment thereto, irrespective of whether such patient is committed as nonindigent or indigent, or whether the status of such patient has been or shall be changed after his commitment; and this act shall be construed, in this respect, between the State and the counties, as retroactive.

Act retroactive.

In any suit instituted in any court in this State for the recovery of the cost of maintenance of any nonindigent patient in any institution in this State, in the absence of an express contract stipulating the amount to be paid for the maintenance of such patient, the minimum rate as fixed by the management of such institution shall be construed to be the reasonable and necessary cost advanced for the maintenance of such patient. In recovery for maintenance, minimum rate used.

38. It shall be the duty of the overseer of the poor or the person charged with the care and relief of the poor in each municipality, upon request, to furnish to the commissioner in lunacy a statement of facts concerning the legal settlement and financial ability of every indigent patient and of the financial ability of the relative or other person chargeable with his support, in such municipality. Overseer of poor to furnish facts of settlement and ability to pay.

39. The board of managers or the board of chosen freeholders or the proper committee thereof, as the case may be, in its judgment, is hereby authorized to compromise and settle any claim due such board or committee for the support of any nonindigent patient. A memorandum of such compromise and settlement shall be entered in the official minutes of the proceedings of such board or committee. Settlement of claims against non-indigents.

40. The provisions of this act concerning the commitment of patients to institutions for the insane of this State, shall apply to the commitment of patients to private institutions for the care and treatment of the insane which are duly licensed as provided by law; *provided, however,* that the provisions of this act concerning or pertaining to the investigation and determination of legal settlement and indigence of patients, shall not apply in cases of admission to such duly licensed private institutions. Act applies to private institutions. Proviso.

41. The body of any person who shall be admitted or confined in any institution in this State as insane on final adjudication as an indigent patient, shall by reason of such indigent commitment be considered subject to such physical examination after death for the purpose of determining in such case the cause of the mental ailment resulting in said person's commitment to said insti- Autopsies.

tution and the cause of death of such person, in the discretion of the medical director of such institution, and such medical director is authorized to make such necessary examination personally, or direct the same if done under his supervision and care and on his written certificate of the advisability therefor, but such examination shall not be of such a character as to interfere with the appearance of the body when such body is claimed for burial by relatives or friends of the deceased.

Record of patient to be kept.

42. Every medical director or other head officer of any institution for the care and treatment of the insane in this State shall, within three days after the reception of any patient, make, or cause to be made, a descriptive entry of the case of said patient in a book or other systematic form of case records with card index exclusively set apart for that purpose. Said medical director or other head officer shall also make or cause to be made from time to time entries as to the mental state, bodily condition and medical treatment of said patient, together with the forms of restraint employed during such time as such patient remains under his care, and in the event of the discharge or death of said patient, the medical director or other head officer shall state in said case-book the circumstances appertaining thereto.

Payment to county asylums.

43. Nothing herein contained shall be construed as authorizing the State Treasurer to pay the authorities of any county institution for the care and treatment of the insane any greater sum for any purpose than is now authorized by law.

"Medical director."

44. The term "medical director" within the meaning of this act shall include the chief medical officer in charge of any institution for the care and treatment of the insane in this State.

"Warden."

The term "warden" within the meaning of this act shall include the chief business officer of any institution for the insane in this State.

"Patient."

The term "patient" within the meaning of this act shall include any insane person or person alleged to be insane whose admission to any institution for the care

and treatment of the insane in this State has been applied for.

"Institution," etc.

The terms "institution," "institution for the insane" or "institution for the care and treatment of the insane" within the meaning of this act (except as herein otherwise described) shall include any State or county institution for the care and treatment of the insane in this State.

"County counsel."

The term "county counsel" within the meaning of this act shall include the chief legal officer or adviser of the board of chosen freeholders of any county in this State or his duly authorized representative.

"Judicial officer."

The term "judicial officer" within the meaning of this act shall include any judge of the Circuit Court or of the Court of Common Pleas of any county in this State, and also the judge of the Juvenile Court of any county.

Act construed.

45. This act, except as to penal clauses, shall be construed liberally. The provisions re-enacted shall be construed as being continued in force. All provisions of prior enactments obviously omitted by this revision shall be construed to be repealed. All provisions otherwise now in force shall not be construed to be repealed by this revision unless inconsistent herewith, and this act shall be construed in conjunction and in harmony with all existing acts providing for the incorporation, management and conduct of all institutions for the insane in this State. If this act shall be found to be invalid or unconstitutional in any respect, that part shall be exscinded and the remainder, if severable, shall stand in force and effect. Nothing in this act contained shall be construed to nullify any proceeding heretofore taken under any statute relating to the insane now in force, and all proceedings begun under any such other statute relating to the insane and which are undetermined at the time this act shall take effect, shall be continued to final determination under the provisions of such other statute.

Validity of act.

Existing proceedings not affected.

Act repealed.

46. An act entitled "An act concerning the commitment of insane persons into institutions for the care and treatment of the insane in this State, their confinement therein and their support while so confined (Revision of

1913)," approved April third, one thousand nine hundred and thirteen, be and the same is hereby repealed, but such repealer shall not operate to revive any act or acts previously repealed.

Approved March 16, 1916.

CHAPTER 95.

A Supplement to an act entitled "An act to establish a Village for Epileptics, and to repeal certain acts inconsistent therewith," approved March twenty-first, nineteen hundred and one.

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

Payment when patient's or family's circumstances warrant so doing.

1. Whenever, upon or after investigation by any judge of the Court of Common Pleas, as to the epilepsy of any person, as required in section eleven of the act to which this act is supplementary, it shall appear that such person is possessed of some financial means or income from such person's own estate sufficient to support himself, but less in amount than six hundred dollars per annum, or that such person has a husband or parents, grandparents, children or grandchildren, or any of them, who are so circumstanced as to financial means or earning capacity, and earning the same, so as to be reasonably able to support or contribute to the support or maintenance of such person committed heretofore and still a patient, or to be committed as a patient to the New Jersey State Village for Epileptics, such judge shall in his discretion order, after reasonable notice to the proper parties, that there shall thereafter be paid out of such estate, or income of such epileptic patient, by the guardian, trustee, person or persons having the charge and control of such means or income, or paid by such relatives or any of them, as

may be directed in such order, monthly, in advance, such sum or sums, for maintenance, care and clothing as may be therein provided. The amount so required to be paid shall not exceed in any case, and may be less than the amount fixed or to be fixed in the rules prescribed by the board of managers of the village, as the minimum amount to be paid for the care, maintenance and clothing of private patients. Amount.

2. If the sum or sums so ordered to be paid shall exceed the amount required by law to be paid by the counties for the support of such patients, including clothing, then the court shall order such sums to be paid by the payer directly to the board of managers of the said village, and in such case the amount otherwise chargeable against the proper county shall not be paid by such county, but such county shall be credited on the books of the village, and on the bills rendered to the proper county collector, to the extent and in the amount otherwise chargeable against such county. If the sum or sums so ordered to be paid shall be equal or less in amount than the amount required to be paid by the counties, including clothing, for such patients, the judge shall require in such order that such payments directed to be made by the person or persons hereinbefore mentioned, shall be made to the board of chosen freeholders of the county otherwise chargeable for the support of such person in the village, and the said board of chosen freeholders, through the county collector, shall pay, to the board of managers of the village, the whole sum or the difference between the sum or sums so required to be paid and the amount otherwise chargeable against such county, so that the amount to be paid by such county shall not be less for the maintenance and clothing of any such patient than is required by section fourteen of the act to which this act is supplementary. If sum exceed amount required by law from counties. If sum equal or less.

3. An action at law or any proper proceeding may be instituted by the Board of Managers of the New Jersey State Village for Epileptics, in the name of the State of New Jersey, for the use of the village, for the recovery of such sums as may be payable directly to the board of managers by any persons, guardians, Action to recover sums payable.

relatives, or any of them, as herein provided, but such sums otherwise payable, and otherwise required to be paid, shall be collected as otherwise provided in the act to which this is a supplement. In case the medical superintendent, acting by direction of the board of managers, shall certify to the judge having jurisdiction that the sums, previously ordered to be paid, cannot be collected by the board of managers of the village out of the estate of such patient, or from the persons or relatives, or any of them having been ordered to pay the same, the judge may in such case for any satisfactory reason order the patient to be maintained and clothed by the county as an indigent patient, including proper charges for arrearages, as if such person had been originally committed as chargeable to the proper county, and the proper county shall have recourse for reimbursement as heretofore for such sums as it may be required to pay for all such patients.

If amount not collectible, patient deemed indigent.

4. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 96.

An Act to amend an act entitled "A supplement to an act entitled 'An act to regulate elections (Revision of 1898),' approved April fourth, one thousand eight hundred and ninety-eight," which supplement was approved April nineteenth, 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 so as to read as follows:

Number of voters in election district.

1. No election district within this State shall contain more than four hundred voters, except in an election

district wherein there may be located a home or institution wherein persons entitled to vote may reside, and in any such district the number of voters shall be as near four hundred as possible. Immediately after this act goes into effect, the governing board or body in every city, borough, town, township, village or other separate municipality, shall examine the registry list of each election district within any such city, borough, town, township, village or other separate municipality, and if it shall appear from such examination, or from other available sources of information, that there is therein any election district in which over four hundred votes were cast at the last general election, the said governing board or body shall immediately readjust the boundary lines of the election districts so that no election district shall contain over three hundred and fifty registered voters.

Readjustment of district lines.

Whenever thereafter at any general election, in any election district, over four hundred votes shall have been cast, the said governing board or body, as aforesaid, shall again readjust the boundary lines of election districts and shall have power to consolidate any number of districts and resubdivide the same; *provided,* that in every division, change or readjustment, the geographical compactness of each district shall be maintained and the lines of such district shall not extend beyond the boundary lines of the ward in the city, borough, town, township, or village in which such district is located. It shall be the duty of the Secretary of State, within five days after the passage of this act, to send by mail to the clerk of each municipality in this State a copy of this section of this act. It shall be the duty of said clerk to forthwith cause such copy to be laid before the said governing board or body of such municipality; and said board shall proceed to carry out the provisions of this section of this act. It shall not be lawful for such board to make division of any election district between the twentieth day of April and the day of the general election in any year; *provided, however,* that the first readjustment of election districts hereunder shall be made before the fifteenth day of May, one thousand nine hun-

Future adjustments.

Proviso.

Municipal clerks notified.

Divisions made.

When division made.

Proviso.

Clerk to obtain registry books from county clerk.

dred and eleven. The clerk of any city, borough, town, township, village or other separate municipality may make application to the justice of the Supreme Court holding the Circuit Court in his county, for an order directing the county clerk of such county to transmit to such municipal clerk, the registry books of any election district in his municipality, for the purpose of such redistricting, which order shall direct the time within which such registry books shall be returned to such county clerk; *provided, however,* that election districts in counties having a population of less than sixty thousand inhabitants may contain five hundred votes.

Proviso.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 97.

An Act to amend an act entitled "A supplement to an act entitled 'An act relative to the Monmouth battle monument,' approved March fourteenth, one thousand eight hundred and eighty-one," which supplement was approved March sixteenth, one thousand eight hundred and eighty-five.

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

Section 4 amended.

1. That section four of the above-entitled act be amended so as to read as follows:

Appropriation for care of Monmouth battle monument.

4. That said commission shall report annually in detail the items of cost of keeping said grounds in order and caring for the monument to the Governor of the State for the time being for his approval, and if approved by him the same shall be paid out of any moneys in the treasury of the State, upon warrant of the Comptroller, upon vouchers certified by the president of the commission, and such annual report shall be laid

annually before the Legislature; *provided,* that such annual cost shall not exceed the sum of one thousand dollars. Proviso.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 98.

A Further Supplement to an act entitled "An act to ascertain the rights of the State and the riparian owners in the lands lying under the waters of the bay of New York and elsewhere in the State," approved April eleventh, one thousand eight hundred and sixty-four.

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

1. Whenever any public park, public place, public street or public highway has been or shall hereafter be laid out or provided for, either by or on behalf of the State or any municipal or other subdivision thereof, along, over, including or fronting upon any of the lands now or formerly under the tidewaters of this State, or whenever any public park, place, street or highway shall extend to said lands now or formerly under tidewater, the Board of Commerce and Navigation of this State, upon application of the board, commission, officers, body or other proper authority of the said State, municipal or other subdivision thereof, having charge of such public park, place, street or highway, may grant to such board, body or authority the lands of the State now or formerly under tidewater, within the limits of said public park, place, street or highway, and the lands of the State now or formerly under tidewater in front of said public park, place, street or highway. Such grant shall contain a provision that any land so granted shall be Certain riparian lands of State granted to municipalities. Provisions of grant.

kept and maintained as a public park, place, street or highway, or dock for public use, resort and recreation, and that no building or other structures shall be erected on the land so granted inconsistent with the use of said land as a public park, place, street or highway, dock or place of public use, resort or recreation.

Revocable lease.

If said board, commission, officers, body or authority shall be unable or unwilling for any reason to pay the price fixed for such lands now or formerly under tidewater by the said Board of Commerce and Navigation, the said board is authorized to grant to such board, commission, officers, body or other proper authority, a revocable lease of or permit to use the said lands now or formerly under tidewater for such park, place, street or highway, or dock use and purpose for a nominal consideration until such time as the said Board of Commerce and Navigation shall decide to make a grant in fee of said lands under tidewater to such board, commission, officers, body or other proper authority, or to other grantees, for such consideration as the said Board of Commerce and Navigation may determine to be adequate compensation for such lands. Such revocable lease or permit may contain a provision that if the same shall be revoked and the lands in question granted to a grantee other than said board, commission, officers, body or other proper authority, that said new grantee shall be required to pay as a condition of such new grant, the cost of any improvements that may have been constructed upon said lands under water which were the subject of the said revocable lease or permit.

Provisions of lease.

Repealer.

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

Approved March 16, 1916.

CHAPTER 99.

A Supplement to an act entitled "A supplement to an act entitled 'An act constituting a State Highway Commission and defining its powers and duties,' approved March thirtieth, one thousand nine hundred and nine," approved April ninth, one thousand nine hundred and ten.

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

Route for ocean highway.

1. The State Highway Commission shall designate a route for a continuous highway, to connect with and extend the highway known as the Ocean highway, provided for by chapter two hundred and twenty of the laws of nineteen hundred and ten, and as shown on the map or survey made and now on file in the office of the State Commissioner of Public Roads, commencing at the present northly end of said Ocean highway, at Atlantic Highlands, in the county of Monmouth, and continuing westward to Matawan creek, in the same county, following as far as practicable the available and convenient improved roads now constructed, which extended route shall be as near the shore front of Sandy Hook and Raritan bays as practicable, and shall, under the supervision of the State Commissioner of Public Roads, have a survey made of such extended route, from which survey a map shall be prepared, showing the proposed route, grades and estimated cost of construction of the foregoing extension of said Ocean highway, which map, approved by said commission, shall be filed in the office of the State Commissioner of Public Roads, and such extension as shown thereon shall thereupon become a part of said Ocean highway.

Survey and map prepared.

Expenditure authorized.

2. The State Commissioner of Public Roads is hereby authorized to expend for the purposes of this act, with the approval of the State Highway Commission, the

sum of five thousand dollars ($5,000), or so much thereof as may be necessary, from moneys coming into the hands of the said State Commissioner of Public Roads under the provisions of 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 twelfth, one thousand nine hundred and six, and the amendments thereof and supplements thereto.

Repealer.

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

Approved March 16, 1916.

216-C-100
R-17-904

CHAPTER 100.

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, boroughs and other municipalities within this State,' approved April twenty-fifth, one thousand nine hundred and eleven," which supplement was approved April seventh, one thousand nine hundred and fourteen.

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

Section 1 amended.

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

Cities to which act applies.

1. In all cities, as defined in the act to which this act is a supplement, which heretofore have adopted or hereafter may adopt the provisions of the act to which

this act is a supplement, commissioners provided for in said act shall be nominated and elected only in the manner hereinafter prescribed.

Number of commissioners.

In every such city of ten thousand population, or more, five commissioners, and in cities of less than ten thousand population, three commissioners shall be elected at an election to be held on the fifth Tuesday following the election at which the voters shall have voted to adopt the provisions of said act, and on the second Tuesday in May in each fourth year thereafter.

When election held.

Conduction of election.

The election officers conducting the last general annual election shall be the officers of the general or any special election, and the municipal election shall be held at the same places and conducted in the same manner so far as possible, and the polls shall be open and closed at the same hours as provided by the general election laws.

Naming candidates.

The names of candidates for commissioners shall, at least ten days prior to the general or special election, be filed with the city clerk in the manner and form and under the conditions hereinafter set forth, and the petition of nominations shall consist of individual certificates equal in number to at least one-half of one per centum of the entire vote at the last preceding general election, but in no event less than twenty-five, and said petition shall read substantially as follows:

PETITION OF NOMINATION.

Form of petition.

I, the undersigned, a qualified elector of the city of ....., residing at ....., certify that I do hereby join in a petition for the nomination of ....., whose residence is at ....., for the office of commissioner, to be voted for at the election to be held in such city on the....., 19...., and I further certify that I know this candidate to be a qualified elector of said city and a man of good moral character, and qualified in my judgment for the duties of such office, and I further certify that I have not signed more petitions or certificates of nomi-

New Jersey State Library

nations than there are places to be filled in the above office.

(Signed).....

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

(Signed).....

Subscribed and sworn to before me,.....

City clerk to furnish blanks.

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

Certificates separate.

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

Number of certificates by one signer.

Examination of certificates by clerk.

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

Advertisement of candidates.

Immediately upon the expiration of the time of filing certificates, statements and petitions for candidates, the said clerk shall cause to be published for three successive days in all the daily newspapers published in such city, in proper form, the names of the persons as they are to appear upon the ballots, and if there be no daily newspapers, then in two consecutive issues of any other newspapers that may be published in said city; and the clerk shall thereupon cause the ballots to be printed, authenticated with a facsimile of his signature.

Ballots.

Number and delivery of ballots.

Having caused said ballots to be printed in the form hereinafter prescribed the said city clerk shall cause to be delivered at each polling place a number of said

ballots equal to twice the number of votes cast in such polling precinct at the last general election, which ballots shall not be distributed outside the polling place.

The form of ballot and the method of voting at said general or special election shall be as follows:

Form of ballot.

I. Except that the crosses here shown shall be omitted, and that in place of the names and officers here shown shall be substituted the names of the actual candidates and the offices for which they are respectively nominated, the ballots shall be in substantially the following form:

General or special municipal election, city of..... (inserting date thereof.)

DIRECTIONS TO THE VOTER.

Explanations as to choices.

To vote for any person mark a cross (X) in the square in the appropriate column according to your choice, at the right of the name voted for.

Second, third or fourth choice is not compulsory.

Vote only as many first choices, or second choices, or third choices, as there are officers to elect.

Vote as many fourth or other choices as you wish.

Vote your first choice or choices in the first column.

Vote your second choice or choices in the second column.

Vote your third choice or choices in the third column.

Vote in the fourth column for all the other candidates whom you wish to support.

Do not vote more than one choice for one person, as only one choice will count for any one candidate by this ballot.

If you wrongly mark, tear, or deface the ballot, return it, and obtain another.

For Commissioners:	First Choice.	Second Choice.	Third Choice.	Other Choice.
Louis Coe,	×			
William Brown,		×		
John Doe,			×	
Henry Poe,				×
Richard Roe,				
Charles Smith,				×

Space for other names.

II. One space shall be left below the printed names of the candidates of each officer to be voted for, wherein the voter may write the name of any person for whom he may wish to vote.

Arrangement of names and designation.

III. The names of candidates for the same office shall be printed on the ballot in alphabetical order. Any candidate whose name is to be voted for on the ballot may by petition addressed to the city clerk request that the said clerk shall print opposite his name on the ballot a designation in not more than six words, as named by him in said petition, for the purpose of indicating either any official act or policy to which he is pledged or committed; *provided,* that such designation shall not indicate political party affiliations. On the filing of any such petition the said clerk shall cause the said designation to be printed opposite the name of the said person upon the ballot. If several candidates for the same office shall in said petition request that their names be grouped together, and that the common designation to be named by them shall be printed opposite their said names, the said clerk shall group the said names of the said persons in a bracket, and opposite the said

Proviso.

Grouping candidates.

bracket shall print the said designation as aforesaid. Such petition to the said clerk requesting a designation or a grouping of the candidates shall be filed with the clerk at least eight days before the election. If two candidates or groups shall select the same designation, the clerk shall notify the candidate or group whose petition was last filed, and the said candidate or group shall select a new designation.

Counting ballots.

IV. As soon as the polls are closed, the election officers shall immediately open the ballot boxes, take therefrom singly and count the ballots in public view, and enter the total number thereof on the tally sheet provided therefor by the city clerk. They shall also carefully enter the number of the first-choice, second-choice, third-choice, and other-choice votes for each candidate on said tally sheet and make immediate return thereof to the city clerk. Only one vote shall be counted for any candidate on any one ballot, all but the highest of two or more choices on one ballot for one and the same candidate being void. If a ballot contains either first, second or third-choice votes in excess of the number of offices to be filled no vote in the column showing such excess shall be counted. Except as hereinbefore provided all choices shall be counted as marked on the ballot.

Number of choices entered.

Detetrmination of result.

On the day following the said election the city clerk shall determine the successful candidates as hereinafter provided in this section, and shall immediately make and file the result thereof in the office of the city clerk. Said canvass by the city clerk shall be publicly made, in the manner following:

If no election by first choice.

(a) Candidates receiving a majority of first-choice votes for any office shall be elected. If the full number of candidates to be elected do not receive such a majority of the first-choice votes for such office, a canvass shall be made of the second-choice votes received by those candidates for office who are not elected by first-choice votes; said second-choice votes shall be added to the first-choice votes received by such candidates, and candidates who, by such addition, shall receive a majority, shall be elected.

If no election by first and second choices.

(b) If, after adding the first-choice and second-choice votes of the candidates not elected by first-choice votes, the full number of candidates to be elected do not receive a majority of first-choice and second-choice votes combined, a canvass shall be made of the third-choice votes received by those candidates for said office who are not elected by first-choice and second-choice votes combined; said third-choice votes shall be added to the first-choice votes and second-choice votes, received by such candidates, and candidates who, by such addition, shall receive a majority, shall be elected.

Candidates receiving highest votes elected.

(c) If, by the count of either first-choice votes or first and second-choice votes, or first, second and third-choice votes, as above provided, more candidates than there are offices to be filled shall receive a majority, the candidate or candidates equal in number to the number of offices to be filled having the highest vote shall be elected.

If no election by adding three choices.

(d) If the full number of candidates to be elected do not receive a majority by adding first, second and third-choice votes, as above directed, a canvass shall then be made of the other-choice votes received by those candidates for said office who are not elected, either by first-choice votes or by adding first and second-choice votes, or by adding first, second and third-choice votes, said other-choice votes shall be added to the first, second and third-choice votes received by such candidates, and the candidates equal in number to the number of offices remaining to be filled who receive the highest number of votes by the said addition shall be elected.

Ties.

(e) A tie between two or more candidates shall be decided in favor of the one having the highest number of first-choice votes. If they are also equal in that respect, then the highest number of second-choice votes shall determine the result. If they are still equal then the highest number of third-choice votes shall determine the result.

"Majority" defined.

(f) Whenever the word "majority" is used in this section it shall mean more than one-half of the total number of valid ballots cast at such election.

V. No informalities in conducting said municipal elections shall invalidate the same, if they be conducted fairly and in substantial conformity with the requirements of this act. Informalities not to invalidate.

Approved March 16, 1916.

CHAPTER 101.

An Act to regulate the cold storage of food and the sale or distribution of articles of food after cold storage.

223-C-101
S-21-113

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

1. For the purpose of this act, "cold storage" shall mean the storage or keeping of articles of food, at or below a temperature above zero, of forty-five degrees Fahrenheit, in a cold storage warehouse; "cold storage warehouse" shall mean any place artificially cooled to or below a temperature above zero, of forty-five degrees Fahrenheit, in which articles of food are placed or held for thirty days or more; "articles of food" shall mean fresh meat and fresh-meat products, except in process of manufacture, and all fish, game, poultry, eggs, milk and milk products, and edible fats and oils. Definitions.

The terms "article of food" and "articles of food" as used in this act shall be construed to mean and include fresh meat and fresh-meat products, except in process of manufacture, fresh food fish, game, poultry, eggs, milk and milk products and edible fats and oils. "Articles of food" within meaning of act.

2. Any person, firm or corporation desiring to operate or to continue to operate a cold storage warehouse shall make application in writing to the State Director of Health for that purpose, stating the location of his plant or plants. On receipt of the application the State Director of Health shall cause an ex- Application to operate cold storage warehouse.

amination to be made into the sanitary condition of said plant or plants, and, if found by him to be in a sanitary condition and otherwise properly equipped for the business of a cold storage warehouse, he shall cause a license to be issued authorizing the applicant to operate such cold storage warehouse or warehouses for and during the period of one year. The license shall be issued upon payment by the applicant of a license fee of ten dollars to the State Department of Health for each such warehouse.

License.

Fee.

If plant unsanitary operation prohibited.

3. In case any cold storage warehouse, or any part thereof, covered by a license, under the provisions of this act shall at any time be deemed by the State Director of Health to be in an unsanitary condition, it shall be his duty to notify the licensee of such condition, and upon the failure of the licensee to put such cold storage warehouse, or the specified part thereof, in a sanitary condition within a time to be designated by him, it shall be the duty of the State Director of Health to prohibit the use under his license of such cold storage warehouse, or part thereof, as he deems in an unsanitary condition until such time as it may be put in a sanitary condition.

Records of receipts and withdrawals.

4. It shall be the duty of any person, firm or corporation licensed to operate a cold storage warehouse to keep an accurate record of the receipts and the withdrawals of the articles of food, and the State Director of Health and all chemists, inspectors and employees of the State Department of Health shall have free access to those records at any time. Every such person, firm or corporation shall, furthermore, submit a monthly report to the State Director of Health, setting forth in itemized particulars the quantity of articles of food products held in cold storage warehouse. Such monthly reports shall be filed on or before the fifth day of the following month, and the reports so rendered shall show the conditions existing on the last day of the month reported, and a summary of such reports shall be prepared by the Director of Health and shall be open to public inspection on or before the tenth day of each month.

Monthly report.

Summary of report open to public.

Inspection of plants.

5. It shall be the duty of the State Director of Health to inspect and supervise all cold storage warehouses in the State, and to make such inspection of the entry of articles of food therein as he may deem necessary to secure the proper enforcement of this act. The State Director of Health and all chemists, inspectors and employees of the State Department of Health shall be permitted access to such cold storage warehouses, and all parts thereof, at all reasonable times for purposes of inspection and enforcement of the provisions of this act. The State Director of Health may also appoint and designate such person or persons as he deems qualified to make the inspection herein required.

Access to proper officers.

Improper food not so stored.

6. No article of food intended for human consumption shall be placed, received or kept in any cold storage warehouse if apparently diseased, tainted or so deteriorated in any other way as to injure its keeping. Any article of food, if intended for use other than human consumption, shall be marked by the owner before being placed, received or kept in any cold storage warehouse in accordance with the forms prescribed or to be prescribed by the State Director of Health, under authority hereinafter conferred, in such a way as to plainly indicate the fact that such article is not to be sold for human food.

Articles not for human food so marked

Date of storage marked.

7. No person, firm or corporation shall place or store in any cold storage warehouse in this State articles of food as herein defined unless the same shall be plainly marked, stamped or tagged, either upon the container in which they are packed or upon the article of food itself, with the date when placed therein.

Date of withdrawal marked.

No person, firm or corporation shall remove such articles of food from any cold storage warehouse unless the same shall be plainly marked, stamped or tagged, either on the container in which it is enclosed or upon the article of food itself, with the date when it is removed from such cold storage warehouse.

Limit of storage.

8. No person, firm or corporation shall keep in any cold storage warehouse any article of food for a longer period than twelve calendar months, except with the

consent of the State Director of Health as hereinafter provided. The State Director of Health shall, upon application during the twelfth month, extend the period of storage beyond twelve months for any particular articles of food; *provided,* the same are found upon examination to be in proper condition for further storage. The length of time for which further storage is allowed shall be specified in the order granting the permission. A report on each case in which such extension of storage shall be permitted, including information relating to the reason for the action of the State Director of Health, the kind and amount of articles of food for which the storage period was extended, and the length of time for which the continuance was granted, shall be included in the annual report of the State Director of Health.

Time extended.

Proviso.

Length of time specified.

Report of extension of storage.

Storage goods for sale placarded.

9. It shall be unlawful to sell, or to offer or expose for sale, articles of food which have been held in any cold storage warehouse for a period of thirty days or over without notifying persons purchasing, or intending to purchase the same, that they have been so kept by the display of a placard conspicuously marked "Cold Storage Goods," on the bulk mass or articles of food, and it shall be unlawful to represent or advertise as fresh articles of food which have been held in any cold storage warehouse for a period of thirty days or over.

Released goods not to be re-stored.

10. It shall be unlawful to return to any cold storage warehouse any article of food which has once been released from such storage and placed on the market for sale to consumers, but nothing in this section shall be construed to prevent the transfer of goods from one cold storage warehouse to another; *provided,* that all prior stamping, marking and tagging shall remain thereon, and that such transfer is not made for the purpose of evading any provision of this act.

Proviso.

Rules and regulations.

11. The State Director of Health may make all necessary rules and regulations to carry into effect the provisions of this act.

Penalties for violations.

12. Any person who shall violate any of the provisions of section nine of this act shall be liable to a

penalty of not less than ten nor more than fifty dollars for the first offense, and to a penalty of not less than fifty nor more than one hundred dollars for the second offense, and to a penalty of two hundred dollars for the third and each subsequent offense. Any person who shall violate any of the provisions of this act except the provisions of section nine, shall be liable to a penalty of one hundred dollars for the first offense and to a penalty of two hundred dollars for the second offense and to a penalty of five hundred dollars for the third and each subsequent offense.

Recovery of penalties.

13. Any and all penalties prescribed by section two of this act shall be recovered in an action of debt by and in the name of the Department of Health of the State of New Jersey, or by and in the name of any board of health of any municipality of this State, as the case may be, as plaintiff. The pleadings shall conform in all respects to the practice prevailing in the court in which any such action shall be instituted, but no pleading or process shall be set aside or invalidated by reason of any formal or technical defects therein if the same contain a statement of the nature of the alleged violation and of the section of this act alleged to have been violated, and upon the attention of the court being called to any such formal or technical defect the same shall be immediately corrected and the said pleading or process amended as a matter of course, and as to all other defects in pleadings or process the same may be amended, in the discretion of the court, as in any other action or proceedings in said court.

Pleadings.

As to technical defects.

Execution against defendant.

14. When judgment shall be rendered against any defendant other than a body corporate, execution shall be issued against his goods and chattels and body without any order of the court for that purpose first had and obtained. If the officer executing any such writ shall be unable to find sufficient goods and chattels of said defendant in his bailiwick to make the amount of said judgment, he shall take the body of the said defendant and deliver him to the keeper of the common jail of said county, there to be detained until discharged by the court in which such judgment was obtained, or by

one of the justices of the Supreme Court, when such court or justice shall be satisfied that further confinement will not result in the payment of the judgment and costs. In case judgment shall be rendered against a body corporate, execution shall be issued against the goods and chattels of such body corporate as in other actions of debt.

If judgment against corporation.

Penalty recovered paid to plaintiff.

15. Any penalty recovered in any action brought under the provisions of this act shall be paid to the plaintiff therein. When such plaintiff is the State Department of Health, such penalty shall be paid by such department into the treasury of this State. When such plaintiff is a local board of health, such penalty shall be paid by such local board into the treasury of the township, city, borough, town or other local municipal government within which such local board has jurisdiction.

Act does not apply to grocers.

16. The provisions of this act shall not apply to ice boxes or refrigerators maintained by wholesale or retail grocers.

Act effective.

17. This act shall take effect July first, one thousand nine hundred and sixteen.

Approved March 16, 1916.

CHAPTER 102.

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

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

Section 25 amended.

1. Section twenty-five of the act of which this act is

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

25. The total amount expended under the provisions of this act shall not exceed in any one year the sum of eighty thousand dollars and the amount appropriated annually by the Legislature for this purpose. Appropriation for vocational education.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 103.

229-C-103
R-21-495

An Act entitled "An act to amend an act entitled '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 violation," approved April twelfth, one thousand nine hundred and six,'" which supplement was approved April second, one thousand nine hundred and twelve.

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

1. Section four of the above-entitled act be and the same is hereby amended to read as follows: Section 4 amended.

4. The Commissioner of Motor Vehicles shall issue for each automobile so registered a certificate, properly numbered, stating that such automobile 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 Certificate issued. Records kept.

Holder of certificate to exhibit same on proper request.

and numerical order. And the holder of said certificate, when requested by any motor vehicle inspector 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 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 certitficate was issued.

2. This act shall take effect immediately.

Approved March 16, 1916.

230-C-104
R-18-687

CHAPTER 104.

An Act to amend an act entitled "An act to amend an act entitled 'Supplement to an act entitled "An act concerning roads (Revision)," approved March twenty-seventh, one thousand eight hundred and seventy-four,' which supplement was approved April twentieth, one thousand nine hundred and nine, and which amendment was approved March fifteenth, 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. That section one of the above-recited act be amended to read as follows:

All animal-drawn vehicles must display light at night.

1. Every vehicle drawn by horse, horses or other beasts shall carry during the period from thirty minutes after sunset and thirty minutes before sunrise, and whenever fog renders it impossible to see a long distance, at least one lighted lamp, which said light shall be of such nature and so displayed that it may be seen both from a point of at least two hundred and fifty feet distant in the direction towards which the vehicle is

230-1
A-17-89

proceeding and from a point at least two hundred and fifty feet in the direction from which the vehicle is proceeding. Any person or corporation violating the provisions of this act shall be subject to a fine in any amount not less than two and a half dollars and not exceeding five dollars, recoverable before any justice of the peace, magistrate or recorder or other proper office having jurisdiction thereof; or on failure to pay fine as above shall be subject to imprisonment not to exceed three days in county jail. Magistrates and officers in proceedings under this act shall be entitled to the fees provided by 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 violations of the provisions of the act, and penalties for said violations," approved April twelfth, one thousand nine hundred and six. Money received in accordance with the provisions of this act shall be accounted for and forwarded to the treasurer or collector of taxes of the municipality within which the proceedings are taken for the punishment of the violation of this act.

Penalty; fine or imprisonment.

Fees of court officers.

Disposition of fines.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 105.

An Act to dedicate certain lands of the State of New Jersey, in the city of Trenton, in the county of Mercer, to public use, and to authorize The Inhabitants of the City of Trenton to improve the same for the purpose of eliminating grade crossings.

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

Certain State land dedicated for road.

1. That the two several tracts of land located in the city of Trenton, in the county of Mercer, hereinafter described, be and the same are hereby dedicated to the public use, for the purpose of relocating Sullivan way, formerly called the Asylum road, at a point about one thousand (1,000) feet westerly from its present crossing over the tracts of the Belvidere Delaware Railroad Company and the feeder of the Delaware and Raritan canal, so as to extend said Sullivan way under the tracks of said railroad company and the feeder of said canal, to wit:

Under grade crossing.

Description of first tract.

Tract No. 1. Beginning at a stake located on the north line of Sullivan way, which stake is sixty-three and seven-tenths (63.7) feet east of the intersection of the center line of road leading to the Dix Haven station with the north line of Sullivan way, twenty-five (25) feet north of the center line of Sullivan way, thence by the following course, to wit: (1) North, fifty-one (51) degrees and four (4) minutes east, a distance of five (5) feet; thence (2) south, forty-two (42) degrees and forty-eight (48) minutes east, a distance of one hundred and three and ninety-one hundredths (103.91) feet; thence (3) south, thirty-seven (37) degrees and forty (40) minutes east, a distance of one hundred thirty-five and four hundredths (135.04) feet; thence (4) south, forty-four (44) degrees and eight (8) minutes east, a distance of two hundred fourteen and

seventy-six hundredths (214.76) feet; thence (5) south, thirty-five (35) degrees and forty-four (44) minutes east, a distance of three hundred twenty-two (322) feet; thence (6) north, forty-two (42) degrees and forty-one (41) minutes west, a distance of one hundred and sixty (160) feet; thence (7) north, thirty-eight (38) degrees and fifty-six (56) minutes west, a distance of six hundred fourteen and four-tenths (614.4) feet, to the place of beginning, containing two hundred and sixty-seven thousandths (0.267) acres.

Description of second tract.

Tract No. 2. Beginning at a stake located on the south line of Sullivan way, said stake being thirty-seven and sixty-four hundredths (37.64) feet east of the intersection of the center line of road leading to Dix Haven station with the south line of Sullivan way, twenty-five (25) feet south of the center line of Sullivan way, thence by the following courses, to wit: (1) South, thirty-eight (38) degrees fifty-six (56) minutes east, a distance of five hundred and twenty-six and six hundredths (526.06) feet; thence (2) south, forty (40) degrees twenty-eight (28) minutes east, a distance of one hundred thirty-seven and eighty-eight hundredths (137.88) feet; thence (3) south, forty-one (41) degrees fifty (50) minutes east, a distance of two hundred thirty-one and twenty-nine hundredths (231.29) feet; thence (4) north, sixty-two (62) degrees fifty-one (51) minutes west, a distance of four hundred five and sixty-five hundredths (405.65) feet; thence by curve distance of one hundred thirty-four and fifty-five hundredths (134.55) feet, with a radius of one hundred thirty-six and four-tenths (136.4) feet; thence (5) north, twenty-nine (29) degrees and thirty-two (32) minutes west, a distance of four hundred twenty-seven and twenty-eight hundredths (427.28) feet to the place of beginning, containing one and one hundred eighty-seven thousandths (1.187) acres.

Trenton to construct approaches, etc.

2. The Inhabitants of the City of Trenton be and it is hereby authorized to construct suitable approaches and such other work as may be necessary to an undergrade crossing on the land hereby dedicated and to

contract with the Belvidere Delaware Railroad Company and the Delaware and Raritan Canal Company, or the lessees of said companies, to construct said approaches and other work, in whole or in part, as may be agreed upon between the parties to such contract.

If land vacated right of re-entry.

3. In case the lands hereby dedicated should be vacated, or used for purposes other than public use as a highway, then the State of New Jersey, its officers or agents, may re-enter upon and close and resume possession of the lands hereby dedicated.

4. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 106.

A Supplement to an act entitled "An act concerning wills," approved April fifteenth, one thousand eight hundred and forty-six.

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

Competency of testator presumed in certain wills.

1. Where any will or testament has been admitted to probate one hundred or more years ago, either in this State or in any other State or Territory of the United States, or in the District of Columbia, or in any foreign State or Kingdom, it shall be conclusively presumed that the testator named therein was competent to make such will, and testimony to show or tending to show the incompetency of any such testator shall be inadmissible.

Validity.

Any such will shall be valid, notwithstanding that the State, Territory or Kingdom named in the will as testator's residence was not the State, Territory or Kingdom where the said will was probated; *provided*, the testator thereof was engaged in the military or naval service of the United States at the time such will was made.

Proviso.

Copy of probated will may be recorded in county where lands situate.

2. In case such will or testament shall have been probated in any foreign State, Territory or Kingdom, as aforesaid, a copy thereof, together with the record of probate thereof, certified under the great seal of the State, Territory, District or Kingdom, as aforesaid, or exemplified under the act of Congress of March twenty-seven, anno Domini one thousand eight hundred and four, may be recorded in the surrogate's office of the county or counties of this State where any lands therein devised may be situate, and such record or certified copy thereof shall be receivable in evidence whenever the title to lands devised by such will or testament shall come in question in any judicial proceedings in this State, and when so received it shall be conclusive evidence that the land devised in said will vested in the devisee, notwithstanding that such testator may or may not have been a resident of such foreign State, Territory, District or Kingdom at the time of making said will or at the time of his death; *provided,* such will was executed in accordance with the laws of New Jersey in force when such will was probated in such foreign State, Territory, District or Kingdom.

Record in evidence.

Proviso.

3. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 107.

An Act to amend "An act to prevent unfair competition and unfair trade prices," approved April first, nineteen hundred and thirteen.

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

Section 1 amended.

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

Dealers must not use name, trade-mark, etc., of others.

1. It shall be unlawful for any merchant, firm or corporation to appropriate for his or their own use a name,

brand, trade-mark, reputation or good will of any maker in whose product said merchant, firm or corporation deals, or to discriminate against the same by depreciating the value of such products in the public mind, or by misrepresentation as to value or quality, or by price inducement, or by unfair discrimination between buyers, or in any other manner whatsoever, except in cases where said goods do not carry any notice prohibiting such practice, and excepting in case of a receiver's sale, or a sale by a concern going out of business.

Not depreciate value unfairly.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 108.

An Act to amend an act entitled "An act to provide additional accommodations for the insane of this State," approved April sixth, 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 amended hereby to read as follows:

Acquire land.

2. The said commissioners shall, after due examination, select and acquire on or before October first, nineteen hundred and sixteen, in the name of the State, a farm or tract of land not exceeding five hundred acres, productive in character, easily tilled, giving assurance of ample and good water supply and otherwise adapted for institutional purposes; the terms of its acquisition shall be approved by the Governor in writing before any purchase money shall be paid or deed accepted for land either purchased, condemned or donated for the same.

Approval by Governor.

3. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 109.

An Act to amend an act entitled "A supplement to an act entitled 'An act to regulate the practice of medicine and surgery, to license physicians and surgeons and to punish persons violating the provisions thereof,' approved May twenty-second, one thousand eight hundred and ninety-four," approved April thirteenth, one thousand nine hundred and fifteen.

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

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

1. Every applicant for admission to examination for license to practice medicine or surgery, who shall prove to the satisfaction of the board that he entered a medical school in good standing in the opinion of said board prior to March twenty-fifth, one thousand nine hundred and twelve, and shall present to said board a certificate from the Commissioner of Education of this State, showing that before commencing the second year of his medical education he or she had obtained an academic education, consisting of a four-years' course of study in an approved public or private high school or the equivalent thereof, with the exception of completing the last year in ancient languages, shall be admitted to such examination, notwithstanding the fact that his preliminary education was not completed within the time provided by the act to which this act is an amendment, if in all other respects he is eligible to such examination under the provisions of the act to which this act is an amendment. Proof of academic education. Exception.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 110.

An Act to validate proceedings heretofore had in school districts where the district clerk has failed to post the number of notices directed by the board of education.

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

Validating proceedings in school district.

1. All proceedings heretofore had in any school district are hereby validated, ratified, approved and confirmed, notwithstanding the district clerk has failed to post the notice of election in strict conformity with the direction of the board of education; *provided,* that notice of the time, place and object of the meeting or election was posted in at least seven public places in said school district, and one of said notices was posted upon each school house in said district.

Proviso.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 111.

238-C-111
A-23-499

An Act relating to secondary firemen, stablemen and veterinary attendants of the fire departments of the cities of the first class.

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

Rank of secondary firemen, stablemen, etc.

1. In all cities of the first class in this State, the board of fire commissioners or other board having control of the fire departments therein, may, by resolution, provide that all secondary firemen, stablemen and veter-

inary attendants of the department shall rank as firemen and receive the same pay or salary as may be payable by law to firemen, and in fixing their compensation, such board or other body may provide that the years of service shall date from the time of the appointment of such secondary firemen, stablemen or veterinary attendants to their respective positions.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 112.

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, relating to the financing of school improvements.

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

Temporary loan may be made.

1. (1) Upon making an appropriation provided to be made in section seventy-six of the act to which this is a supplement, the common council, board of finance or other body referred to in such section may postpone the determination of whether the sum or sums appropriated shall be levied and collected or borrowed upon bonds (such bonds being hereafter in this section one called "permanent bonds"), and may issue promissory notes or temporary loan bonds in anticipation of either the levy or collection of taxes or of the authorization or sale of permanent bonds as may subsequently be determined. Such notes or temporary loan bonds may be issued upon the making of such appropriation or from time to time as the money is called for by the

Amount. Contracts. board of education. The aggregate face amount thereof shall not exceed the amount of the appropriation. The board of education may, after any such appropriation and within the amount thereof, make contracts notwithstanding that the moneys appropriated are not in hand. The taxes when collected, or the proceeds of permanent bonds when issued, shall be applied to the payment of the principal of such notes or temporary loan bonds and the interest thereon shall be raised in the annual tax levy. Said notes or temporary loan bonds shall be general obligations of the municipality.

Payment of principal and interest.

Issue not to exceed appropriations. (2) In case the issuance of permanent bonds is postponed under this section two, the aggregate face amount thereof which may be issued for any purpose or purposes shall not exceed the aggregate face amount of the notes or temporary loan bonds issued and outstanding therefor, together with the amount, if any, certified by the board of education to be required for such purposes in addition to amounts theretofore paid by the municipality, and in no case shall exceed the appropriations. The permanent bonds may be issued for any number of different purposes and for which separate appropriations may have been made.

Promissory notes in anticipation of bond issue. 2. (1) Whenever the legal voters of any school district pursuant to section ninety-seven of the act to which this is a supplement have authorized the board of education to issue bonds (hereinafter in this section called "permanent bonds") such board may issue promissory notes or temporary loan bonds in anticipation of the issuance of permanent bonds. Such notes or temporary loan bonds may be issued from time to time as the money is required for the purposes for which the permanent bonds are authorized. It shall be the duty of the board of education to issue the permanent bonds and to apply the proceeds thereof to the payment of the principal of such notes or temporary loan bonds.

Amount of issue. (2) The board of education shall not issue a greater face amount of the permanent bonds authorized than the amount of the cost, as determined by resolution, of carrying out the purposes for which such permanent bonds were authorized and to pay the notes and tem-

porary loan bonds issued in anticipation thereof under this section two, and in such case, if the permanent bonds authorized have different maturities, those issued shall have the earliest maturities.

If permanent bonds not issued, provision for taxation.

(3) In case the board of education shall not provide for the payment of the principal of the notes and temporary loan bonds issued under this section two, by the issuance of permanent bonds, the principal of such notes or temporary loan bonds, and, in any case, the interest upon such notes or temporary loan bonds shall be paid out of the proceeds of taxation, as follows: The district clerk of the school district shall, each and every year, issue to the assessor of the taxing district in which such school district shall be situate an order directing him to assess upon the owners of the property in said taxing district and their estates, and the taxable property therein, an amount sufficient to pay such principal of notes or temporary loan bonds maturing in such year, together with the interest accruing upon all the unpaid notes or temporary loan bonds of such district, which order, so issued as aforesaid, shall be duly executed by said assessor, and the moneys so assessed shall be levied and collected by the collector of said taxing district, who shall, on or before the fifth day of January next thereafter, pay the full amount so ordered to be assessed, levied and collected to the custodian of the school moneys of said school district, who shall, upon the receipt of the orders of the board of education, signed by the president and attested by the district clerk (which orders shall state at what bank the said principal and interest shall be payable), deposit in such bank the sum of money necessary to pay the principal and interest as they shall become due and payable.

Assessor notified of amount needed.

Collector to pay amount to custodian

Deposit.

(4) The board of education may, within the authority conferred by the legal voters, make contracts notwithstanding that the moneys to be raised therefor by the issuance of notes or temporary loan bonds or permanent bonds are not in hand.

Authority to make contracts.

3. The notes and temporary loan bonds issued under section one and section two hereof shall mature in not

Maturity and renewal of temporary loans.

exceeding one year, and may be renewed from time to time by similar notes and temporary loan bonds, provided the renewal notes or temporary loan bonds shall mature in not exceeding three years from the date of the original notes or temporary bonds for the renewal of which they are issued.

4. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 113.

An Act to amend an act entitled "A supplement to an act entitled 'An act respecting any execution,'" approved March twenty-first, one thousand eight hundred and seventy-four, which supplement was approved April twelfth, one thousand nine hundred and fifteen.

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

Section 1 amended.

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

If judgment not met, execution issued against wages, salary, etc.

1. Hereafter when a judgment has been recovered and where an execution issued upon said judgment has been returned wholly or partly unsatisfied and where any wages, debts, earnings, salary, income from trust funds, or profits are due and owing to the judgment debtor, or shall thereafter become due and owing to him to the amount of eighteen dollars or more per week, the judgment creditor may apply to the court in which said judgment was recovered or the court having jurisdiction of the same without notice to the judgment debtor and upon satisfactory proofs of such facts by affidavits or otherwise, the court, if a court not of

When income $18 per week.

record, a judge or justice thereof must issue, or if a court of record, a judge or justice must grant an order directing that an execution issue against the wages, debts, earnings, salary, income from trust funds, or profits of said judgment debtor and on presentation of such execution by the officers to whom delivered for collection to the person or persons from whom such wages, debts, earnings, salary, income from trust funds or profits are due and owing, or thereafter become due and owing to the judgment debtor, said execution shall become a lien and a continuing levy upon the wages, debts, earnings, salary, income from trust funds or profits due or to become due to said judgment debtor to the amount specified therein, which shall not exceed ten per centum unless the income of said debtor shall exceed the sum of one thousand dollars per annum, in which case the judge may order a larger percentage, and said levy shall become a continuing levy until said execution and the expenses are fully satisfied and paid or until modified as hereinafter provided, but only one execution against the wages, debts, earnings, salary, income from trust funds or profits of said judgment debtor shall be satisfied at one time, and where more than one execution has been issued or shall be issued pursuant to the provisions of this section against the same judgment debtor they shall be satisfied in the order of priority in which such executions are presented to the person or persons from whom such wages, debts, earnings, salary, income from trust funds or profits are due and owing.

Execution against wages, etc.

Execution a lien.

If income $1,000.

Levy to continue.

If several executions.

2. It shall be the duty of any person, persons, agent, treasurer, or other fiduciary officer of a private or public municipal corporation, including any county and the State, to whom said execution shall be presented, and who shall at such time be indebted to the judgment debtor named in such execution, or who shall become indebted to such judgment debtor in the future, and while said execution shall remain a lien upon said indebtedness, to pay over to the officer presenting the same, such amount of such indebtedness as such execution shall prescribe until said execution shall be wholly

Payment to be made by parties indebted to judgment debtor.

Liability for failure to pay over execution.

satisfied, and such payment shall be a bar to any action therefor by any such judgment debtor. If such a person, persons, or the proper officer of the corporation, municipal, county or State, to whom said execution shall be presented shall fail or refuse to pay over to said officer presenting said execution the percentage of said indebtedness, he shall be liable to an action therefor by the judgment creditor named in said execution, and the amount so recovered by such judgment creditor shall be applied towards the payment of said execution. Either party may apply at any time to the court from which such execution shall issue, or to the Court of Common Pleas of the county, upon such notice to the other party as such court, judge or justice shall direct for a modification of said execution, and upon such hearing, the said court, judge or justice may make such modification of said execution as shall be deemed just, and such execution as so modified shall continue in full force and effect until fully paid and satisfied, or until further modified as herein provided.

Court may direct modification of execution.

Repealer.

3. All acts and parts of acts inconsistent herewith are hereby repealed.

4. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 114.

245-C-114
R-21-496

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 twelfth, one thousand nine hundred and six, which amendment was approved March thirty-first, one thousand nine hundred and fifteen.

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

1. Section seven of the act to which this is an amendment be and the same is hereby amended to read as follows: Section 7 amended.

7. Every motor vehicle shall have, and every driver of such motor vehicle shall use, devices to prevent excessive noise, annoying smoke, and the escape of gases and steam, as well as the falling out of embers or residue from the fuel; and all exhaust pipes carrying exhaust gases from the engine shall be directed parallel to the ground or slightly upward. Devices known as "muffler cut-outs" shall not be used within the State of New Jersey. Mufflers. Muffler cut-outs forbidden.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 115.

A Supplement to an act entitled "An act to tax the transfer of property of resident and nonresident decedents, by devise, bequest, descent, distribution by statute, gift, deed, grant, bargain and sale, in certain cases," approved April twentieth, one thousand nine hundred and nine, and the amendment thereto approved March twenty-sixth, one thousand nine hundred and fourteen.

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

Transfer of collateral of decedent to bank.

1. Any State bank, State banking association, trust company, national bank and national banking association, for the purpose of liquidating any loan or debt due from either a resident or nonresident decedent, secured in whole or part by stocks, bonds or other personal securities by assignment in blank or otherwise, shall have the same authority as the legal representative of such decedent, or, in the absence of the appointment of such representative, to make demand upon the Comptroller of the State for his consent to the transfer of the collateral so held, and upon the granting of such consent, have such collateral transferred by the assignment so held, on the books of any corporation having an office in this State, as such bank, banking association and trust company or the assignment may direct, and the corporation upon whose books such transfer is made shall forever be discharged from all claims and demands whatsoever by reason of such transfer.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 116.

An Act to authorize cities of the fourth class of this State to borrow money and to issue bonds for the cost and expense of discharging any lands or real estate owned by such city, affected by rights, interests or easements.

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

Provision for discharging lands affected by rights.

1. Whenever any city of the fourth class of this State will be at any cost or expense through or by any procedure in any court of this State in discharging any land or real estate owned by such city effected by rights, interests or easements, or in the condemning of any such rights, interests or easements, such city by its governing body is hereby authorized to provide for such cost and expense by borrowing money and the issuing of bonds as hereinafter provided.

Power to borrow for discharging lands.

2. The governing body of any such city shall have power from time to time by resolution to borrow money upon certificates of indebtedness, promissory notes or other temporary evidences of such city, and to apply the said money to the payment of the cost and expense for the discharging in any court of this State the lands or real estate owned by said city effected by rights, interests or easements, or in the condemning of such rights, interests or easements.

Bond issue.

3. The governing body of any such city may from time to time by ordinance provide for the issuance of bonds of such city and to be of such denomination, bearing such rate of interest not exceeding five per centum per annum, and payable at such places and at such time not exceeding ten years from their date, and to be in such form as the said governing body by resolution may provide. Such bonds shall recite that they are issued pursuant to this act and said resolution,

Rate.

Time.

Recital in bonds.

which recital shall be conclusive evidence of their issuance, and said bonds shall be sold at public sale in the manner provided by law, and the proceeds resulting from the sale of said bonds shall be applied to the cost and expense in discharging from such lands and real estate said rights, interests or easements, or to the payment and retirement of any certificate of indebtedness, promissory notes or other temporary evidences of indebtedness issued under authority of this act.

Use of proceeds.

Sinking fund.

4. The governing body of any such city issuing bonds under the authority of this act shall provide a sinking fund for the retirement of said bonds at maturity into which shall be paid annually an amount not less than two per centum of the principal of said bonds to be raised by taxes to be assessed, levied or collected with the other taxes of such city, and there shall likewise be raised by taxation each year until the payment in full of said bonds an amount equal to the interest payable on the said bonds in said year.

Interest.

5. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 117.

An Act to validate bonds issued under an act entitled "An act to authorize cities and other municipalities of this State located on or near the ocean to build, rebuild and repair bulkheads, jetties and other works and structures to protect the beach or ocean front from encroachment by the sea and to provide for the payment of the cost thereof," approved April seventeenth, one thousand nine hundred and fourteen.

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

Validating bond issue to provide for bulkheads, etc.

1. All proceedings heretofore taken by any city or other municipality of this State for the issuance and sale

of its bonds to provide funds for building or rebuilding and repair of bulkheads, jetties and other works and structures to protect the beach or ocean front from encroachment by the sea under an act entitled "An act to authorize cities or other municipalities of this State located on or near the ocean to build, rebuild and repair bulkheads, jetties and other works and structures to protect the beach or ocean front from encroachment by the sea, and to provide for the payment of the cost thereof," approved April seventeenth, one thousand nine hundred and fourteen, are hereby validated and confirmed, and all bonds issued pursuant to such proceedings are hereby validated and confirmed, notwithstanding any defect, omission or irregularity in such proceedings; *provided, however,* that the bonds issued be not in a greater sum than is prescribed by said law, and that said bonds were not issued for a greater length of time, or for a greater rate of interest, or the sale thereof not less than par, as in the said law prescribed. Proviso.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 118.

An Act to authorize a change of the location of any highway, railroad or street railway through or across any public park lands.

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

1. Wherever any highway, railroad or street railway runs through or across any lands in this State used, laid out or acquired for public park purposes, and the board or body having charge or control of such park lands shall desire any change to be made in the course or location of such highway, railroad or street railway, Change location of road crossing park lands.

Agreement with road.

it shall be lawful for such board or body, and authority is hereby conferred upon it, to agree with the board or body having charge and control of such highway, or the company or companies owning such railroad or street railway, to change the location thereof, and to agree as to the payment of any of the cost of such change, and to grant and convey to such board, body or company a right of way for such changed location in fee simple.

Right to locate, build, etc., new road.

2. Upon the making of any such agreement and the conveyance of said lands for right of way, the said board or body having the charge and control of any such highway, and the company or companies owning such railroad or street railway, shall have the same power, right and authority to locate, lay out, erect, build, construct, operate and maintain such road or highway, or railroad or street railway, in the changed location as it had in the former, with the right to connect and operate the same with the remaining portion of such road or highway, railroad or street railway, in accordance with the plan agreed upon with said board or body having control of such park lands, without further or other action.

Connections.

Release of former rights.

3. The board or body having charge of any such highway, or the company or companies owning any such railroad or street railway so as aforesaid changed, shall in like manner grant and convey or release to the board or body having charge of such park lands, all its rights and interest in such former location of said highway, railroad or street railway, whereupon all of the rights, privileges, powers, obligations and limitations then existing against said highway, railroad or street railway shall be transferred to and imposed upon the same or its changed location.

4. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 119.

An Act to amend an act entitled "An act relating to the compensation of members of the board of chosen freeholders," approved May first, one thousand nine hundred and eleven.

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

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

1. Each of the members of every board of chosen freeholders in any county of this State having a population of not less than eighty thousand inhabitants and not more than one hundred thousand inhabitants shall receive as a salary and compensation for his services the sum of three hundred dollars per annum, and the director of the board shall receive the sum of five hundred dollars per annum, to be paid out of the county treasury by the county collector, in equal quarterly payments, and that no other compensation shall be allowed, given or paid to any of said members for any services or expenses whatsoever; *provided, however,* that this act shall not apply to or be held to affect or regulate the salaries of members of the board of chosen freeholders in any county of this State that has adopted and is now acting under, or that hereafter adopts the provisions of the act entitled "An act to reduce the number of members of the board of chosen freeholders in the counties of this State, and to fix the salaries and provide for the election of the members of said boards," approved March twenty-sixth, one thousand nine hundred and two, and the amendments and supplements thereto. Salaries of freeholders. Proviso.

251-1
A-20-110

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 16, 1916.

CHAPTER 120.

An Act to authorize any city in this State to build and construct, operate, equip, maintain, or lease for the purpose of having maintained, a railroad running through, upon, along and over the streets, roads and public highways of said city, and through and over such property as may be necessary to be acquired for that purpose by said cities, and to construct bulkheads, docks, piers, wharves, warehouses, ferry terminals and stations, and to establish, maintain and operate a ferry or ferries in conjunction therewith, and to provide the necessary floating equipment for the transportation of persons, passengers and vehicles, goods, wares and merchandise.

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

Railroad built and operated by city.

1. It shall be lawful for any city in this State to build, lay and construct, lease and operate a railroad, either single or double track, through, over and upon public streets, roads and highways of said city, and through, over and upon such private property as may be necessary therefor.

Equipment.

2. It shall also be lawful for said cities when said railroad shall be constructed to equip the same with cars, locomotives and other necessary means for transporting goods, wares and merchandise.

Operative power.

3. Every such railroad when so constructed may be operated either by steam locomotives or other electric power or by such other means as may be necessary or convenient in the judgment or discretion of the governing body of said city.

Road may be leased, subject to approval by Utility Commission.

4. It shall be lawful for the governing body of said city after such railroad shall have been constructed to lease the same and all equipment to any persons, firm

or corporation to operate and maintain the same upon such terms and for such period of time as shall seem most advantageous to the governing body of said city. Before any such lease shall be effective it must be approved by the Board of Public Utility Commissioners. And it shall likewise be lawful for the governing body of said city to incorporate in such lease a provision that the rates charged or to be charged by said lessee for transportation of goods, wares and merchandise upon and along such railroad shall be subject to the revision and control of said governing body and the approval of the Board of Public Utility Commissioners. Such other provisions as are not inconsistent with the laws of this State or the express provisions of this act may be incorporated in and made a part of such lease. In the event of such city leasing said railroad, or any part thereof, for operation, the amount charged for such privilege may be a fixed annual sum or a share of gross receipts or a share of net receipts. Any contract for private operation or the use of the railroad built under the provisions of this act shall contain a provision whereby the city at any time after ten years may terminate the same upon terms to be fixed in said contract upon giving one year's written notice of its intention so to do. Upon termination of the lease by the city pursuant to the privilege so reserved, the city shall purchase any equipment actually used in the operation of said road and furnished by the lessee in accordance with the terms and provisions of the lease at an amount agreed upon between the owner thereof and the city; or, in the event of failure to agree, at an amount to be fixed by the Board of Public Utility Commissioners, after hearing.

Rates for transportation.

Amount charged lessee.

Purchase of equipment at end of lease.

5. It shall be lawful for said cities to acquire any and all property which, in the opinion of the governing body of said city, it shall be necessary or expedient to acquire for the purpose of constructing, equipping or operating said railroad or any portion thereof, including the purchase of the fee simple, wherever deemed necessary or the acquisition of easements. Said right to acquire property shall also include the right to

City's right to acquire property by purchase or condemnation.

acquire by condemnation or otherwise the rights of owners of lands abutting upon the public roads, streets and highways through which said railroad shall run. In the event of it being necessary to acquire such rights or any property by condemnation, the same shall be conducted under the provisions of an act entitled "An act to regulate the ascertainment and payment of compensation for property condemned or taken for public use" (Revision of 1900), and any supplement or amendments of said act so far as applicable.

As to streets.

6. The authority conferred under the provisions of this act shall include the right to lay out, open, widen, alter, extend, improve and vacate any new or existing public road, street or highway wherever deemed necessary by the governing board of said city. The right to acquire property shall also include the right to cross intersecting streets, either at, above or below grade, without any cost or expense either for construction or maintenance to said other railroad, street railway or canal. It shall also be lawful for said cities to acquire, where necessary, the lands of any county park situated in said city where the same are not actually under the development for park purposes, and also to acquire the lands of any cemetery where the same are not actually used for burial purposes.

Park lands.

Property for terminals, sidings, shops, etc.

7. It shall be lawful for said cities to acquire from time to time and to hold and use such land and real estate, including lands under water and riparian rights, as may in the judgment of said governing body be necessary for terminal purposes, and for the construction and maintenance of the said railroad, stations, branches, sidings, car yards, engine houses, repair shops and other accommodations necessary for the purpose and to erect and construct thereon bulkheads, docks, piers, wharves, warehouses, ferry terminals and stations, and to establish, maintain and operate a ferry or ferries in conjunction with said railroad, and to acquire, build and construct car floats and other equipment for such ferry or ferries for the transportation of persons, passengers, vehicles, goods, wares and merchandise; and to sell land thus acquired where not necessary for

Ferries.

such purposes and objects; *provided, however,* that the property of any company organized for the purpose of constructing or operating a canal in New Jersey shall not be liable to be taken under any proceedings in condemnation under the authority of this act, nor shall the property of any such company be purchased for the purposes or uses specified in this act. Proviso.

8. In addition to the powers herein expressly enumerated, such city shall, in the construction and operation of said railroad, be vested with all the powers, rights and privileges granted to railroad companies under an act entitled "An act concerning railroads (Revision of 1903)," and the supplements thereto and amendments thereof, in so far as said powers, rights and privileges do not conflict with the express provisions of this act. Powers, privileges under railroad act.

9. For the purpose of providing the necessary means for the acquisition, construction and equipment of the property to be acquired hereunder, and the construction, maintenance and operation of such railroad, and other means of transportation herein provided for, including bulkheads, docks, piers, wharves, warehouses, ferry terminals and stations, and for the acquiring by condemnation or purchase of any lands, property, rights, privileges and easements, whether of owners, abutting owners or others, and the necessary means to pay awards for damages for change of grade of the streets and to pay the expenses of proceedings to determine such damages, and to pay for the cost of laying out, opening, widening, altering, extending or improving any new or existing public road, street or highway and the acquisition of land necessary therefor; it shall be lawful for said city to issue bonds for any amount not exceeding in any one year the sum of five hundred thousand dollars. The aggregate of said bonds shall not exceed two million dollars; *provided, however,* in case any such city shall deem it for the best interests of said city to enter into a contract for the construction and use of such railroad terminal or other property herein mentioned, or for the operation, alone, of said railroad, ferry and terminal, or either of them, on such City may issue bonds. Annual outlay. Total amount. Proviso.

terms and with such authority as may be satisfactory to the governing body of said city, with a person, firm or corporation, to operate and maintain the same upon payment of sufficient revenue to provide for interest and sinking fund on an additional amount of bonds sufficient to provide for such additional construction as may be necessary to carry out the purposes of such agreement, and should said city deem it most advantageous so to do, then such governing body of such city shall have the right to issue bonds in excess of said sum of two million dollars to an amount not exceeding ten million dollars; *provided, however,* guarantees be obtained for the performance of such contract and provision to be made for the payment of such interest and sinking fund, such sinking fund to be for a period of years to liquidate and extinguish such bonds in excess of two million dollars as may be issued thereunder, within the time such contract is made to run; such additional bonds so issued by said city shall be guaranteed, principal and interest, by such contracting person, firm or corporation which may so enter into said contract.

Proviso.

Rate.

All bonds so issued shall bear interest at the rate not exceeding five per centum per annum, payable semi-annually, and shall be made payable at such time and place not exceeding fifty years from the date of their issue, as the governing body of said city shall determine. Said board may authorize the issue of said bonds by resolution, and specify therein the character of the bonds to be issued. It shall be the duty of the board or body, having charge and control of the finances of said city, to provide a sinking fund of such amount as shall amortize said bonds upon their due date, to be raised annually by taxes, except as hereinafter provided, and to provide also annually for the interest which may become due thereon; the moneys to be raised for the sinking fund to be paid annually to the sinking fund commissioners of said city; *provided, however,* that the governing body of said city may, in its discretion, provide for the expeditures herein, authorize in whole or in part, by the issue and sale from time to time of

Time.

Sinking fund.

Proviso.

temporary bonds or obligations, such temporary bonds or obligations to run with all renewals for a term not exceeding five years from the date of their issue; and all such temporary loans or obligations shall be retired and paid for from the proceeds of the permanent bonds hereby authorized or by the use of other funds of the city available for that purpose.

Disposition of revenues received from lease or operation.

10. All revenues received from the operation or rental of said railroad terminal and other property and their appurtenances shall be paid into the city treasury. All expenses and charges, including the salaries or an equitable portion thereof of all city officials and employees having to do with said railroad terminal and other property shall first be paid out of said revenue; the balance shall be called net revenue. The net revenues derived from said railroad terminal and other property shall be devoted first to the payment of the interest which may accrue upon said bonds, and to the sinking fund for their redemption and payment when due, and shall, where sinking fund commissioners exist in any such cities, be annually paid over to them for this purpose. In the event that at any time the net revenue derived from such railroad terminal and other property is, in the opinion of said Board of Utility Commissioners, more than sufficient to provide for the redemption of such bonds at maturity, the excess revenues may be appropriated for any lawful purpose that such governing board or body may see fit.

If revenue insufficient, tax levy.

If at any time the net revenues from said railroad terminal and other property and their appurtenances are insufficient to provide a fund sufficient to meet the annual interest due upon said bonds, and to furnish a sinking fund sufficient for the payment and redemption when due, it shall be the duty of such board or body to place annually in the tax levy and collect such sums, in addition to the revenue aforesaid, as will be sufficient to provide a fund to pay such interest and to redeem and pay such bonds at their maturity.

Route subject to Utility Commission.

11. Said city shall, in the location of the route of said railroad and its appurtenances and in its manner of construction and operation, be subject to control

by the Board of Public Utility Commissioners in this State, and any lessee thereof shall be likewise subject in the operation of said road to the control of such board in the same manner as general railroads are now subject to the control and direction of such board.

Expenditures over $20,000 must be approved.

12. No contract for the expenditure of a sum exceeding twenty thousand dollars for any purpose incident to the construction of said road or the operation thereof shall be entered into until the full terms thereof are approved by the Board of Public Utility Commissioners of this State.

Joint operation.

13. In the laying out or construction of said railroad, if it shall be deemed to be desirable to acquire and use any railroad or portion thereof, now in operation, or hereafter to be operated by any corporation, copartnership or individual such road or part thereof as may be deemed desirable to acquire may be acquired on such terms and conditions as shall be found to be advantageous by the said governing body; *provided, however,* that in acquiring any such railroad or portion thereof the approval of the Board of Public Utility Commissioners shall be first had and obtained.

Proviso.

Contract with street railways.

14. In the construction and operation of said railroad and its appurtenances, the said governing body may enter into contract or lease with any street railway company for the use of any of its property, franchise or privileges, provided such agreement is first approved by the Board of Public Utility Commissioners. And said governing body may, if it is deemed desirable, from time to time, permit the relocation or change of location of the tracks or other property of any street railway company or railroad company for the purposes of facilitating or aiding in the construction of the said municipal railroad and for the purpose of facilitating or aiding in its operation. The said governing body may enter into contracts or agreement from time to time with telephone companies, telegraph companies or other companies using the public highways for the relocation or change of location of wires, poles and other properties of such companies for the better facilitating the construction of said railroad and the opera-

Change of tracks.

As to telegraph and telephone.

tion thereof; all and any agreement for such purposes, however, to be first approved by the Board of Public Utility Commissioners.

Railroad not taxable.

15. The railroad and other improvements herein provided to be built and operated under the provisions of this act shall not be subject to the payment of any taxes of any kind whatsoever, whether the same be operated by the city or by its lessee.

Leases, either joint or separate.

16. The power to lease such railroad and other property to be acquired or constructed hereunder shall include the right to lease the same to one or more railroad companies separately or jointly or to any individual, firm, copartnership or corporation.

Switches, sidings, etc.

17. Incident to the authority given by this act, said city shall likewise have the power to lay and construct and maintain and operate such sidings, switches and spurs and other improvements hereinbefore mentioned as are found necessary or expedient or convenient for the use and operation of said railroad and terminal, and may extend or enlarge such railroad and terminal and their appurteannces. In the event of any such road when completed being operated, conducted or maintained by the city constructing the same, such city may charge and collect fares and charges for transportation of goods, wares and merchandise, said fares and charges to be fixed from time to time by the governing body of such city.

Fares and charges.

Change of grade.

18. Power is likewise conferred to change the grade of any street, road or public highway wherever the same is found necessary for the construction or operation of said railroad, but no public utility operating in any such street, road or public highway shall be required to contribute to the cost of said change, including any necessary change in the location of the line of property of such public utility, any amount in excess of the special benefit accruing to said utility by reason of such change. In the construction of said railroad and other works herein provided for, the governing body of the city shall have and is hereby granted power to enter into contract with any public utility company or any railroad company, or any other company, or with any individual for

Contract for construction work.

the payment of the cost of any portion of the work involved upon such terms and conditions as may be agreed upon between said city and said company or companies or individuals, subject to the approval of the Board of Public Utility Commissioners.

Conduits, subways, wires, poles, etc.

19. If, in the course of the construction or operation of said railroad and the other property herein mentioned, the governing body of said city shall determine that public convenience and necessity in the construction and operation of such road require the use of conduits, subways, tracks, wires, poles, pipes, or other property or equipment or any part thereof, in or along any street, highway or other public place belonging to any public utility, and it appears that the owner of such property and the city cannot agree upon such use or the terms and conditions or compensation for the same, the Board of Public Utility Commissioners may by order direct that such use be permitted and prescribe just compensation and reasonable terms and conditions for such use; *provided,* that such use shall not be directed or required if the same will prevent or interfere with the performance of the public duties of the said public utility or result in serious injury to such public utility or the users thereof, or in any substantial detriment to the service or danger to the public or employees of said public utility; *and provided, further,* that the tracks, poles or equipment of the street railway company which does not carry freight or operate freight cars over such tracks shall not be used by said city or its lessee for the purpose of transporting freight or freight cars without the consent of such street railway company.

Proviso.

Proviso.

City deemed public utility for purposes of this act.

20. The city constructing, operating or constructing and leasing said railroad and the lessee of said railroad, if there be a lessee, is hereby declared to be a public utility in relation to its railroad and shall comply with and be subject to all the provisions of the act entitled "An act concerning public utilities, to create a Board of Public Utility Commissioners, and to prescribe its duties and powers," approved April twenty-first, one thousand nine hundred and eleven, and the supplements thereto and amendments thereof, and all the rights and

privileges granted to public utilities by said act and its amendments and supplements are hereby granted to and conferred upon such city and such lessee.

Joining intersecting roads.

21. Whenever the line or route of the railroad to be constructed under the provisions of this act intersects the line of the route of any other railroad or street railway company, it shall be lawful to make a physical connection with the tracks so intersected or crossed upon such terms as shall be agreed upon between the said owner of such intersected or cross road, in order to enable the cars of the one to run to the tracks of the other for the purpose of promoting the convenience of shippers of property upon obtaining the consent of the Board of Public Utility Commissioners. The board, after hearing upon notice by an order in writing, may require any such railroad or street railway company which carries freight or operates freight cars over said tracks to make such physical connection of their tracks as hereinabove provided for.

Authorization.

Route adopted.

22. Before any moneys are expended by any city under the provisions of this act for the actual construction of the railroad provided for hereby or for the acquirement of any property for such railroad, said city, through its governing body, shall adopt a route, which said route shall be submitted to the Board of Public Utility Commissioners for approval. Said route so adopted may be changed, altered, or amended from time to time thereafter by resolution of the governing body of the city, subject to the approval of the Board of Public Utility Commissioners. After the approval of the route by the Board of Public Utility Commissioners, the governing body of said city may proceed in the construction and development of said railroad in accordance with the terms and provisions of this act. Each and every bond issue contemplated or provided for in this act shall be approved by the Board of Public Utility Commissioners before the same shall become effective. In constructing said railroad the governing body may grant or award contracts for the construction thereof as a whole or the construction thereof in sections. The size and extent of any section to be deter-

General supervision by Public Utility Commission.

Contract for whole or part.

mined by the governing body, and in making such contracts, the said governing body may separate the work of construction in such manner as it shall deem desirable. In equipping said road the governing body of such city may award such contracts from time to time as it deems desirable, and for so much of said equipment as may be deemed desirable from time to time.

Use of city property.

23. In the erection and construction of said railroad and terminal and in the laying out of the route thereof, and in the operation of said railroad or terminal said city may utilize any lands or property owned by said city for any of the purposes of this act. The tracks of the railroad constructed under this act may be connected with the tracks of any railroad company or street railroad company so as to facilitate the handling of freight or merchandise in its transportation from and to the railroad to be constructed under this act; and the governing body of the city or the lessee is hereby granted power to enter into contract or agreement in relation thereto, and in the event of their refusal of any railroad company or street railroad company which carries freight or operates freight cars over its said tracks to agree with said city or to make such connection, the governing body of such city may apply to the Board of Public Utility Commissioners, which board is hereby authorized and empowered to grant such right of connection upon such terms and conditions as it shall fix and impose.

Tracks connected.

Engineers, employes, etc.

24. The governing body of such city is hereby authorized and empowered to employ engineers, surveyors and such other help, professional or otherwise, as may be required from time to time in the laying out of the route for said railroad terminal and other property, in the preliminary work incident thereto, and in the construction thereof; and the power hereinbefore granted to said governing body to issue bonds for the purpose of this act shall include the cost and expense incurred for the employment of such services, and the governing body of said city is hereby vested with all the powers requisite to effectuate and carry out the full intent and purpose of this act.

25. This act takes effect immediately, and if any section, clause or provision of this act shall be held to be unconstitutional, the residue of the act shall not fail. As to constitutionality of act.

Approved March 16, 1916.

CHAPTER 121.

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 the failure of the collector to deliver to the purchaser within ten days after such sale a certificate of sale under his hand and seal, duly acknowledged by him as a conveyance of land, setting forth that the property therein described has been sold by the collector to the purchaser; *provided,* such certificate shall have been delivered by such collector to the purchaser within ninety days from the date of such sale. Validating sale of lands, etc., made by collector of taxes. Proviso.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 122.

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

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

Position of person demoted.

1. Any person or persons holding an office or position under the classified service, and whose position has been abolished for reasons of economy or otherwise and not because of delinquency, shall, with the approval of the Civil Service Commission, be demoted to some lessor office or position in the same department in the regular order of demotion, and placed therein with the salary or pay attached thereto. The name of such person or persons shall be placed upon a special eligible list, which list shall take precedence over all other Civil Service lists, and shall be entitled to reinstatement at any time thereafter in the same office or position, or any or similar office or position of the same kind as that previously abolished as soon as such an opportunity arrives. The name or names of such person or persons, when an office or position is to be filled of a character the same or similar to that previously held by them, shall be certified by the Civil Service Commission to any appointing officer or body when such appointing officer or body shall make known to the Civil Service Commission, in the proper manner provided in the act to which this is a supplement, the office or position to be filled.

Special eligible list.

Certification to position to be filled.

Repealer.

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

3. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 123.

An Act to authorize the payment of checks and demand drafts in case of the death of the drawer before payment.

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

Payment of check in case of death of drawer.

1. Any depositary, subject to withdrawal by check or demand draft, shall pay any check or demand draft drawn by any person who has funds on deposit to meet the same, notwithstanding the death of such drawer in the interval of time between the drawing of such check or demand draft and its presentation for payment, providing such presentation shall be made within ten days after the date of such check or demand draft.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 124.

An Act to amend an act entitled "A supplement to an act entitled 'An act concerning District Courts (Revision of 1898),' approved June fourteenth, one thousand eight hundred and ninety-eight," which supplement was approved February twenty-seventh, one thousand nine hundred and 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 to which this act is amendatory be and the same is hereby amended to read as follows:

Assistant clerk to district court.

1. The clerk of any District Court established in any city of this State having a population between one hundred thousand and two hundred thousand may appoint an assistant clerk, to be approved by the judge of the said court; the clerk shall be responsible for the acts of his assistant, who shall be sworn to the faithful performance of the duties of the office and be removable at pleasure; such assistant clerk shall sign the name of the clerk to and issue any writ or other instrument out of said court during the illness, absence or disability of the clerk, and any writ or other instrument so signed and issued shall be as valid in law as if signed and issued personally by such clerk; the salary of such assistant clerk shall be nine hundred dollars per annum and shall be paid by such city in monthly installments from the date of the appointment; *provided, however,* that no such appointment shall be made until the judge of said District Court shall have certified in writing to the mayor and common council or other governing body of such city that the business of said court requires the appointment of an assistant clerk.

Responsibility.

Sign clerk's name.

Salary.

Proviso.

Repealer.

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 16, 1916.

CHAPTER 125.

266-C-125
Cf.-21-90

An act to authorize fire commissioners of township fire districts in this State to purchase apparatus and appliances for the extinguishment of fires and erect houses for the housing of the same and to provide means for the payment thereof.

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

Purchase fire apparatus.

1. In and for any township fire districts which shall have been heretofore or shall hereafter be created by

the township committee, it shall be lawful for the fire commissioners of said district to purchase motor, horse-drawn or steam fire engines or other appliances or apparatus for the extinguishment of fire, and to purchase lands and erect buildings for the housing of said apparatus and appliances, at a cost not exceeding thirty thousand dollars, said money having been first raised and accumulated as herein provided.

Buildings.

Amount expended.

2. In case the fire commissioners of any such fire district desire to avail themselves of the benefits of the first section of this act, they may issue township fire district bonds, said bonds to be issued in the name of and on the credit of such township fire districts, and for no other purpose than the uses set forth in this act; the said bonds shall be signed by the president of the board of fire commissioners and shall be attested by the secretary of the board of fire commissioners, who shall affix the seal of said commissioners; *provided, however,* that before any such bonds shall be made or issued the legal voters voting, of said township fire districts, shall have voted for the same as herein provided.

Bond issue.

Proviso.

3. The said township board of fire commissioners shall cause a resolution to issue such bonds to be submitted to the legal voters of such township fire district. This resolution shall be written or printed on notices, which notices shall also contain a statement of the time and place where the meeting of such legal voters shall be held and the purpose and object thereof. The time and place for the holding of such election shall be the same as the annual meeting for the election of fire commissioners and for the appropriation of moneys for fire purposes in said district. Not less than ten notices of such meeting shall be posted by the clerk of the fire commissioners at least ten days before the date of such meeting in such manner and in such public places as he shall deem best for the purpose of best giving notice of said meeting, and the board of fire commissioners and the clerk shall at their option also cause notices or a notice to be printed as an advertisement in a paper published in said district if there be such, and if not, in a

Notice of election on bond issue.

paper published within the county where said district is located and circulating in said district.

Vote by ballot.

4. At any meeting of the said legal voters held as aforesaid for the purpose of ordering money raised by the issuance of bonds, the legal voters shall vote by ballot. The chairman of the meeting shall appoint two tellers, who shall receive and count the ballots in his presence. The secretary of the meeting shall keep a poll list and shall record therein the name of each person voting, and shall also keep a tally sheet of the votes as counted. The tally sheet shall be signed by the chairman and tellers, and the said tally sheet, poll list and ballots shall be placed by the secretary in a sealed package, endorsed with the name of the fire district and the date on which said election shall have been held, and the said package, together with a statement of the results of such election, signed by the chairman and secretary, shall, within five days after the date of said meeting, be forwarded by the secretary to the clerk of the township wherein said district is situate, and the same shall be preserved by him for one year.

Details of election.

Authorization.

5. The legal voters of any such township fire district may, at such meeting called for the purpose, by the vote of a majority of those voting, authorize the board of fire commissioners to issue bonds for the purpose aforesaid. Such bonds shall be serial bonds, and shall be issued in the corporate name of such fire district, for such sums, not exceeding an aggregate of thirty thousand dollars and not exceeding the sum so voted upon as aforesaid, and in such amounts and payable at such times as the legal voters so meeting shall direct, with interest at a rate not exceeding six per centum per annum, payable half-yearly. Said bonds shall not be issued for a longer period than thirty years. Said bonds shall have coupons attached for the payment of interest, which coupons shall be signed by the clerk of the board of fire commissioners, and shall be numbered to correspond to the several bonds to which they shall be severally attached. Bonds so issued shall be numbered and the proper registry thereof shall be kept by the clerk of said township board of fire commissioners. Such bonds may

Amount.

Rate.

Time.

Details of issue.

be sold at public or private sale for the best obtainable price, but not less than par and accrued interest.

Provision for principal and interest.

6. Whenever such bonds shall have been authorized by said legal voters as aforesaid, and the same shall have been issued, the clerk of the board of fire commissioners shall, each and every year, issue to the assessor of the taxing district in which such fire district shall be situate an order directing him to assess upon the owners of property in said township fire district, and their estates and the taxable property therein, an amount sufficient to pay the bond or bonds maturing in each year, together with the interest accruing upon all the unpaid bonds of such township fire district, which order so issued as aforesaid shall be duly executed by the assessor. The money so assessed shall be levied and collected by the collector of said taxing district, who shall, on or before the first day of May next thereafter, pay the full amount so ordered to be assessed, levied and collected to the clerk of said board of fire commissioners, who shall pay the principal and interest as they become due and payable. And if there be no funds available to pay any outstanding bond, or the interest due thereon, or the interest due upon any outstanding bonds, the fire commissioners aforesaid are hereby authorized and empowered to borrow money upon the promissory note of the township, signed by the president and secretary of such fire commissioners.

Collection.

Right to borrow to meet obligations.

7. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 126.

An Act in relation to the lien of bleachers, dyers and finishers of cotton goods.

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

Lien on goods.

1. All persons or corporations engaged in the business of bleaching, dyeing or finishing cotton goods, or

goods of which cotton is a part, shall be entitled to a lien on the goods and property of others that may come into their possession for the purpose of being bleached, dyed or finished, or otherwise treated or processed, for the amount of any account that may be due to them from the owner or owners of such goods, by reason of any work and labor performed and materials furnished in the bleaching, dyeing or finishing, or otherwise treating or processing of the same or other goods of such owner or owners, and for any moneys advanced for transportation charges due on the same or other goods of such owner or owners.

Enforcement of lien.

2. Such lien shall not be waived or impaired by the recovery of any judgment for the money so due, and for the work and labor performed and materials furnished; and such lien may be enforced by levy and sale under execution upon such judgment.

Sale of goods to satisfy lien and expenses.

3. When any person or corporation engaged in the business of bleaching, dyeing or finishing cotton goods or goods of which cotton is a part, may have a lien on the goods and property of others that may have come into their possession for the purpose of being bleached, dyed or finished, or otherwise treated and processed, and the amount due thereon shall remain due thereon shall remain unpaid, either in whole or in part, for the space of three months after the same became due and payable, it shall be lawful for the person or corporation having said lien to expose the said 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 said goods 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 are located, and, if the residence can be ascertained of the owner or owners of said goods, a copy of the printed notice be mailed to 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 expense

Notice of public sale.

of such sale; and no more of such goods 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, if any, shall be paid to the owner thereof when the remainder of said goods shall be taken away or settled for in full. Amount of goods to be sold.

4. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 127.

271-C-127
R-18-650

An Act to authorize counties of the first class in this State to insure their buildings and providing for the establishment and maintenance of a county insurance fund for that purpose.

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

1. It shall be lawful in any county of the first class in this State for the board of chosen freeholders to insure the property of such county and any property owned or under the control of any department, board or commission in the government thereof against damage or loss by fire or otherwise by the establishment of an insurance fund for the purpose of meeting any such loss to said property. County insurance fund established.

2. For the purpose of creating such fund the said board of chosen freeholders may appropriate thereto any amount of money under their control not raised or appropriated for any other purpose, and may add to such fund yearly in the same manner or by raising such an amount in the tax levy as they may yearly decide and fix upon. How fund created.

3. The said board of chosen freeholders in any such county shall have full power and authority to designate by resolution a maximum and minimum amount of any Amount of fund.

such fund, and from time to time provide for the disposition or use of any amount over and above the maximum amount so fixed or of the interest or proceeds arising from such fund when the said fund shall have reached the amount fixed as the maximum limit thereto.

Commissioners of fund.

4. The director of the board of chosen freeholders may appoint three members of such board of chosen freeholders as commissioners, to be known as the insurance fund commissioners, who shall hold office without compensation for a term of two years and until their successors are appointed and qualified, whose duty it shall be to invest such fund and all additions and accretions thereto, subject to the qualifications set forth in the last aforesaid section, in such manner as they shall deem best suited for such purpose, and who shall have the power to adopt rules and regulations to govern themselves in the investment and control of such fund; they shall at all times keep on hand such sum of money as they may deem sufficient, or have the same invested in such securities as can be immediately sold for cash for the purpose of paying any loss by fire which may occur to any of the buildings or property so insured *provided, however,* that whenever the said insurance fund commissioners shall deem it advisable so to do, they may place insurance upon county property with insurance companies authorized to do business in this State, and the premiums for such insurance shall be paid by said insurance fund commissioners.

Term.

Duties.

Paying losses.

Proviso.

Repealer.

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

Approved March 16, 1916.

CHAPTER 128.

An Act authorizing the appointment of chaplains in fire departments in the several cities of this State and fixing their title and compensation.

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

Chaplain for fire department.

1. In all cities of the State of New Jersey the fire commissioner, board of fire commissioners, or other officer or officers having charge and control of the fire department in any such city, is hereby empowered to appoint one or more chaplains, as the service may require, to the fire department of such city.

Qualifications.

2. Any person or persons appointed as chaplains to the fire department in any city of this State 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.

Considered member of force.

3. All chaplains appointed to the fire department in any city of this State under the provisions of this act shall become members of the uniformed force, and rank in said fire department as battalion chief, except as to salary; and said chaplain so appointed will be subject to the duties, rules and regulations prescribed by the commissioner, board of fire commissioners, or other officer or officers having charge and control of the fire department to which said chaplain may be appointed.

Duties.

Salary.

4. Any person appointed to the position of chaplain in the fire departments of the several cities of this State in the manner above set forth shall be entitled to such salary as may be agreed upon by the board or body having control of the finances of such city; *provided,* that the maximum salary shall not exceed one thousand dollars in cities of the first class; seven hundred and fifty dollars in cities of the second class; and five hundred dollars in all other cities.

Proviso.

Repealer.

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

Approved March 16, 1916.

CHAPTER 129.

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

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

Records of efficiency kept.

1. The Civil Service Commission of the State shall, by rule, provide for the keeping of records of service relative to efficiency, affecting offices and places of employment in the competitive civil service of the State, and in the competitive civil service of any municipality which has heretofore or which may hereafter adopt the provisions of the act to which this is a supplement; and shall provide and promulgate methods for ascertaining and verifying the facts, from which such records shall be made. Any rule so made may be modified, changed or altered at any time.

Municipalities affected must comply.

2. Upon the adoption and promulgation of such rule or rules the board or body in any municipality affected shall comply therewith by forthwith establishing and keeping efficiency records, which said records shall be open at all times to inspection and supervision by the State Civil Service Commission.

Use of records, in promotion or abolishing position.

3. The efficiency records herein referred to shall be used by the Civil Service Commission as a basis for the

determination of the relative efficiency of the candidates seeking promotion to the higher grades of the service, and whenever it is sought to abolish any positions for reasons of economy the position of the person or persons shown to be least efficient in the class and grade in which the reduction of the force is to be made shall be abolished. When the efficiency record shall show no difference in the relative efficiency of the employees, the position of those most recently appointed shall be the first to be abolished.

Repealer.

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

Approved March 16, 1916.

CHAPTER 130.

An Act to prohibit any person from going into the woods or fields with a gun or firearm when intoxicated, or under the influence of any drug or intoxicating liquor.

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

Gunning under influence of liquor or drugs unlawful.

1. It shall be unlawful for any person to go into the woods or fields at any time with a gun or firearm when intoxicated or under the influence of any drug or drugs or of intoxicating liquor.

Penalty.

2. Any person violating any of the provisions of this act shall be liable to a penalty of fifty dollars for each offense, to be sued for and recovered in the manner provided and by the persons authorized to sue for and recover penalties by the provisions of an act entitled "An act to provide a uniform procedure for the enforcement of all laws relating to fish, game and birds, and for the recovery of penalties for violations thereof," approved March twenty-ninth, eighteen hundred and

Procedure to recover penalty.

ninety-seven, and the acts amendatory thereof and supplementary thereto. Upon the conviction of any person for violating the provisions of this act, the license to hunt and fish of such person issued to him in accordance with the provisions of 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, shall become void, and the justice of the peace, District Court judge, or police magistrate before whom such conviction is had, shall take from the person so convicted the license, mark the same "revoked" and send it to the Board of Fish and Game Commissioners. If such conviction is reversed on appeal the license shall be restored to the defendant. Any license to hunt or fish issued to any person convicted of a violation of this act during the calendar year in which such offense occurred shall be null and void.

Conviction to void license.

License taken and marked "revoked."

3. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 131.

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

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

1. The board of education of a county vocational school shall have power to borrow by temporary loan for current expenses, in anticipation of the receipt of any moneys which may be distributed to such county by reason of the provisions of chapter two hundred and

Borrow for current expenses.

ninety-four of the laws of one thousand nine hundred and thirteen, a sum which shall not exceed eighty per centum of the amount anticipated for the purpose of carrying out the provisions of the act of one thousand nine hundred and thirteen aforesaid. Such temporary obligation, if any, to be first paid out of the moneys received under the provisions of the original act. Repayment.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 132.

A Further Supplement to "An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases (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:*

277-1
A-22-260

1. In case any person since the first day of January, nineteen hundred and fifteen, has been, or shall hereafter be committed to or be detained in the jail of any county for securing his appearance as a witness against any person charged with a crime or misdemeanor, except in cases punishable by imprisonment in the State Prison, it shall be lawful for the board of chosen freeholders of the county in which such detention occurs and where the person so charged with a crime or misdemeanor is tried or his case disposed of, upon presentation of a claim properly verified and certified to be correct by the prosecutor of the pleas of such county, to order paid from the county treasury to the person so detained a per diem of one dollar for each and every day, exclusive of Sundays, that such person shall have been so detained in order to secure his appearance as

Witnesses detained in jail to receive per diem.

Amount.

a witness, such per diem to be paid upon proper order by the county collector.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 133.

An Act to amend an act entitled "An act to amend an act entitled 'An act in relation to the appointment of certain subordinates under the control of boards of assessment and revision of taxes in the cities of this State, abolishing the office of assistant, ward or deputy assessor, and regulating the time and manner of making assessments,' approved May sixteenth, one thousand eight hundred and eighty-nine," which said amendment was approved April eleventh, one thousand nine hundred and five.

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

Section 2 amended.

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

Number of assistants.

2. In such city there shall be, from time to time, appointed by said board such clerks or assistants for such department or board as the exigencies of the service may require, but in no case shall the number be greater than thirty.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 134.

An Act to amend an act entitled "An act for the instruction and maintenance of indigent deaf and dumb, blind and feeble-minded persons, inhabitants of this State," approved March twelfth, one thousand eight hundred and seventy-three.

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

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

1. That an annual sum, not exceeding three hundred dollars for each pupil, be appropriated out of any moneys in the treasury not otherwise appropriated, to be applied under the direction of the Governor or person administering the government, for the instruction or placing for instruction in some suitable and convenient institution such indigent deaf and dumb, blind or feeble-minded persons, or partially blind, inhabitants of this State, as may be selected under this act; *provided, however,* that whenever it shall appear that it is necessary for hospital care, instruction and support of blind babies and young children too frail or backward to enter other institutions for the blind, they shall be sent to some suitable and convenient institution in this State having special care of blind babies and children where such hospital care, instruction and support can be provided, and that in all such cases the rate to be paid by this State for such hospital care, instruction and support shall not exceed the sum of four hundred and fifty dollars per annum, including clothing and the necessary transportation to and from their homes; *and provided further, however,* that for the instruction and support of any blind child placed in any institution outside of this State the rate to be paid by this State for

Allowance for instruction of blind, deaf, and feeble-minded.

Proviso.

Proviso.

such instruction and support shall not exceed four hundred dollars per annum, including clothing.

2. This act shall take effect immediately.

Approved March 16, 1916.

CHAPTER 135.

An Act to incorporate the borough of East Paterson, in the county of Bergen.

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 Saddle River, in the county of Bergen, 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 East Paterson, and shall be governed by the general laws of the State relating to boroughs.

Boundaries of proposed borough.

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

Beginning at a point in the center line of the street known as Broadway where the said center line in intersected by the easterly line of the right of way of the Bergen County Railroad, and running thence (1) southwesterly along the several courses of said easterly line of said right of way ten thousand two hundred (10,200) feet, more or less, to a point in said easterly line of said right of way where the same would be intersected by the most northerly line (if extended easterly) of the borough of Garfield; thence (2) northwesterly along said extended line and along said northerly line of the borough of Garfield eight thousand seven hundred (8,700) feet, more or less, to the center line of the Passaic river; thence (3) northeasterly upstream along the center line of the Passaic river the

several courses thereof eleven thousand six hundred (11,600) feet, more or less, to a point where said center line of said Passaic river would intersect the center line of said Broadway, if extended to the middle of the Passaic river; thence (4) easterly along said extended line and along said center line of Broadway four thousand six hundred (4,600) feet, more or less, to the point or 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 accepted by a vote of a majority of the legal voters of the said described territory, voting thereon at a special election to be held within the said territory within forty days from the approval of this act, at which special election shall be submitted the question of the approval or disapproval of this act; said election shall be held between the hours of six o'clock A. M. and seven o'clock P. M. on a day to be fixed by the township clerk of the township of Saddle River in the county of Bergen, at the present polling place of the second election district of Saddle River township, in the county of Bergen.

Referendum.

Special election.

The clerk of the said township shall cause public notice of the time, place and object of such election to be given by advertisement signed by himself and set up at least ten days prior to such election in at least ten public places within the said described territory, which said advertisement shall also be published once in a newspaper circulating within said described territory at least ten days prior to such election.

Notice of election.

Said election shall be by ballot and shall be held at the present polling place of the second election district of the township of Saddle River, aforesaid, at the time so appointed by the said township clerk, and shall be conducted by the present board of registry and election for the second election district of the township of Saddle river, in the county of Bergen. The register of voters used at the last general election shall be used at said special election by the election board of the second election district of the said township of Saddle River;

Election, how conducted.

Register.

and said board shall meet on Tuesday preceding the said election at the present polling place for the second election district of Saddle River township, aforesaid, from one o'clock P. M. to nine o'clock P. M. for the purpose of revising and correcting the registry list of the voters residing in the above described territory and qualified to vote at said election, in the manner provided under the general election laws of this State. Public notice of such meeting shall be given by the said board of registry and election at least ten days before said meeting, by advertisement set up in at least five public places in said above described territory, which advertisements shall be signed by the members of the board of registry and election for the said second election district of the township of Saddle River, aforesaid.

Revising register.

Sample ballots.

4. The clerk of the said township shall provide sample ballots for the said board of registry and election. The said board of registry and election shall mail a sample ballot, at least five days prior to said election, to every legal voter within the above described territory.

Proposition stated on ballot.

5. Upon the ballots provided for said election shall be printed the proposition with instructions to the voters in the following form:

If you favor the proposition printed below make an × mark in the square to the left of and opposite the word "Yes"; if you are opposed thereto, make an × 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 East Paterson, in the county of Bergen," be adopted?
	No	

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

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

The said officers holding said election shall immediately at its close certify in writing under their hands in duplicate the result thereof, one of which certificates shall be filed immediately with the clerk of the township of Saddle River and one with the clerk of the county of Bergen. The county board of elections shall proceed to canvass and determine the vote cast at said election at the time and in the manner provided by law, and a statement of the total result of said canvass shall be filed in the said county clerk's office, and the county clerk shall thereupon forward to the Secretary of State and the clerk of the township of Saddle River, respectively, a certified copy of such statement. Result certified. Canvass. Statement of result.

Approved March 16, 1916.

283-C-136
S-17-145

CHAPTER 136.

283-C-283
Cf.-20-410

An Act concerning auto busses, commonly called jitneys, and their operation in cities.

283-C-136
Cf.-23-457

283-C-136
Cf.-25-500

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

1. The words "auto bus" as used herein shall mean and include any automobile or motor bus, commonly called jitney, 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 places in any city of this State, and indiscriminately accepts and discharges such persons as may offer themselves for transportation either Definition.

at the termini or points along the way or route on which it is used or operated or may be running.

"Person" 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.

"Street."

The word "street" as used herein shall mean and include any street, avenue, park, parkway, highway or other public place.

Consent to use street.

284-2
A-21-638

2. No auto bus as defined herein shall be operated wholly or partly along any street in any city until the owner or owners thereof shall obtain the consent of the board or body having control of public streets in such city for the operation of such auto bus and the use of any street or streets of said city; and no such consent shall become effective and no such operation shall be permitted until the owner of such auto bus in any city shall have filed with the chief fiscal officer of the city in which said auto bus shall be licensed and operated 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 bus 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 bus upon the public streets of such city, 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 bus 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 such fiscal officer concurrently with the filing of a policy 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

Liability insurance necessary.

Final judgment to be paid.

Proviso

Agent to acknowledge service.

of any process out of a court of competent jurisdiction to be served against insured by virtue of the indemnity granted under the insurance policy filed. Any such consent may be revoked by the governing body of the city 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 the 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.

Consent revocable.

3. Every person as herein defined, owning and operating an auto bus as herein defined in any city of this State shall, on or before the tenth day of each calendar month, file with the city treasurer of such city 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 the city treasurer of such city five (5) per centum of such gross receipts as a monthly franchise tax for revenue for the use of such city; *provided*, that if the route over which such auto bus is operated shall extend beyond the limits of such city, 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 city, and shall pay as said franchise tax to said city five (5) per centum of such proportion of the gross receipts as the length of the route in the city bears to the whole length of such route.

Monthly statement filed with city treasurer.

Monthly franchise tax.

Proviso.

The sum accruing to any city under this section when paid shall be in lieu of all other franchise taxes and municipal license fees.

Sum in lieu of other payments.

Any person owning and operating an auto bus or busses in any city 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 city in any court of competent jurisdiction, and when collected paid into the city treasury. Any person who shall falsely make any oath required to be made in this act shall be deemed guilty of perjury, and, upon convic-

Penalty for not making monthly statement or payment.

tion thereof, shall be liable to all penalties by law therefor.

Existing statutes applicable.

4. Nothing herein contained shall exempt any person owning or operating any auto bus from complying with existing statutes relating to the ownership, registration and operation of automobiles in this State.

Penalty.

5. Any person operating an auto bus in any of the streets of any city 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.

Validity of act.

6. 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.

7. All acts or parts of acts inconsistent with this act, to the extent of such inconsistence, be and the same are hereby repealed, and this act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 137.

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 twelfth, one thousand nine hundred and six.

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

Section 17 amended.

1. Section seventeen of the act to which this is an amendment shall be amended to read as follows:

17. No person shall hereafter drive an automobile upon any public highway in this State unless licensed to do so in accordance with the provisions of this act. No person under the age of sixteen years shall be licensed to drive automobiles, nor shall any person be licensed to drive automobiles until said person shall have passed a satisfactory examination as to his ability as an operator, which examination shall include a test of the knowledge on the part of said person of such portions of the mechanism of automobiles as is necessary in order to insure the safe operation of a vehicle of the kind or kinds indicated by the applicant. Drivers' license certificates shall expire on the thirty-first of December of each year. Said licensee shall be entitled to drive any registered automobile. The annual license fee to be charged shall be three dollars for drivers; *provided, however,* that the Commissioner of Motor Vehicles shall upon the application of any person who, or corporation which, shall have complied with the provisions of subdivisions three of section sixteen of this act, issue to the said person or corporation a sufficient number of special drivers' certificates, which shall have endorsed thereon the registration number under the laws of the adjoining State in which the business of the said applicant shall be conducted of each of the automobiles of said applicant include in and covered by any license certificate issued pursuant to said subdivision three of section sixteen of this act, and which, when duly countersigned by a special agent appointed for that purpose by the said Commissioner of Motor Vehicles, pursuant to the provisions of section ten of this act, shall authorize and permit the person to whom the same is issued to operate any of the automobiles registered under the laws of such adjoining State, the registration numbers of which shall appear endorsed upon the said certificate, and no others within the State of New Jersey for a period of not to exceed twenty-four hours at any one time. Said driver shall at all times when operating any of the said vehicles within the State of New Jersey have in his possession the said certificate, and shall, whenever requested so to do, exhibit the same to

Drivers must be licensed.

Age limit.

Examination.

License expires.

License fee for drivers.

Proviso.

Special drivers' certificates.

Good for 24 hours, and shown when required.

any motor vehicle inspector or police officer or constable within the said State of New Jersey; no other certificate of registration shall be required of the said driver, and the preceding provisions of this section shall not be applicable to him; *provided, however,* it shall be lawful for the Commissioner of Motor Vehicles, at his discretion, to issue to any person a written permit, under the hand and seal of said commissioner, allowing the said person, for the purpose of fitting himself to become a motor vehicle driver, to operate a motor vehicle for a specified period of not more than three weeks, while in the company and under the supervision of a licensed motor vehicle driver; and such permit, under the hand and seal of the Commissioner of Motor Vehicles, shall be sufficient license for the said person to operate a motor vehicle in this State during the period specified, while in the company of and under the control of a licensed motor vehicle driver of this State; *and provided, further,* that the said person, as well as such licensed motor vehicle driver, shall be held accountable for all violations of this act committed by the said person while in the presence of such licensed motor vehicle driver. No such written permit shall be issued unless the person applying therefor shall pay the sum of fifty cents to any agent of the Motor Vehicle Department, such sum to be turned over by the said agent to the Commissioner of Motor Vehicles, and by him remitted with the other funds collected in his department to the State Treasurer, in accordance with the provisions of this act.

Proviso.

Permit to learn.

Proviso.

Accountability.

Fee for permit to learn to drive.

Section 18 amended.

2. Section eighteen of the act to which this is an amendment shall be amended to read as follows:

Signature of licensee.

Exhibit license on request.

18. Each license to drive an automobile shall have endorsed thereon in the proper handwriting of the said licensee the name of said licensee. And said licensee, when thereupon requested by any motor vehicle inspector or magistrate, while in the performance of the duties of his office under this act, shall exhibit said license to said officer, and write his name in the presence of said officer, to the end that he may thereby determine the identity of said licensee.

3. This act shall take effect January first, one thousand nine hundred and seventeen. Act in effect.

Approved March 17, 1916.

CHAPTER 138.

A Supplement to an act entitled "An act to authorize the Board of Fish and Game Commissioners to acquire by condemnation or otherwise land in this State, to be used for the propagation of fish and game," approved March twenty-first, nineteen hundred and twelve.

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

1. The Board of Fish and Game Commissioners of this State are hereby authorized to acquire by gift, grant, purchase, condemnation or in any lawful manner in the name of the State and for its use so much additional land in this State as may, in their judgment, be necessary for the purpose of artificial propagation of game birds, animals and fish for restocking this State. In no case shall the amount expended in the acquisition of lands under this supplement exceed the sum of five thousand dollars. Acquire land for propagation of game and fish.

2. When such land is acquired by condemnation the proceedings shall in all respects be in conformity with the provisions of an act entitled "An act to regulate the ascertainment and payment of compensation for property condemned or taken for public use (Revision of 1900)," approved March twentieth, one thousand nine hundred, and the acts amendatory thereof and supplemental thereto. If condemnation proceedings had.

3. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 139.

An Act to authorize the acquisition by purchase and condemnation of lands for park purposes by cities of the fourth class of this State, and for the improvement and regulation thereof and for the issuing of bonds and temporary obligations for such purpose, and to provide for the payment thereof.

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

Acquire land for park.

1. The common council, or other governing body of any city of the fourth class of this State is hereby authorized by ordinance, from time to time, to provide for the acquisition of one or more tracts of land, or any right in land and easements, or interests in lands, for the use of the inhabitants of such city as a public park or parks; and to take or acquire in fee or otherwise, in the corporate name of such city, by purchase or eminent domain, any such land or lands, rights in land, and easements, or interests in lands for such purposes; and if by reason of inability to agree with the owner or owners of said land or lands, rights in land, and easements, or interests in lands, or any part thereof, as to the price and terms of purchase thereof, or when any legal incapacity or absence of such owner or owners, or for any other reason, no agreement can be made for the purchase thereof, then said land or lands, rights in land, and easements, or interests in lands, may be condemned and taken in the name and on behalf of such city; and the compensation to be made therefor shall be ascertained and paid or tendered in the manner provided in an act by the Legislature of the State of New Jersey, entitled "An act to regulate the ascertainment and payment of compensation for property condemned or taken for public use" (Revision, 1900), approved March twentieth, one thousand nine hundred, and the acts amenda-

By purchase or eminent domain.

Compensation.

tory thereof and supplemental thereto, or as may hereafter be provided by law, except as such procedure may be herein modified; and all owners of such land or lands, rights in land, and easements, or interests in lands, or any part thereof, shall be notified as provided in the said hereinabove mentioned act of the Legislature of this State, and the commissioners in said act provided for shall ascertain, assess and report the value of said land or lands, rights in lands, and easements, or interests in lands, and the damages, if any, of all such owners arising by reason of such condemnation proceedings and the said value thereof, and the amount of damage, if any, so ascertained, assessed and reported, shall be paid to said owner, or the same shall be paid into court in the same manner as provided in the said above recited act of the Legislature of this State, and the supplements thereto and amendments thereof; upon such payment to the owner, tender of payment, or payment into the court of the said value or the amount of damages, if any, so ascertained, assessed and reported as aforesaid, such city shall have, hold, use and occupy the said land or lands in fee, and the rights in land, and easements, or interests in lands, shall be forever extinguished, and said land and lands shall be forever discharged from said rights in land, and easements, and interests in lands, so condemned and taken, as if the same had never existed; that nothing in this act shall authorize any such city to condemn any water main or pipe line laid in any street or highway in any such city, nor the condemning, taking or extinguishing of any right, title, interest, easement or estate or property in or to any land used, leased, or owned by any street railway, railroad, canal, electric light, gas, telegraph, sewer, water or telephone company or corporation without the written consent of such company or corporation, or any road, lane, street or highway or any interest in or right therein.

Owners notified.

Upon payment, city to exercise right.

Exceptions to act.

2. The common council, or other governing body of any such city, shall have power, from time to time, by resolution to borrow money upon certificates of indebtedness, promissory notes or other temporary evi-

Provision for meeting costs.

dences of indebtedness of such city, and to apply the said money to the cost of acquiring the land or lands, in fee, or otherwise, rights in land, and easements, or interests in lands, and the improvement thereof as a public park or parks, and to fund said certificates of indebtedness, promissory notes or other temporary evidences of indebtedness into bonds of the city, to be used as hereinafter provided.

Bond issue may be made.

3. The common council, or other governing body of any such city, may, from time to time, by ordinance provide for the issuance of bonds for such city to be designated as park bonds, of such denomination, bearing such a rate of interest, not exceeding five per centum per annum, and payable at such places and at such times, not exceeding thirty years from their date, and to be in such form as the said common council, or other governing body, by resolution may provide. Such bonds shall recite that they are issued pursuant to this act and said resolution, which recital shall be conclusive evidence of their issuance, and said bonds shall be sold at public sale in the manner provided by law and the proceeds resulting from the sale of said bonds shall be applied to the cost of acquiring any land or lands, rights in land, and easements, or interests in lands, as acquired under the authority of this act, or to the improvement of any such land or lands as a public park or parks, or to the payment and retirement of any certificates of indebtedness, promissory notes or other temporary evidences of indebtedness, issued under the authority of this act.

Rate.

Time.

Details of issue recited in bond.

Sinking fund provided.

4. The common council, or other governing body of any such city, issuing bonds under the authority of this act, shall provide a sinking fund for the retirement of said bonds at maturity, into which shall be paid annually an amount not less than two per centum of the principal of said bonds, to be raised by taxes to be assessed, levied or collected with the other taxes of such city; and there shall likewise be raised by taxation each year, until the payment in full of said bonds, an amount equal to the interest payable on said bonds in said year; and the said common council, or other governing body, shall be authorized to provide for the assessment, levy and col-

Assessments.

lection of taxes as may be necessary to pay any certificate of indebtedness, promissory notes, or other temporary evidences of indebtedness, which may be issued under the authority of this act and not paid or retired, or to be provided to be paid or retired, out of the proceeds of bonds issued as aforesaid.

Park ordinances.

5. The common council, or other governing body of such city, may from time to time pass ordinances for the laying out, embellishing, regulating and control of any such park or parks.

Powers conferred deemed additional.

6. The powers conferred by this act shall be deemed to be in addition to and independent of any and all powers and authority conferred by other law or laws, and not subject to any limitation contained in any such law or laws.

7. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 140.

An Act to authorize The Inhabitants of the City of Trenton to lay a conduit across that part of Mahlon Stacy Park owned by the State.

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

Permission to lay conduits.

1. That permission be and the same is hereby given the inhabitants of the City of Trenton to lay a conduit across that part of Mahlon Stacy park owned by the State, of such size and at such location as the State House Commission shall deem to be suitable to provide means for carrying wires of the city for the purpose of lighting the public parks of the city located on the river front.

2. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 141.

An Act to consolidate with and annex to the town of Montclair, in the county of Essex, a part of the territory embraced within the bounds of the borough of Glen Ridge, county of Essex and State of New Jersey.

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

Part of Glen Ridge annexed to Montclair.

1. There shall be and hereby is annexed to and made part of the town of Montclair, in the county of Essex, all that part of the territory embraced within the bounds of the borough of Glen Ridge described as follows:

Boundaries of annexed portion.

Beginning at a point in the northerly line of Bloomfield avenue, a county road, as now laid out and accepted by the county of Essex, at a point where the easterly line of the lands now or formerly belonging to Frank Brunetto intersects the said northerly line of Bloomfield avenue, running thence north thirty-one (31) degrees forty-five (45) minutes west eight feet six inches, more or less, to the boundary line between the borough of Glen Ridge and the town of Montclair as same is laid out and accepted by the municipalities of the borough of Glen Ridge and the town of Montclair; thence northeasterly and along the said boundary line between the said borough of Glen Ridge and the town of Montclair sixty-five (65) feet, more or less, to the point where said boundary line intersects the westerly line of lands now or formerly belonging to the said Frank Brunetto; thence north sixty-four degrees and two minutes east and along the said northerly line of land now or formerly belonging to the said Frank Brunetto one hundred sixty-four feet, more or less; thence south six degrees and seven minutes east fifty feet; thence south eighty-three degrees forty-two minutes west seventy-seven feet seven inches; thence south

thirty-two degrees twenty-five minutes east ten feet; thence south fifty-eight degrees fifteen minutes west one hundred thirty-three feet six inches to the said northerly line of said Bloomfield, and the point or place of beginning.

2. This act to take effect April first, nineteen hundred and sixteen. Act effective.

Approved March 17, 1916.

CHAPTER 142.

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 twelfth, one thousand nine hundred and six.

295-C-142
R-21-496

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

1. Section nine of the act of which this act is amendatory be and the same is hereby amended so that it shall read as follows: Section 9 amended.

9. The assistant Secretary of State shall be ex-officio Commissioner of Motor Vehicles, and shall have personal charge and supervision of the enforcement of the provisions of this act, and shall execute all contracts entered into by the Department of Motor Vehicles. The Commissioner of Motor Vehicles shall appoint a chief inspector of motor vehicles, who shall have practical knowledge of mechanical arrangement and capa- Commissioner. Chief inspector.

bilities of all kinds of motor vehicles, and be capable to pass upon the efficiency of motor vehicles and the competency of motor vehicle drivers. The Commissioner of Motor Vehicles shall appoint as many inspectors as may be necessary in detecting violations of this act in obtaining evidence of violations, and otherwise assisting in the enforcement of the act. The said inspectors shall be chosen with special reference to their fitness for the work, and shall be required to submit themselves to such an examination as the Commissioner of Motor Vehicles shall provide, and shall be equipped at his discretion with motorcycles and other means of conveyance. The Commissioner of Motor Vehicles may detail one of the inspectors to act as deputy chief inspector. Such deputy chief inspector shall receive compensation at the rate of fifteen hundred dollars per annum while on such detail. 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 thirteen hundred and fifty dollars per annum. The Commissioner of Motor Vehicles shall have power to appoint any number of citizens, not exceeding seventy-five, 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, 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. The compensation of the Commissioner of Motor Vehicles shall be fifteen

Inspectors.

Deputy chief inspector.

Salary.

Inspecting force organized.

Compensation.

Special inspectors.

Special inspectors from other State departments.

Salaries of commissioner and chief inspector.

hundred dollars per annum, in addition to any compensation he may receive by reason of any statute fixing the compensation of the assistant Secretary of State, and that of the chief inspector shall be eighteen hundred dollars per annum.

Approved March 17, 1916.

CHAPTER 143.

An Act to amend an act entitled "A supplement to an act entitled 'An act concerning the District Courts' (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight," which supplement was approved April eighth, one thousand nine hundred and ten.

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

297-1
A-24-73

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:

Salary of district court judge and clerk.

1. Whenever the population of any city of the fourth class, located on the Atlantic ocean, in which there is now or may hereafter be constituted and established a District Court, as ascertained by any State or Federal census, is more than fifty thousand, the judge of the District Court of said city shall receive an annual salary of three thousand dollars ($3,000.00) and the clerk of the said District Court shall receive an annual salary of fifteen hundred dollars ($1,500.00).

Repealer.

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

Approved March 17, 1916.

298-C-144
A-17-56

CHAPTER 144.

A Supplement to an act entitled "An act providing for the pensioning of police officers and policemen in certain municipalities of this State," approved March thirtieth, one thousand nine hundred and eleven.

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

Pension to widow of policeman.

1. The widow of every member of such police force in any municipality of this State in which the act to which this is a supplement is applicable, where such member shall have paid or shall hereafter pay into the fund provided for the act to which this act is a supplement the full amount of the annual assessments or contributions, who shall have died or shall hereafter die from causes other than injuries received in the performance of duty, and who shall have served at the time of his death nine years as a member of such police force, shall, so long as she remains unmarried, receive a pension equivalent to one-half of the pay of her deceased husband; and in case there be no widow or said widow shall remarry, and there be minor children under the age of sixteen years, their maintenance and support shall be provided for by the division among such minor children of said pension in equal shares under the supervision of the police pension commission provided for in the act of which this is a supplement. If, however, such member shall leave neither widow nor children him surviving, then the parent or parents of such member, if dependent on him for support, shall receive from such pension fund a sum equal to one-half of the salary received by such member. If such dependent parent shall remarry after such member's death, he or she shall cease to be entitled to a pension thereafter.

Service.

Half pay.

On widow marrying, pension for children.

When paid to parents.

2. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 145.

An Act to amend an act entitled "An amendment to an act entitled 'An act respecting conveyances' (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight," approved May seventeenth, one thousand nine hundred and six.

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

Section 22 amended.

1. Section twenty-two of an act entitled "An amendment to an act entitled 'An act respecting conveyances' (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight," approved May seventeenth, one thousand nine hundred and six, be and the same is hereby amended so as to read as follows:

Acknowledgments taken in this State.

22. If any deed or instrument of the nature or description set forth in the twenty-first section of this act heretofore made and executed, or hereafter to be made and executed, shall have been or shall be acknowledged by the party who shall have executed or shall execute it, such party then having happened or happening to be in this State, whether residing here or elsewhere, before the Chancellor, one of the justices of the Supreme Court, one of the masters in Chancery of this State, one of the attorneys-at-law of this State, one of the notaries public of this State, one of the judges of the Court of Common Pleas of any county in this State, one of the commissioners of deeds appointed for any county in this State, a clerk of the Court of Common Pleas of any county, a deputy county clerk, a surrogate or deputy surrogate of any county or a register of deeds of any county in this State, whether such officer was or is appointed for, or whether he was or is in the said county where such lands, tenements or hereditaments are situate, or where

Before whom taken.

such acknowledgment was or is taken or not, such officer having first made known the contents thereof to such party making such acknowledgment, and being also satisfied that such party is the grantor in such deed or instrument, of all which the said officer shall make his certificate on, under or annexed to said deed or instrument, or if it shall have been or shall be proved by one or more of the subscribing witnesses to it, such witness or witnesses then having happened or happening to be anywhere in this State, whether residing here or elsewhere, that such party signed, sealed and delivered it as his voluntary act and deed, before any one of the above-named officers then having been or being anywhere in this State, and if a certificate of such proof, signed by such officer, shall be written upon, or under or be annexed to such deed or instrument, then every such deed or instrument shall be received in evidence in any court of this State as if the same were then and there produced and proved.

Certificate of acknowledgment annexed.

Receivable in evidence.

2. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 146.

A Supplement to an act entitled "An act respecting towns and providing for the purchase of water works or a plant for the supply of pure and wholesome water to the inhabitants of such town for public and domestic uses, and extension of such water works or plant, and providing for the issue of bonds to pay for such purchase or extension," approved March twenty-second, one thousand eight hundred and ninety-nine.

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

1. Whenever any town shall have accepted the provisions of the act to which this act is a supplement,

Rates for supplying water.

said town may supply water to the inhabitants thereof upon such terms and at such rates as may be agreed upon by the governing body of such town, and under such rates and regulations as such governing body may determine, and the rents for the use of the water which said town may supply as aforesaid shall draw interest at the rate of six per centum from the time they become due, and shall be and remain until paid a lien upon the premises to which the same may be supplied; and the said town shall have similar remedies for the collection of said rents with interest and costs as the said town has by law for the collection of unpaid taxes.

Interest on water rent unpaid.

2. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 147.

An Act to amend the title and body of an act entitled "A further supplement to an act entitled 'An act to remove the fire and police departments in the cities of this State from political control,' approved May second, one thousand eight hundred and eighty-five, and to provide for the establishment, management and distribution of a police pension or retirement fund," said supplement having been approved April eighth, one thousand nine hundred and fifteen.

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

1. That the title of the above-entitled act be amended to read as follows:

"An act creating a police pension or retirement fund in certain cities of this State which have adopted the provisions of an act of the Legislature entitled 'An act to remove the fire and police departments in the cities

Amended title.

of this State from political control,' approved May second, one thousand eight hundred and eighty-five, and providing for the management and control of such fund, the manner of raising revenue to support the same, and imposing a tax on foreign companies doing certain kinds of insurance business in this State."

Section 1 amended.

2. That section one of the above-entitled act be amended to read as follows:

Police pension fund in cities.

1. In all cities other than cities of the first class in whch the provisions of an act entitled "An act to remove the fire and police departments in the cities of this State from political control," approved May second, one thousand eight hundred and eighty-five, are or may hereafter become operative, there shall be established a police pension or retirement fund, which shall be constituted, managed and distributed as hereinafter provided.

Section 2 amended.

3. That section two of the above-entitled act be amended to read as follows:

Trustees in charge.

2. The said fund in each said city shall be managed and controlled by the board of trustees, to consist of the head of the police department, two superior police officers to be elected by the superior police officers of such city, and two police patrolmen to be elected by a majority of the police patrolmen of such city to be elected

Terms.

as follows: One patrolman and one superior officer shall be elected for a term of two years, and one patrolman and one superior officer shall be elected for a term of one year. At the expiration of their terms of office, their successors shall be elected for terms of two years.

Board to adopt rules of administration.

Such board shall have power to choose such officers and to make such rules and regulations and adopt such by-laws as it may deem necessary to the proper administration of the duties imposed upon it by this act.

Existing fund turned over to trustees under this act.

In any city in this State where there is now a police pension fund maintained under the provisions of the said act of May second, one thousand eight hundred and eighty-five, its officers shall turn over all its assets and property of every kind in their possession, or which may or shall come to their possession, to the proper

officers of the fund provided for in this act, and said assets and property shall become and be vested in said pension fund.

Treasurer.

The clerk to the police department shall be treasurer, ex officio, of said fund, and all moneys of said fund shall be received and disbursed by him, and shall be deposited in such bank or banks of deposit as the board of trustees shall designate; all checks shall be countersigned by the president of the board of trustees before the same shall be payable; the said treasurer shall receive such compensation for his services as the board of trustees shall fix and determine and give bond in such sum as such board shall determine with surety or sureties to be approved by the said board for the faithful performance of his duties; if the surety on such bonds is a corporation, the premium and premiums on such bonds required by such corporation shall be paid by the board from the funds under its management. It shall be the duty of every such board of trustees to invest and keep invested the moneys of said fund, so far as the same can be done, in the securities authorized by law for the investment of trust funds.

Checks countersigned.

Pay and bond of treasurer.

Trustees to make investments.

4. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 148.

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:*

Illegal to give bonus or reward for storage of motor vehicle or sale of supplies.

1. No person or corporation engaged in the business of keeping a garage or place for storage of auto-

mobiles or motor vehicles, automobile repair shop, or in the business of selling automobile supplies, parts or accessories, shall pay or cause to be paid, either directly or indirectly, to any chauffeur or mechanic, or their representative, any money or other consideration whatsoever, as a present, reward, inducement, bonus or commission on any bill for the storage of any motor vehicle or for the furnishing of work, repairs, supplies or parts for and on any motor vehicle, and no chauffeur or mechanic shall ask for, demand, exact, require, accept or receive, either directly or indirectly, from any person or corporation engaged in the business of keeping a garage or place for storage of automobiles or motor vehicles, automobile repair shop, or in the selling of automobile supplies, parts or accessories, any money or other consideration whatsoever, on any bill for the storage of any motor vehicle, or for the furnishing of work, repairs, supplies or parts for and on any motor vehicle.

Penalty.

2. Any person or corporation violating any of the provisions of section one or of section two of this act shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not exceeding two hundred dollars or by imprisonment in the county jail for a period not exceeding six months, or both, at the discretion of the court.

Repealer.

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

4. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 149.

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:*

Helping teacher.

1. Whenever the Commissioner of Education shall in his opinion deem it advisable he may appoint a helping teacher to aid and direct the teachers in the schools of two or more districts and shall fix the salary of such helping teacher at a sum not exceeding fifteen hundred dollars a year, which shall include all traveling expenses; *provided,* that no such appointment shall be effective until it is approved by the State Board of Education.

Salary.

Proviso.

Apportionment by county superintendent.

2. The county superintendent shall apportion annually out of the State school moneys appropriated to his county the sum of fifteen hundred dollars, to remain in the hands of the county collector, for each helping teacher so appointed, subject to the orders of the county superintendent of schools as hereinafter provided.

Payment, how made.

3. The salary of each helping teacher shall be paid in ten equal monthly installments by orders issued by the county superintendent drawn on the county collector and paid out of the money apportioned to him for that purpose.

4. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 150.

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," approved April twenty-fifth, one thousand nine hundred and eleven, the title to which act was amended to read as above set forth by an act approved April second, one thousand nine hundred and twelve, giving to cities adopting the said act power to pass ordinances regulating the sale of spirituous, vinous, malt and brewed liquors.

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

Power to enact and enforce ordinances, for general welfare.

1. Whenever the provisions of the act to which this act is supplemental have been adopted by any city, either prior or subsequent to the passage of this act, such cities shall be and are hereby vested with power and authority to enact and enforce by imposition of reasonable fines or imprisonment, or both, all ordinances necessary for the protection of life, health and property and for the enforcement of all laws of the State regulating the sale of spirituous, vinous, malt and brewed liquors; to declare and prevent and summarily to abate nuisances, whether caused by the sale of spirituous, vinous, malt, intoxicating and brewed liquors, or otherwise; to preserve and enforce the good government and general welfare, order and security of such city, and shall have all powers necessary for its government not in conflict with the laws applicable to all cities of this State or the provisions of the Constitution.

2. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 151.

An Act to amend an act entitled "An act to amend 'An act to provide for the appointment of sergeants-at-arms for the several Circuit Courts in counties of the first class, and fixing the salary to be paid them,' approved June first, one thousand nine hundred and six," approved April twelfth, one thousand nine hundred and nine.

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

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

2. The salary to be paid said sergeant-at-arms shall be not more than two thousand dollars per annum, as may be fixed by the board of freeholders, and no fee or other compensation of any nature shall be allowed; such salary to be paid semi-monthly by the county collector upon certificate of the county clerk of said county. Salary of sergeant-at-arms.

2. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 152.

An Act to prohibit the conferring by any school, corporation, association or institution of learning conducted within this State, or by any officer or member thereof, of degrees, based upon proficiency or learning, without the approval of the State Board of Education of New Jersey, except in certain cases.

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

Copy of incorporation filed with State Board of Education.

1. Any corporation organized under any laws of this State, or permitted to transact business in this State, for the purpose of furnishing instruction or learning in the arts, sciences or professions conducted within this State to attain the admitting of any person or persons to the grade of a degree, and the conferring or participating in conferring any degree upon any such person or persons, giving to any such a diploma of graduation or of proficiency in a course of study, proficiency in learning, or scientific arts or methods, shall, before beginning business, or continuing in the same after this act shall become effective, file a certified copy of its certificate of incorporation with the State Board of Education, and obtain from the said board a license to carry on said business under such rules and regulations as said board may prescribe; which said license may be revoked, as otherwise provided in this act, and whenever it shall appear that any such corporation is carrying on its said business of instructing or teaching, as aforesaid, or conferring any such degree or giving any such diploma or diplomas without said license to carry on said business, the said State Board of Education may apply by the Attorney-General to the Court of Chancery, by petition in the name of the said board of education, on five days' notice to such corporation, which notice

Licensed to furnish instruction.

may be served in such manner as the Chancellor may direct, for an injunction to restrain such corporation from the exercise of any such franchise, or the transaction of any such business within this State, until a license (or the approval of the State Board of Education) has been issued to it in accordance with the provisions of this section, and until the payment of the costs of such application, to be fixed by the Chancellor, upon the dissolution of said injunction. Restraint by injunction.

2. No school, corporation, association or institution of learning conducted within this State, nor any officer or member thereof, in recognition of the attainment or proficiency of any member thereof, scholar, student, subscriber or other person, in pursuing or graduating from any course or courses of study, arts or learning conducted by it or another such school, corporation, association or institution, shall admit any such person to the grade of a degree by conferring or by participating in conferring any degree upon any such person or persons, without first submitting the basis or conditions thereof to the State Board of Education of the State of New Jersey, and obtaining therefrom its approval of the basis or conditions thereof so submitted and of the practice of conferring and bestowing of such degrees upon such persons; *provided,* that nothing in this section contained shall apply to any school, corporation, association, or institution of learning, or officer or member thereof, which shall have been established and conducted within this State, and have been in the course of admitting such person to the grade of a degree by conferring the same upon them in recognition of their attainments or proficiencies as aforesaid, which shall have been established and conducted within this State for a period of twenty-five years prior to the passage of this act, nor to any school or schools conducted under the public school systems of the State. Courses submitted to, and approved by, State Board of Education. Proviso.

3. The approval of the basis or conditions for the admission to the grade of a degree or degrees, so given, as in this act provided, may for proper cause, in the Withdrawal of approval.

New Jersey State Library

discretion of the State Board of Education be revoked, after hearing upon twenty days' notice of the time and place of such hearing given, to any such school, corporation, association or institution of learning by service upon any officer or member thereof, upon proof made at such hearing to the satisfaction of the State Board of Education that the basis or conditions constituting the standard required for admission to such grade of a degree permitting the conferring of such degree or degrees is not being satisfactorily attained, practiced or taught by such school, corporation, association or institution of learning, or by the officers or members thereof.

Admitting to degrees without approval.

The admitting of any person or persons to any such grade of a degree by conferring the same upon any such person or persons during the continuation of the revocation of such approval shall render any such school, corporation, association or institution of learning, or any officer or member thereof, participating therein liable to the penalty in this act provided, as though no approval had been granted in the first instance.

Record to be kept.

The State Board of Education shall keep a written record in a book to be provided and used solely for the purpose of recording therein such approvals and revocation of approvals thereof at its office in the State House at Trenton for the inspection of any person upon request.

Penalty for granting degrees improperly.

4. Any school, corporation, association or institution of learning or any person being an officer or member of any school, corporation, association or institution of learning, who shall as such member or officer, as aforesaid, by vote or in any manner or capacity, admit or participate in admitting any such scholar, student or subscriber to any grade of a degree by conferring or participate in conferring a degree or degrees upon such person or persons in recognition of the attainment or proficiency of such person or persons in any course or courses of study, arts or learning, contrary to the provisions of this act, or who shall sign any certificate or diploma as evidence of the conferring of such degree shall be liable to a penalty not

exceeding three hundred dollars for each offense. The amount of said penalty, to be determined as aforesaid, to be sued for and recovered by and in the name of the State Board of Education. Every District Court in any city or judicial district in any county, and every Court of Common Pleas in any county is hereby empowered, upon the filing of complaint in writing, duly verified, which said verification, when made by the Commissioner of Education, may be made upon information and belief that any person has violated the provisions of this act, as aforesaid, to issue process at the suit of the State Board of Education as plaintiff; such process shall either be in the nature of a summons or a warrant, which warrant may issue without any order of the court or judge first being obtained against the person or persons so charged, which process when in the nature of a warrant shall be returnable forthwith, and when in the nature of a summons shall be returnable in not less than five and not more than fifteen entire days; such process shall state in what respect this law has been violated by the defendant or defendants, and upon the return of such process or at any time to which the trial shall be adjourned the said court shall proceed in a summary manner to hear testimony and to determine and give judgment in the matter without the filing of any pleadings for the plaintiff for the recovery of such penalty, with costs or for the defendant, and said court shall, if judgment be rendered for the plaintiff, cause such defendant, other than a body corporate, who may refuse or fail forthwith to pay the amount of the judgment rendered against him, and all the costs and charges incident thereto, to be committed to the county jail for any period not exceeding ninety days.

Recovery of penalty.

Courts having cognizance.

Process.

Hearing and judgment.

5. The officers to serve and execute a process under this act shall be the officers authorized to serve and issue process issuing out of said court. Such District Court or Court of Common Pleas shall have power to adjourn the hearing or trial in any case from time to time, but in such case, except in case where the first

Officers to serve process.

Adjournments.

process was a summons, it shall be the duty of the judge of the district Court or Court of Common Pleas to detain the defendant, other than a body corporate, in safe custody, unless he shall enter into bond with the said State Board of Education, for at least one sufficient surety and double the amount of the penalty claimed conditioned for his appearance on a day to which the hearing shall be adjourned, and thence from day to day, unless the case is disposed of, and then to abide by the judgment of the said court and such bond, if forfeited, may be prosecuted by the said board.

Detention of defendant.

Convictions.

6. The convictions in prosecutions under this act shall set forth the act under which the proceedings were based, the names of the witnesses who testified for the plaintiff and the names of the witnesses who testified for the defendant, and the clause set forth in the complaint alleged to have been violated upon which the conviction was obtained, together with the judgment rendered and the amount of the penalty recovered against the defendant, and the costs of the proceedings, and shall be signed by the judge of the court before whom the conviction is had. In case the defendant is committed to jail in default of payment of the penalty, there shall be added thereto a statement of the name of the defendant and the penalty and costs for which he is committed to the jail and the period of the detention, unless said penalty and costs are sooner paid, which shall be signed in duplicate by the judge, and the conviction and commitment, one of which shall serve the purpose of a warrant of commitment, to be sufficient to warrant the detention of the said defendant.

As to commitment.

Trial in Com. Pleas.

7. If the proceeding is brought in any Court of Common Pleas, the trial thereof shall proceed in a summary manner as above set forth, immediately upon the arrest of the defendant under warrant, or upon the return day of the summons, or on any day to which the judge of the said court shall continue the said trial, either during the terms of said court or in vacation. The clerk of any District Court or any Court

of Common Pleas may sign and seal any process required to be issued under this act, except a warrant of commitment. The costs recoverable in any such proceeding shall be the same as costs taxed in actions in said courts, and shall be recoverable by the said board in the event of the conviction of the defendant. Any judgment recovered for a penalty under the provisions of this act in any District Court may be docketed in the same manner as judgments in said courts are docketed under the provisions of an act entitled "An act concerning District Courts," approved April fourteenth, one thousand eight hundred and ninety-eight, and the acts amendatory thereof and supplementary thereto. Execution may issue for the collection of any judgment obtained under this act against the goods and chattels and body of the defendant, without any order first obtained for such purpose, and all moneys recovered under the provisions of this act shall be payable by the said board of education to the State Treasurer.

As to costs.

Docketing judgment.

Executions.

8. If any provision of this act shall be held to be unconstitutional or invalid, such unconstitutional or invalid provision shall be considered severable from the remainder of this act, and shall be exscinded therefrom.

As to constitutionality of act.

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

Repealer.

10. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 153.

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

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

Extending time for filing affidavits.

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

Repealer.

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

Approved March 17, 1916.

CHAPTER 154.

An Act declaring all buildings and places wherein or upon which acts of lewdness, assignation or prostitution are permitted or occur to be nuisances, and providing for the abatement thereof by the Court of Chancery.

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

Nuisances to be abated.

1. Every building or place used for the purpose of lewdness, assignation or prostitution, or wherein or upon which acts of lewdness, assignation or prostitution are permitted or occur, is hereby declared to be a nuisance, which shall be abated as hereinafter provided.

Definitions.

2. For the purposes of this act, the word "building" shall be held to mean and include so much of any structure of any kind as is or may be reached through the same outside entrance. The word "place" shall be held to mean and include any privately-owned park, picnic or recreation ground. The word "person" shall be held to mean and include any one or more individuals, corporations, associations, partnerships, trustees, lessees, agents and assignees.

Power to maintain action in Chancery to enjoin nuisance.

3. Whenever there is reason to believe that such a nuisance is kept, maintained or exists, the prosecutor of the pleas, or any resident of the county, shall have power and authority to maintain an action in the Court of Chancery to abate and prevent such nuisance and to enjoin perpetually the person or persons maintaining or permitting the same, and the owner, lessee or agent of the building or place in or upon which such nuisance exists, from directly or indirectly maintaining or permitting such nuisance.

Bringing action.

4. The action shall be brought in the name of the said prosecutor or the said resident, and it shall be unnecessary to allege or prove personal or special damage.

Commencing action; proceedings.

5. The action shall be commenced by filing a verified bill of complaint and the issue of subpœna. All proceedings in such action shall be in accordance with the usual practice in the Court of Chancery.

Order to show cause served on defendant.

6. Upon the filing of any such bill the Chancellor, being satisfied of the sufficiency thereof, shall issue an order upon the defendants named therein to show cause on such day as shall be fixed why an injunction should not issue in accordance with the prayer of the bill, with restraint of the alleged nuisance and the removal of any furniture, furnishings, musical instruments or other personal property, except clothing, from the said building or place pending the further order of the court. And upon the return of the said rule, if the Chancellor shall be satisfied of the sufficiency of the proofs submitted, he shall issue a temporary injunction, without bond, enjoining and abating the nuisance complained of, and enjoining the removal of any furniture, furnishings, musical instruments or other personal property, except clothing, from the said building or place until the further order of the court.

Temporary injunction.

Evidence.

7. Evidence as to the general reputation of the building or place of the alleged nuisance, or the person or persons in occupation thereof, shall be received, as well as an admission or finding of guilt against any such person or persons, upon a charge involving prostitution, lewdness or assignation, for the purpose of proving the existence of the said nuisance.

Permanent injunction.

8. If the existence of the nuisance complained of shall be established to the satisfaction of the court upon final hearing, an injunction shall issue perpetually enjoining the person or persons maintaining or permitting such nuisance and the owner, or his agent, and the lessee and his agent, of the building or place in and upon which the nuisance exists, from directly or indirectly maintaining or permitting such nuisance. And the said injunction shall likewise direct the removal from the building or place of the said nuisance, of all furniture, furnishings, musical instruments and personal property, except clothing, used or capable of being used in the maintenance of or in aiding and abetting the said

Goods removed.

nuisance, and shall direct the public sale thereof in the manner provided for the sale of chattels under execution. The said injunction shall likewise direct the effectual closing and disuse of the building or place of the said nuisance for any purpose for the period of one year from the date of the said injunction, unless sooner released, as hereinafter provided. While such injunction or any restraining order, or temporary injunction, remains in effect such building or place shall be and remain as though in the custody of the court.

Disuse of building.

9. If the court shall determine that the nuisance complained of exists as alleged, there shall be allowed to the complainant resident, in addition to the usual costs, a reasonable sum for counsel fees and expenses incurred. But if the court shall find that the action was instituted without reasonable cause, then the usual costs shall be taxed against the complainant resident. For removing and selling the movable property the officer shall be entitled to receive the same fees as are allowed for a levy upon and sale of chattels under execution. For closing the building or place and keeping the same closed a reasonable sum shall be allowed by the court.

As to costs.

10. The proceeds of the sale of movable property under the preceding section shall be applied, first, to the fees and costs of such removal and sale; second, to the allowances and costs of closing and keeping closed such building or place; third, to the payment of plaintiff's costs and allowances. The balance, if any, shall be paid in the poor fund of the municipality in which such building or place is located. If the proceeds of such sale do not fully discharge all such costs, fees and allowances, unless the balance is paid by the owner of such building or place, or his agent, execution shall issue and the building or place be sold, and the proceeds of such sale be applied in like manner as the proceeds of the sale of movable property, except that any balance of proceeds from the sale of real estate shall be paid to the owner of the property sold.

Application of proceeds.

Sale of property if proceeds insufficient.

11. If the owner of the building or place has not been guilty of any contempt of court in the proceedings, and appears and pays all costs, fees and allowances which

Restoration of building to owner.

are a lien on the building or place and files a bond in the full value of the property, to be ascertained by the court, with sureties to be approved by the court, conditioned that he will immediately abate any such nuisance that may exist at such building or place and prevent the same from being established or kept thereat within a period of one year thereafter, the court may, if satisfied of his good faith, order the premises closed to be delivered to said owner, and said order cancelled so far as the same may relate to said property. The release of the property under the provisions of this section shall not release it from any judgment, lien, penalty or liability to which it may be subject by law.

Lease annulled by nuisance.

12. If a tenant or occupant of a place defined in this act uses or permits the use thereof in such manner as to create a nuisance as herein defined, the lease or title of such tenant or occupant shall be thereby annulled, and the right of re-entry shall, without notice or process of law, rest forthwith in the owner.

Penalty for violation of injunction.

13. Any violation or disobedience of either any injunction or order expressly provided for by this act shall be punished as a contempt of court by a fine of not less than two hundred dollars nor more than one thousand dollars, or by imprisonment in the county jail for not less than one month nor more than six months, or by both such fine and imprisonment.

Powers herein given deemed additional.

14. Nothing herein contained, nor any proceeding or order in accordance herewith, shall be held to repeal or limit the operations of any law of this State relating to the punishment of crime, but the powers and rights hereby created shall be held to be in addition thereto.

Repealer.

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

Approved March 17, 1916.

CHAPTER 155.

An Act validating defective acknowledgements heretofore taken to certificates of incorporation in this State in certain cases.

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

Validating defective acknowledgments in certificates of incorporation.

1. All acknowledgements of certificates of incorporation of any corporation organized under the laws of this State, heretofore made or taken, notwithstanding the omission of any recital that the contents of the certificate of incorporation have been made known to the person or persons acknowledging same, and notwithstanding the omission of the words that such person "did acknowledge that he (or she) signed, sealed and delivered the same as his (or her) voluntary act and deed," in any certificate of acknowledgement appended to the certificate of incorporation, shall be taken and held good and sufficient in law or equity, and such certificate of incorporation shall be received in evidence in any court of this State, as if the same were then and there produced and proved; *provided, however,* that all such certificates of incorporation shall have been recorded in the county clerk's office and filed in the office of the Secretary of State for a period of at least six years before the adoption of this act.

Proviso.

2. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 156.

A Supplement to an act entitled "An act providing for the formation, establishment and government of towns," approved March seventh, one thousand eight hundred and ninety-five.

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

Improvement of streets in excess of special benefits.

1. In addition to the powers now given to the councils of towns formed, incorporated or existing under the act to which this is a supplement, whenever a petition in writing setting forth the improvement desired shall be made by the owners of one-sixth of the lands fronting on any street, or section of a street, proposed to be improved, requesting the town to bear a percentage of the assessable benefits, in addition to the excess of the total cost over the assessable special benefits, the town council shall have the power to grade, flag, macadamize, pave, curb, gutter or construct a sidewalk of any material, or otherwise improve any street or section of a street owned by the town, and to provide in the ordinance adopting the improvement, by a vote of two-thirds of the members of the council, that a percentage of the assessable benefits for the pavement of the street, but no other part of said improvement, to be fixed by said ordinance, but not exceeding fifty per centum, shall be paid for by the town at large in addition to the excess of the total cost of the said improvement over the aggregate assessable special benefits.

Proceedings.

2. In all other respects the proceedings shall be the same as provided by the act to which this is a supplement for the improvement of streets, except that the commissioners of assessment or board of assessors and the town council, in any case where the petition and ordinance provide for the payment by the town of a

percentage of the assessable benefits, as provided for herein, shall, in making, levying and collecting the assessment for said improvements, conform to the requirements of this act, and upon final confirmation of any such assessment shall provide that the percentage of the assessable benefits be paid by the town at large, as provided for in said petition and ordinance; and said percentage shall be paid by the town at large, and each assessment shall be collectable to the extent and shall be a lien on the land only for the balance of the assessable benefits.

Assessable benefits paid by town.

3. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 157.

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:*

1. Hereafter any instrument in writing mentioned in section twenty-one of the act to which this is a supplement may be executed and delivered by any married woman of the age of twenty-one years without a private examination, apart from her husband, and without an acknowledgement made by her that she signed, sealed and delivered the same as her voluntary act and deed, freely, without any fear, threats or compulsion of her husband; and such instrument in writing shall be sufficiently acknowledged by such married woman, if she shall acknowledge the same in the same manner as if she were a feme sole, and to which the officer shall certify, in like manner as in the case of a feme sole.

Acknowledgments by married women.

Repealer.

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

3. This act shall take effect immediately.

Approved March 17, 1916.

322-C-158
R-18-687

CHAPTER 158.

An Act authorizing boards of chosen freeholders to protect roads from the encroachment of the ocean or any tidal stream.

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

Protection of roads from water.

1. It shall be lawful for any board of chosen freeholders, of any county in this State, to protect and preserve any road belonging to, maintained or controlled in whole or in part by such board, from damages threatened to be inflicted upon such road by the encroachment of the ocean or any tidal stream.

Right to acquire land adjoining road for constructing jetties, etc.

2. Such board of chosen freeholders is hereby expressly authorized to acquire by gift, purchase, grant or devise, or if necessary, by condemnation proceedings to be instituted by it pursuant to the laws of this State regulating condemnation proceedings, any land or real estate lying outside of the limits of such road, but adjoining the same, as may in the judgment of such board be necessary for the effective protection of such road from the encroachment of the ocean, and to erect, construct and maintain on such road, or on the land so to be acquired, jetties, bulkheads, seawalls and such other means and devices as it may desire, for the effective and permanent preservation of said road from the encroachment of the ocean or tidal stream.

Provision for funds.

3. The expense of acquiring any land or real estate as aforesaid, and of erecting such protections, shall be paid either by the appropriation to be made by the said

Board, from its funds not otherwise pledged or appropriated, or by bonds of said county to be issued by said board as any of the bonds of said county are, or may by law be issued, in an amount and for such periods as such board may determine, and bearing interest at not exceeding five per centum per annum, payable semi-annually. Bond issue. Rate.

4. The word "road" or "roads" wherever used in this act shall be construed to include any bridge or bridges, including their foundation, which bridge or bridges may have been constructed on the line of or as a necessary part of such road. "Road" defined.

5. Any and all acts contrary to the provisions hereof are hereby repealed. Repealer.

6. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 159.

An Act to amend the title and body of an act entitled "An act to authorize townships to construct and maintain sewers and to provide for the payment of the cost thereof," approved April third, nineteen hundred and two.

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

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

An act to authorize townships to construct and maintain sewers, outlets and disposal works, and to provide for the acquisition by purchase or condemnation of land or any interest in land therefor, and to provide for the payment of the expense thereof. New title.

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

Construction of sewers in townships.

1. In any township of this State whenever in the opinion of the township committee the public good requires it, it shall be lawful for the township committee to order and cause any main sewer or sewers, or lateral sewer or sewers, or system of sewers, or sewer outlets, or sewage disposal works, or any or all such improvements to be constructed in any part of the township in accordance with the procedure prescribed in this act,

Use streets, ets.

and to use and occupy the streets, roads, highways and other public places of the township for that purpose,

Acquire land.

and to acquire by purchase or condemnation and take and appropriate any land or any interest in land that may be needed for the purposes of constructing such improvement upon making compensation to the owner or owners thereof; in case the township committee shall

Drainage.

deem it necessary for the efficient sewerage or drainage of such township, or of any part thereof, to construct an outlet sewer or sewers to tide or other waters, or to an outlet or disposal works outside of such township, or to connect any such sewer or sewers with the sewage system of any adjoining municipality, it shall be lawful for

Proviso.

them to do so under the provisions of this section; *provided,* that where it is proposed to make the outlet of such sewer or sewers in any creek or ditch, the location of such outlet shall be fixed with the consent of the "State Sewerage Commission," and if for the purpose of reaching any such outlet, it shall be necessary or desirable to occupy territory within the bounds of any adjoining municipality, it shall be lawful for such township committee, with the consent of the governing body of said adjoining municipality first had and obtained, to

Take lands, etc.

take, appropriate and use for this purpose, so far as necessary, any land or interest in land within or without the lines of any public street, place or highway of such adjoining municipality, and to acquire by purchase or condemnation any land or interest in land in such adjoining

Building sewers.

municipality needed for that purpose; in case such sewer or sewers be laid through or across any public street, place or highway of any such adjoining municipality, or be repaired therein, it shall be done under such reas-

onable regulations, if any, as may be imposed by the governing body of such municipality so adjoining, with respect to like work done by or for such adjoining municipality, and the surface of any such street, public place or highway shall be restored for traffic at the cost of such township; nothing in this section contained shall, however, be construed as conferring upon townships the right to obtain by condemnation the privilege of outlet or right of draining any sewer or sewers into the sewage system or sewage disposal works of any adjoining municipality; such right shall be obtained, if at all, only upon agreement with the municipality owning such sewage system or disposal works, and upon such terms and conditions and at such cost to such township as may be agreed upon between the governing bodies of said municipalities; to the making and performance of which said agreement or contract the said municipalities are hereby fully empowered.

Acquire right to use sewers of other municipalities by agreement.

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

Section 2 amended.

2. The township committee shall adopt a resolution declaring its intention to cause the improvement hereby authorized to be constructed, and the said committee shall forthwith cause a public notice to be given by the township clerk, by publishing the same six times in two or more newspapers circulating in such township, stating that, pursuant to the terms of this act, it is proposed to make the improvement described in such notice, and to assess the property benefited thereby, and to condemn land needed therefor, briefly describing the proposed improvement and approximately the section or part of the township which may be drained or sewered thereby, and approximately the route of the sewer or sewers or system of sewers, and approximately the section or part of the township in which it is proposed to acquire land or any interest in land for the improvement, and requesting such owners of land within said sections or parts of the township and such other interested persons as may wish to object thereto, to present their objections in writing at a meeting of

Notice of intention.

Objections.

said committee, to be held at a time and place in said township appointed by said committee and specified in such notice, which meeting shall be at least three weeks after the first publication of such notice, and a hearing shall be held upon said objections at said time and place, whereupon it shall be lawful for such committee, at such meeting, or at any subsequent meeting to which the matter may be continued, if they deem said objections well taken, or said improvements unnecessary, to discontinue all proceedings for the construction of the same, or if they deem that the public good requires said improvement, to adopt an ordinance in the manner prescribed by law for the adoption and publication of other ordinances in townships of this State, providing for the construction of such improvement, which ordinance shall specify generally the location of said improvement, and thereafter to award by resolution a contract for the construction of the same, and to take by resolution all necessary steps for the properly carrying into effect the desired improvement notwithstanding said objections.

Hearing.

Ordinance.

Section 5 amended.

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

Issue improvement certificates to meet cost.

5. In order to provide for the estimated expense of such improvement the township committee shall have power from time to time after the ordinance prescribed in section two hereof shall have taken effect, to issue improvement certificates of the township to an aggregate amount not exceeding the expense of such improvement as said expense may be estimated by the township committee. Such improvement certificates shall be in such denominations and form and shall be executed in such manner, and shall bear such rate of interest not exceeding six per centum per annum, and shall be payable at such time or times not exceeding three years from their date, and shall be sold at public or private sale at such price, not less than par, as the township committee may determine. Said improvement certificates may be made redeemable at the pleasure of the township committee.

Details of issue.

Section 6 amended.

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

Bond issue.

6. In order to provide for the estimated expense of such improvement and for the payment of any certificates of indebtedness issued pursuant to the provisions of section five hereof, the township committee shall have power from time to time after the ordinance prescribed in section two hereof shall have taken effect, to issue bonds of the township to an aggregate amount not exceeding the expenses of such improvement as said expenses may be estimated by the township committee. Each issue of said bonds shall be payable in not exceeding twenty years from their date in equal annual installments, beginning not later than the second calendar year succeeding their date; *provided, however,* that the first installment thereof need not equal in amount the other installments thereof. Such bonds shall be in such denominations and form and shall be executed in such manner, and shall bear such rate of interest not exceeding five per centum per annum, and shall be payable at such place or places as the township committee may determine. Such bonds shall be sold for not less than par, at public sale, notice of which shall be given by publication in such one or more newspapers as the township committee may designate, one publication of which shall not be les than ten days before the sale. Said bonds shall contain a recital that they are issued pursuant to this act, which recital shall be conclusive evidence of their validity and of the regularity of their issue. Said bonds may be either coupon or registered bonds or coupon bonds with the privilege or registration either as to principal only or of conversion into bonds registered as to both principal and interest.

Amount.

Time.

Proviso.

Rate.

Recital of validity.

Section 16 repealed.

7. Section sixteen of the act of which this is amendatory is hereby repealed.

Sections renumbered.

8. Section seventeen of the act of which this is amendatory shall be numbered eighteen, section eighteen thereof shall be numbered seventeen, section nineteen thereof shall be numbered eighteen, and section twenty thereof shall be numbered nineteen.

Approved March 17, 1916.

CHAPTER 160.

An Act to amend an act entitled "An act making appropriations for the support of the State government and for the several public purposes for the fiscal year ending October thirty-first, one thousand nine hundred and sixteen," approved April twenty-six, one thousand nine hundred and fifteen.

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

Section 1 added to.

1. Section one of the act hereby amended be and the same is amended hereby by adding thereto the following, namely:

122.

STATE-AIDED VOCATIONAL SCHOOLS.

Vocational schools.

For the further carrying out of the provisions of chapter two hundred and ninety-four of the laws of nineteen hundred and thirteen, the sum of forty thousand dollars; *provided,* that the sum of money above mentioned shall not be deducted from the moneys secured from railroad taxes and set aside for school purposes, but shall be paid out of the general treasury of this State.

Proviso.

2. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 161.

329-C-161
A-20-169

An Act authorizing cities in this State to lay out and open highways over and along non-navigable natural streams, to acquire lands therefor by purchase or condemnation, to improve the same when acquired, to assess the benefits conferred thereby, and to raise funds for such purposes by the issuance of bonds.

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

Highways along and over streams.

1. It shall be lawful for the body having control of streets and highways in any city in this State, by ordinance, to lay out and open streets or highways over and along non-navigable natural streams when in the judgment of such body the public good requires the same to be done, and to acquire lands and real estate and interests therein for that purpose.

329-1
A-20-169

Powers conferred.

2. The power to lay out and open streets and highways conferred by this act shall include the power to provide construction suitable for carrying the flow of the streams, and to support the roadway of such streets or highways, and to build all structures necessary to carry out the object of this act, as well as the power to establish grades, and grade, pave, curb, flag and otherwise improve such streets or highways. All such work shall be done substantially in accordance with plans and specifications therefor.

Plans and estimated cost prepared.

3. Before enacting any ordinance authorized by this act the body having control of streets and highways shall cause plans and specifications of the work to be done to be prepared, and an estimate of the probable cost thereof to be made, after which notice of its intention to pass such ordinance shall be given by publication for five days not less than twenty days before the introduction of such ordinance, in one or more news-

Notive given.

papers published and circulated in such city, or if no newspaper be published in such city, then in a newspaper published in the county wherein such city is situate, and circulating in such city; such notice shall include a brief description of said plans and a statement of the estimated cost of the whole improvement. If any public improvement contemplates the taking and appropriating of any land and real estate owned by a person or persons not residents in such city, a copy of such notice shall be served on such nonresident owner or owners personally or by mailing the same to his or their post-office address, if known, at least ten days before the introduction of such ordinance or ordinances. Any notice, however, of intention so published shall be a good and sufficient notice of the intention of such body to cause the improvement to be made.

Notice to non-residents.

Acquiring land by condemnation.

4. Whenever the body having control of streets and highways cannot acquire the land or other property required for opening and laying out any street or highway by agreement with the owner, whether by reason of disagreement as to the price or the legal incapacity or absence of the owner, or his inability to convey valid title, or by reason of any other cause, it shall be lawful for such body to condemn and take such land or other property in the name and on behalf of the city, and the compensation to be made therefor shall be ascertained and paid or tendered 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)," approved March twentieth, one thousand nine hundred, and the supplements and amendments thereto.

Right of entry.

5. Any city proceeding under the provisions of this act may, by its officers, engineers, agents, servants and employees, enter at all times upon any lands or waters for the purpose of surveying and laying out the road of any street or highway authorized by this act, and do all necessary preliminary work, doing, however, no unnecessary injury or damage to private property.

Notice of intended assessment for benefits.

6. If in the judgment of the body having control of streets and highways, the completion of the improvement contemplated by this act is likely to benefit and increase the value of any lands and real estate in the vicinity thereof, said body shall apply to the board of commissioners of assessment of taxes of such city to estimate and assess such benefits and fix a time and place when and where such commissioners shall meet, which time shall not be less than twenty days from the date of such application. Notice of the time and place so fixed shall be given by the city clerk by publication for at least five days in one or more newspapers published and circulated in such city, or in the county where such city is situate, not less than ten days before the time fixed for such meeting, at which time and place such commissioners shall attend.

Hearing.

7. The said commissioners shall meet at the time and place fixed as aforesaid, and hear any persons in interest who may present themselves to be heard, and at such other times and places to which they may adjourn for that purpose. They shall have power to examine witnesses under oath, to be administered by any one of them, and to enter upon and view any premises that they may deem necessary, and to adjourn from time to time in their discretion. They shall use diligent efforts to ascertain the names of the owners of the lands and real estate benefited by the laying out and opening of any street or highway under the provisions of this act, and shall state the same in the report hereinafter mentioned; but the failure to ascertain the name of any such owner, or to state the same correctly, or the omission of any such name from the said report, shall not be deemed to invalidate said assessment nor to be a bar to the collection of the same.

Witnesses.

Names of owners ascertained.

Report map, survey, etc.

8. After having given opportunty as aforesaid for a public hearing of the persons in interest, and having viewed the premises likely in their judgment to be benefited by the improvement, the said commissioners shall make a report in writing of their estimates and assessments to the Circuit Court of the county in which such improvement is made, accompanied by a survey

and map prepared by the city surveyor or engineer, under their direction, showing the lots or parcels of land and real estate peculiarly benefited by such improvement. Such report shall state the cost of the whole work, including the cost of land, the portion, if any, assessed upon the city at large, and shall give the names, so far as ascertained, of the owners of the lots or parcels of land and real estate, and the amount of the assessment to each owner for each of such lots or parcels of land and real estate for such benefits, which assessments shall in each case be in proportion, as near as may be, to the advanage which each of such owners shall be deemed to have acquired by the laying out and opening of such street or highway and the improvement thereof. In case the costs and expenses of such improvement shall exceed the amount of said benefits, the excess thereof shall be paid by the city at large and raised by general tax. In no case shall any property or owner thereof be assessed beyond the amount of benefit actually derived from such improvement.

Bearing cost by city.

Notice of hearing objections.

9. Upon the coming in of any such report signed by such commissioners, or a majority of them, said court shall cause such notice to be given as it shall deem proper, of the time and place of hearing any objections that may be made to such assessments, and after hearing any matter that may be alleged against the same, said court shall confirm said report or shall refer the same to such commissioners for revision and correction, and in the event of a recommitment such commissioners shall return the same corrected and revised, or submit a new report to be made by them in the premises to said court, without unnecessary delay, and the same being so returned shall be confirmed or again referred by said court in the manner aforesaid, as right and justice shall require, and so from time to time until a report shall be made or returned in the premises which said court shall confirm; such report, when so confirmed, shall be final and conclusive, as well upon the city as upon the owners of any land and real estate affected thereby; and said court shall thereupon cause the clerk of said court

Revision.

Confirmed report final.

to transmit a certified copy of such report and the accompanying map to the officer of such city charged with the duty of collecting assessments for improvements.

Assessments a lien.

10. All assessments made under the provisions of this act shall be and remain a first lien upon the lands and real estate affected thereby (mortgages executed in good faith and recorded prior to the commencement of the improvement shall not be affected in anywise by this provision of the act) notwithstanding any error or omission in stating the names of the owner or owners of any lot or parcel of such land and real estate, to the same extent as taxes and assessments are now a lien under the general laws of this State; and shall bear the same rate of interest as other assessments for improvements made under the laws governing such cities, and shall be collected in the same manner as such assessments are now collected under such laws; and in case of the nonpayment of such assessments land and real estate assessed therefor may be sold in the same manner provided for the sale of lands for the nonpayment of assessments made under such laws.

Interest on assessments.

Meeting expenses.

11. The body having control of streets and highways may pay the expenses of any such improvement by the issue of temporary loan bonds or improvement certificates from time to time as land is acquired or as the work progresses, in such form as that body may prescribe; *provided,* that the amount of obligations of any such city for any work authorized by this act, issued and outstanding, shall not at any time exceed in the aggregate one per centum of the assessed value of all property listed for taxation in any such city. Such bonds or certificates shall bear interest at a rate not exceeding six per centum per annum, and shall be payable at the expiration of not more than three years from the date of their issue.

Proviso.

Rate and time of temporary bonds.

Use of moneys collected before maturity of bonds.

12. All moneys collected before the maturity of the temporary loan bonds or certificates issued under the authority of this act, for benefits assessed, shall be reserved exclusively for and applied to the redemption of said bonds or certificates at maturity, and bonds equal to the difference between the assessments so collected

and the aggregate amount of benefits assessed, including the amount assessed against the city at large, may be issued to take up and pay off such bonds or certificates.

Bond issue to take place of temporary loan.

13. To provide for the payment of the temporary loan bonds or certificates issued under the authority of this act the body having charge of the finances of such city shall have power from time to time to provide by resolution for the issuance and sale of bonds; such bonds shall be of such denomination, bearing such rate of interest not exceeding five per centum per annum, and payable at such places and at such times, not exceeding fifty years from their date, and be in such form and be executed in such manner as such board or body shall by resolution determine. They shall recite that they are issued pursuant to the authority of this act and of said resolution, and such recital shall be conclusive evidence of their validity and of the regularity of their issuance. The proceeds, including premiums, if any there be, resulting from the sale of such bonds, shall be appropriated or applied to the payment and discharge of any expenses or obligations theretofore or thereafter incurred in carrying out the work of improvement authorized by this act. The purchasers of such bonds shall not be required to inquire as to the necessity for the issuance thereof nor as to the application of the proceeds.

Rate.

Time.

Validity recited.

Use of proceeds.

Sinking fund.

14. Any body issuing bonds under the authority of this act shall provide for the payment of the interest on said bonds as it falls due, and for a sinking fund which it shall deem sufficient to redeem such bonds at maturity; *provided, however,* that in lieu of providing for a sinking fund as aforesaid such body may provide that any issue of bonds may mature in annual installments, as nearly equal in amount as conveniently may be, the first of which shall be payable not more than one year from the date of said bonds, and the last not more than fifty years from said date.

Proviso.

Definition.

15. The term "Board of Commissioners of Assessment of Taxes," as used in this act, shall be construed

to include the person or body charged with the duty of making assessments of taxes by whatever name known.

As to ordinances.

16. No ordinance passed under the authority of section one of this act shall go into effect before twenty days from the time of its final passage, and, if during said twenty 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 election, protesting against the passage of such ordinance be presented to the city clerk, such ordinance shall thereupon be suspended from going into operation, and it shall be the duty of the body, by which such ordinance was enacted, to reconsider the same, and unless it is entirely repealed, such body shall submit the ordinance to a vote of the electors of the city at the next general election, or at a special election to be called for that purpose; and such ordinance shall not go into effect or become operative unless a majority of the qualified electors voting on the same shall vote in favor thereof.

Protest.

Submission of ordinance to voters.

Referendum.

17. This act shall take effect immediately, but its provisions shall remain inoperative in any city of this State until the legal voters of such city have adopted its provisions at an election for members of the General Assembly.

Petition to have question submitted.

18. Whenever there shall be presented to the governing body of any city a petition signed by five per centum of the legal voters thereof, as shown by the returns of the last general election, requesting that the question of the adoption of the provisions of this act be submitted to the legal voters of such city, it shall be the duty of the city clerk to submit such question to such legal voters at the next general election, in the manner prescribed in and by an act entitled "An act to regulate elections" (Revision of 1898), approved April fourth, one thousand eight hundred and ninety-eight, and the amendments and supplements thereto.

Approved March 17, 1916.

CHAPTER 162.

An Act authorizing cities fronting upon tidewater in this State to establish municipal docks, warehouses and shipping and industrial facilities, and to operate or lease the same in whole or in part, and authorizing such cities to acquire the lands and other property, and to construct the buildings, wharves and other improvement necessary for the said purpose, and to raise the money therefor.

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

Cities may establish shipping facilities.

1. Any city fronting upon the tidewaters of this State is hereby authorized to establish docks, warehouses, shipping and industrial facilities in such city, and to construct, establish, maintain and operate, or to lease to lessees for a term of years, in whole or in part, public docks, wharves, piers, bulkheads, slips, basins, warehouses, industrial buildings and other structures, and shipping and transportation facilities, and for such purpose to use any available lands owned by such city, and to acquire such other lands and rights in lands and lands now or formerly under water as may be necessary for such purpose. Such city shall have power to acquire all the lands, lands under water, and all other property, easements and appurtenances necessary to carry out the purposes of this act by purchase or by condemnation. Said project shall be carried out in the manner hereinafter provided.

Acquire land, etc.

Resolution adopted.

2. It shall be lawful for the governing body of said city to pass a resolution declaring it to be in the interest of the said city that the said city should build or cause to be built the docks, warehouses, shipping and industrial facilities authorized by this act, and defining the boundaries of the land and lands under water intended to be utilized in carrying out said project.

Methods to be pursued.

After the passage of said resolution the said governing body is authorized to carry out the said project in either one of the two following methods. The first method is as follows:

First method.

Project carried out by city.

The said governing body after the passage of the aforesaid resolution may carry out said project after the same has been ratified by vote of the people as hereinafter mentioned, by acquiring by purchase or condemnation so much of the lands and lands under water included within said resolution which the city does not own, and may provide for the erection of the necessary docks, wharves, warehouses and other buildings by contract.

Work done by contract.

Said contracts where the expenditure is more than two thousand dollars shall be advertised in the same way as contracts for public buildings in said city are now required to be advertised, and shall be let to the lowest responsible bidder.

Control.

After the said improvements have been completed the said governing body shall have the exclusive right and control of the same, and shall have the charge and control of the building, rebuilding, repairing, maintaining, altering, strengthening, operating, leasing and protecting said property and every part thereof, and of the cleaning, dredging and deepening necessary in and about the same; and it is hereby invested with the exclusive government and regulation of all the property acquired or constructed pursuant to this act, and of all wharf property, wharves, piers, bulkheads and structures thereon and waters adjacent thereto, and of the basins, slips and docks, with the land under water, owned by the said municipality used or to be used for said purpose.

Operation and maintenance.

Such municipality shall have the power to operate and maintain the said property for the uses to which it is adapted, and to fix the rents to be paid for the use of all or any portion of the said property, or the said municipality may lease for a term of years the whole or any part of such property after the same has been constructed; *provided, however,* that no lands shall be acquired or contracts made or moneys expended for the carrying out of the said project, except for the purposes of preparing preliminary estimates of cost and plans of

May lease.

Proviso.

construction, until this act shall be approved by the vote of the people of said city as hereinafter provided.

Synopsis of plans and costs published.

It shall be the duty of the governing body of the city, when such plans and estimates have been prepared, to publish a description or synopsis of the same, with a statement of the estimated cost of the same, at least once a week for four weeks successively in all daily newspapers printed or published in the said city prior to the submission of the terms of this act to the voters of the city at any election as hereinafter provided.

Second method.

The second method of carrying out the said project shall be as follows: After the passage of the said resolution, the said governing body may contract with any person, firm or corporation, subject to ratification by the voters of said city as hereinafter provided, for the construction by such person, firm or corporation of the docks, wharves, slips, piers, warehouses, industrial buildings, railroad connections and other works necessary to carry out the said project upon the lands to be acquired for such purpose by and at the expense of the said city; said plant when completed to be paid for by the city and to be the property of the city, but when completed to be leased to the said person, firm or corporation for a term or terms of years therein to be stated for such consideration and upon such terms as shall be agreed upon between the said governing body and the said person, firm or corporation, and stated in said contract.

May contract for all work.

Plant be property of city but leased.

Procedure if second method decided on.

If the governing body shall decide to follow the second method of carrying out the said project the same shall be embodied in a contract as aforesaid, and the said contract shall be published at least once a week for four weeks successively in all of the daily newspapers printed and published in said city prior to the submission of this act to the people at the election as hereinafter provided. If such contract shall be made by said governing body of the city the same shall have no effect until this act is approved by the voters at a special election as hereinafter provided. If this act shall be approved at such an election, then such approval shall be the ratification of the said contract, and the same shall

become a binding one between the said city and the said contracting parties.

Canal property not to be taken.

3. That no property whatever of any company organized for the purpose of constructing or operating a canal in New Jersey nor of any lessee of any such company shall be liable to be taken under any proceedings in condemnation, by purchase, lease, agreement or otherwise, under the authority of this act, nor shall any such property of any such company or its lessee be purchased, occupied or used for the purposes or uses specified in this act; nor shall any land or land under water in which the State has any right, title or interest in reversion or the possession of which the State is entitled to receive or take at the expiration of any term of years be taken, used or occupied in any manner whatever under the authority of this act.

State's rights protected.

Connecting railways.

4. It shall be lawful for the city to make an arrangement with any railroad company for the construction of a connecting railway from the said docks, wharves and other structures, when completed, to any of the tracks of the said railroad company, and for that purpose to acquire lands and construct the necessary railroad facilities, subject, however, to the provisions of section three of this act.

Referendum.

5. After the said city has determined to proceed with the construction of the said improvements by either of the methods provided for in this act, the governing body of said city shall direct the city clerk to provide for the submission of this act to the voters of the city at the next general election, or at a special election to be called as hereinafter provided. If the governing body shall decide to submit this act to the voters at a general election the said municipal clerk shall on or before the first day of October preceding such general election, request the county clerk to cause to be printed upon the official ballots to be used in said city at said election, and the county clerk shall cause to be printed therein, the following words: Mark an × with black ink or pencil in the square at the left of the words which express your vote.

Proposition printed on ballots at general election.

	For municipal warehouse and terminal project provided for by Chapter of the Laws of 1916.
	Against municipal warehouse and terminal project provided for by Chapter of the Laws of1916.

The blank space shall be filled by the proper chapter number.

Voting.

Canvass by voting district.

Canvass by cty clerk.

Each voter shall mark his vote in the square upon said ballot with black ink or pencil. The board of registry and election shall canvass said votes and include a statement of the result of said canvass in the return of the results of the general election, which they are now required by law to make to the municipal clerk. The said municipal clerk shall canvass the returns thus filed with him and ascertain the total number of votes cast in the said city for, and the total number of votes cast against, the adoption of this act, and if the number of votes cast for the adoption of this act shall exceed the number of votes cast against the adoption of this act, this act shall go into effect in said city on the first day of January next thereafter ensuing.

Notice of special election.

If the governing body of said city shall decide to submit the adoption of this act to the voters at a special election, the said city clerk shall forthwith call an election to be held on the day fixed by the said governing body, and shall cause public notice of the time and place of holding the same to be given by advertisement signed by himself and set up in at least twenty different places in such city and published in at least one newspaper printed and published in such city, and if no newspaper is printed or published in such city, then in a newspaper circulated therein, for at least six days previous to the time of such election; and said city clerk shall provide ballots for each voter at such election to be printed upon plain, substantial white paper, which shall contain these

words: Mark an × mark with black ink or pencil in the square at the left of the words which express your vote.

	For municipal warehouse and terminal project provided for by Chapter of the Laws of 1916.
	Against municipal warehouse and terminal project provided for by Chapter of the Laws of 1916.

The blank space shall be filled by the proper chapter number.

Such election shall be held at the usual places of holding the annual election in such city. The polls shall remain open during the usual hours, and every such election shall be conducted by the same election officers for the time being in the manner prescribed by law regulating elections, and such officers shall report to the city clerk of such city a true and correct statement in writing under their hands of the results of such election, and it shall be the duty of the city clerk to certify and report the same to the governing body of such city at its first meeting thereafter, and the same shall be entered at large in the minutes of said body. Whereupon, if it is found that the majority of the votes cast are in favor of the adoption of this act, this act shall in all respects become and be operative in such city, and binding upon the inhabitants thereof and upon all persons and property affected thereby. Election, how conducted. Result.

6. If this act is adopted by the city as herein provided, said city is then authorized to raise the money necessary for the carrying out of the said project by issuing and selling the bonds of the said city in the amount necessary for the said purpose. Said bonds shall bear interest at not exceeding five per centum, and the city shall provide for a sinking fund sufficient to redeem said bonds at maturity, or provide for a serial issue of bonds so that a certain proportion of the said Bond issue. Rate. Sinking fund.

bonds shall fall due each year. Said bonds shall be sold at not less than par at public or private sale. It shall be lawful for the said city to provide in the principal of said bonds a sufficient sum of money to take care of the interest upon such bonds as it may be necessary to issue to provide for the interest during the time required for the construction of the said project, not exceeding three years, upon such number of the bonds as it may be necessary to issue for the purpose of acquiring the land and providing for the construction during said period of three years. It shall be the duty of the said governing body to raise by taxation such sum of money as is necessary to meet the interest and sinking fund upon the bonds issued in pursuance to this act, if the income from the said project shall not be sufficient to meet said interest requirements.

Provision for principal and interest.

Special city bonds.

7. The said governing body may also in lieu of issuing a general city bond to provide for the money necessary to establish the project herein authorized, in their discretion, issue a special city bond which shall be a first lien upon all of the property acquired with the proceeds of said bonds. If the special bonds are issued it shall be the duty of the city to pay towards the interest of said bonds all receipts received by the city from the said plant up to the amount thereof, and the city in that event shall not be obliged to put in the tax levy any deficiency which may be needed above such receipts to meet said interest charges, but the governing body of such city shall have the power in their discretion to raise by taxation or by a bond issue sufficient money to meet such deficiency.

Bonds not in debt limit.

8. Any bonds issued by virtue of this act shall not be included in ascertaining the debt limit as established by law in such city.

Act does not repeal existing acts.

9. This act shall not be construed as repealing any part of any other act now on the statute books of this State which gives to any city of this State similar powers to those conferred by this act.

Validty of act.

10. If any clause, provision or section of this act

shall be held unconstitutional by any court, the same shall not affect the validity of the remainder of the act.

11. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 163.

An Act relative to the reporting of automobile accidents.

343-C-163
R-21-496

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

Drivers to report certain accidents.

1. Every operator of a motor vehicle which for any reason is involved in an accident on any highway in this State, in which any person is injured, other than said operator or owner, or any property belonging to anyone other than the said operator or owner is damaged to the extent of ten dollars or more, shall forthwith report same in writing to the Commissioner of Motor Vehicles.

Penalty

383-2
A-21-157

2. For any violation of the provisions of this act the said commissioner may revoke or suspend the license of the operator.

3. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 164.

An Act to repeal an act entitled "An act concerning the militia of the State," approved May sixteenth, one thousand nine hundred and six.

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

Section 124 repealed.

1. Section one hundred and twenty-four of "An act concerning the militia of the State," approved May sixteenth, one thousand nine hundred and six, be and the same is hereby repealed.

2. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 165.

An Act to amend an act entitled "An act concerning the militia of the State," approved May sixteenth, one thousand nine hundred and six.

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

Section 33 amended.

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

Annual inspection.

33. The annual muster and inspection of the organizations of the National Guard and naval reserve, shall be made upon such days in each year as may be ordered by the Governor, at which inspection there shall be furnished by each commandant to the inspecting officer muster-rolls in triplicate of the company, which rolls shall have endorsed thereon a certificate of the com-

manding officer of the average number present at company drills and parades throughout the year, and which muster-rolls shall then be examined by the inspecting officer and by him certified; he shall also write upon the face of each muster-roll such comments and criticisms as he may deem advisable to make for the good of the command, and shall certify in writing to each complete roll. The officer or officers making these inspections shall be entitled to transportation and receive the same rate of pay according to their rank as is provided for similar service in the United States army for the number of days actually on duty while making said inspection.

Inspecting officer's pay.

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

Section 34 amended.

34. The Governor may order a special inspection of the organizations of the National Guard at such time and place as he may deem proper, and the returns thereof shall be made in the manner directed in orders or prescribed by the regulations then in force.

Special inspections.

3. Section fifty-eight of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Section 58 amended.

58. Officers composing general courts-martial and courts ordered by the Governor or brigade commander, also regimental and summary courts, shall receive from the State their actual traveling expenses in going to and returning from the place of trial or meeting, and the following sums for each day of attendance: The president, five dollars; the judge-advocate, five dollars; the members, five dollars; each witness, fifty cents and ten cents for every mile they necessarily travel; *provided,* that no more than four witnesses on the part of the State and four on the part of the offender shall be entitled to pay; fees for subpœnas and service of them shall be the same as in civil cases.

Compensation to members of courts.

Proviso.

Subpœnas.

4. Section 89 of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Section 89 amended.

Filling vancancies.

89. Whenever there is a vacancy in the office of brigadier-general, field or line officers of infantry, cavalry, field artillery, signal corps or naval reserve, notice shall be given of an election to fill such vacancies, as follows: For brigadier-general, by the Governor; for field officers of an organization attached to the brigade, by the brigade commander; for line officers (captain or lieutenant) of infantry or cavalry, by the regimental or squadron commander; for officers of the naval reserve, except commander, by the battalion commander; in all other cases, by the Governor.

Results of elections certified to Adjutant-General.

The officer designated to hold an election shall certify the results to the Adjutant-General. If an officer whose duty it is to hold an election is prevented by sickness or otherwise from presiding at such election, he may designate an officer to perform such duty, but shall certify the election himself.

Section 98 amended.

5. Section ninety-eight of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Removal from State voids commission.

98. If any officer remove out of the State, or be absent therefrom more than two months, without leave of absence, notice thereof shall be forwarded through the proper channel by his commanding officer to the Adjutant-General and his commission shall thereupon be declared void.

Section 99 amended.

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

Supernumeraries.

99. If the department, corps or command to which any officer belongs is disbanded, reduced or ceases to exist, such officer shall be placed on the unassigned list by the Adjutant-General; any officer on the unassigned or retired list is subject to military law and regulations, and may be detailed for duty at any time by the Governor.

Section 103 amended.

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

Dropping from roll.

103. An enlisted man who shall remove his residence from the State or to such distance from the armory of

his organization or enter into such employment as, in the judgment of the chief of any department or corps, or company, troop, battery, or naval reserve commander, will render it impracticable for him to perform his duties properly, or who after due diligence, cannot be found, or who shall be convicted of a felony, may be dropped from the rolls of the department, corps, company, battery, troop, or battalion of naval reserve, by order of the Governor; an enlisted man dropped from the rolls by reason of removal or character of employment, may be taken up at any time upon his return to the State or change in his employment, in his former organization or in any other organization upon the approval of the chief of the department or corps or commandant of the organization to which he formerly belonged, and men thus taken up shall receive credit for the time served before having been dropped.

Retaking dropped man.

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

Section 106 amended.

106. Each troop, battery or company not especially excused by the Governor will be required to participate in practice marches or go into camp of instruction at least five consecutive days, annually, under such regulations as the Governor may prescribe, and under such instructors as he may appoint.

Camps and practice marches.

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

Section 108 amended.

108. In case of any breach of the peace, tumult, riot or resistance to process of this State, or in the danger thereof in any city, town or county of the State, the Governor may, in his discretion, order a part or the whole of the National Guard into active service, and to that end may issue his order to such officer of the National Guard as he may think proper.

Riot duty.

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

Section 111 amended.

111. When any troop of cavalry, battery of artillery, or company of infantry, signal corps, or regiment shall

Causes for disbandment.

fall below the standard of numbers required by law, or shall be found guilty of mutinous conduct, or is detrimental to the service, the Governor may cause such organizations to be disbanded or consolidated with other commands.

Section 112 amended.

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

Transfers.

112. Transfers of enlisted men will be made for cogent reasons only, and will be effected as follows: Within a regiment of infantry or the squadron of cavalry, by the commanding officer; from one regiment to another within the brigade, by the brigade commander; in all other cases, by the Governor.

Section 114 amended.

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

Military board.

114. There shall be a board of officers to be known as the State Military Board, consist of the Adjutant-General, Quartermaster-General, the brigade commander, the commandants of the several regiments and the senior officer of the Naval Reserve; they shall from time to time prepare and submit rules and regulations, forms and precedents, for the use and government of the National Guard, which, upon the approval of the Governor, shall be published in orders by the Adjutant-General, and distributed to commissioned officers, from and after which publication they shall be binding upon the National Guard; the State Military Board shall be the armory board, with full charge of armories, and shall issue from time to time regulations for the control and use thereof.

Duties.

Armory board.

Section 115 amended.

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

Board of examiners.

115. The Governor shall prescribe in orders a system of examination for all candidates for appointment or promotion to commission below the rank of brigadier-general, and to appoint for that purpose a board, or boards, to be composed of officers not below the grade of major, to determine the fitness of the candidates for

such appointment or promotion; *provided,* that should any candidate fail to pass a satisfactory examination, and is reported by the board, or boards, as unfit for appointment or promotion, and the action of the board is approved by the Governor, the appointment or election to such office shall be declared void; *and provided,* that should any candidate fail in his physical examination, and be found incapacitated for service by reason of physical disability, he shall, if an officer, be placed on the retired list, and if an enlisted man, discharged on certificate of disability; *and provided, further,* that the Governor shall appoint three experienced officers, not below the rank of lieutenant-colonel, who shall constitute a board for the examination of all officers in commission in the National Guard, and may order before such board for examination as to physical ability, moral character, capacity, attainments, efficiency, and general fitness for the service, any officer in commission in the National Guard; the Governor may, on adverse report of the board, declare a vacancy, and place such officer upon the retired list; if any officer shall refuse to report himself, when directed, before the board, the Governor may, by order, declare his commission vacant and place such officer on the retired list.

Proviso.

Proviso.

Proviso.

Refusal to report may cause retirement.

14. Section one hundred and twenty-five of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Section 125 amended.

125. Officers composing the State Military Board, examining boards and other boards or commissions, now or hereafter ordered or created, shall receive from the State their actual traveling expenses in going to and returning from the place of sitting, and be paid five dollars for each day actually employed.

Pay when serving on board.

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

Repealer.

Approved March 17, 1916.

CHAPTER 166.

An amendment to a supplement to an act entitled "An act concerning townships (Revision of 1899), approved March twenty-fourth, one thousand eight hundred and ninety-nine," approved April second, one thousand nine hundred and eight.

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

Salary of township assessor.

1. The assessor of taxes, in any township having a population of more than one thousand shall hereafter be paid an annual salary of not less than two hundred dollars, and in any township having a population of more than two thousand, shall hereafter be paid an annual salary of not less than three hundred dollars, to be paid out of the treasury of the township.

2. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 167.

An Act relative to the government and management of hospitals for the insane owned by the State of New Jersey.

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

District patients.

1. The New Jersey State Hospital at Morris Plains and the New Jersey State Hospital at Trenton shall admit patients from their respective districts in this

Morris Plains district.

State. The counties of Union, Essex, Hudson, Morris,

Passaic, Sussex and Bergen shall continue to constitute the Morris Plains district. The counties of Atlantic, Cape May, Cumberland, Salem, Gloucester, Camden, Burlington, Mercer, Ocean, Monmouth, Hunterdon, Somerset, Middlesex and Warren shall continue to constitute the Trenton district. Trenton district.

2. The general management and control of the said hospitals shall, as heretofore, be vested in a board of managers, to be known and designated as "The Board of Managers of the New Jersey State Hospital at Trenton" and "The Board of Managers of the New Jersey State Hospital at Morris Plains," respectively; each of said board as at present constituted shall continue to have the exclusive management and control of the hospital for which they shall be apointed and shall consist of eight persons, no more than four of whom shall belong to the same political party, and they shall be residents of the district within which the hospital for which they are appointed shall be situate; they shall, when a vacancy occurs, be appointed by the Governor, by and with the advice and consent of the Senate, and shall respectively hold office for the term of five years, and until their successors are qualified; any vacancy occurring in either of said boards shall be filled for the unexpired term only; *provided, however,* that nothing in this act contained shall be construed to terminate, abridge or in any way affect the term of office of any member of existing boards of managers, but the members of such boards shall serve their respective terms of appointment. Two boards of managers. How boards constituted. Vacancies. Term. Proviso.

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3. It shall be the duty of the Commissioner of Charities and Corrections, or some officer representing the Department of Charities and Corrections, under the commissioner's direction, to visit twice each year, or oftener, if necessary, such hospitals and to inquire into their facilities, equipment, sanitary conditions, accommodations and manner of management, and it shall not be necessary for the boards of managers of such hospitals to visit the county hospitals for the insane as heretofore, but such duties shall devolve hereafter upon the Visitation by Commissioner of Charities. Inquiries at visit. Visiting county asylums.

Commissioner of Charities and Corrections as is otherwise provided by law.

Charge of State hospitals.

4. The board of managers shall continue to have the general direction and control of all the property and concerns of said State Hospitals not otherwise provided for by law, and shall continue to take charge of the general interests of said hospitals and see that the objects and designs thereof are carried into effect and everything done faithfully according to the requirements of the Legislature and the by-laws, rules and regulations of said hospitals.

Rules and regulations.

5. The said board of managers be and they are hereby authorized, empowered and directed, by and with the consent of the Governor in the manner hereinafter provided, to make, adopt and enforce rules and regulations providing for the arrangements to be made and the rate to be paid for the support, care and treatment of private patients at the said hospitals under their care and direction, and are authorized in their discretion, in accordance with such rules and regulations,

Claims for board.

to compromise any claim or claims due such board or committee for the support of any nonindigent patient, and a memorandum of such compromise and settlement shall be entered in the official minutes of such board or

Terms of admission.

committee. They are also empowered and directed to make, adopt and enforce rules and regulations fixing the conditions of admission of patients, and arrange-

Private patients.

ments for the support of private patients at the time of their admission and afterwards, subject to the laws in force at such time for the commitment of such patients, and when necessary the details of the condition of the discharge of any patient, or his or her temporary leave or absence on visit to relatives or guardians. The managers may authorize the medical directors to admit, under special agreements, whenever there are vacancies in said hospitals, such cases as may seek admission, in accordance with the rules and regulations, and as is otherwise provided by law.

Adoption of rules.

6. Each such rule and regulation, and each alteration or repeal of pre-existing rules or regulations

adopted under the next preceding section of this act, shall be submitted to the boards of managers, and if adopted by a majority of the whole number of such boards shall be recorded in a book of by-laws and rules to be kept for such purpose, which shall be signed by said boards of managers, or as many thereof as may have voted for or against such rule or regulation, and no alteration or repeal of pre-existing rules or regulations shall take effect until the record thereof, signed by such managers, shall be signed by the Governor and filed and recorded in the office of the Secretary of State, as herein provided, and such book shall be at all times open for inspection, on request, at the office of the medical director of such institution.

Record signed by Governor and filed with Secretary of State.

7. The by-laws prescribed or which may hereafter be prescribed by said managers, and authorized in section ten, shall be obligatory on all officers and agents of said hospitals, and such by-laws shall not be suspended, altered or repealed, except at a regular meeting of said board of managers, and by the consent of a majority of all the members of said boards. Such by-laws shall be recorded together in the book of rules provided for in section six, in the same manner as provided for the rules to be signed by said managers as therein provided, and be subject to the same certification and have the same admissibility in evidence. Such book shall be called "The book of by-laws and rules."

By-laws.

Title of book.

8. The boards of managers may take and hold in trust for the State, or any patient, any grant or devise of land, or any donation or bequest of money or other personality, to be applied to the maintenance of any inmate or inmates of said hospitals or the general use of said hospitals or any one of them.

Managers as trustees.

9. The hospitals for the insane owned by the State shall maintain, in accordance with the rules and by-laws of the institutions, training schools for nurses. Such course, which course shall be approved by the Commissioner of Charities and Corrections, shall consist of three years, six months of which time, or in addition thereto, must be spent by the nurse in training in a gen-

Training school for nurses.

Course.

eral hospital maintaining not less than twenty-two beds, in active use for patients, either before or after graduation, and such graduate shall be eligible for registration as registered nurses; *provided, however,* that nurses who have graduated from said training schools for nurses shall be considered properly qualified and eligible for registration as registered nurses.

Proviso.

By-laws; what to cover.

10. Said boards of managers are hereby authorized to establish such by-laws as they may deem necessary and expedient, or continue in force such by-laws as may now be in force, for the appointment of and regulating the appointment of the officers herein mentioned, and for the appointment and regulating the appointment of executive officers, assistants, attendants and employees (including a secretary for each of said boards of managers, and a treasurer or auditor of each of said hospitals), as said boards may determine to be necessary for such hospitals for fixing conditions for conducting in a proper manner the affairs and business of said hospitals, including the reception, care, treatment and maintenance of patients, and to ordain and enforce a suitable system of rules and regulations for the internal government thereof; and of the medical directors, assistant physicians and the wardens of said hospitals to be designated the resident officers of said hospitals, and the compensation of said resident officers and of the treasurers or auditors aforesaid, and of the secretary of said boards shall be fixed and determined by said boards, by and with the approval of the Governor, which compensation may include such necessary maintenance, if approved as aforesaid, shall be paid by the State Treasurer on the warrant of the Comptroller. Nothing herein contained shall be construed to require any change in the present status of such officers or officials or their compensation, except as in the discretion of said boards any change may be necessary as may be authorized by law.

Secretary of boards.

Changes in present boards.

Medical director.

11. The boards of managers shall have power, when necessary, and it is hereby declared to be their duty to appoint a medical director of and for each of said hos-

pitals when a vacancy occurs in such office, and so many assistant physicians for each of said hospitals as each board may deem necessary, all of whom shall be subject to the rules, regulations and by-laws prescribed from time to time by said boards of managers for the control and good government of such hospitals; *provided, nevertheless,* that the persons now acting as medical directors shall continue to perform the duties of said office under this act until removed or a successor is appointed by said boards of managers. Proviso.

Duties of medical directors.

12. The medical directors so appointed shall have charge, direction and control of all patients and of all persons engaged in the care of the patients in said hospitals, with the powers and subject to the rules, regulations and by-laws prescribed, or hereafter to be prescribed and established by the said managers, and they shall also make all contracts with all attendants, nurses and persons having to do exclusively with the medical department of the hospital; and they shall perform all such duties as shall be assigned to them by said managers; *provided,* they shall not assign to them any duty which does not relate to the care, management and treatment of patients, the direction and control of assistant physicians, nurses and attendants of patients. Proviso.

Warden.

13. The said managers are empowered, and it is hereby declared to be their duty, when a vacancy shall occur, to appoint a warden of each of said State Hospitals, each of whom shall be the general manager of the buildings, grounds and farms, with the furniture, fixtures and stocks thereto belonging, and shall perform such other duties as shall be assigned to them by said managers, subject to the by-laws, rules and regulations prescribed, or hereafter to be prescribed by said managers; and before entering upon the duties of their offices said wardens shall execute a bond to the State of New Jersey with sufficient sureties to be approved by said managers, in such penal sums not less than three thousand dollars, as said managers may from time to time require, conditioned that they shall and will faithfully perform the duties of their office, and pay over and account for all moneys, goods and chattels belong- Duties. Bond.

ing to said hospitals that shall come into their hands or custody, which bond shall be recorded in a book to be provided for that purpose and kept in the office of said wardens in said hospitals; and thereupon said bonds shall be filed in the office of the Secretary of State, and recorded in the same manner as the official bonds of other State officers; *provided, nevertheless,* that the persons now acting as wardens of said hospitals or either of them shall continue to perform the duties of said office of warden under this act until removed, or a successor is appointed by said boards of managers.

Proviso.

Warden's annual report.

14. It shall also be the duty of the said warden of the said State Hospitals annually to make an approximate report and detailed statement in writing of the amount of money required for the support and maintenance of said hospitals, including all salaries and supplies of every kind for the next ensuing fiscal year, beginning on the first day of November of each year, and submit the same to the said managers on or before the third Thursday of November in each year. They shall annex the same to the annual report with such comments thereon as they may deem advisable.

Accountants.

15. It shall be the duty of said managers, in case of vacancies, to appoint for each of said hospitals an expert accountant or bookkeeper, and such assistant accountants and bookkeepers as may be necessary to keep full and accurate accounts of all business transactions in any way connected with said hospitals.

Storekeepers.

16. It shall be the duty of said managers to appoint a storekeeper, when a vacancy occurs, for each of said hospitals who shall receipt for and be charged with all supplies furnished to said hospitals, and take vouchers for all supplies by them distributed, and they shall perform such other duties as may be assigned to them by said managers, subject to such rules, regulations and by-laws as said managers may from time to time prescribe.

Exemption from jury and militia duty.

17. The resident officers of the said hospitals, and all attendants and assistants actually employed therein, during the time of such employment, shall be exempt from serving on juries, and in time of peace from all

service in the militia; and the certificate of the medical director or warden, for their respective departments, shall be evidence of the fact of such employment.

Records of managers.

18. The boards of managers shall keep, in bound books to be kept for that purpose, a fair and full record of all their doings, which shall be open at all times to the inspection of the Governor of the State, and all persons whom he or either house of the Legislature may appoint to examine the same.

Inspection.

19. The managers shall maintain an effective inspection of the said hospitals, for which purpose one of them, or more, shall visit each of them at least once in every week, two or more at least once in every month, a majority at least once in every three months, and the whole board once a year, at the time and in the manner prescribed in the by-laws; in a book to be kept for that purpose, the visiting manager or managers shall note the date of each visit, the condition of the patients, with remarks of commendation or censure, and all the managers present shall sign the same; the general results of these inspections, with suitable hints, shall be inserted in an annual report detailing the past year's operations and actual state of the hospitals, which the managers shall make to the Governor on or before the fifteenth day of December in each year, to be by him presented to the Legislature accompanied with an annual report of the medical director, warden and treasurer.

Record of visits.

Results of inspection reported to Governor.

Admission to every part of hospital.

20. It shall be the duty of the resident officers to admit any of the managers into every part of the said hospitals, and to exhibit to him or them, on demand, all books, papers, accounts and writings belonging to the institution or pertaining to its business management, discipline or government; also to furnish copies, abstracts and reports, whenever required by the managers.

Treasurer.

21. The respective treasurers, or auditors, of the State Hospitals shall have the custody of all moneys, except as otherwise by law provided, due to the said hospitals from the several counties of the State, and from the State Treasurer, for the management, government and support of the institution, all bonds, notes,

mortgages and obligations belonging thereto, including donations held in trust for the State or for any patient, by the boards of managers, as in section eight hereof provided. They shall carry as heretofore and open accounts when necessary at one or more banks, to be designated by the managers, in the name of the hospital, and shall deposit therein all such moneys, in the name of the hospitals, receivable from any source, immediately upon receipt thereof, and from the moneys so received and deposited shall draw from the same only for the use of the hospitals, or to the Treasurer of the State of New Jersey, in the manner provided by an act entitled "An act regulating the receipt and disbursement of State moneys in certain cases," approved October thirty-first, one thousand nine hundred and seven, its supplements and amendments, or any law or laws substituted therefor, and in the manner prescribed by the by-laws, not otherwise provided for by law, except that donations for specific purposes held in trust, as hereinbefore authorized, shall remain in the custody of the treasurer or auditor under the direction of the board of managers for the purpose of fulfilling such trust. The said boards of managers shall cause to be kept full and accurate accounts of receipts and payments, in the manner directed by the by-laws, and such other accounts as the managers may prescribe, not otherwise provided for by law, and they shall balance all accounts on their books, annually, on the last day of October, and make a statement of the balance thereon, and an abstract of all the receipts and payments of the past year, including such trust funds, which statement of the receipts and balance and trust funds shall be certified to by an auditing committee of the managers, authorized and directed to certify the correctness thereof. The said treasurers or auditors shall further render a quarterly statement of their receipts and payments, for the quarter ending on the last day of the month preceding each quarterly meeting of the managers to the auditing committee, who shall certify the accuracy thereof, and report the result thereof, duly certified, to the managers who shall cause the same to be recorded in one of the books of the

Accounts.

Receipts and expenditures.

Balances.

Quarterly statements.

hospital, and they shall further render an account of the state of their books and other property in their custody whenever required so to do by the managers.

Managers vested with powers of overseers of the poor.

22. The said boards of managers shall be vested with the same powers, rights and authority which are now given by law to the overseers of the poor in any township or city of the State, so far as may be necessary for the indemnity and benefit of said hospitals, or any of them, and for the purpose of compelling a relative, or committee or guardian to defray the expense of a patient's support in the hospitals, and reimburse actual disbursements for his necessary clothing and traveling expenses according to the by-laws or rules of the institution, also for the purpose of coercing the payment of similar charges, when due from any county that is liable for the support of any patient in said hospitals, and suit may be instituted in the courts of this State by the said boards of managers in the name of the State of New Jersey for the use of such hospitals, for the purpose of collecting by proper proceedings any sums due for the support of any patient or patients from those chargable for such support by this or any other law, or by contract, and the minimum rate provided by the rules and regulations, fixing a minimum rate to be paid by private patients, or for a patient not committed as indigent in any such institution, shall be held and determined to be the amount for which such persons or person, guardian, committee or trustee, shall be held to be liable as the necessary sums advanced for the support of such patient, as under an implied contract, under the common law rule, in the absence of any express agreement fixing the terms for the care, support and maintenance of any such patient.

Rate for patients.

Recovery of moneys.

23. The boards of managers shall have authority to recover in the name of the payee or obligee for the use of said hospitals any and all sums which may be due upon any note or bond in their hands belonging thereto; also, any and all sums which may be charged and due, according to the rules or by-laws for the support of any patient therein, or who may have been

therein, or for actual disbursements made in his behalf for necessary clothing and traveling expenses in an action to be brought by the warden having charge of the business management of any such hospital, in the name of the State of New Jersey for the use of such hospital, under the direction of the boards of managers, in accordance with the rules and regulations or by-laws of such boards, and such suit may be instituted and maintained not only against the individual estate, guardian, committee or trustee, liable as provided herein, but against the individual county liable for the maintenance of any such patient having neglected to pay the same when demanded by the treasurer, or auditor, or warden of said hospital, and such suit shall be instituted as aforesaid in any competent court of this State or any other State for the recovery of sums due, or hereafter to become due, to the State of New Jersey, for the use of the said hospitals.

Institution of suits.

Liability for maintenance.

24. Every insane person confined in any institution for the care and treatment of the insane in this State shall be personally liable for his maintenance therein and for all the necessary expenses incurred by said institution in his behalf. An action at law for the recovery of any sum due under this section shall be brought in the manner provided in the practice act in force at the time of the bringing of the action, and the trustee, guardian or relative or husband or wife who would have been bound by law to support him or as otherwise provided by law shall be liable to pay the expense of his clothing and maintenance in said institution and the actual and necessary expenses to and from the institution. Such necessary charges incurred in his behalf in the absence of special charges for unusual care and attention or clothing shall be limited to the minimum rate for private patients, as provided in the rules and regulations of the boards of managers. The said boards may also, upon the receipt of the amount due upon any mortgage belonging to said hospitals, execute and acknowledge, or cause to be executed and acknowledged, a release thereof so that the same may be discharged of record.

Action to recover amount due.

Number of patients per county.

25. Each county entitled to send patients to said hospitals, under said rules and regulations, may at all times keep such number of patients, in just proportion with other counties, as such hospitals can accommodate, which proportions shall be regulated by the managers; if any one or more of the counties shall not send their full proportion, the vacancies may be allotted by the managers to other counties so entitled having patients whom they may desire to send. The officers of any county or other municipality sending patients to said hospitals shall, before sending such patients, see that they are in a state of perfect body cleanliness, suitably clothed and provided with suitable changes of raiment, as prescribed in the by-laws.

Duties of managers.

26. The respective wardens of said State Hospitals shall, under the direction of the board of managers, pursuant to the rules, by-laws and regulations established by said managers, make all purchases for said hospitals and preserve the original receipts given on payment thereof, and keep full and accurate accounts of the same and copies of all orders drawn by them upon the treasurer or auditor; they shall also in like manner make contracts with all attendants, assistants and employees having to do with the business department of the hospital, and keep and settle the accounts of all the attendants, assistants and employees; they shall also keep and render to the proper parties the accounts for the support of patients and expenses incurred in their behalf; they shall make quarterly abstracts of their accounts at the times and in the manner to be indicated in the rules, regulations and by-laws for the proper treasurer or auditor and the manager; they shall also be accountable for the proper treasurer or auditor of the State Hospitals and the managers; they shall also be accountable for the careful keeping and economical use of all furniture, stores and other articles provided for said hospitals, and shall annually at the time and manner provided by the rules and regulations or by-laws, make out and furnish the managers with a true and perfect inventory, verified by oath, of all the personal

Accounts.

Accountability.

property belonging to the hospitals and in and about the premises, with an appraisal thereof, made under oath or affirmation by the warden and two suitable persons whom the managers shall appoint for that purpose.

Monthly statement rendered freeholders.

27. It shall be the duty of the warden of the respective State Hospitals for the Insane in this State at which patients are supported at the expense of any county of this State, to make out, under oath, and send to the clerk of the board of chosen freeholders of each and every county supporting patients at said hospitals, at least three days before the day for the meeting of the board of freeholders, at which the monthly bill of said hospitals shall be presented, a regular monthly statement, giving the names of all patients supported at said hospitals at the expense of the county for which said statement is made, which statement shall also contain the dates of the admission of the respective patients; the township from which they came; the dates of the discharge of any one who has been discharged, the dates of the death of any who have died, and the dates between which any have been away from said hospitals on a visit or otherwise during said month.

Payments on account of indigent patients.

28. The price to be paid for keeping any person in indigent circumstances in any hospital now or hereafter owned by the State, except as otherwise provided by law, exclusive of clothing, shall be paid to such State Hospitals out of the State funds as herein provided. In

State patients.

case of State patients in such State Hospitals there shall be paid by the State Treasurer on the warrant of the Comptroller of the Treasury, four dollars and fifty cents per capita per week; such clothing of such patients chargeable solely to the State, supplied to them by the boards of managers, shall also be paid out of the State treasury on the warrant of the Comptroller of the Treasury, on the submission of the vouchers therefor by the

County patients.

management of said institutions. In the case of indigent patients chargeable to the counties, in such State Hospitals, two dollars and fifty cents per capita shall be paid

Monthly payments.

in like manner. Such payments shall be made monthly to the treasurers or auditors of such hospitals. State

patients in said hospitals are those having no legal settlement in any county in this State, or are chargeable to the State temporarily or until deported or removed from the State, or discharged or released and not chargeable to any county. The sum of two dollars per week for each county indigent patient confined in any county hospital for the insane established by the board of chosen freeholders of such county, shall be paid from the State treasury in the same manner as aforesaid to such board of chosen freeholders upon a statement furnished by such board giving the name and number of such county indigent patients who may have been thus supported in said hospitals during the preceding month computing from the first of November. Each county shall pay to the treasurer or auditor of said State Hospitals for each patient confined in any State Hospital, having a legal settlement in such county chargeable for the support of such patient the sum of two dollars per week per capita. Any county which may have failed to present a claim for maintaining such patient at quarterly intervals, as herein provided, shall not be prejudiced by such delay in presenting such claim. The board of chosen freeholders of any county in which a county hospital for the insane shall have been, or shall hereafter be established, shall not be chargeable with the support in said hospital of any insane person, unless such person has, or shall have, a legal settlement in said county as fixed for insane persons in the act for the commitment of the insane in force at the time or as otherwise provided by law. The price to be paid for the keep and support of the convict and criminal insane in said State Hospitals shall be at the rate of five dollars per week per capita to be paid by the State in the case of State patients out of the State treasury, and in the case of county patients the sum of five dollars per week in the following proportion per week per capita, the sum of three dollars per week per capita out of the State treasury, and the sum of two dollars per week per capita shall be paid by the board of chosen freeholders of the county in which such patient or patients are found to have a legal

Patients in county asylums.

Payment on account of county patients in State hospital.

Payments on account of criminal insane.

Fiscal quarter and year.

settlement. The last quarter of the fiscal year ending October thirty-first, nineteen hundred and sixteen, shall be so proportioned that a new quarter may be commenced on November first, nineteen hundred and sixteen, as in this section provided for the purposes herein specified.

Expense of clothing and maintenance.

29. The expense of clothing and maintenance in any said hospitals of a patient who has been received upon the order of any court or judge as an indigent patient, or shall be committed to such hospitals pending the making of said order, shall be paid by county in which he is found to have a legal settlement. The county collector of said county is authorized and directed to pay to the treasurer or auditor of such hospital, in case the person had a settlement in a county other than that in which he is confined, the bills for such clothing and maintenance, as they become due and payable, according to the by-laws thereof, upon the order of the warden, and the chosen freeholders of the said county shall annually levy and raise the amount of such bills, and such further sum as will probably cover all similar bills for one year in advance; said county, however, shall have the right to require every individual or municipality that is legally liable for the support of any patient to reimbuse the amount of said bills, with interest, from the day of paying the same.

Settlement with county collector.

Reimbursements.

Private patients.

30. The said boards of managers may, in their discretion or as otherwise required by law, receive insane persons at the said hospitals, respectively, for pay, under such regulations as they may prescribe by contract, and any payments therefor shall be paid over to the State Treasurer as otherwise provided by law, and in such case the boards of managers are authorized in their discretion to require a bond in the penal sum as required by the rules or by-laws, conditioned for the care, treatment, clothing and support of such private patient to the extent of the sum contracted for; *provided, however,* that in case of failure of the obligor to fulfill the contract or comply with the conditions of said bond, the medical director of said institution, in accordance with the rules and regulations of the boards of

Proviso.

managers and at the expense of the hospital if necessary, may return the said insane person to the care of such trustee, committee, guardian or relative, as is made chargeable as provided in this act for his support, but such return of the patient as herein provided shall not be construed to be a release of said obligor so contracting for the liability already incurred. The return of such insane patient as herein provided may be made by the said medical director, as aforesaid, at any time after the amount due for the maintenance of such patient shall have accrued and been due and in arrears for three months, in accordance with said rules and regulations governing said institution; *provided, however,* that all such arrangements under the by-laws and rules of such hospitals shall be subject to such provisions as otherwise may be required by any law or laws of this State, and this section shall not be construed to affect the requirements of any law in force at such time providing for the commitment of patients to such hospitals.

Return of patient.

Proviso.

31. Every county or municipality paying for the support of a patient in either of said hospitals, or for his expenses in going to or from the same, shall have the like rights and remedies to recover the amounts of such payments, with interest from the time of paying such bills, as if such expenses had been incurred for the support of the same, at other places under existing laws.

Recovery of amount of payments.

32. None of the provisions of this act shall restrain or abridge the power and authority of the Court of Chancery over the persons and property of the insane.

Rights of Court of Chancery not impaired.

33. A patient of a criminal class may be discharged by order of one of the justices of the Supreme Court, as otherwise authorized by law, if, upon due investigation, it shall appear safe, legal and right to make such order.

Discharge of criminal insane.

34. No patient shall be discharged without suitable clothing, and if it cannot be otherwise obtained, the warden shall, upon the order of two managers, furnish it; also money, not exceeding ten dollars, to defray his necessary expenses until he reaches home.

Clothing and funds on discharge.

Expenses of managers defrayed.

35. Said boards of managers shall receive their actual traveling expenses, to be paid by the State Treasurer, on the warrant of the Comptroller, on the rendering of their accounts; no court, judge, clerk or other officer shall receive any compensation for any services performed under this act.

Cash purchases.

36. All purchases for the use of said hospital shall be made for cash and not on credit or time.

Defining words.

37. The terms "lunatic" and "insane" as used in this act, denoting the singular number, is to include one or many; and every word, importing the masculine gender only, may extend to and include females.

Act how construed.

38. The provisions in this act which are re-enactments shall be construed as being continued in force. All provisions of prior enactments obviously omitted by this revision shall be construed to be repealed. All provisions otherwise in force at the time of the passage of this act shall not be construed to be repealed by this act unless inconsistent herewith, and this act shall be construed in conjunction and in harmony with all existing acts providing for the incorporation, management and conducting of and commitment to all the institutions for the insane in this State.

Validity of act.

39. If this act shall be found to be invalid or unconstitutional in any respect or part, that part shall be exscinded and the remainder if severable shall remain in full force and effect.

Acts repealed.

40. An act entitled "An act relative to the government and management of insane asylums or hospitals owned by the State of New Jersey," approved March eleventh, one thousand eight hundred and ninety-three, and the supplements and amendments thereto, and an act entitled "An act creating asylum districts in this State and providing for the appointment of boards of managers for the State Hospitals for the Insane at Trenton and Morris Plains," approved May eighteenth, one thousand eight hundred and ninety-seven, are hereby repealed on the taking effect of this act, but the repealing of these acts shall not be construed to revive any act or acts; *provided, however,* that this repealer shall not affect the supplements to the act approved March

Proviso.

eleventh, one thousand eight hundred and ninety-three, which is chapter 178 of the laws of 1910, approved April ninth, one thousand nine hundred and ten.

Approved March 17, 1916.

CHAPTER 168.

An Act to amend an act entitled "An act to cede to the mayor and common council of Jersey City certain lands of the State now and heretofore under the tidewaters of Communipaw bay, and to establish tide-water basin adjacent thereto," approved April second, eighteen hundred and seventy-two.

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

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

2. The said mayor and aldermen, by their appropriate board, shall have full control and regulation of the basin and wharves and land conveyed to them; and they shall be and are hereby required to improve the same with all convenient dispatch. City to control and improve wharves.

2. Section four of said act be and the same hereby is amended so as to read as follows: Section 4 amended.

4. The said city may fill up, reclaim and make wharves upon said lands, and may charge dockage and wharfage for the use of said basin and wharves; *provided,* said charges are reasonable, or they may lease the whole or any part of the said lands for a term of years, to be improved in the manner prescribed in this section. Build wharves and charge dockage. Proviso.

3. Section five of said act be and the same hereby is amended so as to read as follows: Section 5 amended.

Tide-water basin.

5. There shall be established adjacent to the lands hereinbefore described and granted a tide-water basin, embracing all that tract of land under water described

Boundaries.

as follows: Commencing at a point on the easterly line of Warren street, if produced southerly, distant eighteen hundred feet southerly from the southerly line of Grand street, Jersey City, which point is at the southwesterly corner of the grant made to the Morris Canal and Banking Company; and from thence running westerly and parallel with Grand street twenty-eight hundred feet; thence northerly at right angles with Grand street five hundred feet; thence easterly and parallel with Grand street twenty-eight hundred feet, to the easterly line of Warren street; thence southerly along said easterly line of Warren street extended southerly five hundred feet to the place of beginning; that the above tide-water basin in this act described shall be and remain and the same is hereby dedicated as and for a

Owners may charge dockage.

tide-water basin; and owners of any land which shall adjoin the said tide-water basin, their successors, heirs and assigns, may charge wharfage, dockage and other charges incident to the use of wharves; and it is hereby declared that this provision shall have the effect of a contract, so that the said tide-water basin shall be and remain such forever; but so that the said tide-water basin shall be dredged and kept in order without expense

Proviso.

to the State; *provided, however*, the said tide-water basin, upon the application of the owners of all the lands abutting thereon, may be reduced or enlarged in area by the Board of Commerce and Navigation of this State, and said owners of lands adjoining and abutting upon said tide-water basin are hereby authorized to fill up and reclaim the same to such extent as the Board of Commerce and Navigation may, in writing, confirm, and said Board of Commerce and Navigation is hereby authorized and empowered, upon the payment of an adequate consideration therefor, to grant to the owners of lands adjoining and abutting upon said tide-water basin the State's rights in any portion of said tide-

Proviso.

water basin so filled up or reclaimed; *provided, further,*

that no reclamation by any person of said lands and no grant thereof by the Board of Commerce and Navigation shall be valid unless all of the owners of said lands fronting or abutting on said basin shall consent in writing thereto.

As to constitutionality of act.

4. This act shall take effect immediately, and if any proviso, clause or section of this act shall be attacked in any court and shall be declared invalid or unconstitutional, the rest of this act shall stand and the unconstitutional part shall be exscinded from this act.

Approved March 17, 1916.

CHAPTER 169.

A Supplement to an act entitled "An act to enable cities to build main sewers in certain districts, and to acquire private lands for that purpose," approved March twenty-fourth, one thousand eight hundred and eighty-five.

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

Exchange of lands in order to change course of sewer.

1. Whenever any sewer has been or shall hereafter be constructed under the provisions of the act to which this is a supplement, and for the purpose of such construction any land or some easement, right or estate therein has been nor shall hereafter be acquired in order to reach tidewater, and in the judgment of the governing body of the city in which such sewer has been or shall hereafter be constructed it has become or shall hereafter become desirable to change the course of such sewer as it approaches and empties into tidewater to another course and outlet into tidewater, it shall and may be lawful for such governing body to enter into a contract, whereby the land, or the easement, right or estate therein, which has been acquired or shall hereafter be acquired for the construction of such sewer, shall, so far as necessary for the purpose of such change

of course and outlet, be exchanged for land of such width as is necessary for the purpose, or for an easement, right or estate therein, on such terms and conditions as may be agreed upon by and between such governing body and the other contracting party. For that purpose authority is hereby given for the execution and delivery and acceptance of proper deeds for the effectuation of such exchange.

Deeds.

Reversion of lands.

2. If in the construction of such sewer on its changed course or any extension thereof it shall be necessary to cross any lands of the State under water for the purpose of obtaining an outlet, it shall be lawful to take and use such lands for that purpose, and any lands of the State under water that have been or shall hereafter be taken and used in the construction of the original sewer shall, upon the construction of such sewer on its changed course, revert to the State, or in case there has been or shall hereafter be a grant of such lands to the riparian owner subject to the easement of the sewer, such easement shall cease and determine and the title under such grant shall become absolute.

Provision for costs.

3. The contract herein authorized shall provide as to how the cost of the construction of the sewer on its changed course to the new outlet shall be borne as between the city and the owner or owners of the land, easement, right or estate taken in exchange, and whatever cost it is agreed shall be borne by the city on the exchange or in the construction of the sewer on its changed course shall be and hereby is imposed on the city at large to be paid by general tax included in the next tax levy after the making of such agreement, or the city may issue the bonds to the amount necessary to pay the same, which bonds shall be of such denominations, terms and conditions, and bear such rate of interest, not to exceed six per centum per annum, as shall be determined by the legal body of such city having charge of the finances thereof, and shall be executed under the common seal of the city and the signature of the mayor and other proper officers thereof.

Bond issue.

Rate.

4. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 170.

An Act to amend an act entitled "An act authorizing the acquisition and maintaining by the State of New Jersey, in conjunction with the State of Pennsylvania, of toll bridges across the Delaware river, and providing for free travel across the same," approved April first, one thousand nine hundred and twelve.

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

Section 1 amended.

1. Section one (1) of an act entitled "An act authorizing the acquisition and maintaining by the State of New Jersey, in conjunction with the State of Pennsylvania, of toll bridges across the Delaware river, and providing for free travel across the same," is hereby amended to read as follows:

Commission on free bridges across Delaware river.

1. Three persons shall be appointed by the Governor to be constituted a commission together with a like board or commission from the State of Pennsylvania to acquire the rights, franchises and property of the several bridge companies owning and operating toll bridges across said Delaware river between the State of New Jersey and the State of Pennsylvania, except such as are or shall be used exclusively for railway or railroad purposes, such acquisition to be either by purchase or to be had and effected by the State of New Jersey under and by virtue of its rights of eminent domain as set forth in sections two and three of this act. The State of New Jersey to pay one-half of the cost of said properties and one-half the cost of acquiring the same, the other half to be paid by the State of Pennsylvania. *Provided, however,* that the said cost shall not include any allowance for the value of the franchise or right to operate any such bridge.

Proportionate cost.

Proviso.

2. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 171.

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 commissons 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.

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

May construct building 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 exhibitions, 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

May lease property.

Bond issue.

necessary for such purposes, provided that the bonds issued for the above purposes shall not be included in the debt limit of such city to the extent that the income from such enterprise shall carry the interest falling due upon the bonds and the sinkng fund provided for their payment. Not included in debt limit.

2. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 172.

An Act to provide for an official roster of, and method of exemplifying, the official signatures of chief executive officers and clerks of the various municipalities in this State.

WHEREAS, The official signature of the mayor or other chief executive officer of the several municipalities of this State, as well as the signatures of the municipal clerks thereof, properly authenticated, are frequently required to prove official documents and transcripts of the same; and Preamble.

WHEREAS, No provision for such authentication is now provided by law; therefore, Preamble.

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

1. It shall be the duty of every mayor or other chief executive officer of the several municipalities of this State, now in office, together with the clerks of said municipalities, and all of said officers hereafter elected or appointed in any of the several municipalities of this State, to file with the Secretary of State, at Trenton, copies of their personal signatures, an impression of the seal of said municipalities, term of office and date of expiration of same. Mayor and clerk of municipalities to file signatures, seal, etc., with Secretary of State.

2. Immediately after the approval of this act, the Details of requirements.

Secretary of State shall cause to be printed blank forms for the signatures of such officers, the impression of such municipal seals, term of office and date of expiration of same, and forward such blank forms to the officers mentioned in this act.

Duty of mayor and clerk.

3. Immediately upon receipt of said blanks, it shall be the duty of said mayors or other chief executive officers and municipal clerks, to forthwith fill in such blank forms, in the manner herein provided, and return the same to the Secretary of State, who shall file said blank forms in his office as a matter of record.

Repealer.

4. 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 17, 1916.

CHAPTER 173.

A Further Supplement to an act entitled "A general act relating to boroughs" (Revision of 1897), approved April twenty-fourth, one thousand eight hundred and ninety-seven.

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

Improvement of streets.

1. When a street or highway in any borough is to be improved at the sole or partial expense of the borough, and the borough claims that the owner, lessee or operator of any street railway having its tracks located and in use on such street or highway, by the terms of any contract, agreement, ordinance or franchise, is obliged to make such improvement, or any part thereof, or is liable to pay the whole or any portion of the expense of such improvement, and such owner, lessee or operator for any reason refuses to undertake the work of such improvement, or pay the whole or its proportion-

If street railway company fails to do its part.

ate share of the cost thereof, the governing body of such borough, pending the determination of litigation to ascertain the duty, obligation or responsibility of the owner, lessee or operator of such street railway in regard to the said improvement, or cost thereof, shall have power, by resolution, to borrow money from time to time as may be necessary, upon note or otherwise, to pay the expense of such improvement; *provided, however,* that all moneys received thereafter from the owner, lessee or operator of such street railway, as the result of litigation or otherwise, shall be applied toward the liquidation of any indebtedness incurred by note or otherwise for said improvement; *and provided, further,* that if for any reason the borough shall not receive, as the result of litigation, sufficient money to pay the cost of such improvement, or any indebtedness which may be incurred therefor, bonds of said borough, to pay the whole or any part of the expense of such improvement, or any indebtedness which may be incurred therefor, may be issued in accordance with the terms or provisions of any law now existing or which may be hereafter passed providing for the issue of bonds for any municipal purpose.

Proviso.

Proviso.

2. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 174.

A Supplement to an act entitled "An act providing for the formation, establishment and government of towns," approved March seventh, one thousand eight hundred and ninety-five.

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

1. In all towns formed or established under the act to which this act is a supplement, or governed under the

Municipal warehouse, stables, sidings, etc.

provisions thereof, the council shall have power to acquire, either by condemnation or purchase, land or any interest therein for the unloading, shipment and storage of materials, apparatus and equipment for municipal uses, and to erect thereon suitable buildings, stables, storage tanks, railroad sidings and other equipment as may be necessary, provided that not more than twenty thousand dollars ($20,000) shall be expended for the acquirement of the land and the erection of such buildings and equipment.

Limit to expenditure.

Bond issue.

2. The council of any such town shall have power from time to time, by resolution, to borrow moneys upon certificates of indebtedness of such town, and to apply said moneys to the cost of acquiring any land or interest in land which shall be acquired under the authority of this act, and of erecting such buildings and equipment, and as soon as possible after the completion of such buildings and equipment the council shall issue bonds in an amount not exceeding the aggregate sum of such temporary evidence of indebtedness, and said temporary evidence of indebtedness shall be redeemed with the proceeds of said bonds. Said bonds shall be of such denomination as shall be determined upon by the council, shall be payable in practically equal annual installments, but in no event shall said bonds run for more than twenty years, shall bear interest at not more than five per centum per annum, and shall be sold at public sale for not less than par.

Time.

Rate.

3. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 175.

A Supplement to an act entitled "An act to provide for municipal plan and art commissions in the third class cities, fourth class cities, boroughs, towns, townships and incorporated villages of this State, and defining the powers of such commissions and limiting the powers of the local municipalities as to the matters properly acted upon by such commissions," approved April sixth, one thousand nine hundred and fifteen.

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

Prepare plans for systematic development of municipality.

1. When any municipal plan and art commission appointed under the terms of the act to which this is a supplement determines in its judgment that it is advisable and for the best interests of the city, borough or other municipality in which it is appointed, to prepare plans for the systematic and further development and betterment of such municipality, it shall then be the duty of such municipal plan and art commission to prepare such plans, and in doing so the said municipal plan and art commission may consider and investigate any subject matter tending to the development and betterment of such municipality and make such recommendations as it may deem advisable concerning its government and for any purpose make or cause to be made surveys, plans or maps. It shall have the power and authority to employ experts and clerks and to pay for their services, and to pay for such other expenses as such commission may lawfully incur under the powers hereby granted, including the necessary disbursements incurred by its members in the performance of their duties as members of said commission, provided such disbursements shall have been authorized by such commission; *and further provided,* that

Assistants.

Proviso.

the total amount so expended for all purposes in any one year shall not exceed the appropriation for such year as heretofore provided.

2. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 176.

An Act concerning deeds heretofore made by sheriffs and the estates taken and vested thereunder.

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

Validating certain deeds made by sheriff.

1. Any deed heretofore made, executed and delivered by any sheriff in pursuance of a sale made by him under and by virtue of a writ of fieri facias issued upon a decree of the Court of Chancery in this State for the foreclosure of a mortgage and a sale of the mortgaged premises therein described shall, as to the defendants against whom said decree was made, and all persons claiming under them, be held to have vested in the grantee or grantees in said deed named and his or their heirs and assigns as full and ample an estate in the lands described therein as was by the decree of said court ordered to be sold and conveyed, and as said sheriff was directed and commanded in and by such writ to sell and convey, notwithstanding the failure of such sheriff to use the word heirs in the premises and habendum clause of the deed so made and executed by him; *provided,* the requirements of the law in advertising and selling said lands were in all respects complied with.

Proviso.

2. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 177.

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 third, one thousand nine hundred and thirteen.

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

1. Section twenty-nine of the act to which this is an amendment be and the same hereby is amended so that it shall read as follows: Section 29 amended.

29. There shall be a State Board of Examiners, consisting of the Commissioner of Education, one assistant Commissioner of Education, the principals of the State Normal Schools, a county superintendent of schools and a city superintendent of schools. Said assistant Commissioner of Education, said county superintendent of schools and said city superintendent of schools shall be appointed by the State Board of Education. The county and city superintendents so appointed shall hold office for one year from date of their respective appointments as aforesaid. Each of the persons so appointed, except the assistant Commissioner of Education, shall receive for his services, in addition to traveling expenses, such compensation as may be fixed by the State Board of Education, not to exceed ten dollars for each meeting of said board of examiners. Said board shall hold examinations of teachers, grant State certificates to teach and revoke the same under rules and regulations prescribed by the State Board of Education. State board of examiners; how composed. Expenses. Duties.

2. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 178.

An Act authorizing the common council, commissioners or other governing body of any city or other municipality in this State to appropriate funds on account of or in full for the cost of a monument in honor of the veterans of the Civil War.

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

Appropriation to erect monument.

1. The common council, commissioners or other governing body of any city or other municipality in this State is authorized to appropriate such sum or sums of money as they shall deem advisable on account of or in full for the cost of the erection and construction of a monument, to be erected in any such city or other municipality, in honor of the veterans of the Civil War; and such appropriation may be in full for the cost of such monument, or a portion of the cost may be raised by public contributions and a portion by such appropriation. Such monument may be erected and constructed by a committee appointed by one or more posts of the Grand Army of the Republic in such county, or by the said governing body of said municipality or by the joint action of both.

Committee in charge.

2. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 179.

A Supplement to an act entitled "A general act relating to boroughs (Revision of 1897)," approved April twenty-fourth, one thousand eight hundred and ninety-seven.

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

Exhibition buildings.

1. The council or other governing body of any borough incorporated under or which has adopted an act entitled "A general act relating to boroughs (Revision, 1897)," shall have power, by ordinance or resolution, to appropriate money for the purpose of building any buildings, barns or other structures, for the purpose of conducting any poultry or any agricultural exhibition or contest, either upon lands owned by the borough or leased for this purpose or upon lands controlled, owned or leased by the State, for the purpose of conducting any such exhibition or contest; *provided,* that the sum so appropriated shall not exceed two thousand dollars in any one year.

Proviso.

Power to borrow money.

2. The council or other governing body shall have power to borrow money for the purpose expressed in paragraph one of this act or raise the money for such appropriation by any other means whatsoever.

3. This act shall take effect immediately.

Approved March 17, 1916

New Jersey State Library

CHAPTER 180.

An Act to annex a portion of the township of Delaware, in the county of Camden, to the borough of Haddonfield, in said county of Camden.

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

Part of township of Delaware annexed to Haddonfield.

1. All that portion of the township of Delaware, in the county of Camden (containing about fifty-two acres of land, be the same more or less) described as follows:

Boundaries of annexed portion.

Beginning at a point in the center line of a bridge over Coopers river, at Ellis street where said line intersects the easterly line of the borough of Haddonfield, thence (1) southeasterly along the northerly side of the Kresson road (formerly Milford road) one hundred and fifty feet to a point; thence (2) in a northeasterly direction and at a uniform distance of one hundred and fifty feet on the easterly side of a line, one rod from the line of the established high water mark, this being the line of the mill rights of the estate of the now or late J. B. Evans, and following the various courses and distances parallel to the lines of the said mill rights and thus continuing to a point in the north side of the Mill road; thence (3) westwardly along the said northerly line of said Mill road the various courses and distances thereof to a point where the said road intersects the line of the borough of Haddonfield; thence (4) along the said boundary line of the borough of Haddonfield; the various courses and distances to the place of beginning, be and the same is hereby annexed to the borough of Haddonfield in the said county of Camden, so that the same shall be hereafter a part of and within the territorial limits of the said borough of Haddonfield.

2. This act shall take effect immediately.

Approved March 17, 1916.

CHAPTER 181.

An Act to prevent deception in the distribution or sale of food in package form.

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

Net contents indicated.

1. No person shall distribute or sell, or have in his possession with intent to distribute or sell, any article of food in package form unless the net quantity of the contents be plainly and conspicuously marked on the outside of the package in terms of weight, measure or numerical count; *provided, however,* that reasonable variations and tolerances and exemptions as to small packages shall be permitted, and that the State Superintendent of Weights and Measures shall by order fix such tolerances and exemptions as to small packages as shall have been or may hereafter be fixed by the Secretary of the Treasury and the Secretary of Agriculture and the Secretary of Commerce and Labor of the United States of America, and such tolerances and exemptions shall be published at the end of the sessions laws of the Legislature next thereafter published after the making of said order, and such tolerances and exemptions as fixed in said order shall take effect when so published; *provided, further,* that if any such tolerance or exemption so adopted shall be changed by the three secretaries above named, it shall not continue in effect in this State after such change has become effective. Any such order may be prima facie proven in any court by the mere production of the volume of such laws containing the publication thereof.

Proviso.

Proviso.

Penalty for violation.

2. Any person, firm, copartnership or corporation violating any of the provisions of this act shall be liable to a penalty of one hundred dollars for each offense, to be recovered by the State Superintendent of Weights and Measures, or by the county or municipal superin-

tendent of weights and measures, in an action of debt; said penalty when recovered by the State Superintendent of Weights and Measures to be paid into the treasury of the State, and when recovered by the county or municipal superintendent of weights and measures, to be paid into the treasury of the municipality.

Act effective.

3. This act shall become effective on the first day of October, one thousand nine hundred and sixteen.

Approved March 18, 1916.

CHAPTER 182.

An Act to amend an act entitled "An act fixing fees for recording deeds, mortgages, bills of sale, chattel mortgages and all other documents when offered for record in the several recording offices in this State when the same are written, printed or typewritten in whole or in part," approved April sixth, nineteen hundred and fifteen.

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

Recording fees for deeds, mortgages, and other documents.

1. The several recording offices in this State shall charge for recording all deeds, mortgages, bills of sale, chattel mortgages and all other documents at the following rates:

a. When written in whole, ten cents per folio;

b. When written and printed or typewritten, in whole or in part with type of eight (8) point face and with not less than four (4) point space between the lines, or when written and printed or typewritten, in whole or in part, with type of more than eight (8) point face, ten cents per folio;

c. When printed or typewritten in whole or in part, with type of less than eight (8) point face, with less than four (4) point space between the lines, in broken

measure, tabular, schedule or figure work, twenty cents per folio.

2. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 183.

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

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

Transcript of proceedings, on appeal, filed with clerk of Supreme Court.

1. Whenever either party to any action in any District Court in this State, now pending either in such District Court, or on appeal, or in any action which shall be hereafter brought in any such District Court, shall have made application to the judge thereof for the appointment of a stenographer to transcribe the proceedings at the trial of the said action and take down the testimony therein, and the said judge shall have designated a stenographer to act as aforesaid in said action, at the expense of the party so applying, and an appeal shall have been taken from the judgment in said action, and the transcript of said proceedings and said testimony, made by said stenographer, shall have been certified by said judge as the state of the case to be used on the hearing of said appeal, the party so appealing shall file such state of the case with the Clerk of the Supreme Court on or before the opening day of the next term of said Supreme Court following the date of filing said appeal.

Repealer.

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

3. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 184.

A Supplement to an act entitled "An act regulating the courts having criminal jurisdiction and regulating the 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:*

Section 76 amended.

1. Section seventy-six of the act to which this act is a supplement is hereby amended to read as follows:

Struck jury list.

The court shall procure from the commissioners of jurors at least ten days prior to the commencement of each term of court held in said county a list of persons liable to jury duty having regard to the just distribution of jury service among those persons qualified therefor in the various wards and municipalities in said county with their occupation and place of abode, which list shall be designated respectfully "Struck jury list."

Number on list.

The number of persons named on the struck jury list shall at no time be less than four hundred in counties of the first classes and one hundred and sixty in counties of other classes.

Copies of lists certified.

The commissioners shall cause two copies to be made of each of the said lists and shall certify same under their hand as true and correct, and shall cause one copy of each to be filed in the office of the clerk of said county at least twenty-five days prior to the commencement of each term of the Circuit Court in their county, there to remain a public record.

List revised.

Said commissioners may from time to time before certifying such list revise, strike off and add thereto.

Names numbered; how ascertained.

Each name of the respective jury shall be numbered in consecutive order, said commissioners shall have access to and may copy the assessment rules and registry lists of the various municipalities and election districts of their county, and they, the said commissioners, may inquire into exemptions as now provided by law.

Struck jury in criminal cases.

When a rule for a struck jury shall be entered in a criminal case the county clerk shall present to said court in which the order for a struck jury is entered, the struck jury list for the term filed with said county clerk, and it shall be the duty of the jury commissioners to be in court at the same time and place and produce uniform pieces of metal with numbers stamped or impressed thereon in consecutive order to correspond with the numbers set on the names on each of the jury lists, and said commissioners shall hand the said pieces of metal to said court or judge, who shall examine the same and, if found correct, return them to said commissioners.

Drawing jury.

The commissioners shall thereupon deposit the pieces of metal numbered for struck jurors in one box. Immediately after the numbered pieces of metal have been so deposited, the box shall be shaken and the pieces of metal deposited therein thoroughly mixed together, and the commissioners or one of them shall forthwith, in the presence of said judge and the defendant or his attorney, proceed to draw singly from the struck jury box sixty pieces of metal, and the persons whose names are found to correspond with the numbers found on the pieces of metal so drawn shall be summoned to serve as struck jurors in and for said case in which the rule for a struck jury has been entered, and immediately after the drawing of the sixty names as aforesaid, the State and defendant shall have the right to strike off twelve names each from the list of sixty so drawn, and the names of the remaining thirty-six shall be certified by the court or judge as a true and accurate list of struck jurors qualified to try the issue between the State and the defendant.

Striking off names.

Jurors summoned.

The thirty-six jurors so certified shall be summoned for service according to law.

Service exemption.

Any person having served as a struck juror at a term of court shall be ineligible to serve as a struck juror for the space of one year thereafter.

Repealer.

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, 1916.

CHAPTER 185.

An Act providing for the refund and repayment of assessments levied and collected by any borough under an act entitled "An act to provide for the drainage of any pond, artificial reservoir, marsh, swamp, bog, meadow, low or wet lands, where the same is necessary for the public health," approved March thirty-first, one thousand nine hundred and three, and the various supplements and amendments thereto.

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

Refunding assessments in case act declared unconstitutional.

1. In any borough in which an assessment or assessments have been levied against property under an act entitled "An act to provide for the drainage of any pond, artificial reservoir, marsh, swamp, bog, meadow, low or wet lands, where the same is necessary for the public health," approved March thirty-first, one thousand nine hundred and three, and said assessment or assessments have been paid to the collector of taxes of such borough by the property owner or owners, and after the payment of such assessment or assessments the act under which such assessment was levied and collected has been declared unconstitutional by the Court of Errors and Appeals, the borough receiving such assessment is authorized to refund to such property owner or owners the assessment or assesments so collected and received by it, together with interest thereon from the date of its receipt at the rate of six per centum per annum to the date of such repayment.

On refusal to refund, action to recover may be instituted.

2. In any case where an assessment has been paid by a property owner as provided in section one hereof, and such property owner has demanded, or shall hereafter demand, of the borough the refund of such as-

sessment, and said borough has or shall for more than thirty days refused or neglected to refund such assessment, the person or persons so demanding and being refused may sue to recover such assessment with interest thereon as provided in section one, together with costs, which action may be instituted in any court of record of this State.

Provision to secure funds for repayment.

3. The council of any borough in this State, being required to refund the assessments provided in this act, shall have power, in order to obtain the money necessary therefor, to issue bonds or certificates of indebtedness in the same manner as bonds or certificates of indebtedness are issued for other purposes under the act entitled "A general act relating to boroughs (Revision of 1897)," approved April twenty-fourth, one thousand eight hundred and ninety-seven, and the several supplements thereto.

4. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 186.

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.

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

Prosecutor may appoint county detectives.

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 twelve, 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.

Section 3 amended.

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

Chief of detectives and lieutenants.

3. The prosecutor may designate one of the persons so appointed as chief of the county detectives, and three of such persons as lieutenants, the person designated as chief 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 salaries shall be payable monthly by the county collector, but the amount thereof, if more than the minimum herein prescribed, shall be subject to the approval of the board of chosen freeholders of such county.

Salaries.

3. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 187.

A Supplement to an act entitled "An act regulating the pay of officers and policemen in cities of the first class in this State," approved April seventh, one thousand nine hundred and nine.

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

Salaries of sundry police attendants.

1. In all cities of the first class in this State which have heretofore accepted and adopted by popular vote the provisions of an act entitled "An act regulating the pay of officers and policemen in cities of the first class in this State," approved April seventh, one thousand nine hundred and nine, it shall be lawful for the board

or body having charge and control of the police force therein, to provide by ordinance that the department clerks, telephone operators, doormen, stable foremen and stablemen now or hereafter in the employ of said department and in any such city having a department of public safety, the chauffeur of the director thereof shall rank as patrolmen, and shall receive the same pay or salary as is now or shall hereafter be made payable by law to patrolmen; in fixing such salaries, the years of service of such employees shall date from the time of his respective appointment to his position; *provided,* that this act shall not apply to the position of chief clerk to said department or clerk of the police board in such city.

Date of service.

Proviso.

2. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 188.

An Act to annex to the borough of South River, in the county of Middlesex, part of the township of East Brunswick, in the county of Middlesex.

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

1. All that portion of the township of East Brunswick, in the county of Middlesex, now lying adjacent to and along the present southerly boundary line of the borough of South River, in the county of Middlesex and north of the hereinafter described southerly boundary line for said borough, to wit:

Part of township of East Brunswick annexed to South River.

Beginning in the westerly line of the river known as South River, where the southerly line of the first tract as described in a deed from Wychick Lonchock and wife to the "Borough of South River" intersects the same; thence, in accordance with the magnetic posi-

Boundaries of annexed portion.

tion of the needle in the year one thousand nine hundred and fifteen, running (1) north eighty-eight degrees, fifty-two minutes west one hundred and eighty feet more or less to a monument set in the line at the edge of the lowland; thence (2) continuing the same course north eighty-eight degrees, fifty-two minutes west seven hundred and twenty-six feet to a monument set for a corner; thence (3) north six degrees, eight minutes east forty and twenty-six one-hundredths feet to a monument set for a corner; thence (4) north eighty-five degrees, fifty-two minutes west fourteen hundred and eighty-five feet to a monument set for the southwesterly corner of the land conveyed to the borough of South River as aforesaid; thence (5) north twenty-four degrees, nineteen minutes east four hundred and ten and twenty-four one-hundredths feet to an iron rod driven in the ground in the center of the road leading from South River to Old Bridge; thence (6) north five degrees, eight minutes east along the center of said road five hundred and twenty-eight feet to a cross cut in a large stone the southeasterly corner of lands of Albert Serviss; thence (7) north nineteen degrees, eighteen minutes east still along said road six hundred and sixty-eight feet to a stone in the southerly line of land formerly of Randolph Low, more recently of Marcus Wright and now of the New York Granite Brick Company, at the northeasterly corner of said lands of Albert Serviss; thence (8) north eighty-seven degrees, forty-three minutes west along the line between lands of Albert Serviss and Charles Layton on the south and the New York Granite Brick Company and lands formerly of James Manahan, more recently of James M. Barkelew et al. on the north, twenty-nine hundred and ninety-three feet to a stone for a corner; thence (9) south six degrees, fifty minutes west along the line between lands of Charles Layton aforesaid on the east and formerly lands of Charles Whitehead, more recently of Herbert C. Mott et ux. on the west two hundred and ninety-seven and one-tenth feet to the center of the road leading from the Old Bridge-New Brunwick road to

Bissett's brick yard; thence (10) south eighty-five degrees, fifty-seven minutes west along the center of said road three hundred and sixty-nine and one-tenth feet to a bend in the same; thence (11) south fifty-seven degrees, nineteen minutes west along the center of said road one hundred and twenty-six and fifteen one-hundredths feet to a bend in the same; thence (12) south forty-nine degrees, five minutes west along the center of said road eighty-six and fifty-four one-hundredths feet to a bend in the same; thence (13) south forty-one degrees, nine minutes west along the center of said road one hundred and fifty-nine and twenty-four one-hundredths feet to a bend in the same; thence (14) south thirty degrees, seventeen minutes west along the center of said road four hundred and fifty feet to a bend in the same; thence (15) south fifty-seven degrees, forty-two minutes west along the center of said road eighty-eight and seventy-six one-hundredths feet to a bend in the same; thence (16) south seventy-nine degrees, five minutes west along the center of the said road one hundred and forty-one feet to the center of the road leading from Old Bridge to New Brunswick near (formerly) Sheriff Bissett's house; is hereby set off from the township of East Brunswick, in the county of Middlesex, and annexed to and made part of the borough of South River, in the county of Middlesex.

2. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 189.

An Act to provide for fire protection and fire prevention in municipalities in this State, excepting cities.

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

Fire protection in towns, etc.

1. The governing body of any municipality of this State, except cities, shall have the power to pass, alter, amend and repeal ordinances to provide for the protection of life and property from fire within any such municipality, and also for the prevention of fires in any such municipality, and for that purpose may provide for inspection of the buildings and premises located therein and make reasonable regulations for the maintenance of buildings and premises, and the use, storage and disposal of inflammable material, and prescribe a penalty or penalties for the violation thereof either by imprisonment in the county jail for a term not exceeding ninety days or by a fine not exceeding one hundred dollars, and imprisonment in the county jail for a term not exceeding ninety days in default of the payment of the fine imposed, and it shall be lawful for said governing body to authorize and empower the officer before whom any person or persons are convicted to impose any fine in the discretion of such officer to the maximum fixed, or to imprison for any term less than the maximum fixed.

Inspection of buildings.

Prescribe penalties.

Act does not repeal.

2. This act shall not be construed to repeal any existing act, either general or special.

3. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 190.

Supplement to an act entitled "A general act relating to boroughs" (Revision, 1897), approved April twenty-fourth, one thousand eight hundred and ninety-seven.

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

Rules and regulations for operation of sewer system.

1. When any borough has heretofore constructed or shall hereafter construct any sewer system or disposal plant or works, it shall be lawful for the council of said borough to prescribe rates, rules, regulations, conditions for service, and restrictions as to the connection with, operation and use of said sewers, and enforce the same under such terms and penalties as shall be prescribed by ordinance.

Assessment for benefits of sewers.

2. The council of any such borough shall have the authority to order and cause to be assessed against the property in such borough benefited by any such sewer system, disposal plant or works, such portion of the cost thereof as said council shall determine, said amount to be proportioned among the several properties of the borough by commissioners of assessment hereinafter provided for, in accordance with the benefits conferred by the installation of said sewer system, disposal plant or works.

Commissioners of assessment.

3. Said borough council shall appoint three commissioners to whom shall be certified by the borough clerk the portion of the cost of such sewer system, disposal plant or works, to be assessed against the several properties benefited, as the said council shall decide, as aforesaid. Said sewer commissioners shall meet within ten days after their appointment, and after being sworn to faithfully perform their duties as such commissioners, shall meet at a time and place to be fixed by them in said borough, when and where they shall

Meeting and oath.

Make assessment.

proceed to assess such portion of the costs of such sewer system, disposal plant or works, so as aforesaid ordered by said council, against the several properties in the borough, according to the benefits received from such sewer system, disposal plant or works. At least five days' notice of the time, place and purpose of such meeting shall be given by said commissioners, by publication in at least two successive publications in a newspaper printed in the county where said borough is located and circulating in said borough, the last of which insertions shall be published at least two days prior to said meeting.

Notice of meeting.

Compensation of commissioners.

4. The compensation of said commissioners shall be fixed by the borough council, and the borough solicitor and the borough engineer shall advise and assist said commissioners from time to time in the making of said assessment. Said commissioners may adjourn without giving public notice of such adjournment other than as such adjournment may be announced at the first or any subsequent meeting. When said assessment is completed, the same on being signed by said commissioners, or any two thereof, shall be filed with the borough clerk and by him reported at the next regular or special meeting of the borough council. Said borough council shall then proceed to confirm said assessment, or if the same is disapproved in whole or in part, the part disapproved may be referred to said commissioners for revision and correction, and on such reference the said commissioners shall proceed as in the case of the original assessment. On the confirmation of any such assessment the same shall be and remain a lien until paid against the several properties named in the report of said commissioners as confirmed by the borough council, and shall bear interest at the rate of six per centum per annum until paid. The borough council may provide that said assessments may be paid in five annual installments. Any annual installment of any such assessment not paid by the first day of December in any such year shall be considered delinquent, and such delinquent installment shall bear interest from

Adjournments.

Confirming assessment.

Assessment a lien.

Payable in installments.

the said first day of December at the rate of eight per centum per annum from then until paid.

Receipts from assessments.

5. The receipts from said assessments may be placed by the borough council in a special fund for the purpose of defraying a portion of the costs and expenses of such system, plant or works.

Sinking fund.

6. In case said borough has or shall issue bonds for the payment of the whole or any portion of the cost of such sewer system, disposal plant or works, and the act providing for the issue of such bonds contains a provision that a certain percentage of the amount of said issue shall be raised by annual taxation or otherwise and paid into a sinking fund for the redemption of said bonds, any such borough is hereby authorized to pay a certain proportion not less than two per centum of the amount of said bonds from said special fund into such sinking fund and in such case any such borough shall be relieved from its obligation to raise such percentage by taxation.

Amount to be raised by taxation.

7. No such borough shall be required to raise by taxation and pay into any sinking fund for the redemption of any bonds issued to pay for the cost of any such system, plant or works, a greater sum than will be sufficient to redeem said bonds at their maturity and pay the interest thereon, and in estimating the sufficiency of such sum credit may be taken for any sums paid into such sinking fund from the special fund above mentioned.

Sewer rentals.

8. Said borough council is hereby authorized and empowered to charge the several property holders in said borough using any such sewer system, plant or works, such annual sums for such sewer service as may be from time to time fixed by the ordinance of said council. Said borough council may pay into said special fund such proportion of the sewer rents so received as they may deem requisite to provide for the necessary sinking fund and interest charges on any outstanding bonds, after first paying the annual expense of maintenance and operation of said system, plant or works.

Balance necessary raised by taxation.

9. The balance of the money necessary for the payments into the necessary sinking fund and interest charges on any outstanding bonds issued to pay for any such system, plant or works, and the cost of maintenance of such system, plant or works not hereinbefore provided for shall be raised by taxation annually in any such borough.

Powers conferred deemed additional.

10. The powers conferred by this act shall be deemed to be in addition to and independent of any and all powers and authority conferred by any other law or laws, and not subject to any limitations contained in any such law or laws.

11. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 191.

An Act to make uniform the law of transfer of shares of stock in corporations.

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

Transfer of stock.

1. Title to a certificate and to the shares represented thereby can be transferred only

By indorsement.

(a) By delivery of the certificate indorsed either in blank or to a specified person by the person appearing by the certificate to be the owner of the shares represented thereby, or

By assignment.

(b) By delivery of the certificate and a separate document containing a written assignment of the certificate or a power of attorney to sell, assign or transfer the same or the shares represented thereby, signed by the person appearing by the certificate to be the owner of the shares represented thereby. Such assignment or power of attorney may be either in blank or to a specified person.

Application of act.

The provisions of this section shall be applicable although the charter or articles of incorporation or code of regulations or by-laws of the corporation issuing the certificate, and the certificate itself, provide that the shares represented thereby shall be transferable only on the books of the corporation or shall be registered by a registrar or transferred by a transfer agent.

Powers not enlarged.

2. Nothing in this act shall be construed as enlarging the powers of an infant or other person lacking full legal capacity, or of a trustee, executor or administrator or other fiduciary to make a valid indorsement, assignment or power of attorney.

Not forbidden to recognize certain rights or liability for for assessments.

3. Nothing in this act shall be construed as forbidding a corporation

(a) To recognize the exclusive right of a person registered on its books as the owner of shares to receive dividends and to vote as such owner, or

(b) To hold liable for calls and assessments a person registered on its books as the owner of shares.

Title of transferee.

4. The title of a transferee of a certificate under a power of attorney or assignment not written upon the certificate, and the title of any person claiming under such transferee, shall cease and determine if, at any time prior to the surrender of the certificate to the corporation issuing it, another person, for value in good faith, and without notice of the prior transfer, shall purchase and obtain delivery of such certificate with the indorsement of the person appearing by the certificate to be the owner thereof, or shall purchase and obtain delivery of such certificate and the written assignment or power of attorney of such person, though contained in a separate document.

Validity of delivery of certificate.

5. The delivery of a certificate to transfer title in accordance with the provisions of section one is effectual, except as provided in section seven, though made by one having no right of possession and having no authority from the owner of the certificate or from the person purporting to transfer the title.

Indorsed certificate effectual except as noted.

6. The indorsement of a certificate by the person appearing by the certificate to be the owner of the shares

represented thereby is effectual, except as provided in section seven, though the indorser or transferor.

(a) Was induced by fraud, duress or mistake to make the indorsement or delivery, or

(b) Has revoked the delivery of the certificate, or the authority given by the indorsement or delivery of the certificate, or

(c) Has died or become legally incapacitated after the indorsement, whether before or after the delivery of the certificate, or

(d) Has received no consideration.

If indorsement erroneous.

7. If the indorsement or delivery of a certificate

(a) Was procured by fraud or duress, or

(b) Was made under such mistake as to make the indorsement or delivery inequitable; or

If the delivery of a certificate was made

(c) Without authority from the owner or

(d) After the owner's death or legal incapacity, the possession of the certificate may be reclaimed and the transfer thereof rescinded, unless:

(1) The certificate has been transferred to a purchaser for value in good faith without notice of any facts making the transfer wrongful, or

(2) The injured person has elected to waive the injury, or has been guilty of laches in endeavoring to enforce his rights.

Court may reclaim possession.

Any court of appropriate jurisdiction may enforce specifically such right to reclaim the possession of the certificate or to rescind the transfer thereof and, pending litigation, may enjoin the further transfer of the certificate or impound it.

8. Although the transfer of a certificate or of shares represented thereby has been rescinded or set aside, nevertheless, if the transferee has possession of the certificate or of a new certificate representing part of the whole of the same shares of stock, a subsequent transfer of such certificate by the transferee, mediately or immediately, to a purchaser for value in good faith, without notice of any facts making the transfer wrongful, shall give such purchaser an indefeasible right to the certificate and the shares represented thereby.

Obligation to complete transfer.

9. The delivery of a certificate by the person appearing by the certificate to be the owner thereof without the indorsement requisite for the transfer of the certificate and the shares represented thereby, but with intent to transfer such certificate or shares shall impose an obligation, in the absence of an agreement to the contrary, upon the person so delivering, to complete the transfer by making the necessary indorsement. The transfer shall take effect as of the time when the indorsement is actually made. This obligation may be specifically enforced.

Attempted transfer a promise.

10. An attempted transfer of title to a certificate or to the shares represented thereby without delivery of the certificate shall have the effect of a promise to transfer, and the obligation, if any, imposed by such promise shall be determined by the law governing the formation and performance of contracts.

Warrantee.

11. A person who for value transfers a certificate, including one who assigns for value a claim secured by a certificate, unless a contrary intention appears, warrants—

(a) That the certificate is genuine;

(b) That he has a legal right to transfer it, and

(c) That he has no knowledge of any fact which would impair the validity of the certificate.

In the case of an assignment of a claim secured by a certificate, the liability of the assignor upon such warranty shall not exceed the amount of the claim.

Mortgagee, etc., does not guarantee genuineness.

12. A mortgagee, pledgee or other holder for security of a certificate who in good faith demands or receives payment of the debt for which such certificate is security, whether from a party to a draft drawn for such debt, or from any other person, shall not by so doing be deemed to represent or to warrant the genuineness of such certificate, or the value of the shares represented thereby.

Attachment.

13. No attachment or levy upon shares of stock for which a certificate is outstanding shall be valid until such certificate be actually seized by the officer making the attachment or levy, or be surrendered to the corporation which issued it, or its transfer by the holder

be enjoined. Except where a certificate is lost or destroyed, such corporation shall not be compelled to issue a new certificate for the stock until the old certificate is surrendered to it.

Creditor entitled to aid of court to satisfy claim.

14. A creditor whose debtor is the owner of a certificate shall be entitled to such aid from courts of appropriate jurisdiction, by injunction and otherwise, in attaching such certificate or in satisfying the claim by means thereof as is allowed at law or in equity, in regard to property which can not readily be attached or levied upon by ordinary legal process.

Corporation has no lieu on its stock.

15. There shall be no lien in favor of a corporation upon the shares represented by a certificate issued by such corporation and there shall be no restriction upon the transfer of shares so represented by virtue of any by-law of such corporation, or otherwise, unless the right of the corporation to such lien or the restriction is stated upon the certificate.

Owner retains title.

16. The alteration of a certificate, whether fraudulent or not and by whomsoever made, shall not deprive the owner of his title to the certificate and the shares originally represented thereby, and the transfer of such a certificate shall convey to the transferee a good title to such certificate and to the shares originally represented thereby.

Issue to replace lost or destroyed certificate.

17. Where a certificate has been lost or destroyed, a court of competent jurisdiction may order the issue of a new certificate therefor on service of process upon the corporation and on reasonable notice by publication, and in any other way which the court may direct, to all persons interested, and upon satisfactory proof of such loss or destruction and upon giving of a bond with sufficient surety to be approved by the court to protect the corporation or any person injured by the issue of the new certificate from any liability or expense, which it or they may incur by reason of the original certificate remaining outstanding. The court may also in its discretion order the payment of the corporation's reasonable costs and counsel fees.

Issue of new certificate does not relieve liability.

The issue of a new certificate under an order of the court as provided in this section, shall not relieve the

corporation from liability in damages to a person to whom the original certificate has been or shall be transferred for value without notice of the proceedings or of the issuance of the new certificate.

Rules of law and equity applicable.

18. In any case not provided for by this act the rules of law and equity, including the law merchant, and in particular the rules relating to the law of principal and agent, executors, administrators and trustees, and to the effect of fraud, misrepresentation, duress or coercion, mistake, bankruptcy, or other invalidating cause, shall govern.

How act construed.

19. This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those States which enact it.

When certificate indorsed.

20. A certificate is indorsed when an assignment or a power of attorney to sell, assign, or transfer the certificate or the shares represented thereby is written on the certificate and signed by the person appearing by the certificate to be the owner of the shares represented thereby, or when the signature of such person is written without more upon the back of the certificate. In any of such cases a certificate is indorsed though it has not been delivered.

Owner of certificate.

21. The person to whom a certificate was originally issued is the person appearing by the certificate to be the owner thereof, and of the shares represented thereby, until and unless he indorses the certificate to another specified person, and thereupon such other specified person is the person appearing by the certificate to be the owner thereof until and unless he also indorses the certificate to another specified person. Subsequent special indorsements may be made with like effect.

Definition of terms.

22. (1) In this act, unless the context or subject matter otherwise requires—

"Certificate" means a certificate of stock in a corporation organized under the laws of this State or of another State whose laws are consistent with this act.

"Delivery" means voluntary transfer of possession from one person to another.

"Person" includes a corporation or partnership or two or more persons having a joint or common interest.

To "purchase" includes to take as mortgagee or as pledgee.

"Purchaser" includes mortgagee and pledgee.

"Shares" means a share or shares of stock in a corporation organized under the laws of this State or of another State whose laws are consistent with this act.

"State" includes State, Territory, district and insular possession of the United States.

"Transfer" means transfer of legal title.

"Title" means legal title and does not include a merely equitable or beneficial ownership or interest.

"Value" is any consideration sufficient to support a simple contract. An antecedent or pre-existing obligation, whether for money or not, constitutes value where a certificate is taken either in satisfaction thereof or as security therefor.

"Good faith." (2) A thing is done "in good faith" within the meaning of this act when it is in fact done honestly, whether it be done negligently or not.

Application. 23. The provisions of this act apply only to certificates issued after the taking effect of this act.

Short title. 24. The short title to this act is "Uniform Stock Tranfer act (1916)."

Repealer. 25. All acts and parts of acts inconsistent with this act are hereby repealed.

Approved March 18, 1916.

CHAPTER 192.

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

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

1. Section eight of the act to which this is an amendment is hereby amended to read as follows: Section 8 amended.

8. The salaries of clerks of said courts shall be fixed as follows: In cities having two hundred thousand inhabitants or over, an annual salary of two thousand dollars; in cities having between ninety thousand and two hundred thousand inhabitants, an annual salary of seventeen hundred and fifty dollars; in cities having between sixty thousand and ninety thousand inhabitants, an annual salary of fifteen hundred dollars; in cities having between twenty-five thousand inhabitants and sixty thousand inhabitants, an annual salary of twelve hundred and fifty dollars; in cities having between twenty-three thousand and twenty-five thousand inhabitants, an annual salary of nine hundred dollars; in cities having between seventeen thousand and twenty-three thousand inhabitants, an annual salary of seven hundred and fifty dollars; in judicial districts having one hundred thousand inhabitants or over, an annual salary of seventeen hundred and fifty dollars; in judicial districts having between forty thousand and one hundred thousand inhabitants, an annual salary of one thousand dollars; in judicial districts having less than forty thousand inhabitants, an annual salary of six hundred dollars; which salaries of said clerks shall be in lieu of all fees whatsoever. Salaries of district court clerks. Judicial districts.

2. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 193.

An Act to amend an act entitled "An act relating to, regulating and providing for the government of cities, towns, townships, boroughs, villages and municipalities governed by boards of commissioners or improvement commissions in this State," 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.

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

Government of certain cities by commission.

3. Every city having by the last preceding State or National census ten thousand population or more shall be governed by a board of commissioners consisting of five commissioners, and every city having by the last census less than ten thousand population shall be governed by a board of commissioners consisting of three commissioners, chosen as provided in this act, each of whom shall have the right to vote on all questions coming before the board of commissioners. A majority of the members of the board of commissioners shall constitute a quorum and the affirmative vote of a majority of all the members shall be necessary to adopt any motion, resolution or ordinance, or pass any measure unless otherwise provided for in this act. Every resolution or ordinance shall be reduced to writing and read before the vote is taken thereon, and the vote upon every motion, resolution or ordinance shall be taken by yeas and nays and entered in the minutes; and the minutes

Quorum.

Ordinances.

of each meeting so recorded shall be signed by a majority of all the commissioners and the city clerk. At the first meeting after their election, the said commissioners shall choose one of their number to preside at all meetings of the board of commissioners and he shall be designated "mayor". The mayor shall have no power to veto any measure, but every ordinance passed by the board of commissioners shall be recorded and signed in the book in which it is recorded by a majority of all the commissioners before it shall be in force.

Organization.

Mayor.

Ordinances signed by commissioners.

After its final adoption, each ordinance shall be published once, in a newspaper published and circulating in the city, if such there be, or, if there be no such newspaper, then in a newspaper published in the county and circulating in the city, and no publication of any ordinance or resolution, either before or after its final adoption, shall be necessary to make the same effective, except as provided in this act. When any ordinance or resolution is required to be published by any of the provisions of this act, such publication shall include the names of the commissioners who signed such ordinance or resolution.

Ordinances published.

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

Repealer.

Approved March 18, 1916.

CHAPTER 194.

An Act to regulate fishing in Peck's bay, Garret thoroughfare, Beach thoroughfare, Dry thoroughfare, Finger channel, Rainbow channel, Great Egg Harbor bay and Great Egg Harbor inlet, in the county of Cape May.

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

1. Hereafter it shall not be lawful for any person or persons, either by day or night, to put, place or

Closed season for fishing with nets in certain waters.

haul any gill net, drift net or any other net or seine of any kind whatsoever for the taking or catching of fish or eels within the waters of Peck's bay, Garret thoroughfare, Beach thoroughfare, Dry thoroughfare, Finger channel, Rainbow channel, Great Egg Harbor bay or Great Egg Harbor inlet, in the county of Cape May, between the first day of June and the first day of September in any year.

Penalty.

2. Any person or persons violating the provisions of the preceding section of this act shall be subject to a fine of fifty dollars for each offense.

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 18, 1916.

CHAPTER 195.

408-C-195
Cf.-25-78

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

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

Sale of land for non-payment of assessments.

1. Whenever any city of this State operating under the act to which this is a supplement, is now authorized or may hereafter be authorized, by law, to make sale of lands and real estate for the nonpayment of assessments for benefits, the collector of taxes of such city shall sell said lands and real estate for the shortest term for which any person, including said city, will purchase the same, or in fee. The purchaser shall be entitled to same lien, title and benefit and make perfect the title

Rights of purchaser.

in manner as provided in 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, and the supplements thereto and the amendments thereof; and the right of redemption shall be in the manner provided in the said hereinabove recited act, and the supplements thereto and amendments thereof. Redemption.

2. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 196.

An Act ratifying and validating elections and other proceedings in any borough for the purchase by such borough of existing water works or an existing water-supply plant or plants, and authorizing such purchase.

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

1. Every election heretofore held in any borough in this State at which a majority of the ballots cast on a proposition for the purchase by such borough of existing water works or an existing water-supply plant or plants were in favor of such construction or purchase, and all proceedings leading up to such election and all subsequent proceedings taken in accordance with such proposition are hereby ratified and validated, and the borough council of such borough is hereby authorized to proceed with such purchase in accordance with the terms of such proposition. Validating purchase of water plant.

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

3. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 197.

An Act authorizing the incorporated towns of this State to appoint a street commissioner in said town.

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

Street commissioner in towns.

1. It shall be lawful for the common council or other governing body of any incorporated town of this State, in addition to the powers conferred upon them by the respective charters, or by law, to appoint a street commissioner for a period not exceeding three years, from the time when said term shall commence, as now provided by law.

Term.

2. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 198.

An Act providing for the service of process upon corporations.

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

Serving summons on foreign corporation.

1. In all personal suits or actions hereafter brought in any court of this State against a foreign corporation the summons may lawfully be served upon any officer or director, or upon any ticket agent or freight agent, of such corporation, personally, in the county in which the venue is laid.

Serving summons on domestic corporation.

If the defendant be a domestic corporation, then the summons may lawfully be served personally on any

officer or agent in charge of its principal office or on any ticket agent or freight agent employed in any of its offices in the county in which the venue is laid.

2. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 199.

An Act to amend the title of an act entitled "An act to enable cities to open streets, roads, highways and alleys, and to vacate, regulate and accept the same, approved March thirteenth, one thousand nine hundred and one.

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

1. The title to the act hereby amended be and the same is hereby amended to read as follows: "An act to enable cities to open streets, roads, highways and alleys, and to widen, vacate, regulate and accept the same." Amended title.

2. This act shall take effect immediately.

Approved March 18, 1916.

412-C-200
R-18-688

CHAPTER 200.

An Act to authorize the governing body of any municipality through which any county road extends to widen or straighten the said road within the corporate limits of said municipality, provided no change shall be made in the portion of the road between the curb or gutter lines of a road improved by the board of chosen freeholders of the county in which such municipality is located without the consent of said board.

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

Widening road in municipality.

1. The governing body of any municipality through which any county road extends may widen or straighten the said road or any portion thereof within the corporate limits of such municipality; *provided, however,* that no change, when said road has been improved, shall be made in the portion of the road between the curb or gutter lines, improved by the board of chosen freeholders of the county wherein such municipality is located, without the consent of such board.

Proviso.

2. This act shall take effect immediately.

Approved March 18, 1916.

412-C-201
R-18-650

CHAPTER 201.

A Supplement to an act entitled "An act in relation to county expenditures," approved April second, one thousand eight hundred and seventy-eight.

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

Freeholders authorized to meet deficiencies.

1. If in any county of this State the board of chosen freeholders of such county has heretofore failed to ap-

propriate the moneys necessary for the payment of the expenses of elections, courts, District Courts, State Hospitals, widows' pensions or New Jersey State Board of Children's Guardians, or any or either of them, or if the amounts heretofore appropriated for such expenses, or any or either of them, has or have been, or shall be exceeded, the board of chosen freeholders of such county may raise the money wherewith to pay such deficiency or deficiencies by adding the amount thereof to the appropriations for the current year, and the same shall be raised by taxation in the same manner as said amounts would have been raised according to law if they had been appropriated and raised in the year in which such deficiency or deficiencies occurred, or by the issuance of a temporary loan bond or bonds to an aggregated principal sum not exceeding the total amount of such deficiency or deficiencies.

Temporary bonds.

2. All temporary loan bonds issued under this act shall run for a term not exceeding two years from the date thereof, unless such board of chosen freeholders shall determine that to place the whole amount thereof in the tax levy for one or two fiscal years will be too burdensome on the taxpayers of the county, in which case substantially one-fourth of the amount of bonds so issued may be made payable in two, three, four or five years, respectively, from the date thereof; such bonds shall bear interest at a rate not exceeding five per centum per annum, and shall be sold at either public or private sale, in the discretion of such board, but for not less than par.

Time.

Rate.

Payment of bonds at maturity.

3. To meet the payment of such bond or bonds as it matures, or they mature, such board shall, in each year thereafter in making up its appropriations, insert therein and place in the tax levy a sum sufficient to pay the principal of such of said bonds as mature during that fiscal year, and likewise insert therein a sum sufficient to pay the interest annually on such of said bonds as are then outstanding.

Interest.

4. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 202.

An Act empowering the governing body of any municipality of this State to employ one or more nurses.

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

Visiting nurses in municipalities.

1. It shall and may be lawful for the governing body of any municipality in this State to employ one or more nurses for the purpose of taking care of the needy sick in said municipality, said nurse or nurses when employed to be paid such compensation as the governing body may by resolution determine; the compensation of any such nurse or nurses shall be paid out of any moneys in the treasury of said municipality upon proper warrant, or if there be no money for that purpose the treasurer or collector of said municipality, upon the certification to him of the amount of money necessary to pay any such nurse or nurses, is hereby authorized to borrow the said sum of money upon the promissory note of said municipality, signed by said treasurer or collector.

Permanent nurses.

2. It shall be lawful for any such municipality to permanently employ one or more nurses as provided for in the first section of this act and to fix their compensation; and such nurse or nurses when employed shall not be removed from their position except upon complaint and charges preferred, and an opportunity to be heard before the said governing body of said municipality.

Municipalities may join in employing nurse.

3. Any two municipalities of this State may join for the purpose of carrying out the provisions of this act, and when the said two municipalities shall, by resolution of their governing bodies, authorize the appointment of a nurse and fix the salary of said nurse, the amount of such salary shall be contributed in equal parts by the said municipalities, as provided for in this

act. In case two municipalities shall join in the appointment of a nurse, the duties to be performed by said nurse shall be assigned and designated by the mayors or head officials of said governing bodies.

4. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 203.

A Supplement to an act entitled "An act to regulate elections (Revision of 1898)," approved April fourth, one thousand eight hundred and ninety-eight.

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

Candidacy of member of board of election vacates office.

1. The office of a member of a district board of registry and election in any election district in this State shall be deemed vacant upon such member becoming a candidate for any office to be voted upon at the primary or general election at which it shall be his duty to serve, said candidacy to be determined by the filing of a petition of nomination, duly accepted by such member, in the manner provided by law.

As to filling vacancy.

2. It shall be the duty of the municipal or county clerk with whom such petition and acceptance may be filed to forthwith notify the judge of the Court of Common Pleas of the county in which said election district is located, giving the name and residence of the member of the district board of registry and election who has become a candidate as provided in the first section of this act, and the vacancy shall be filled as provided by law.

Approved March 18, 1916.

CHAPTER 204.

An Amendment to an act entitled "An act concerning mortgages" (Revision), approved March twenty-seventh, eighteen hundred and seventy-four.

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

Section 1 amended.

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

Registration of mortgages.

1. That the clerk of the Court of Common Pleas of every county of this State, or the register of deeds in any county where there is now or may hereafter be such officer, shall, from time to time, provide fit books, well bound and lettered, for the registering of all mortgages and defeasible deeds in the nature of mortgages, of lands, tenements and hereditaments, lying and being within his county, in which shall be entered the names of the mortgagor and the mortgagee, the date and amount of the mortgage, when and how payable, the rate of interest, if any, the estate mortgaged, the descriptions and boundaries of the lands, tenements and hereditaments mortgaged, and the signatures and certificates of acknowledgment of the parties; that the said clerk, or register of deeds, as the case may be, shall immediately on receiving the said mortgage, make the said entry or abstract on the register and shall note in the margin or at the foot of each abstract, the day of the month and the year when the said mortgage was delivered to him or brought to his office to be recorded; to which books every person shall have access at proper seasons and may search the same paying the fees allowed by the law.

Entries.

Date of record.

Access to records.

2. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 205.

An Act to amend an act entitled "A supplement to an act entitled 'An act concerning mortgages' (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four," which supplement was approved April twenty-eighth, one thousand eight hundred and eighty-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 is an amendment be and the same is hereby amended to read as follows:

Transcript of entry in evidence.

1. In every case where an entry or abstract of any mortgage and of the certificate of acknowledgment of such mortgage has been or shall be made in the books provided for that purpose, as authorized in the seventeenth section of the act to which this is a supplement, such entry or abstract and a transcript of such entry or abstract, duly certified by the clerk or register in whose office the same is kept, shall be received as secondary evidence in any court of this State, in the same manner as the record of deeds is now received, and shall be proof of the facts therein stated.

2. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 206.

An Act to amend an act entitled "A supplement to an act entitled 'A general act relating to boroughs' (Revision of 1897), approved April twenty-fourth, eighteen hundred and ninety-seven," approved April fourteenth, nineteen hundred and fifteen.

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

Section 2 amended.

1. That section two of the above entitled act be and the same is hereby amended to read as follows:

Bond issue.

2. In order to provide funds for the payment of the purchase price of said property and the engineering and other expenses incurred by the borough in connection with the purchase thereof said borough may issue bonds under the signature of the mayor and borough clerk, with the corporate seal affixed; which bonds may be either registered or coupon bonds, or both, and which bonds, to the extent of the purchase price of said property, may be issued and delivered directly to the owners of said property in payment therefor, or said bonds, or any portion thereof, may be disposed of at public or private sale under such terms and conditions as the borough council may direct, at not less than par and accrued interest. Said bonds shall bear interest at the rate of not more than five per centum per annum, and the interest and principal shall be payable at such times as said council may determine. Said borough council shall also provide for a sinking fund, out of which the principal of said bonds shall be paid at maturity. The bonds to be issued by virtue hereof shall be in addition to any other bonds authorized to be issued by said borough.

Details of issue.

Rate.

Sinking fund.

2. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 207.

An Act authorizing two or more municipalities to enter into contract with one another for the joint construction, maintenance, operation and use of sewers and providing for the sharing of the cost of such construction, maintenance, operation and use.

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

Joint sewers built and maintained by municipalities.

1. It shall be lawful for any two or more municipalities in this State, without regard to the form of their incorporation, to contract with one another for the construction, maintenance and operation of a sewer or sewers to be used jointly by such municipalities for the conveying of the sewage of such municipalities to some outlet in such contract to be designated, and to modify any already existing agreement for the conveying of such sewage or any part thereof, and to agree in such contract for the future extension, enlargement and alteration of such sewer or sewers and for the future construction, maintenance and operation as necessity shall arise, according to the terms of such contract, or other and additional sewers of such kind and character as shall be deemed proper and as shall be fixed by said contract to provide for the conveying of all or that part of the sewage of such municipalities as by said contract it shall be agreed upon shall be conveyed through such sewer or sewers. Such contract shall provide for the respective shares of the cost of present and future construction and of the maintenance and operation of such sewer or sewers to be borne by the respective municipalities parties thereto, and may provide that the share in such cost of any one or more municipalities may be paid in whole or in part into the treasury of any other contracting municipality for the

Agreement.

Proportional share of cost and expense.

purposes of such contract, and may provide that the whole or any part of the work provided for in such contract may be done by any one or more of such municipalities for the benefit of all of the municipalities parties thereto.

Bond issue.

2. Each of the municipalities so contracting shall have power to provide for the expense of such contract by borrowing the necessary moneys therefor either upon temporary loan bonds or by permanent bonds of the municipality. If such temporary loan bonds are issued, the same may be renewed from time to time, and permanent loan bonds may be issued at their maturity or at the maturity of any renewal thereof to provide for the payment of such temporary loan bonds.

Rate.

The permanent bonds shall bear interest at a rate not to exceed five per centum per annum and shall run for

Time.

a period not to exceed thirty years, and shall either provide that a certain portion of them shall mature in each year, in which event sufficient moneys shall be raised through the tax ordinance to pay for the bonds maturing in each year, or shall contain a sinking

Sinking fund.

fund provision sufficient to pay all of said bonds at maturity.

Further issue of bonds.

3. The issuance of bonds as hereinabove provided shall not be held to exhaust the power of the contracting municipalities to issue, under the provisions of this act, other and further bonds for the purpose of defraying further expenses provided for in such contract between the municipalities at such times as the terms of said contract shall involve the municipalities in further expense.

4. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 208.

An Act to amend an act entitled "An act to provide for the purification of the waters of the Passaic river within the Passaic Valley Sewerage District, prohibiting the discharge of sewage or other polluting matter into said portion of said river after a fixed date, and authorizing municipalities lying in 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, one thousand nine hundred and seven.

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

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

Section 1 amended.

1. Every municipality, corporation and individual is hereby prohibited and forbidden to discharge directly or indirectly any sewage or other polluting matter into the waters of the Passaic river at any point between the Great Falls in the city of Paterson and the mouth of said river at Newark bay, or into any tributaries of the Passaic river which empty into the Passaic river between said points after the thirty-first day of December, in the year one thousand nine hundred and seventeen; and the Passaic Valley Sewerage Commissioners are hereby authorized and empowered to enforce the provisions of this act over and throughout all municipalities which may, or the inhabitants of which may,

Discharge of sewage into certain portion of Passaic river prohibited.

421-1
A-17-501

Enforcement of act.

directly or indirectly, discharge sewage or other polluting matter into the waters of the Passaic river between the points above designated, or into the tributaries aforesaid, after the said thirty-first day of December, one thousand nine hundred and seventeen.

Municipalities affected to be notified.

The Passaic Valley Sewerage Commissioners are hereby authorized and directed within thirty days after the approval of this act, to notify each municipality from which sewage or other polluting matter is or may be discharged into the said river between said points, either directly or indirectly, and the inhabitants thereof, that the discharge of sewage and other polluting matter into the waters of the said river must be discontinued on or before the thirty-first day of December, in the year one thousand nine hundred and seventeen.

How notice served.

Such notice shall be in writing, signed by the president and secretary of Passaic Valley Sewerage Commissioners, and shall be served upon the clerk or the equivalent officer of every such municipality, and shall be published in one of the newspapers printed and circulating in the counties of Passaic, Bergen, Hudson and Essex, for two consecutive weeks, once in each week, such public notice to be in the following form:

Wording of notice.

"To whom it may concern: Public notice is hereby given that the discharge of sewage and other polluting matter into the waters of the Passaic river at any point between the Great Falls, at the city of Paterson, and Newark bay, and into the tributaries of said river emptying therein between said points is prohibited, and must cease and be discontinued after December thirty-first, in the year one thousand nine hundred and seventeen."

Bringing suits.

The Passaic Valley Sewerage Commissioners are further authorized and empowered to institute in their corporate name suits at law or in equity as may be deemed necessary or appropriate to enforce the provisions of this section of the act after said thirty-first day of December, in the year one thousand nine hundred and seventeen; and the Court of Chancery of this State is hereby vested with special jurisdiction to

Court of Chancery vested with jurisdiction.

enforce the provisions of this section of this act in a summary manner upon application of the Passaic Valley Sewerage Commissioners.

2. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 209.

An Act to amend an act entitled "An act to provide for the purification of the waters of the Passaic river within the Passaic valley sewerage district, prohibiting the discharge of sewage or other polluting matter into said portion of said river after a fixed date, and authorizing municipalities lying whole or in part within the Passaic valley sewerage district, from the territory of which sewage or other polluting matter is or may be discharged into said portion of said river, to enter into contracts with each other and with the Passaic Valley Sewerage Commissioners for the intercepting and disposal of such sewage and other polluting matter, and to provide the necessary funds therefor," approved March eighteenth, nineteen hundred and seven.

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 is hereby amended to read as follows:

Section amended 423-1 A-25-299

8. At any time after the making of a contract in accordance with the provisions hereof, the Passaic Valley Sewerage Commissioners may, with the consent of the municipalities which have contracted with them, evidenced by resolution of the bodies or boards having charge of their sewer system or authorized to construct

May cntract with any municipality for use of sewers.

sewers therein, enter into a contract or contracts with any municipality lying in whole or in part within the drainage area of the Passaic river between the Great Falls at the city of Paterson and Newark bay for the following purposes:

Intercepting sewers.

a. For the use of said intercepting sewer or sewers and appurtenances and for participation in the benefits and in the cost of construction, operation and maintenance of the same.

Allotment of part of capacity.

b. To permit any municipality already a party to the original contract to allot a portion of its capacity in said sewer to any other municipality within said drainage area for the purpose of providing an outlet for the sewage of such other municipality.

May contract with persons or corporations.

The Passaic Valley Sewerage Commissioners may, with like consent, enter into a contract or contracts with any person or persons, corporation or corporations, owning or occupying lands in said drainage area, for the use of said intercepting sewer or sewers and appurtenances, and for participation in the benefits and in the cost of construction and maintenance of the same.

Terms of contracts.

All of said contracts shall be entered into by the said Passaic Valley Sewerage Commissioners upon such terms and conditions as may be agreed upon in any such contract or contracts, and any moneys paid in accordance with the terms of such further contract or contracts by such municipality, person or corporation may be used and applied by the Passaic Valley Sewerage Commissioners to the cost of the completion of the said intercepting sewer or sewers and appurtenances, or to the payment of the cost of operation and maintenance of the same, or to the reduction of the amount which any contracting municipality may be called upon to pay to said Passaic Valley Sewerage Commissioners by virtue of its said contract, as may be agreed upon in any such contract or contracts; and the said Passaic Valley Sewerage Commissioners and the municipalities contracting with them for the construction and operation of an intercepting sewer or sewers and the appurtenances in accordance with the provisions of this act and of the act to which this is a supplement, may enter

Additional contracts may be made.

into further contract or contracts supplementary or amendatory of any such existing contract, relating to any matter embodied in such contract.

Contracting municipalities may borrow, etc.

Every municipality which shall have contracted with the Passaic Valley Sewerage Commissioners under the authority of this act shall have as full power to borrow money, make and issue notes or other temporary obligations and bonds, for the purpose of making the payments designated and required to be made under any such contract as is given by the act to which this is an amendment to the municipalities first entering into contract with the Passaic Valley Sewerage Commissioners, for the purpose of defraying the cost and expense of the construction of such intercepting sewer or sewers, plant and works and appurtenances, and of making the payments designated and required to be made by and under such contract.

2. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 210.

An Act to authorize the Presbyterian Church of West Milford, New Jersey, in the county of Passaic, to convey certain real estate and appurtenances conveyed to the Board of Trustees of the First Presbyterian Church and Congregation at New Milford by James Laroe and wife, in fee simple, free and discharged of and from all trusts whatsoever.

Preamble.

WHEREAS, James Laroe and Elizabeth Laroe, his wife, in and by their deed to the Trustees of the First Presbyterian Church and Congregation at New Milford, dated June twenty-second, one thousand eight hundred and twenty-four, did grant and convey

certain lands and premises therein described, with all the buildings then thereon and the appurtenances thereto belonging, unto "Trustees of the First Presbyterian Church and Congregation at New Milford," their successors and assigns forever, to have and to hold the same unto the said party of the second part, their successors and assigns forever, for the use of the minister of the said church and congregation, while the said church and congregation remain connected with and under the care, control and discipline of the Presbyterian Church in the United States, under the care of the General Assembly, as will appear by reference to the said deed, duly recorded in the office of the clerk of Bergen county on October twenty-second, one thousand eight hundred and twenty-four, in Book U 2 of Deeds for said county on page 699; and

Preamble. WHEREAS, The proper corporate name of said church is "Presbyterian Church of West Milford, New Jersey"; and

Preamble. WHEREAS, After execution and delivery of said deed the said lands, with the buildings thereon erected, were used and occupied by the minister of the said church, and have been used and occupied for such purposes to and until the present; and

Preamble. WHEREAS, The said lands and premises, and buildings thereon erected, with the appurtenances, are now held under the legal title as vested in the Presbyterian Church of West Milford, New Jersey, in the county of Passaic; and

Preamble. WHEREAS, The property as described in said deed consists of a tract of land containing forty acres, more or less, with a dwelling house thereon, so situated that it cannot be utilized by the minister at the present time, and has become a burden to said church because of the fact that it cannot either rent or convey the said premises, and it is desirous to convey the said lands and premises and the buildings erected thereon, and to give a good and sufficient conveyance in the law to grant a marketable title thereto,

to the end that the said Presbyterian Church of West Milford, New Jersey, may be able to sell and convey said lands pursuant to law and make good title thereto.

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

1. That the "Presbyterian Church of West Milford, New Jersey," in the county of Passaic, be and they are hereby authorized and empowered to convey the said land and premises and buildings thereon, or any and every part thereof, mentioned in the foregoing preamble, by deed of conveyance, under their corporate seal, in fee simple absolute to the purchaser or purchasers thereof; and the said purchaser or purchasers of such property, their successors, heirs and assigns, shall hold the same under and by virtue of said conveyance, to and for its or their use, benefit and behoof, free and clear and absolutely discharged from all trusts whatsoever upon, by or under which the same may have been held. Authorized to convey property. Validity of purchase.

2. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 211.

An Act to create and provide for a commission to investigate and report upon military training and instruction for national defense in high schools.

WHEREAS, War with a foreign nation is at the present time, and apparently long will continue to be, a contingency to be provided against; WHEREAS, an indispensable protection of our homes against the dangers of an invasion is an efficient force of armed men; WHEREAS, the best form of the fighting body for our Preamble.

national defense seems to be not a vast standing army, but, rather, a relatively small standing army supplemented by a trained citizenry; WHEREAS, the citizenry to be effective must be trained in advance, and the advent of a war cannot be foretold; AND WHEREAS, military training of youths, in its physical and even moral effects may be, and has often been demonstrated to be, highly beneficial as education; therefore,

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

Commission on military training in high schools; its duties.

1. That a commission be, and hereby is, created, to be known as the Commission on Military Training in High Schools; the functions of which commission shall be to discover the general conditions which must be taken into account in establishing military training in high schools, the experience of other nations and States in organizing such training, the general character of the training which would be feasible, and of the accompanying instruction in the arts of soldiery, including hygiene, the extent to which the United States Government would coöperate with the State, the probable expense, and whatever else, in the opinion of the commission would be of value to the Legislature in devising legislation establishing military instruction in high schools; and

Report to Legislature.

that this commission shall submit to the Legislature before February first, one thousand nine hundred and seventeen, a report or reports embodying the results of its labors.

Membership of commission.

2. The commission shall be made up of five members, as follows: a member from the House of Assembly and one from the Senate, to be named by the respective presiding officers of these bodies; two schoolmen connected with the administration of high schools in New Jersey, to be named by the Commissioner of Education; and one member in active military service, if possible, the national service, to be appointed by the Governor.

No pay.

3. The members of this commission shall serve without pay, and that their terms of office shall expire June

Terms.

first, one thousand nine hundred and seventeen, unless

otherwise ordered by the Legislature of one thousand nine hundred and seventeen.

Appropriations.

4. The sum of two thousand dollars ($2,000) be, and hereby is, appropriated from the State treasury against the proper expenses of the commission in its work, and that sums required, not exceeding the total stated above, be paid according to law upon warrants signed by the chairman and secretary of the commission jointly.

5. That this act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 212.

An Act to amend an act entitled "An act establishing a court for the trial of juvenile offenders and defining its duties and powers," approved April eighth, one thousand nine hundred and three.

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

Section 2 amended.

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

Juvenile court; officers.

2. The judge for the time being of the Court of Common Pleas of each and every county of this State shall constitute a court for the trial of juvenile offenders in and for such county, which court shall be a court of record and have and possess the jurisdiction and powers conferred by this act; the clerks of the respective counties shall be the clerks of said courts, and all precepts, writs and process issuing out of said court shall be signed by said clerk and sealed with the seal of said court and be tested on the day the same may be issued and in the name of the judge of the said court.

Records.

Said clerk shall keep a record of the proceedings of said court in a separate book, to be provided for that

purpose by the board of freeholders of each county, but neither the record of the conviction of juvenile offenders contained therein nor the fact of such conviction shall be admissible in evidence or in any way shown in any action or proceeding of a civil or criminal nature, except during the period for which the defendant has been placed on probation by any of said courts in the State of New Jersey, or within two years after the discharge of any such defendant from any institution to which such defendant may have been committed by any of said courts in the State of New Jersey; and every such record of proceedings heretofore or hereafter entered or kept as aforesaid against any such defendant shall be entirely removed and destroyed by the clerk of the court wherein the same is of record, after the expiration of the period for which the defendant has been placed on probation by any of said courts in the State of New Jersey, or the expiration of two years after the discharge of any such defendant from an institution to which he may have been committed by any of said courts in the State of New Jersey, as the case may be, unless it shall be made to appear to said clerk that prior to the expiration of said period of probation or the expiration of two years after the discharge of any such defendant from any institution as aforesaid that such defendant shall have been convicted of an offense under the laws of this or any other State.

Admissibility in evidence.

Records destroyed after certain period.

The sheriffs of the respective counties shall be the officers of the said court and shall have and possess in all things pertaining to said courts and to the service of process therein, the same power and authority as in the Court of Quarter Sessions.

Sheriffs to be officers of court.

2. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 213.

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:*

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

Section 12 amended.

12. If a foreign executor, administrator or trustee shall assign or transfer any stock or obligations in this State standing in the name of a decedent, or standing in the joint names of such a decedent and one or more persons, or in trust for a decedent, liable to any such tax, the tax shall be paid to the 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 name of such a resident decedent and one or more persons, including the shares of the capital stock of, or other interests in, safe deposit company, trust company, corporation, bank or other institution making the delivery or transfer herein provided, shall deliver or transfer the same to the executors, administrators or legal representatives of said decedent, or to the survivor or survivors when held in the joint names of a decedent and one or more persons, or upon their order or request, unless notice of the time and place of such intended delivery or transfer be served upon the Comptroller of the Treasury

Tax on transfer of stocks paid by foreign executor, etc.

Banks, etc., to give notice of intended transfers.

Banks, etc., transferring securities to withhold amount of tax.

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 of debt in the name of the State of New Jersey, and the same, when recovered, shall be paid into the treasury

Examination of securities.

Penalty.

Enforcement of penalty.

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.

Corporations to give notice of transfer.

Consent necessary.

Penalty.

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

Proportionate tax on nonresident decedent's property.

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.

Approved March 18, 1916.

CHAPTER 214.

An Act to amend an act entitled "An act concerning tuberculosis," approved March twenty-eight, one thousand nine hundred and twelve.

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

Section 13 amended.

1. Paragraph thirteen of an act entitled "An act concerning tuberculosis," approved March twenty-eighth, one thousand nine hundred and twelve, be and the same is hereby amended to read as follows:

Amount paid by State per patient.

13. There shall be paid by the State Treasurer each year to each county which maintains tubercular patients, either in the county hospital or in a hospital of a municipality or an incorporated society under contract between such county and such municipality or incorporated society, the sum of three dollars per week for each person maintained in such institutions by such county during the time of such confinement, excepting for those patients paying full maintenance.

Approved March 18, 1916.

CHAPTER 215.

435-C-215
R-21-497

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 twelfth, one thousand nine hundred and six.

435-1
A-17-83

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 is hereby amended to read as follows:

Lamps.

4. Every automobile shall carry, during the period from thirty minutes after sunset to thirty minutes before sunrise, and whenever fog renders its impossible to see a long distance, at least two lighted lamps showing white lights visible at least two hundred and fifty feet in the direction toward which said automobile is proceeding, and shall also exhibit a red light visible from the rear; the rays of such rear lamp shall shine upon the number plate carried on the rear of such vehicle in such a manner as to render the numerals thereon visible for at least fifty feet in the direction from which the motor vehicle is proceeding. No automobile shall be used upon the public highways of this State which is equipped with a lamp which, when lighted, is capable of projecting direct rays at a greater height than a parallel of four and one-half feet from the road; *provided, however,* that any lamp which has attached thereto any device which cannot be operated

Height of projected rays.

Proviso.

from the driver's seat, and which, when so attached, renders said lamp incapable, when lighted, of projecting direct rays at a greater height than a parallel of four and one-half feet from the road, shall be deemed to comply with this provision; *provided, further, however,* that any automobile may be equipped with a lamp capable of projecting direct rays at a greater height than a parallel of four and one-half feet from the road, if such lamp, when lighted, is not capable of producing a dazzling light or glare. In order that this section may be operative without hardship to the owners and operators of motor vehicles, the Commissioner of Motor Vehicles is hereby especially authorized to pass upon any lighting devices and upon the equipment of any car, and shall for this purpose examine all lighting devices submitted to him; and if, in his judgment, such lighting devices, when properly applied to a motor vehicle licensed under the authority of this act, shall conform to the provisions of this act, he shall issue a certificate to the manufacturer, owner or user of such device, as the case may be, that the same is in compliance with this section. Every automobile shall show at least one white light when standing, such white light to be on the side of the automobile nearest to the center of the road, and shall display at least one red light to the rear when standing.

Proviso.

Lighting devices.

Lights when standing.

2. This act shall take effect immediately.

Approved March 18, 1916.

CHAPTER 216.

437-C-216
R-21-497

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 violations of the provisions of the act and penalties for said violations," approved April twelfth, one thousand nine hundred and six.

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

1. Definitions. As used in this act: Definitions.

(1) A "manufacturer" 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."

(2) A "dealer" is an individual, partnership or corporation engaged in the purchase and sale of motor vehicles or motor cycles. "Dealer."

(3) A "liveryman" is an individual, partnership or corporation engaged in the business of renting motor vehicles to persons for business or pleasure. "Liveryman."

2. 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 section for a registration number, and the written statement, in addition to the matters hereinbefore contained, shall state that he is a manufacturer; that he desires to use a single number on automobiles owned or controlled by him while being used for demon- Manufacturer's registration.

Certificate assigning number.

stration 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 the act to which this is a supplement, 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.

Markers.

Use limited.

"M" displayed.

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 registrations shall be five dollars for each car 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 not exceeding five authorized to be operated under the said registration number.

Fee.

Dealer's registration.

3. 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 the act to which this is an amendment, 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 or for his personal use but not for hire. The Commissioner of Motor Vehicles may thereupon, if satisfied of the facts stated in said application, issue certificate as herein set forth, assigning the same a number, which certificate shall

Certificate assigning number.

contain a statement that the same was issued to the applicant as a dealer. One certificate shall cover and be valid for the use of not more than five automobiles or 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 the act to which this act is a supplement, 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 exceeding five authorized to be operated under said registration number.

Markers.

Use limited.

"D" displayed.

Fee.

4. Every liveryman residing and having his principal place of business within this State, instead of registering each automobile owned by him for the purpose of renting, may obtain a livery license for same upon payment of fifteen dollars. Such livery license may be placed on any car owned by the said liveryman and used by him for the purpose of renting or hacking. The Commissioner of Motor Vehicles shall provide identification marks of the general style and kind provided for motor vehicle registration in the act to which this is a supplement, assigning a number to each identification mark, and before each number the letter "L" shall be placed. Every such liveryman, in order to obtain a license as above, shall make application setting forth the fact that he is in the business of liveryman; and the Commissioner of Motor Vehicles, if satisfied of the statements made in such application, may issue the

Liveryman's registration.

Fee and use.

Markers.

"L" displayed.

registration certificate for livery license. Nothing in this act shall, however, prohibit the use by a liveryman of any automobile duly licensed by him as owner.

Repealer.

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

Act effective.

6. This act shall take effect January first, one thousand nine hundred and seventeen.

Approved March 18, 1916.

CHAPTER 217.

440-C-217
Title
A-24-384

An Act to provide for the proper construction, grading and drainage of the unimproved township roads of the State and to provide State aid therefor.

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

Amount available.

1. There shall be set aside annually from the net receipts of the motor vehicle fund the sum of one hundred and five thousand dollars, which shall be used to meet the State's share of the cost of the work hereinafter prescribed. Payments from this fund shall be made in the same way as other payments from the motor vehicle fund. The State Commissioner of Public Roads shall reserve each year a sum of five thousand dollars to meet the said State's share in each county until the first day of July. Any amount thus reserved that has not been applied for on said date shall be distributed among other applicants, in the discretion of said Commissioner, for the work contemplated by this act.

440-1
A-20-101

440-1
A-22-122
Reservation for each county.

440-1
A-24-440

440-1
A-25-532

Application for aid.

2. Any township committee may on its own motion apply to the said Commissioner for aid under this act. Such application may be passed by resolution of said township committee at any meeting. It shall set forth the road or roads on which it is proposed that the work

shall be done and the beginning and ending points of such work, and the amount of money the said committee may be authorized to spend on the work, including any contributions thereto.

3. The State Commissioner of Public Roads shall decide which applications in any county will best serve the interests of the township, county and State. He shall notify the township committee of his approval of such applications and shall thereupon enter with them into a written agreement for the necessary planning and surveying and for the doing of the actual work and for the inspection thereof. Said work may be performed, in whole or in part, by the labor of prisoners, by contract, either with or without advertisement, but advertisement shall in every case be made upon the demand of said Commissioner.

Commissioner of Roads to decide applications.

Work done by contract.

4. The work contemplated under this act will include, in addition to constructing said road, the survey and preparation of plans, profiles and cross-sections, the grading and drainage of the road and the construction of the necessary culverts and bridges whose construction and maintenance is by law now imposed upon the township authorities.

What work to include.

5. The share of the cost of the work to be assumed by the State shall not exceed fifty per centum of the cost of the actual work. In addition the State shall pay the cost of the survey and preparation of plans. Said work of survey and planning shall in all cases be done by the said Commissioner and shall be paid for out of said fund.

State's share.

441-5
A-20-101

441-5
A-22-122

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

Funds raised by taxation.

Contributions receivable.

officer of the township is hereby directed to receive such contributions and to properly credit the same.

Acquisition of land.

7. Any township committee may acquire any land necessary for straightening or relocation of any road on which work is to be done under this act by gift, grant, demise, by purchase, or by the exercise of eminent domain, in the manner now provided by law. All roads on which work may be done under this act shall have a right of way not less than thirty-three feet wide.

Right of way.

Maintenance of roads.

8. It shall be the duty of any township committee, accepting State aid under this act, to maintain the roads on which State aid has been received in a condition satisfactory to the State Commissioner of Public Roads. The State Commissioner of Public Roads may agree in any year to assume a share, not exceeding one-half of the cost of said maintenance, and to pay the same out of the receipts of the motor vehicle fund.

442-8
A-20-102

Assistants.

9. The State Commissioner of Public Roads is hereby authorized to employ such assistants, either temporary or permanent, as may be necessary for the discharge of the duties imposed upon him by this act.

Repealer.

10. All acts and parts of acts inconsistent with this act are hereby repealed, but this repealer shall not work to revive any statute or part thereof heretofore repealed.

11. This act shall take effect immediately.

Approved March 20, 1916.

CHAPTER 218.

An Act to validate, legalize and confirm bonds issued by boards of chosen freeholders of any county for the improvement of streets, highways or roads, located within municipalities in such county, at the joint expense of the county and municipalities.

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

Validating bond issue.

1. Where a contract has been made by the board of

chosen freeholders of any county for the improvement of a street, highway or road located within a municipal corporation or corporations in such county, the contract price of such improvement to be jointly borne by said county and municipality or municipalities, any bonds heretofore issued by such county in the manner provided by the act under which such contract was entered into for the purpose of paying its share or portion of the expense of the work done or to be done under such contract, are hereby validated, legalized and confirmed; *provided,* that such bonds bear interest at a rate not exceeding five per centum per annum, are payable not more than forty years from the date thereof, and have been sold, delivered and paid for at not less than par and accrued interest. Proviso. Rate, time.

2. This act shall take effect immediately, but shall not affect the validity of any bonds which are the subject of any action or proceeding in any court. Validity of bonds.

Approved March 20, 1916.

CHAPTER 219.

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 supplement was approved April twenty-fourth, one thousand eight hundred and eighty-eight.

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

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

1. Hereafter the constables of the several counties of this State shall receive per day, for each and every Fees of constables attending courts.

New Jersey State Library

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 following fees: Those residing within two miles of the court house, three dollars; those residing more than two miles from and within five miles of the court house, three dollars and fifty cents; those residing more than five miles from and within ten miles of the court house, three dollars and seventy-five cents, and those residing more than ten miles from the court house, four dollars, which payments 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 20, 1916.

CHAPTER 220.

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

Preamble.

WHEREAS, Certain cities in this State availing themselves of the provisions of said act (known as the Martin act) and the supplements thereto, and amendments thereof, approved April fourteenth, one thousand eight hundred and ninety-two, caused certain taxes, assessments, water-rents or water-rates, to be

adjusted, for payment of which the lands upon which the same had been imposed were sold and deeds given therefor to the purchaser;

Preamble.

AND WHEREAS, Taxes, assessments, water-rents or water-rates have been adjusted with those which had been laid or assessed subsequent to the year one thousand eight hundred and ninety-one; regarding which adjustments doubts have arisen; by reason whereof the titles of the respective purchasers of the real estate thereunder are in doubt; in order to give relief, and to protect the purchasers in the premises:

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

Notice to owners to redeem land.

1. Any such purchaser, his heirs or assigns, in order to perfect his or her title in fee simple, as contemplated by said Martin act and supplements and amendments, may cause notice to be given to all persons who were entitled to, or serve with notice, at the time said adjustments respectively were made; or who have since acquired any interest in the land so sold, as may appear of record; setting forth the date of sale, the date of their deeds respectively and when and where recorded; a description of the land taken from said deed, and the amount for which the same was sold, requiring the owners, mortgagees or other persons interested in, or having a lien upon said land, who may desire to redeem said lands to pay said amount with legal interest from the date of sale to the date of redemption, together with all subsequent taxes, assessments, water-rents, water-rates, costs of improvements and all legal expenses necessarily paid or incurred by the purchaser since the sale, within sixty days from the date of service of said notice.

How notice served.

2. Said notice shall be served personally or left at the person's dwelling house or place of abode, with a member of the family above the age of fourteen years, or if a company, then upon an officer thereof, and if any are nonresidents of this State upon whom such service cannot be made, then said notice shall be pub-

lished in a newspaper printed and published in the county where the real estate so sold is situate, for four weeks successively, once each week, and mailed to each, enclosed in a sealed envelope with the postage prepaid, directed to him, her or company at their last known post-office address respectively.

Title acquired on failure to redeem.

When proof showing service as above prescribed, or of publication, and of due inquiry made to ascertain the post-office addresses of, and the mailing of the notices to, said persons or companies, respectively, and of the failure to redeem within the time so limited, shall have been filed in the office of the clerk of the municipality where said lands so sold are situated, the purchaser shall acquire the same title by virtue of the deeds given as aforesaid as if said Martin act and said supplements and amendments thereto had included therein those taxes, assessments, water-rents or water-rates which were levied or assessed subsequent to the year one thousand eight hundred and ninety-one and adjusted as aforesaid.

Act repealed.

3. That the act entitled "A further supplement to an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water-rates or water-rents in cities of this State, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof and to provide for the sale of lands subjected to a future taxation and assessment,' approved April thirteenth, nineteen hundred and fifteen," and is known as chapter 276 of the laws of 1915, at page 503, be and the same is hereby repealed; *providing,* that such repeal shall in no way invalidate or affect any proceedings had or now pending thereunder.

Proviso.

4. This act shall take effect immediately.

Approved March 20, 1916.

CHAPTER 221.

An Act requiring all instruments received for record and filing, in the offices of the county clerk or register of deeds and mortgages, to be written or printed in the English language.

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

Legal writings in English language.

1. No instrument in writing, with or without an acknowledgement, proof affidavit or certificate attached thereto, now required by law, or which may hereafter be required by law to be recorded or filed in the office of any county clerk or register of deeds and mortgages, shall be received for record or filing in any of said offices unless the said instrument, acknowledgment, proof, affidavit or certificate is written or printed in the English language.

2. This act shall take effect immediately.

Approved March 20, 1916.

CHAPTER 222.

An Act to amend an act entitled "A supplement to an act entitled 'An act to revise and amend "An act for the taxation of railroad and canal property," approved April tenth, one thousand eight hundred and eighty-four,' approved March twenty-seventh, one thousand eight hundred and eighty-eight," which supplement was approved March twenty-fourth, one thousand nine hundred and fifteen.

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

Section 1 amended.

1. Section one of the act to which this act is an

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

Determination of amount of unpaid taxes to be paid by insolvent railroad.

1. The receiver or receivers, duly appointed and qualified under appointment by any court of competent jurisdiction, of any railroad corporation of this State, which shall have been or may hereafter be decreed to be insolvent, or any railroad corporation of this State where taxes have been levied under a misapprehension or error, and the time for appeal has passed before the fact is discovered, and taxes not paid, may make application to the Board of Public Utility Commissioners to fix and determine an amount to be paid to the State of New Jersey in compromise and satisfaction of taxes levied upon property of such insolvent or other corporation, under the act to which this is a supplement or under any supplement or amendment to said act, which taxes may be in arrears at the time of such application, and authority is hereby conferred upon said Board of Public Utility Commissioners to entertain such application, make such investigations as may be necessary, and determine whether it is in the public interest that there should be a compromise and settlement of such arrears of taxes, and if so at what amount and whether such amount should be payable all at one time or in installments with or without interest, and, however payable, when the same or the installments thereof should be paid. If said Board of Public Utility Commissioners shall determine that it is in the public interests that such taxes should be compromised, such board shall report such determination and the amount at which, in the judgment of said board, such taxes should be settled and compromised, with the terms and time of payment, to the Governor of this State, who may approve or disapprove, may refer the matter back to the Board of Public Utility Commissioners for further investigation and report. If the Governor shall approve the determination of the said Board of Utility Commissioners, as presented to him or after re-reference to the said board, he shall file the determination and report, as approved by him, in the office of the Comptroller of this State, and the payment of the amount,

Taxes compromised.

Approval by Governor.

in accordance with such determination of the said board and the approval of the Governor, shall be in full satisfaction of all taxes included in such determination and approval and of any and all lien or liens of the State of New Jersey against the property of said insolvent or other railroad corporation by reason thereof.

If payment not properly made, compromise void.

2. If payment of the amount in accordance with the determination and report provided herein shall not be made within the time limit fixed, the compromise and adjustment provided shall be of no effect, and all payments made thereunder shall belong to the State and shall be credited upon the arrears of taxes due.

3. This act shall take effect immediately.

Approved March 20, 1916.

CHAPTER 223.

An Act re-certifying and re-appropriating certain moneys as the State's share of the cost of certain road improvements.

Preamble.

WHEREAS, The board of chosen freeholders of the county of Essex did heretofore determine to improve certain highways which were and are main arteries of travel in said county; and

Preamble.

WHEREAS, As required by statute, certain cross sections, specifications and contracts for the improvement of said highways were approved, upon submission by the State Commissioner of Public Roads of this State, and the sum of two hundred thousand dollars was thereupon set aside by said State Commissioner of Public Roads as and for the State's share of the cost of such improvements, which said sum was available and payable out of the appropriation for State-aid roads under the provisions of the annual appropriation bill for the fiscal year beginning No-

vember first, nineteen hundred and thirteen, and ending October thirty-first, nineteen hundred and fourteen; and

Preamble. WHEREAS, The said county of Essex did issue and sell its bonds in the sum of two hundred and fifty thousand dollars for its proportionate share of the cost of said improvements and the said improvements of said highways have been completed; and

Preamble. WHEREAS, Some doubt has arisen whether the said sum of money so set aside as aforesaid by the State Commissioner of Public Roads, the same not having been paid during said fiscal year to the county of Essex, has lapsed into the State treasury, so that the said State Commissioner of Public Roads and the State Comptroller are unwilling to certify and pay the said sum of two hundred thousand dollars upon the completion of the improvements aforesaid;

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

State's share for certain roads certified. The said State Commissioner of Public Roads is hereby authorized and directed to certify the said sum of two hundred thousand dollars as the State's share of the cost of the improvements aforesaid, and the sum of two hundred thousand dollars is hereby appropriated as and for the State's share of the cost of said improvements; *provided,* that the said sum appropriated shall not become available until the amount thereof has been included in the supplemental or annual appropriation bill.

Proviso; appropriation.

2. This act shall take effect immediately.

Approved March 20, 1916.

CHAPTER 224.

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

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

1. Section sixty-five of the act to which this is an amendment be and the same is hereby amended to read as follows: Section 65 amended.

65. Every insurance company, other than life, of another State or foreign country, transacting business in this State, shall, on or before the fifteenth day of February of each year, make to the Commissioner of Banking and Insurance a report, signed and sworn to by an officer of the company, or by its United States manager if a company of a foreign country, stating the gross amount of premiums received by such company, and by each agent thereof, on business of the said company in this State for the preceding calendar year, including all premiums received from other companies for reinsurance of them, and the amount of premiums returned to the insured during said year on policies cancelled, and the amount of premiums paid for reinsurance in other insurance companies of other States or foreign countries, authorized to do business in this State, and shall pay to said commissioner, on or before the fifteenth day of February, a tax of two per centum upon such gross amount of premiums paid, less such returned premiums and such reinsurance premiums paid, which tax shall be in lieu of all other franchise taxes imposed upon said corporation; *provided,* any taxes hereafter paid to the treasurer of any firemen's relief Annual statement of foreign companies.

451-65
A-24-437

Tax payable.

Proviso.

association of this State, by fire insurance companies of other States and foreign countries and their agents, in accordance with the provisions of the act entitled "An act to facilitate the collection from fire insurance companies not organized under the laws of this State, but doing business herein, and from agents and brokers, of certain premiums for the benevolent funds of the several duly incorporated firemen's relief associations of this State," approved May second, one thousand eight hundred and eighty-five, shall be considered a part of the tax payable by such companies under this section, and nothing herein contained shall be construed to repeal, alter or change the provisions of the said recited act.

Proviso. *And provided, further,* that any taxes hereafter paid to the treasurer of any police pension fund by any foreign insurance company or its agents, in accordance with the provisions of an act entitled "A further supplement to an act entitled 'An act to remove the fire and police departments in the cities of this State from political control,' approved May second, one thousand eight hundred and eighty-five, and to provide for the establishment, management and distribution of a police pension or retirement fund," approved April eighth, one thousand nine hundred and fifteen, shall be considered a part of the tax payable by such company under this section, and nothing herein contained shall be considered to repeal, alter or change the provisions of the said recited act.

2. This act shall take effect immediately.

Approved March 20, 1916.

CHAPTER 225.

An Act respecting proceedings in certain criminal cases and providing for the hearing, trial and disposition of such cases before the recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal, in cities of the fourth class in this State having a population of over ten thousand.

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

Justices of peace to take complaints and issue warrants.

1. Hereafter justices of the peace, duly elected and commissioned, in and for the several cities of the fourth class in this State having a population of over ten thousand, may take complaints as now provided by law, against any person or persons offending against the criminal laws of this State, or any of them, in the manner now provided by law, and to issue warrants thereon, returnable before such justice issuing the same.

Person apprehended admitted to bail to appear.

2. When any such person or persons charged as aforesaid with any criminal offense shall be apprehended and brought before the justice issuing said warrant, it shall be the duty of such justice, provided the offense for which said offender shall be so apprehended as aforesaid shall be bailable in law, to admit such offender or offenders to bail for his, her or their appearance at the earliest possible day before the recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal holding court in such city.

Records forwarded to court.

3. It shall be the duty of such justice of the peace forthwith to forward, properly enclosed and sealed in an envelope, and addressed to the said recorder, police

justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal holding court in such city, the complaint, warrant and recognizance taken, together with a list or memorandum of the names and addresses of all witnesses for and in behalf of the State in such case, and all other papers and exhibits connected therewith.

If not bailed, offender jailed.

4. In case the offense for which such offender shall be apprehended shall not be bailable in law by a justice of the peace, or such offender shall not give bail as aforesaid for his appearance before said recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal, then it shall be the duty of such justice of the peace to commit said offender or offenders to the city jail of such city, and to send forthwith, and in the manner aforesaid, the complaint or complaints and all other papers and exhibits connected therewith, to the said recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having juirsdiction over criminal offenses and power of committal of such city.

Offender brought before court.

5. It shall be lawful for any recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal of any city of the fourth class in this State having a population of over ten thousand, upon the receipt of the complaint, warrant, recognizance and other papers and exhibits as provided herein, to bring such offender or offenders at any time before such recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal, for examination, or to admit such offender or offenders to bail in all case now bailable before such justices of the peace, recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal of-

Action of court.

fenses and power of committal for his, her or their appearance before such recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal, or for his, her or their appearance at the next session of the Court of Oyer and Terminer or the Court of Quarter Sessions for the county in which such offense was committed or to such other court where the said offense is cognizable. The recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal of such city shall have the power, in his discretion, to increase or decrease the amount of bail fixed by such justices of the peace as hereinbefore provided. As to bail.

6. It shall be the duty of the recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal of cities of the fourth class in this State having a population of over ten thousand to try, determine and dispose of in the manner now provided by law, and inflict such penalty as now authorized by law, all cases so brought before such recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal of assault, simple assault and battery, malicious mischief, larceny or embezzlement where the price or value of the article, property or thing alleged to have been taken or stolen is under fifty dollars; obtaining money or property under false pretenses where the amount or value of the article, property or thing alleged to have been obtained is under fifty dollars; receiving stolen property where the value of the article, property or thing alleged to have been received is under fifty dollars; unlawful conversion where the property or thing alleged to have been converted is under the value of fifty dollars; fornication, adultery, selling cigarettes to minors, allowing minors to congregate and play in pool rooms, any Disposition of cases. Jurisdiction.

offense or offenses within the intent and meaning of chapter one hundred and twenty-seven of the laws of one thousand nine hundred and five, approved April twelfth, one thousand nine hundred and five, and also other criminal offenses the penalty for which does not exceed a fine of two hundred dollars or imprisonment for a term not exceeding six months, where any of the crimes heretofore specified are committed within the corporate limits of the municipality in which such recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal is established; *provided,* the person or persons charged with any such offense shall, in writing, waive indictment and trial by jury and request trial in said court. In all other cases of bailable offenses not triable before such recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal, it shall be the duty of such recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal to conduct the examination of such offender or offenders in the same manner as if the warrant had been issued originally by such recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal, and at his discretion to dismiss or to bind by recognizance with sufficient surety or to bind by his own recognizance such offender or offenders to appear at the next session of the Court of Oyer and Terminer or the Court of Quarter Sessions for the county in which such offense was committed or to such other court where the said offense is cognizable; such proceedings as to detail shall be conducted in the manner now provided by law. The additional jurisdiction conferred upon such recorder, police justice or other official presiding over any recorder's court, police court, or other municipal court having jurisdiction over

Proviso.

Examination of offenders.

Determination.

Jurisdiction is additional.

criminal offenses and power of committal by this act is in addition to the powers heretofore conferred upon such recorder, police justice or other official presiding over any recorder's court, police court, or other municipal court having jurisdiction over criminal offenses and power of committal of such city.

Penalty for justice failing to act.

7. If any justice of the peace shall refuse or neglect to carry out in any respect the requirements of this act, or shall offend in anything against the true intent and meaning of this act, he shall be deemed guilty of a misdemeanor and punishable therefor.

Fees for justice and constable.

8. For services performed under the provisions of this act the justices of the peace and constables performing the same shall be entitled to receive the same fees as are now prescribed by law in criminal cases, the fees of such justice of the peace and constable shall be itemized in the form of bills of costs and the bill of costs of such constable shall be approved by the justice of the peace before whom the complaint in such case was taken, and the constable's bill of costs, approved as aforesaid, shall be annexed to the bill of costs of such justice of the peace and all such bills of costs shall be forwarded to the recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal together with the complaint, warrant, recognizance and other papers and exhibits in said case as herein provided, and the said recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal, or the clerk of such court shall review and correct said bills of costs if necessary, and the said recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal shall certify the correct amount of such bill or bills of costs to the county collector of the county in which such city is situate, who thereupon shall pay the correct amount or amounts so certified to such justice of the peace or constable; *provided, however,* if it

Bills certified to county collector for payment.

Proviso.

shall appear to such recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal, that the proceedings in such case were taken by the justice of the peace improvidently, or that such proceedings were not calculated to promote the administration of justice, then the recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal, may, in his discretion, disallow in whole or in part the bill or bills of costs of such justice of the peace or constable.

Court clerk's duties.

9. Whenever the recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal of cities of the fourth class in this State having a population of over ten thousand, shall have a lawfully appointed clerk, it shall be the duty of such clerk to perform such clerical duties as are imposed upon such recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal by the terms of this act, and such recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal, or such clerk shall keep a true and accurate record of all cases coming before such recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal under the provisions of this act and the disposition thereof, and it shall also be the duty of such recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal, or such clerk to forward to the clerk of the county in which such offense was committed a statement or memorandum of all cases that have been finally

Records.

Statements furnished county clerk.

disposed of by such recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal, stating the names of the defendant or defendants, the crime and when and where committed, the names of the witnesses appearing both on behalf of the State and the defendant, the verdict rendered and the sentence imposed by the recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal of such city, and the same shall be recorded by the clerk of the county in which the offense was committed, among the records of his office in a book provided for that purpose.

When records forwarded to prosecutor of the pleas.

10. Whenever an offender has been held by such recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal, for the next session of the Court of Oyer and Terminer or the Court of Quarter Sessions, or where the case of such offender has not been disposed of by such recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal, then the complaint, warrant and recognizance taken, together with a list or memorandum of the names and addresses of all witnesses for and in behalf of the State in such case, and all papers and exhibits connected therewith, except the bills of costs heretofore mentioned, shall be forwarded by such recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal, or such clerk to the prosecutor of the pleas of the county in which such offense was committed.

Disposition of fines.

11. All fines imposed under the provisions of section six of this act and collected by the recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having

jurisdiction over criminal offenses and power of committal of such city as herein provided or by the probation officer of the county in which such city is situate in case such offender or offenders are placed in the custody of or under the control of such probation officer by the recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal of such city as now provided by law, shall be paid by said recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal of such city or by said probation officer as follows: one-half into the city treasury of such city and one-half into the treasury of the county in which such city is situate.

Appearance of prosecutor in behalf of State.

12. The prosecutor of the pleas of any county in which any recorder's court, police court or other municipal court having jurisdiction over criminal offenses, as mentioned in this act, in cities of the fourth class in this State, having a population of over ten thousand, exists, may, whenever in his judgment the interest of justice so require, appear in said court on behalf of the State, and conduct the prosecution of any case or cases against any defendant or defendants; and it shall be the duty of the prosecutor of the pleas of such county, whenever requested in writing by the recorder, police justice or other official presiding over any recorder's court, police court or other municipal court having jurisdiction over criminal offenses and power of committal, as mentioned in this act, to appear in said court on behalf of the State and conduct the prosecution of any case or cases against any defendant or defendants.

Prosecutor may be requested to appear.

As to constitutionality of act.

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

14. This act shall take effect immediately.

Approved March 20, 1916.

CHAPTER 226.

An Act to amend an act entitled "An act to regulate the sale of spirituous, vinous, malt and brewed liquors, and to repeal an act entitled 'An act to regulate the sale of intoxicating and brewed liquors,' passed March seventh, one thousand eight hundred and eighty-eight," approved March twentieth, one thousand eight hundred and eighty-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 it shall read as follows: Section 2 amended.

2. No person or persons whomsoever shall sell or offer or expose for sale any of the liquors aforesaid, in any quantity from one quart upward, without a license for that purpose first had and obtained as hereinafter directed; and any person or persons selling or offering or exposing for sale any of the liquors aforesaid, in any quantity from one quart upward, without a license for that purpose first had and obtained according to the provisions of this section, or any person or persons having a license under and in pursuance of this section, who shall suffer or permit any of the said liquors sold by virtue of such license to be drunk on or about the premises where sold, shall be guilty of the offense of keeping a disorderly house; *provided, however,* that no person or persons, corporation or corporations, now or hereafter distilling, fermenting or brewing any of the liquors aforesaid shall in any way be affected or governed by this section. License to sell liquors by quart. Liquor not drunk on premises. Proviso.

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

Approved March 20, 1916.

CHAPTER 227.

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

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

Use of school property for recreative purposes, etc.

1. The board of education of any school district may use, or, subject to reasonable regulations to be adopted by said board, permit the use of any schoolhouse and rooms therein, and the grounds and other property of the district, when not in use for ordinary school purposes, and with the consent of the local authorities in control thereof, may improve, equip and use any park, playground, or other public place or property, for the purpose of holding athletic, social, civic and recreational meetings and entertainments and such other purposes as may be approved by the board of education.

Providing funds.

2. The funds necessary to carry out the provisions of this act shall be provided in the same manner that funds are now provided by law for ordinary school purposes in such school district.

3. This act shall take effect immediately.

Approved March 20, 1916.

CHAPTER 228.

An Act regulating the selling, offering or exposing for sale of agricultural seeds in this State.

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

Definition of certain agricultural seeds.

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

Statement on containers of seeds.

2. Every lot of agricultural seeds which does not consist of vegetable seeds, and which is not intended to be sold, offered or exposed for sale as a mixture of the seeds of two or more species of grasses, or of clovers,

or of both, which is offered or exposed for sale, or had in possession with intent to sell within this State, in lots of ten (10) pounds or more, shall have affixed thereto in a conspicuous place on the exterior of the container of such agricultural seeds a written or printed label, in the English language, in legible type or script, containing a statement specifying:

Common name.

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

Purity.

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

Germination.

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

Seeds per pound.

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

Name of dealer, etc.

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

Statement on containers of mixed seeds.

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

Mixture.

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

(b.) The commonly accepted names of such species of grasses and clovers as are distinguishable by their appearance, provided they are present in such mixture in quantities equalling or exceeding four (4) per centum of the total weight of the mixture. Common name.

(c.) The percentage by weight of foreign seeds contained in such mixture; *provided,* that the term "foreign seeds" shall not include within its meaning the seeds of species of grasses and clovers enumerated in section one (1) of this act and which are present in quantities, not equalling or exceeding four (4) per centum of the total weight of such mixture. Percentage of foreign seed. Proviso.

(d.) The percentage by weight of inert matter in such mixture; *provided,* the term "inert matter" shall include within its meaning all materials which are not of plant origin; all portions of plant tissue which do not enclose a seed or seeds; and all fragments of seeds which do not contain the essential elements of the embryo or germ of such seeds. Percentage of inert matter. Proviso.

(e.) The number per pound of the seeds of each of the following species of plants if any such are present in excess of one seed in each five (5) grams in such mixture: Quack grass (Agropyron repens); horse nettle (Solanum carolinense); dodder (Cuscuta species); Canada thistle (Carduus arvensis). Seeds per pound.

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

4. Every lot of vegetable seed in quantities equalling or exceeding one pound in weight which is sold, offered or exposed for sale, or had in possession with intent to sell within this State, shall have affixed thereto in a conspicuous place on the exterior of the container of such vegetable seeds a written or printed label in the English language, in legible type or script, containing a statement specifying: Statement on container of vegetable seeds

(a.) The name of such vegetable seeds are are contained in the package. Name.

(b.) The percentage of germination of such vegetable seeds as named together with the month and year Germination.

Proviso.

when the germination test was made; *provided,* that for the seeds of beets and mangel wurzels the germination shall be a statement of the number of sprouts capable of being produced by one hundred (100) seed balls.

Inert matter.

(c.) The percentage by weight of inert matter in such vegetable seeds if in excess of five per centum of

Proviso.

the total weight of such seeds; *provided,* that the term "inert matter" shall include within its meaning all materials which are not of plant origin; all parts of plant tissue which do not enclose a seed or seeds; and all fragments of seeds which do not contain the essential elements of the embryo or germ of such seeds.

Name of dealer, etc.

(d.) The full name and address of the seedsman, importer, dealer or agent or other person or persons, firm or corporation, offering or exposing the said vegetable seeds for sale within this State. The statements

Statements based on tests.

of percentage or quantity as required in the provisions of this act shall be based upon a test or analysis conducted by the vendor of the agricultural seeds or his agents, provided that such test or analysis made by the vendor or his agents shall conform to the reasonable regulations or methods of testing adopted or used by the Association of Official Seed Analysts or the United States Department of Agriculture.

Exceptions.

5. The provisions of this act concerning agricultural seeds shall not apply to lots of agricultural seeds which shall have affixed to the outside of the container of such seeds a written or printed label in the English language, in legible type or script, containing a statement specifying that such agricultural seed is "not clean seed" or that it is "not tested seed."

Seed analyst.

6. The Board of Managers of the New Jersey Agricultural Experiment Station shall appoint an official to be known as State Seed Analyst and such other agents as may be deemed necessary to carry out the provisions of this act, and shall fix the salary of such analysis and of such agents as are appointed.

Access to seeds.

The State Seed Analyst and any such agents shall have free access at all reasonable times upon and into any premises or structures for the purpose of making any

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

Taking samples.

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

Rules and regulations.

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

Certificate of analysis in evidence.

Official seal.

Violations.

9. Any person who sells, offers or exposes for sale, or has in his possession with intent to sell, any agricultural seeds not complying with the requirements of this act, or who shall affix any false or inaccurate label to any package of agricultural seeds intended for sale, or who shall sell, offer, or expose for sale, or have in possession with intent to sell, any package of agricultural seeds to which any false or inaccurate label has been affixed, or who violates any of the provisions of this act, or who shall interfere or attempt to interfere with any official employed in the enforcement of this act, while in the performance of his duties hereunder, shall

Penalty.

be liable to a penalty of not less than twenty-five dollars nor more than one hundred dollars for the first offense and to a penalty of not less than fifty nor more than three hundred dollars for a second and each subsequent offense, which penalty shall be recovered in an action of debt in the name of the State, together with the costs of prosecution to be taxed. All moneys recovered under this act shall be paid into the treasury of this State.

Prosecutions.

10. The Board of Managers of the New Jersey Agricultural Experiment Station shall send to the Attorney-General the evidence obtained of violations of this act and prosecution for the penalties herein provided for shall be conducted by the Attorney-General, in the name of the State.

Analyses by experiment station.

11. Any citizen of the State of New Jersey may, in accordance with regulations prescribed by the New Jesey Agricultural Experiment Station for this purpose, and by prepaying the transportation charges, send a sample or samples of agricultural seeds to the New Jersey Agricultural Experiment Station for examination and analysis, and such examination or analysis shall be reported upon free of charge.

Appropriation.

12. The sum of four thousand dollars ($4,000) is

Proviso.

hereby appropriated for the purpose of this act; *provided,* that no payment shall be made pursuant to this act until the amount shall have been included in the supplemental or regular annual appropriation bill.

13. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect on November first, one thousand nine hundred and sixteen. Repealer. Act effective.

Approved March 20, 1916.

CHAPTER 229.

An Act concerning boxing or certain exhibitions in physical culture.

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

1. It shall be lawful for any incorporated organization or association of at least three years' standing to conduct friendly contests of skill with gloves in the art of boxing under the supervision of the municipal police authorities and in conformity with the provisions of this act; *provided,* all such contests shall be regularly sanctioned by the governing body of the Amateur Athletic Union or Intercollegiate Athletic Association. Boxing contests. Proviso.

2. Such exhibitions shall be conducted with gloves of not less than eight ounces in weight, and shall be continued for not more than four rounds of three minutes duration each. Gloves and rounds.

3. Such contests shall be conducted purely as amateur exhibitions of skill to show the art of self-defense. Object.

4. Such contests shall be under the supervision of the local municipal police or other authorities, who shall issue permits to hold the same to such persons only as they deem to be proper persons to conduct them, and shall prevent all disorder, brutality or abuse of the permission conferred. Supervision.

5. The governing body of any municipality may pass ordinances prescribing terms, conditions and regulations not inconsistent with this act under which such exhibitions may be given. Municipal regulations.

6. This act shall take effect immediately.

Approved March 20, 1916.

CHAPTER 230.

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:*

Board of education in consolidated municipalities.

1. Whenever the voters of two or more municipalities in the same county shall vote to consolidate and form a city by virtue of any act of the Legislature of this State, and by reason thereof said municipalities are to become a city on a certain date, the members of the boards of education of such municipalities shall continue in office until the first day of February next following the date on which such municipalities become a city, when their terms of office and all rights and privileges thereunder shall cease and be at an end. Before the said first day of February the mayor of said city shall appoint a board of education of said city, as required by law.

Authority vested in board.

2. Said city board of education shall take, hold, possess, enjoy and become absolutely vested with all the rights and properties of the board of education and school districts of the municipalities of which it is formed, and shall be responsible and liable for all contracts, debts and obligations of such boards of education and school; *provided, however,* that the lands and properties of any board of education and school district to which said city board of education thus becomes the successor, shall be at and remain liable for its own debts and obligations, and that as to such debts and obligations the said city board of education shall be held liable only to the extent that the same can be

Proviso.

enforced at law or in equity upon the lands and properties of each of said superseded boards of education and school districts; *and provided, further,* that all taxes or assessments at any time levied or imposed by any municipality for any board of education and school district thus superseded remaining outstanding and unpaid, and all other moneys in the treasury of the board of education and school district of any such municipality when said new city government goes into effect shall be collected by said new city government, and shall be applied to the purposes for which such moneys were raised or are owing, and if not raised or owing for any specific purpose, shall be applied in the reduction or payment of the bonded or other indebtedness, if any, of such superseded board of education and school district; *and provided, further,* that the lands and property of one board of education and school district thus superseded shall not be taxed or assessed for the debts or obligations of any other board of education and school district thus superseded by the new city board of education, but that the lands and property of each board of education and school district thus superseded shall be taxed and assessed for its own debts and obligations until the same shall be fully paid and satisfied.

Proviso.

Proviso.

3. Immediately upon the installation of the new city board of education the mayor or other head officer of said government shall take and receive all cash on hand in the possession of the fiscal officers of the boards of education of the consolidating municipalities forming said city, giving acquittances therefor, and shall turn the same over to the proper fiscal officers of the new city board of education. He shall also supervise and direct the transfer of all personal property, books, papers, vouchers or other documents belonging to said superseded boards of education to the proper officers of the new city board of education, and shall cause a complete inventory to be made of all properties of said superseded boards of education and school districts and filed with the clerk of said new city board of edu-

Transfer of Money.

Transfer of records.

Accounts audited.

cation. He shall also have all the accounts of said superseded boards of education thoroughly examined and audited by one or more experts or certified public accountants who shall make a report of their examinations and findings to him, and said report shall be filed with the clerk of said board of education and a copy thereof certified by said clerk and filed with the fiscal record of said new city.

Duties.

4. Said new city board of education shall be a body corporate vested with all the rights and powers conferred upon such body by the law to which this act is a supplement, and shall have full charge and control over all schools, school properties and teachers, principals and other employees in the public schools of said new city.

As to teachers and employees.

5. All principals, teachers, janitors and employees in the public schools of said superseded boards of education and school districts shall, upon the organization of the new city board of education, as herein provided, become principals, teachers, janitors and employees in the public schools of said new city board of education and continue in their respective capacities in said schools with all the rights and privileges that they enjoyed in the superseded school districts and such additional compensation, rights and privileges as the laws of the State may provide.

Tenure of teachers and employees.

6. The tenure of office and pension laws of this State applicable to principals, teachers, janitors and employees in the public schools shall enure to the benefit of all principals, teachers, janitors and employees in the public schools of said new city, and the time of any principal, teacher, janitor and employee in the public schools spent in the service of any superseded school district shall be taken into account and computed in determining the rights and privileges of any such principal, teacher, janitor and employee in the public schools of said new city under said tenure of office and pension laws.

As to constitutionality of act.

7. If any section, part or provision of this act be questioned in any court and to be held unconstitutional, or invalid, such decision shall in no way affect any other section, part or provision of this act.

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

9. This act shall take effect immediately.

Approved March 20, 1916.

CHAPTER 231.

An Act to increase the power of improvement commissions in towns, villages, townships or municipalities in this State.

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

1. That in all towns, villages, townships or other municipalities where the governing power has been committed to and improvement commission elected annually by the vote of the legal voters of such town, village, township or municipality, such improvement commission shall, in addition to the power now vested by law in them, hereafter have the power to pass, alter, amend and repeal ordinances for the following purposes: Powers committed to improvement commissions.

I. To regulate and control the manner of building, constructing, altering, or removing dwelling houses and all other buildings or structures of any kind or nature erected or to be erected in any such municipality, and to prohibit within certain limits, to be from time to time prescribed by ordinance, the building or erection of any dwelling houses, store, stable or other building of wood or other combustible materials. Regulate buildings.

II. To regulate the construction of chimneys and to compel the sweeping thereof. Chimneys.

III. To prescribe the method and manner of the installation, construction or maintenance of furnaces, stoves, boilers, ovens or fireplaces. Heating plants.

IV. To prohibit the deposit of ashes in unsafe places. Ashes.

Fire-escapes. V. To regulate and require the construction and maintenance of fire-escapes.

Inspection. VI. To authorize any municipal officer or officers or person or persons designated for that purpose, to enter into and upon and inspect any place or places, building or buildings, for the purpose of ascertaining whether the same is or are in accordance with the provisions of any such ordinance, and is or are in a safe condition and if not to compel the same to be made so, under his or their direction, at the expense of the owner of said building.

Penalty to enforce ordinances. 2. It shall be lawful to provide for the enforcement of the provisions of any ordinance passed as aforesaid and to prescribe penalties not exceeding fifty dollars or each offense, and not more than twenty dollars for each day the provisions of any such ordinance are not complied with.

3. This act shall take effect immediately.

Approved March 21, 1916.

CHAPTER 232.

An Act respecting the construction of sewers in cities of this State.

Preamble. WHEREAS, In the construction of short sections of sewers of small sizes in cities in this State, particularly where such sewers are needed in advance of the paving of streets, and where said sewers are constructed for the use of abutting property owners, and where the entire cost of doing the work may be less than one thousand dollars, the method of procedure now required by law in connection with the advertising of notice of intention, ordinance, and the incidental expenses connected with the making of assessments, now constitute a very large portion of the cost,

and in some instances these incidental expenses for advertising, et cetera, have exceeded the actual cost of the construction of the sewers themselves, and thereby entail on the property greater assessments than the importance of the work warrants;

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

Constructing short section of sewer.

1. In cities of this State where the estimated cost of constructing a sewer, where the same is constructed for the use of abutting property only, is less than one thousand dollars, which estimate shall be submitted to the board or body having charge of the construction of sewers in any city of this State by the engineer in charge of such work, such estimate having been prepared on the basis of the best information obtainable as to the probable cost of such sewer, such board or body is hereby authorized to pass a resolution signifying its intention to construct any such sewer with its lateral connections to the curb lines, without being required to pass or advertise notice of intention or ordinance for the doing of such work; *provided,* a copy of such resolution, together with a notice fixing a time (which time shall be at least five days after the mailing) and place at which objections to the making of said improvement will be heard, shall be mailed to the last known address of the last owner of record, as shown by the tax records of such city, of the property abutting on the portion of the street or highway through which such sewer is proposed to be constructed, and a copy of such resolution and notice shall be posted conspicuously in the city hall in such city at least five days prior to the introduction of a second resolution setting forth the final decision of said board or body to cause the construction of such sewer which shall be signified by the passage of said second resolution, not sooner than two weeks after the passage of the first resolution to which reference is herein made, which said second resolution may designate that the construction of such sewer is to be done by day labor under the direct supervision of said board or body having charge of sewers, or may provide

Notice of intention.

Proviso.

for the advertising for bids and the awarding of a contract for the doing of the work in the manner now provided by law.

Meeting expenses.

2. The expense of the construction of any such sewer may, in the first instance, be paid for out of the current funds of such board available for the sewer work of said board, or the board or body having charge of the finances in any such city may provide funds for the doing of such work upon the request of the board or body having charge of the construction of sewers in any such city.

Assessment for sewer.

3. Upon the completion of the construction of such sewer, the cost and expense thereof shall be determined by the city surveyor and the benefits not exceeding the cost, shall be charged and assessed against the property abutting on the portion of the street or highway through which such sewer has been constructed, after a notice shall have been mailed to the aforesaid abutting property owners of record fixing a time and place at which objections to such assessments will be heard, as hereinbefore provided in section one of this act for notice of intention; and thereupon a statement of such determined and assessed cost and expense, when so made by said city surveyor, shall be filed by him with the officer of such city charged with the duty of collecting assessments for benefits in such city, and shall be and remain a lien on the property so assessed from the time of the filing thereof until paid, and shall be collectable as assessments for benefits are or may be collectable by the charter of and laws governing such city, and if not paid within forty days from and after the said statement of cost is filed as aforesaid, interest shall be charged and collectable thereon at the same rate at which interest is or may be chargeable and collectable on assessments for benefits in such city.

Assessment a lien.

Repealer.

4. All acts and parts of acts, general and special, public or local, inconsistent with the provisions of this act, be and the same are hereby repealed.

5. This act shall take effect immediately.

Approved March 21, 1916.

CHAPTER 233.

An Act to prescribe the conditions and restrictions under which public vaults, crypts or mausoleums for the interment of human bodies may be constructed, and fixing penalties for failure to comply therewith.

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

1. After the passage of this act no person, firm or corporation shall build, construct or erect any public mausoleum, vault, crypt or structure intended to hold or contain the bodies of the dead, which shall be wholly or partially above the surface of the ground, without the consent and approval of the board of health, or if there be no board of health, then the health officer of the city, township, town, borough or other municipality in which it is proposed to build or erect such structure, such consent to be obtained upon application in writing for that purpose made; and in case of refusal of the said local board of health or health officer to grant the same, then the person, firm of corporation making application as aforesaid may, within thirty (30) days after such refusal or failure to act, apply to the State Board of Health, which shall have power to reverse the decision of the local authorities and grant the application; and in case the local authorities grant permission to build or erect said structure, and the same shall be deemed objectionable by the inhabitants of the city, town, township, borough or other municipality wherein it is proposed to locate the same, then ten (10) citizen freeholders thereof may, within thirty (30) days after the granting of such permit, apply to the State Board of Health, which State board shall fix a time and place at which to hear, in a summary manner, the objections to the same, and after such hearing shall have power to reverse the decision of the

Building burial vaults subject to approval by board of health.

When State board acts.

If objections.

Hearing.

local authorities and prohibit the erection of such structure or may affirm the decision of the local authorities.

Approval of plans.

2. Before commencing the building, construction or erection of the same, full detailed plans and specifications of such structure shall be presented to the State Board of Health of this State for the examination and approval of said board. Before approving such plans and specifications said board of health shall be satisfied as to the following facts: (a) That the same provide for a structure so arranged that each and every part thereof may be readily examined at any time during construction by the members of such board, or by the health officer of any county or city wherein such structure may be erected; (b) that proper provision is made for hermetically and permanently sealing each individual crypt or cell after the placing of the deceased body therein in such a way that no injurious or offensive odor or effluvia may escape therefrom into the interior of the building or vestibule; (c) that the materials of which it is intended to construct the same shall be of the best quality obtainable, and either natural stone or United States standard bronze with the exception of the crypts and foundations. The front exterior walls to be not less than six (6) inches thick and of natural stone, granite or marble, of the character best suited for the respective purposes for which they are intended, and so arranged with concrete or other material that all exterior walls shall be at least eighteen (18) inches in thickness. The approval of the said plans and specifications by the said board shall be evidenced by a certificate in writing properly signed, and such signed approval, together with the detailed plans and specifications so approved, shall, before commencing work on such structure, be filed in the office of the clerk of the county and State wherein such structure is to be erected, and there remain as a public record.

Specifications to be complied with.

Certificate of approval.

Supervision of erection.

3. The process of erection of such structure, mausoleum or crypt shall be at all times under the supervision of the local board of health or health officer. It shall be the duty of such local board of health or health

officer to see that the approved specifications are complied with in every particular as to kind, quality, character and quantity of each and every material, respectively, and otherwise. No departure or deviation from the original plans and specifications shall be permitted except upon approval of the State Board of Health, evidenced and filed in like manner and form as the approval of the original plans and specifications.

No burial until plans complied with.

4. No mausoleum, vault, crypt or structure so erected as aforesaid shall be used for the purpose of interring or depositing therein any dead body until there shall have been obtained from the State Board of Health a final certificate properly signed, or a certificate signed by a majority of the local board of health or the health officer, stating that the plans and specifications as filed have been complied with and followed in every particular, nor until such certificate shall be filed with the county clerk as aforesaid.

Trust fund for perpetuation of building.

5. No mausoleum, vault, crypt or structure so erected as aforesaid shall be used for the purpose of interring or depositing therein any dead body until a trust fund shall have been established and set apart, in accordance with the laws regulating trust funds in this State, amounting to not less than ten per centum of the total cost of the structure; the interest, and that only, to be used for the perpetuation of said building; but this clause shall not apply to private mausoleums or temporary receiving vaults.

Vaults within cemeteries exempt from taxation.

6. All mausoleums, vaults, crypts or structures intended to hold or contain the bodies of the dead, now erected or which may hereafter be erected, and located within any duly authorized cemetery organized in accordance with the laws of the State of New Jersey, shall be exempt from taxation in like manner as such cemeteries are now exempt by law.

Penalty.

7. Any person, any member of a firm, or any officer or director of a corporation which or who shall fail to comply with each and every provision of this act shall be personally liable therefor, and shall, upon conviction thereof, be deemed guilty of a misdemeanor and pun-

Proviso.

ished accordingly; *provided, however,* that the provisions of sections one, two, three, four and five of this act shall not apply to any mausoleum, crypt, vault or structure intended to hold or contain the bodies of the dead which shall have been erected, or is now in the course of erection.

8. This act shall take effect immediately.

Approved March 21, 1916.

CHAPTER 234.

An Act to authorize the transfer of lands or real estate used as a farm for the poor or for the care and maintenance of the poor of a part only of a county, to the board of chosen freeholders of said county, and to dissolve corporations authorized and empowered to have full charge, direction, superintendence and government of such poorhouse property.

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

Transfer of land used for poor to freeholders.

1. Whenever any lands or real estate are used as a farm for the poor or for a home for the care and support of any or all of the poor of a territory comprised within a part but not all of a county, and whenever there is a corporation authorized and empowered to have full charge, direction, superintendence and government of such poorhouse property, upon vote, to adopt the provisions of this act, of a majority of the legal voters of the said territory comprised within such part of a county, voting for or against the adoption of the provisions of this act, at a regular general election, as hereinafter provided, all of the right, title and interest in and to such land or real estate shall become vestd in the board of chosen freeholders of the county in

which the same is situated, and such corporation authorized and empowered to have full charge, direction, superintendence and government of such poorhouse property shall be dissolved, and the inhabitants of those parts of the county theretofore charged with the maintenance of such poorhouse property shall thereafter be liable to contribute toward the support of the poor of the county in accordance with the law under which the inhabitants of other parts of the county contribute to the support of the poor of said county.

Referendum.

2. The provisions of this act may be adopted by a majority vote of the legal voters of the territory comprised within that part of the county by which such poorhouse property is maintained, voting for or against their adoption, when submitted at any regular general election for members of the General Assembly of the State of New Jersey, held after the adoption of a resolution that it is desirable to accept the provisions of this act, by the majority of the trustees of any such poorhouse at any regular meeting of such trustees or at any special meeting called for the purpose, or by a majority vote of the legal voters of the territory comprised within that part of the county by which such poorhouse property is maintained, voting for or against their adoption, when submitted at any regular general election for members of the General Assembly of the State of New Jersey, upon a petition for the adoption of the provisions of this act, signed by at least one hundred legal voters of the territory comprised within that part of the county by which said poorhouse property is maintained, of which one hundred legal voters there shall be at least one resident of each of the municipalities contributing to the maintenance of such poorhouse property. The said resolution certified by the secretary or one member of the board of trustees of the poorhouse adopting the same or the said petition verified by the oath or affirmation of one or more of the signers thereof, taken before a person qualified under the laws of New Jersey to administer an oath, to the effect that such petition is signed in good faith for the purposes therein

Resolution favoring such transfer.

Petition.

Certified resolution filed with county clerk.

mentioned and that to the best of the knowledge and belief of affiant the signers are legal voters of the territory comprised within that part of the county by which said poorhouse property is maintained, shall be filed with the clerk of the county within which such poorhouse property is maintained, at least thirty days prior to said regular general election, whereupon said clerk shall have printed at the foot of all ballots to be voted at said election, both sample and official, the following:

Proposition printed on ballots.

"Shall the act authorizing the transfer of the lands or real estate used as a farm for the poor or for the care and maintenance of the poor of..... (designation of municipalities comprised within that part of the county by which such poorhouse property sought to be transferred is maintained) to the board of chosen freeholders of the county of..... (designation of particular county), and the dissolution of the corporation known as..... (designation of particular corporation) be adopted?"

Voting.

with the words "Yes" and "No" placed in two lines thereafter and a square opposite the work "Yes" and a square opposite the word "No," and with instructions to the voters to the effect that those favoring the proposition shall make an × mark in black ink or black pencil in the square opposite the word "Yes," and those opposed to the proposition shall make an × mark in black ink or black pencil in the square opposite the word "No." An × mark in black ink or black pencil in the square opposite the word "Yes" shall be counted as a vote in favor of said proposition, and an × mark in black ink or black pencil in the square opposite the word "No" shall be counted as a vote against said proposition, and in case marks shall be made in both squares on the same ballot or no mark shall be made after the word "Yes" or the word "No" the ballot shall not be counted as a vote either for or against the proposition, but a note thereof shall be made upon the return, and the said ballot shall be preserved in the same manner as the other ballots. All voters in the

Who eligible to vote.

territory comprised within that part of the county by which the poorhouse property, sought to be transferred, is maintained, qualified to vote at such general election, shall be entitled to vote for or against such proposition. It shall be the duty of the clerk of the county in which said poorhouse property is maintained and the various clerks of the said municipalities contributing to the maintenance of such poorhouse property to furnish said voters with said ballots and to give notice of the election by posting and publishing, in the manner required by law for the distribution of ballots and for posting and publishing notice of the election for members of the General Assembly of the State of New Jersey. Returns of the result of the election as to the adoption or rejection of this act shall be made in the manner provided by law for making returns of any general election, and the statements of the result of the submission of this act at said election shall be transmitted by the district boards of registry and elections to the officers designated by law for the purpose, and the votes shall be canvassed and determined by the board of elections of the county where said poorhouse property is maintained in the manner provided by law for so doing, who shall certify the result to the clerk of said county.

Ballots.

Notice of election.

Returns and canvass.

3. The board of chosen freeholders of the county acquiring title to land as provided for in this bill, may in its discretion use said land for a public county park or for any other public purpose except for the establishment or maintenance of an institution for the care of persons suffering from tuberculosis.

Use of land so acquired.

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

Repealer.

Approved March 21, 1916.

CHAPTER 235.

An Act to authorize towns to lay out, open, vacate, straighten, extend, widen or otherwise change as to boundaries, and improve streets, avenues and highways or sections of same therein, to authorize the taking of lands therefor and to provide for the cost thereof.

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

Powers of town council.

1. The town council or other governing body of towns in this State shall have power and they are hereby authorized by ordinance

Streets, etc., improvements.

To lay out, open, vacate, straighten, widen, extend and improve any street, avenue or highway, or any part or section thereof, and to take and appropriate for such purpose any necessary lands and real estate upon making compensation to the owners thereof, as hereinafter provided; to provide for grading and altering the grade of streets, avenues and highways in the town, and filling, macadamizing, guttering, curbing, paving and improving the same.

Method of procedure.

2. Streets, avenues and highways or sections of same may be laid out, opened, vacated, straightened, extended, widened or otherwise changed as to boundaries, and improved within said town, in the following

Petition.

manner. A petition in writing setting forth the improvement desired and that the signers thereof are owners of lands situate within the town which will be specially benefited by the proposed improvement, shall be presented to the council or other governing body at a stated meeting thereof, and if the council favors the proposed improvement, and if in its judgment the petition is signed by the owners of lands situate within the town which will be specially benefited by the improvement petitioned for, it may, at any stated

meeting, adopt a resolution declaring that it favors the improvement petitioned for, and that in its judgment the persons signing the petition are owners of land situate within the town which will be specially benefited by the improvement petitioned for, and it shall thereupon, by resolution, refer the said petition to the commissioners of assessment, hereinafter provided for, who shall proceed therein in the manner herein directed; said resolution shall also require the petitioners to deposit with the town treasurer such sum of money (to be therein stated) as the said board of council or other governing body shall deem necessary to cover the cost and expense incurred by the town if such ordinance for such improvement shall not be thereafter adopted, which sum shall in such case be applied to the payment of such costs and expenses, and the excess, if any, shall be returned to the person or persons depositing the same; and in case the ordinance for such improvement shall be thereafter adopted, such sum shall be returned in full, without interest to the person or persons depositing the same, and the said commissioners of assessment shall not proceed in said matter until the town treasurer shall have certified to them that the sum specified in said resolution has been deposited with him; the commissioners of assessment shall be assisted in such manner as they shall require by a town surveyor, not interested in the improvement petitioned for, who shall be appointed by resolution for that purpose by the said town council or other governing body; the said commissioners shall make or cause to be made a map or maps showing all lands, real estate and improvements to be taken for the proposed improvement and all the lots and parcels of land within the town, which in the judgment of said commissioners will be specially benefited thereby, designating each lot and parcel on said map by a letter or a number; said commissioners shall also ascertain, so far as practicable, the name of the owners of said real estate to be taken and property to be benefited, and the interest of each of the owners of real estate so to be taken, and when such names or estates are not known they shall so report; they shall

Resolution.

Petition referred to commissioners of assessment.

Deposit to cover expenses.

If ordinance adopted, deposit returned.

Surveyor.

Maps.

Owners.

Appraisement.

also appraise the value of the interests of each known owner of real estate to be taken and the damage to be done to such owner by taking the same; and where the estates in any plot or lands are unknown they shall appraise the value of or the damage done to the fee simple; said commissioners shall also estimate all other expenses likely, in their judgment, to attend the completion of the improvement; said commissioners shall also estimate the amount likely to be realized from the sale of any buildings, or parts of buildings, required to be taken on account of said improvement, and shall also determine the probable net cost of making the improvement; this probable net cost they shall then assess upon the land to be specially benefited, in proportion to the benefit to be received; thereupon they shall, under their hands make a report of the facts ascertained and of the appraisements, estimates, determination and assessments made by them concerning said improvement, together with the statement of the excess of cost over assessments for benefits, if any, and shall present such report and their map to the council or other governing body at a stated meeting thereof, which body shall then or at a subsequent meeting fix a time and place when and where it will meet to consider all objections in writing to said report or to the proposed improvement, shall cause a notice of the filing of said map and report to be printed in the official newspaper published in the town, or if there be none, in the newspaper published in the county and circulated in the town for two weeks successively, at least once in each week, next preceding said time so fixed, which notice shall contain a general description of the improvement intended, of the lands to be taken, and of the lands to be assessed therefor, and shall state the time and place when and where the council or other governing body will meet to hear and consider any objections to said report or to the improvement, which may be presented in writing; the clerk of said town shall also post copies of such notice in five public places of the town at least ten days prior to the said time fixed by the council for the hearing of objections, and shall also, at least five days prior to the

Amount from sale of buildings.

Net cost.

Assessment for benefits.

Report.

Fix hearing.

Notice.

said time so fixed, cause a copy of such notice to be served upon resident owners of real estate affected thereby, but the omission of the service of such notice shall not invalidate any of said proceedings; and all objections at such time and place, presented in writing, the said council or other governing body shall consider and adjudicate upon, and the said council or other governing body of said town may order, amend and adjust, increase or diminish any award without further or other notice to the person or persons interested therein; *provided, however,* that no resolution altering, amending, adjusting, increasing or diminishing any award or awards shall be passed or adopted except by or upon the affirmative vote of at least two-thirds of all the members of the council, nor shall any such resolution be passed or adopted at any other than a stated meeting; if the said council or other governing body shall then determine to make said improvement, notwithstanding any objections to the same, the said council or other governing body shall confirm said awards, as altered, amended, adjusted, increased or diminished and pass an ordinance ordering said improvement to be made and completed in such manner as said council may direct; *provided,* the said council shall not proceed to make any such improvement if the owners of the property subject to more than two-thirds of the assessment for the improvement shall remonstrate against the same being made; the said council shall also pass a resolution directing the several sums awarded to be paid to the persons to whom the awards are made for real estate taken and damages sustained in making said improvement, and upon the passage of such resolution the fee simple of said real estate to be taken shall be vested in the town; *provided,* that where the commissioners shall report the name or estates of the owners of any plot as unknown the said resolution shall direct the sum of the award on account of such plot to be paid to the owners thereof, when and as their interest may appear, and any such owner or person interested in said land may, by bill in Chancery, according to the practice of that court, have the said sum dis-

Objections acted on.

Proviso.

Determination.

Proviso.

Proviso.

tributed or in whole or in part paid over to him as law and justice may require; after the completion of said improvement, the said commissioners shall ascertain and determine the actual net cost thereof, and shall assess, as hereinafter provided, such actual net cost upon the lands specially benefited in proportion to the benefits received.

Settling assessments and awards.

3. Whenever, by the report and map of the said commissioners, corrected as aforesaid, it shall appear that an award has been made to any person for property taken or damages sustained, and that such person is also assessed for benefits received on account of the same improvement, then if the assessment equal or exceed the award, no payment shall be made on account of such award; and if the award exceed the assessment, only so much of the award as is in excess shall be paid, and the resolution of the council ordering the awards to be paid shall be framed accordingly; and when the amount to be assessed shall be finally determined, such amount shall be set off against the amount of the award unpaid; and if the amount of the award unpaid be in excess, the assessment shall be cancelled, and such excess only shall be paid to the person to whom the award is made; and if the amount of the assessment be in excess, the award unpaid shall be cancelled, and such excess only shall be a lien upon the property assessed; the rest of the award or assessment, as the case may be, being also cancelled.

In case of dissatisfaction, action removed to court.

4. Whenever any person who shall have presented objections as aforesaid, to an award, shall be dissatisfied with the determination of the council, thereupon such person may commence an action on contract against the said town in the Circuit Court of the county, or in the Supreme Court of this State (provided, that the trial shall be had in the county in which such town is located), which action shall proceed in all things as if such town had, upon taking the real estate required for the said improvement, agreed in writing to pay therefor the value thereof and the damage done by taking the same; and if in said action the plaintiff

shall recover more than the amount awarded as aforesaid, he shall recover his taxable costs according to law; and if he shall not recover more than the amount awarded, then the defendant shall recover its taxable costs against the plaintiff, and shall be entitled to have them deducted from the amount recovered by the plaintiff, and execution shall issue only for the balance, the assessment (if any) against the plaintiff being also deducted from the amount of the judgment; *provided, always,* that no such action shall be brought by any person who may have received payment of the amount awarded, nor unless notice that such action will be brought be filed with the clerk of said council within sixty days after the confirmation of the award, nor unless such action be commenced within six months after such confirmation; *provided, further,* that the judge of the said Circuit Court may, upon petition, for good cause shown, and upon such terms as he may direct, dispense with either or all of the provisions in the last proviso contained.

Proviso.

Proviso.

5. Any street or section of a street may be graded, flagged, macadamized, paved, curbed, guttered or have a sidewalk of any material constructed thereon, or be otherwise improved in the following manner, namely, either on the initiative of the town council or other governing body or upon the petition in writing to the council by the owners of one-sixth of the lands fronting on the street or section of street proposed to be improved, or upon like petition of ten freeholders, the town council shall, by resolution, direct the town clerk to advertise such application or petition and the notice hereinafter provided for, for at least two successive weeks, once in each week, in the official paper of the town, or if there be none, in one or more newspapers published in the county and circulating in the town; and to post copies of the said petition and notice in five public places in the town, designated by the council, at least ten days prior to the time fixed for the hearing of objections to such improvement; the clerk shall also publish and post as aforesaid, with the petition, a notice signed by him, stating that objections in

Beginning proceedings for paving, flagging, etc.

Notice given.

Objections called for.

writing to said proposed improvement shall be filed with him and designating the time and place when and where the town council will meet to consider such objections, which time shall not be less than ten days after the date of the first publication of such petition and notice as aforesaid; and the said clerk shall also serve like notice on the owners of property residing along the street or section of street so proposed to be improved, at least five days before the time designated in said notice; *provided, however,* that no assessment shall be set aside or affected by reason of the failure of said clerk to serve such notice; and at or before the time named in such notice the said clerk shall file in his office affidavits showing that such petition and notice have been published and posted as herein required; at the time named in such notice the council shall proceed to consider such objections as shall have been presented, and if it appear that the owners of two-thirds of the land fronting on such proposed improvement have objected thereto, such improvement shall not be made, and all costs and expenses incurred in such proceedings shall be paid by the petitioners, to secure which the council shall in all cases require a deposit of fifty dollars before receiving any petition; and the council may, in its discretion, determine not to make such improvement, in which case the deposit made by the petitioner or petitioners, less any expenses that may have been incurred, shall be returned to him or them; and the defeat of any ordinance for such improvements, introduced before the council, shall be conclusive as to the determination of the council not to make such improvement; at any time after the time named in said notice for objections, the council may proceed to pass an ordinance for such improvement, and such ordinance shall be valid if it describes in general language the improvement required to be made and done, and it shall not be necessary to state therein any other matter or thing connected with said improvement; the town clerk shall publish and post such ordinance in the same manner and for the same time he is required to pub-

Proviso.

Hearing objections.

Deposit by petitioners.

Determination.

Future action.

Ordinance.

lish and post the petition for the improvement described therein; and he shall file in his office an affidavit showing that such ordinance has been duly published and posted; at any time after the passage of such ordinance the council may require the clerk to advertise for proposals for doing the work of and furnishing the materials necessary for such improvement, in the official paper of the town and in such other newspapers as shall be designated by the council, which proposals shall be presented in such form and manner and under such regulations as the council shall prescribe; upon the coming in of such proposals the council may enter into contract with the lowest responsible bidders on the terms of their proposals; *provided, however,* that the council may reject all bids if they deem it for the interest of the town so to do, in which case they shall again advertise for proposals and shall proceed in all things as if no proposals had been offered; and the council shall require the person or persons so entering into contract with the town to give bonds with ample freehold security for the due performance thereof.

Proposals invited.

Contract.

Proviso.

Contractor bonded.

6. The council may appoint an inspector over the work and materials on any street improvement and may fix his compensation; the amount of such compensation shall be included in and form part of the cost of the improvement.

Inspector of street improvements.

7. Before the council accept any work on any street improvement, or any final payment be made to the contractor, the council shall publish as aforesaid a notice stating when the council shall meet to receive and consider objections in writing to the work done and materials used in such improvement, and if any such objection shall appear to be well founded, the council shall take such action thereon as in their judgment the interests of the town shall require.

Action before acceptance of work.

8. The council shall have power to issue improvement certificates, payable within one year or less with interest, to the amount of eighty per centum of the work done on any street improvement when certified as correct by the engineer in charge of the work; and when the contract is fully completed and the work is accepted,

Issue improvement certificates.

the town council may issue a certificate for an additional fifteen per centum of said work done, and in not less than three nor more than six months after the date of the acceptance of the work may issue a final certificate for the balance due, unless some errors or defects in the work shall have appeared, in which case the certificate shall be withheld until the defect or errors are rectified to the satisfaction of the council.

Total cost assessed.

9. The cost and expense of widening, opening or extending any street, and after the completion thereof the whole cost of any street improvement herein mentioned shall be ascertained and determined by the commissioners of assessment, and such cost and expense shall, so far as the same can be, be assessed upon the lands and real estate specially benefited by the improvement, in proportion to the benefit received; and no lot or parcel of land shall be assessed more than it is so specially benefited; and if the total cost of any improvement shall exceed the aggregate assessable special benefits, the excess shall be borne and paid by the town at large; the commissioners shall file their report with the town clerk, which shall be accompanied by a map showing what lots and parcels of land are specially benefited by the improvement, the amount assessed as special benefits upon each lot or parcel of land, and the names of the owners of the several lots and parcels of land assessed, so far as the commissioners can ascertain the same, and the amount, if any, of the excess of the cost of the improvement over the aggregate assessable special benefits; but no assessment shall be deemed defective by reason of any mistake in the names of the owners of lands assessed, or omitting the said names or any of them; the clerk shall publish and post notices in the same way and manner hereinbefore prescribed for publishing and posting the petition for the improvement and its accompanying notice, stating that the map and report of the commissioners have been filed in his office, and that the council will consider any objections to such report, map and assessment presented in writing on or before a day named in such notice to be fixed by the

Excess borne by town.

Report of commissioners.

Notice of hearing on report..

town council, which day shall be at least ten days after the first publication of such notices after considering such report, map and assessment, and such objections as may have been presented against the same, the said council may confirm the said report, map and assessment, or if deemed necessary may return the same to the commissioners for revision and correction, who shall return the same corrected and revised without unnecessary delay; and thereafter the council may, without further notice, confirm the said report, assessment and map.

Confirmed report.

10. Assessments made upon property specially benefited for any of the purposes above enumerated (except when an award for damages for property taken has been made, and then the assessment for benefits in excess of the award for damages only) shall be payable in ten equal installments, the first at or before the expiration of two months from the date of the confirmation of the assessment, and the others in one, two, three, four, five, six, seven, eight and nine years after the date of such confirmation respectively; the first installment of any such assessment shall be one-tenth thereof and shall be payable without interest; the second and each subsequent installment shall be for a like amount, together with interest computed at the rate of five per centum per annum from the date of the confirmation of the assessment upon the unpaid balance of the assessment; the owner of the property so assessed for special benefits may, at his option, pay the whole of the assessment within one month from the date of its confirmation, without interest, or may pay the whole of the assessment or the balance thereof remaining unpaid at any time thereafter, with interest at the rate of five per centum per annum, instead of in installments as herein provided for; in case any installment of such assessment is not paid at the time when the same is due and payable, then interest upon such installment shall thereafter be computed at the rate of seven per centum per annum; no property so assessed for special benefits shall be sold for or because of the

Assessments payable in installments.

Paying whole assessment.

Interest on unpaid installments.

Enforcement of payment.

nonpayment of any such assessment of any installment thereof and no proceedings shall be taken to enforce the collection of any installment so due and unpaid until ten years from the date of confirmation of such assessment, at which time, however, it shall be the duty of the proper officers of the town to enforce the collection of any assessment in the same manner as assessments are now enforceable for like public improvements in the town; it shall be the duty of the town collector, or other officer charged with the duty of collecting assessments in any town, to set forth on each tax bill or notice thereafter served or given by him the amount of installments in arrears upon the property described in such tax bill or notice.

Arrears due given by tax collector.

Commission to make improvements

11. The commissioners of assessment, appointed for the purpose of making any of the improvements enumerated herein, shall consist of three residents and freeholders of the town, to be appointed by resolution of the town council or other governing body, who shall perform their duties and exercise their powers hereunder until the completion of said improvements. Said commissioners shall not be interested in any lands to be taken or property to be specially benefited by said improvement and shall receive such compensation for their duties thereunder as said board of councilmen shall by resolution at the time of their appointment determine, which compensation shall be included in the cost of said improvement. Such compensation may be fixed as a per diem, or in a stated sum payable as said council may direct. Before entering upon the discharge of their duties, the said commissioners shall each make oath or affirmation that he is not interested directly or indirectly in the matter of the assessment to be made or in the properties specially to be benefited or in the lands to be taken, which oath or affirmation shall be filed with the town clerk, and the said commissioners shall each make oath or affirmation to be annexed to every report of assessment made by said commissioners that he has performed his duties in relation thereto honestly, faithfully and impartially, to the best of his ability, skill and understanding, which oath or

Disinterested.

Per diem.

Oath.

affirmation the clerk of said town is hereby authorized to administer.

Bond issue.

12. The town council or other governing body shall have power to issue bonds bearing interest not exceeding six per centum per annum, to raise moneys for any of the purposes enumerated in this act, and shall provide a sinking fund for the retirement of said bonds of not less than four per centum per annum to be raised in the general tax levy, which bonds, when issued, may be sold by the said town as and when the money is required for the immediate use of the town in connection with said improvement; the issuance of said bonds shall not be a condition precedent to the execution of any contract for any improvement herein authorized.

Rate.

Sinking fund.

Vacating streets.

13. Said town council or other governing body shall have power by ordinance to vacate any street, avenue or highway, or any part or section thereof that has not been opened, graded and improved, or if opened, graded and improved, has not been used as a public thoroughfare for a period of two years, whenever a petition therefor in writing shall be presented to the council at a stated meeting thereof signed by the owner or owners of all the land abutting upon both sides of the street, avenue or highway, or section thereof to be vacated, which petition shall be under the seals of the said owners, and duly signed and acknowledged or proved in the manner in which conveyances of land, tenements or hereditaments in the State of New Jersey are required to be acknowledged or proved, and shall contain a release to the said municipality of all rights in said street, or section of a street, as a public highway, and a waiver of all claims for remuneration or damage by reason of the closing of the same. The town council shall then, or at a stated meeting to be held thereafter, fix a time and place, when and where it will meet to consider all objections in writing to the vacation of the street, avenue or highway, or any part or section thereof petitioned for, and shall cause a notice of the presentation of such petition to be printed in the official newspaper in the town, or, if there be none, in a newspaper published in the county and circulating in the town,

Release.

Objections to vacation of street.

Notice given.

for two weeks successively next preceding the said time fixed by the council at least once in each week, which notice shall contain a general description of the vacation proposed, and the object and purpose of the petition presented to the council, and shall state the time and place when and where the council will meet to hear and consider objections to the vacation of any street, avenue or highway, or any part or section thereof, petitioned for, which may be presented in writing; and the town clerk shall post copies of such notice in five public places of the town, at least ten days prior to the said time fixed by the council for the hearing of objections; and all objections, at such time and place presented in writing, the council shall consider and adjudicate upon; *provided, however,* that no ordinance for said purpose shall be passed unless it shall receive the votes of two-thirds of the members of the council.

Consideration and determination.

Proviso.

14. The powers conferred by this act are in addition to all powers and authority now vested in towns for the purposes herein enumerated, and nothing in this act shall be construed to repeal or abridge the same.

Power herein given considered additional.

15. This act shall take effect immediately.

Approved March 21, 1916.

CHAPTER 236.

An Act to empower the State Commissioner of Public Roads to receive aid from the government of the United States for the construction, improvement and maintenance of roads, and to authorize contracts for this purpose.

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

1. The State Commissioner of Public Roads is hereby authorized and empowered for and on behalf of

State and Federal aid in building roads.

the State of New Jersey to apply to and enter into contract with the government of the United States or any official thereof for aid in road work, and with the governing bodies of counties or other subdivisions of the State for the doing of such work with the aid of the State and of said government. Said governing bodies are hereby empowered to enter into such contracts and to raise funds to meet their share of the cost in the same manner as now provided or as may hereafter be provided by law for raising money for the construction, improvement and maintenance of roads. Such contracts shall be binding on said bodies and upon their successors in office.

Contracts.

2. The said commissioner may undertake to receive and apply any money received from said government for road work to any work he is now authorized or may hereafter be authorized by law to do.

Commissioner may receive money.

3. All work done with Federal aid shall be done and paid for as now provided or as may hereafter be provided by law, excepting as to the division of cost. The balance of such cost, after deducting the amount received or to be received as Federal aid, shall be divided between the State and any said governing body or bodies taking part therein in such manner as may be agreed between the said commissioner and said body or bodies, but the State's share shall in no case exceed fifty per centum of said balance.

Division of cost.

4. The said commissioner shall not incur any liability or otherwise commit the State to any expenditure in excess of the unrequisitioned balances of any appropriations or funds at his disposal, and available for road work, but after delivery of contract from any governing body under this act the amount to be paid by said governing body shall be considered as an addition to said unrequisitioned balances in ascertaining the available means to secure aid from said government.

Incurring liability.

5. Moneys received in accordance with the provision of any contract under this act shall not merge into the general fund of the State, but shall be kept as a sep-

Moneys kept separate.

arate fund to be used only for the purpose for which it was received.

Repealer. 6. All acts and parts of acts inconsistent herewith are hereby repealed.

7. This act shall take effect immediately.

Approved March 21, 1916.

CHAPTER 237.

An Act to repeal an act entitled "An act to amend an act entitled 'An act respecting conveyances (Revision of 1898),' approved June fourteenth, one thousand eight hundred and ninety-eight," which amendatory act was approved March twenty-eighth, one thousand nine hundred and twelve.

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

Section 24 repealed. 1. Section twenty-four of an act entitled "An act to amend an act entitled 'An act respecting conveyances (Revision of 1898),' approved June fourteenth, one thousand eight hundred and ninety-eight," which amendatory act was approved March twenty-eight, one thousand nine hundred and twelve, shall be and the same is hereby repealed.

2. This act shall take effect immediately.

Approved March 21, 1916.

CHAPTER 238.

An Act to authorize any city of this State to accept land or real estate in lieu of unassessed taxes and benefits in certain cases.

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

1. In any city of this State wherein any land or real estate has not been assessed for taxes or benefits because of unknown ownership, dispute in title or dispute in ownership, and the time for making assessment has expired, the governing body of any such city may make settlement, terms and adjustment with the owner of the fee of any such land or real estate, and accept from the owner of the fee a deed or deeds of conveyance of said land or real estate, or any part thereof, in settlement and adjustment of said assessment, as would be due any such city if said assessment had been made; and after acquiring any such land or real estate the governing body of any such city may, by resolution, devote said land or real estate, or an part thereof, to public use, or sell and convey the same at either private or public sale; and if said land or real estate be sold, the money from said sale shall be paid to the principal financial officer of any such city, and to be used for its municipal purposes.

City may accept land in lieu of taxes.

City may use or sell land.

2. This act shall take effect immediately.

Approved March 21, 1916.

CHAPTER 239.

An Act to authorize cities to illuminate the main thoroughfares thereof in whole or in part, and to impose a tax upon the abutting property therefor.

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

"White way" in cities.

1. That it shall be lawful for any city in this State by ordinance to provide for the illumination of the main thoroughfares of such city in whole or in part, so as to establish what is commonly call a "White Way," and to impose an additional tax upon property abutting the thoroughfares, or parts thereof, so illuminated.

Tax.

2. Such tax shall be collected at the same time and in the same manner as other taxes are collected in such cities.

3. This act shall take effect immediately.

Approved March 21, 1916.

CHAPTER 240.

An Act to further amend an act entitled "An act concerning railroads (Revision of 1903)," approved April fourteenth, one thousand nine hundred and three.

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

Section 64 amended.

1. Section sixty-four of the act mentioned in the title of this act is hereby amended so as to read as follows:

Sub-titles.

64. Lease; Merger; Fares and Freight Charges; Surrender of Tax Exemptions; Reservations to State of Right to Take Property; Taxation of Franchises.—

Railroads may lease, merge, etc.

Any railroad company of this State may lease its road, or any part thereof, to any other railroad company of this or any other State, or may take a lease of the road, or any part thereof, or any other railroad company of this or any other State, or may unite or consolidate as well as merge its stock, property, franchises and road with those of any other company or companies of this or any State, or may acquire by merger the stock, property, franchises and road of any other company or companies of this or any other State, or may do both, and after such lease, consolidation or merger the company or companies so acquiring said stock, property, franchises and road may use and operate said road and their own road, and collect fares and freight as provided in the case of companies organized under this act, but not in excess of the charges on the line of any of the consolidated or merged companies, and shall not exceed the rates limited by any special act incorporating such company; such leasing, consolidation or merger may be made where the roads of the said companies connect either directly or over the intervening line of one or more other railroad companies, no such lease, union, consolidation or merger shall take effect until the parties thereto file in the office of the Secretary of State an agreement surrendering to the State all rights of exemption or contract privileges with respect to taxation, and reserving to the State any existing right to take the property of any of the parties, and the property and franchises in this State of the lessor and lessee and of such consolidated or acquiring company shall be subject to taxation under the general laws of this State, nor shall the same be valid unless approved by the Board of Public Utility Commissioners.

Rates.

Agreement to Surrender right of exemption as to taxes.

2. Section sixty-six of said act is hereby amended so as to read as follows:

Section 66 amended.

66. Procedure for Consolidation or Merger.—The procedure for the consolidation or merger of railroad franchises and property shall be as follows:

Method of merging.

Action of directors—joint agreement.

Action of Directors; Joint Agreement.—(1) The directors of the several companies parties to the proposed consolidation or merger may enter into a joint agreement under seal for the consolidation of said companies and railroads, or for the merger of one or more thereof into another, prescribing the terms and conditions, the mode of carrying the same into effect, and in case of a consolidation the name of the new corporation, the number and names of the directors and other officers thereof, and who shall be the first directors and officers, and their places of residence, the location of the principal office in this State, which shall be at some point on the line of the road, the number of shares of capital stock, of which not more than two-thirds shall be preferred stock, the amount or par value of each share and the manner of converting the capital stock of each company thereby consolidated into the stock or securities of the new company, and how and when directors and officers shall be chosen, with such other details as they shall deem necessary to perfect such consolidation and new organization, and in case of a merger of one or more companies into another, prescribing the price to be paid and the manner of paying the same by the acquiring company for the stock, property and franchises of the company or companies to be merged.

Agreement submitted to stockholders.

Submission of Agreement to Stockholders and Vote Thereon.—(11) Said agreement shall be submitted to the stockholders of each of said companies at a meeting called for the purpose; notice of the time and place of holding of such meeting and of the object thereof shall be mailed to the residence or post office address of each stockholder, if known, and such notice shall be published in some newspaper in the city, town or county where such company has its principal office or its principal place of business, at least once a week for at least two weeks, and at such meeting the agreement of the directors shall be considered and a vote by ballot taken for its adoption or rejection, and if two-thirds of the value of all the votes cast at such meeting by stock-

Notice of meeting.

Vote thereon.

holders voting in person or by proxy, of each of said companies, shall be for the adoption of said agreement, then that fact shall be certified thereon by the secretary of each company under its seal.

3. Section sixty-seven of said act is hereby amended to read as follows: Section 67 amended.

67. Agreement to be Filed and Recorded; New Company; Rights, Powers, Liabilities, Etc.—The agreement of consolidation or merger so adopted, with the certificates of adoption thereon, shall be filed and recorded in the office of the Secretary of State, and such record or a certified copy thereof shall be evidence of such agreement and in case of consolidation, of the existence of said new corporation, and, in case of a merger, of the acquisition of the stock, property rights and franchises of the merged corporation or corporations by the acquiring corporation; and the several parties thereto shall from the time of such recording be taken to be one railroad company of this State by the name adopted in case of a consolidation or by the name of the acquiring company in case of a merger, possessing within this State all the rights and franchises and subject to all the restrictions, disabilities and duties of such companies of this State so consolidated or merged; and all the rights, privileges and franchises of each of said companies parties to the same, and all rights of way, property, real and personal, and all debts, stock subscriptions and other things in action of the companies consolidated or merged shall be taken to be transferred to such new or acquiring company without further act or deed, and to be vested in such new or acquiring company as effectually as they were in the former companies, and all rights of creditors and all liens upon property shall be preserved unimpaired, and all debts, liabilities and duties of either of said consolidated or merged companies shall thenceforth attach to said new or acquiring company and be enforced against it to the same extent as if incurred by it.

Agreement filed.

New company; rights, powers, liabilities, etc.

All rights, etc., transferred.

4. Section sixty-eight of said act is hereby amended so as to read as follows: Section 68 amended.

Rights of dissenting stockholder.

68. Rights of Dissenting Stockholders; Appraisement of Damages or Value of Stock; Payment of Damages or Value; Transfer of Stock to Company.—Any stockholder of any company who shall refuse to convert his stock into the stock or securities of the consolidated or acquiring company, or who may dissent from any merger or lease of the property and franchises of his company to another company, may at any time within thirty days after the adoption of said agreement by the stockholders of his company apply by petition on reasonable notice to the company, to the Chancellor or to the Supreme Court, or one of the justices thereof, who shall appoint three disinterested citizens of this State to estimate the damage, if any, done to such stockholder by said proposed consolidation, merger or lease, and shall also separately appraise the shares of said stockholder at the full market value thereof without regard to any depreciation or appreciation thereof in consequence of said consolidation, merger or lease, and their award when filed with the Clerk in Chancery or with the Clerk in the Supreme Court and confirmed by the said Chancellor, court, or justice, shall be final and conclusive; and said company may, at its election, either pay to the stockholder the amount of the damages so found, if any, or the value of the stock so appraised and determined, and upon payment of the value of his stock the same shall be transferred and shall belong to said company, to be disposed of by the directors or retained; and in case the value of the stock shall not be paid within thirty days after the confirmation of the ward and notice to said company, the damages so found and confirmed shall have the force and effect of a judgment of the Supreme Court or a decree of the Court of Chancery, for said damages, against said company.

Commission to estimate damage.

Award.

Company may acquire the stock.

If not paid judgment.

Approved March 21, 1916.

CHAPTER 241.

A Supplement to an act entitled "An act relating to, regulating and providing for the government of cities," approved April eleventh, one thousand nine hundred and eight.

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

Act governing consolidated municipalities.

1. Whenever any act of the Legislature of this State shall permit and provide for the formation of a city by the consolidation of two or more municipalities in the same county, it shall be lawful to provide in such act that the provisions of an act entitled "An act relating to, regulating and providing for the government of cities," approved April eleventh, one thousand nine hundred and eight, and the acts amendatory thereof and supplemental thereto, shall go into effect and become the charter of the city so formed on a certain date without submitting the question of adopting said act to the voters of said newly-formed city; *provided,* the question of consolidating such municipalities be submitted to the voters thereof.

Proviso.

Election of officers.

2. At the general election for the election of members of the General Assembly of this State to be held in the municipalities which have voted to form said new city, in the November immediately preceding the date set for said municipalities to become a city, there shall be elected as the officers and officials of said new city all the officers and officials which said act entitled "An act relating to, regulating and providing for the government of cities," approved April eleventh, one thousand nine hundred and eight, requires. The nomination and election of said officers and officials shall be in the manner provided by an act entitled "An act to regulate elections" (Revision of 1898), approved April fourth, one thousand eight hundred and ninety-eight, and the act amendatory thereof and supplemental thereto.

Election.

3. Said election shall be held instead of the "first general election" provided for in section two of the act to which this is a supplement, and the officers and officials so elected shall hold and continue in office the same as if elected at said "first general election," subject to the provisions of said act.

Repealer.

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

5. This act shall go into effect immediately.

Approved March 21, 1916.

CHAPTER 242.

A Supplement to an act entitled "An act regulating the age, employment, safety, health and work hours of persons, employees and operatives in factories, workshops, mills and all places where the manufacture of goods of any kind is carried on, and to establish a department for the enforcement thereof," approved March twenty-fourth, nineteen hundred and four.

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

Certificate to work part time in factories.

1. It shall be lawful for the Commissioner of Education and the Commissioner of Labor to grant an "Age and Schooling Certificate" to pupils who study part time in vocational schools established under the provisions of chapter 294 of the laws of nineteen hundred and thirteen, to work in factories, workshops, mills and all places where the manufacture of goods is carried on, if said pupils shall be above the age of fourteen years; the said children to be employed part time in a factory, workshop or mill designated by the board of education, said employment to be considered as a part of the schooling of said children; *provided,* that either the said Commissioner of Education or the said Commissioner of Labor may revoke the said certificate at any time

Work considered part of schooling.

Proviso.

without assigning any cause for said revocation; *provided,* that nothing in this act shall be construed to permit children to be employed for more than eight hours in any one day or more than six days in any week and in accordance with the provisions of chapter 252, P. L. 1914, being "An act to amend an act entitled 'An act regulating the age, employment, safety, health and work hours of persons, employees and operatives in factories, workshops, mills and all places where the manufacture of goods of any kind is carried on, and to establish a department for the enforcement thereof,' approved March twenty-fourth, one thousand nine hundred and four," which amended act was approved April seventeenth, one thousand nine hundred and fourteen. Proviso.

2. This act shall take effect immediately.

Approved March 21, 1916.

CHAPTER 243.

A Supplement to an act entitled "An act concerning corporations" (Revision of 1896), approved April twenty-first, one thousand eight hundred and ninety-six.

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

1. Every corporation heretofore or hereafter organized under the laws of this State, and every foreign corporation authorized to transact business in this State, shall maintain a principal office within the State of New Jersey, and an agent in charge of said principal office upon whom process against the corporation may be served. Office and agent of corporations.

2. Whenever the principal office of a corporation organized under the laws of this State or a foreign corporation authorized to transact business in this State shall be removed, or whenever the agent shall die, re- Certificate of change of office or agent filed.

sign or be removed, the board of directors shall forthwith file in the office of the Secretary of State a certificate under the seal of the president and secretary, setting forth the removal of the principal office, or a certificate under seal of the aforesaid officers, setting forth the name of the new agent upon whom process may be served. If said certificate is not so made and so filed, the corporation shall forfeit to the State the sum of two hundred dollars, to be recovered, with costs, in an action of debt, to be prosecuted by the Attorney-General, who shall prosecute such actions whenever it shall appear that this section has been violated; *provided, however,* that this act shall not apply to authorized insurance corporations which make annual reports to the Commissioner of Banking and Insurance of this State.

Penalty for not filing.

Proviso.

Filing fee.

3. Upon the filing of the certificate mentioned in the above section, the corporation shall pay to the Secretary of State a fee of one dollar.

Repealer.

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

Approved March 21, 1916.

508-114
A-20-341

CHAPTER 244.

An Act to amend an act entitled "An act concerning corporations (Revision of 1896)," approved April twenty-first, one thousand eight hundred and ninety-six.

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

Section 114 amended.

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

Fees on filing certificates relative to corporations.

114. On filing any certificate or other papers relative to corporations in the office of the Secretary of State, the following fees and taxes shall be paid to the Secretary of State for the use of the State: For certificate of incorporation, twenty cents for each thousand dollars of the total amount of the capital stock authorized, but in no case less than twenty-five dollars; increase of capital stock, twenty cents for each thousand dollars of the total increase authorized, but in no case less than twenty dollars; consolidation and merger of corporations, twenty cents for each thousand dollars of capital authorized beyond the total authorized capital of the corporations merged or consolidated, but in no case less than twenty dollars; extension or renewal of corporate existence of any corporation, twenty cents for each one thousand dollars of capital authorized at the time of the filing of said certificate of extension of corporate existence, but in no case less than twenty-five dollars; dissolution of corporation, change of name, change of nature of business, amended certificates of organization, decrease of capital stock, increase or decrease of par value or number of shares, twenty dollars; for filing list of officers and directors, one dollar; filing copy of charter and statement of foreign corporation and issuing certificate of authority to transact business, ten dollars, and for all certificates not hereby provided for, one dollar; *provided,* that in all cases where several amendments are contained in one certificate the fee payable to the Secretary of State shall be twenty dollars for each amendment.

Proviso.

Repealer.

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

Approved March 21, 1916.

CHAPTER 245.

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

Unlawful to fish with purse or shirred nets.

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 or Raritan bays 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.

510-1
A-24-102

Use of vessels.

Proviso.

2. This act shall take effect immediately.

Approved March 21, 1916.

CHAPTER 246.

An Amendment to an act entitled "A supplement to an act providing for the employment of inmates of penal, correctional or reformatory institutions of this State, and creating a board for the control, regulation and supervision of the labor of such institutions, and the disposal of the products of the labor of such inmates," approved June seventeenth, one thousand nine hundred and eleven, which supplement was approved April twenty-first, one thousand nine hundred and fifteen.

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

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

2. When thereto requested by the proper authorities of each institution mentioned in section one of the act to which this act is an amendment, the State Treasurer shall, upon the warrant of the State Comptroller, pay the amount appropriated to such institution to the custodian of the working capital thereof, who shall be such person as may be designated by the governing board of such institution, and shall enter into and file with the Secretary of State a bond to be approved by the State Comptroller in double the amount of the sum appropriated, conditioned for the faithful application and accounting of the amount to be paid to him and received by him pursuant to the provisions of this act. The cost of procuring and furnishing such bond shall be paid out of the moneys appropriated as herein provided. Amount of working capital paid to custodian of fund. Custodian bonded.

2. Section five of the act to which this act is an amendment is hereby amended to read as follows: Section 5 amended.

5. In fixing the amount of wages to be paid to in- Wages paid inmates for work.

mates for work done by them, the managers of such institutions may add the per diem maintenance of such inmates and upon receipt of the proceeds from the sale of the labor or manufactured products of such inmates the custodian may pay to the inmates the wages earned by said inmates, less the cost of his maintenance, which sum shall be paid to the Treasurer of the State at the time and in the manner provided for the payment of other earnings, and by the Treasurer credited on account of sums appropriated to such institution for maintenance. Such custodian may, if directed by the management of the institution, pay such wages for the purpose mentioned in section sixteen of the act to which this is a supplement, if he shall be directed so to do by the management of such institution.

May pay wages to family.

Section 6 amended.

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

Monthly statement.

The custodian of each institution shall, on or before the tenth of each month, render to the Comptroller a statement of the amount of purchases made, goods sold and paid for, and the amount of wages earned by the inmates of the institution during the preceding month. Whenever it shall appear from such statements that the total receipts from sales shall exceed the amounts theretofore paid or then due for materials and wages of inmates, such excess shall be forthwith paid to the State Treasurer, and on the twentieth day of October of each year the custodian shall pay to the State Treasurer all moneys remaining in his hands after deducting of the amounts then due for wages and materials as aforesaid.

Any excess paid into State treasury.

Contract and bond not required of managers or purchasers.

4. The managers of any such institution shall not be required to enter into any contract in writing with any institution, department, commission or other purchasers of articles manufactured under the provisions of chapter 372 of the laws of 1911, nor shall it be necessary for such commissioners to give bond for the faithful performance of any work by it done pursuant to the provisions of such act. Purchasers of articles so to be manufactured or to whom the labor of inmates shall be furnished shall not be required to enter into

any contract or to secure a bond before employing such labor or purchasing articles manufactured under the provisions of this act.

5. All acts and parts of acts inconsistent are hereby repealed. Repealer.

6. This act shall take effect immediately.

Approved March 21, 1916.

CHAPTER 247.

An Act to amend an act entitled "An act concerning free public libraries," approved April fourteenth, one thousand nine hundred and five.

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

1. Section fifteen of the act to which this act is an amendment be and the same is hereby amended to read as follows: Section 15 amended.

15. When any individual or corporation has offered or hereafter may offer to the trustees of the free public library of any borough, town, township or village in this State which shall hereafter accept the provisions of this act or has heretofore established a free public library pursuant to law, or has offered or hereafter may offer to the council or other governing body of any such municipality, to provide or erect a building to be used as a free public library upon condition that such municipality, or the trustees of the free public library therein, or the council or governing body thereof, provide a site for such a building, it shall be lawful for the council or other governing body of any such municipality, by resolution adopted by the votes of a majority of all the members thereof, to appropriate for the purpose of purchasing a suitable site upon which to erect such library building, a sum of money not exceeding three mills on Amount authorized. If building offered, municipality may furnish site.

every dollar of assessable property returned by the assessor of such municipality in his last preceding levy for the purposes of annual taxation therein; and thereupon the board of trustees of the free public library in such municipality shall be vested with sufficient power and authority to purchase land for said purpose and to spend moneys therefor not exceeding the amount of such appropriation; *provided, however,* that the title to lands so purchased shall be taken in the corporate name of the municipality, but the use and control of the same and of the building to be erected thereon shall be in such board of trustees of the free public library so long as the same shall be used for free public library purposes.

Authority to acquire land.

Proviso.

Approved March 21, 1916.

CHAPTER 248.

An Act regulating the appointment of court attendants in counties of this State and placing such attendants in the competitive class of the civil service in counties of the State which have heretofore or may hereafter adopt the provisions of an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State, and of the various counties and municipalities thereof, and providing for a Civil Service Commission, and defining its powers and duties," approved April tenth, one thousand nine hundred and eight.

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

1. It shall be the duty of the sheriff of counties of this State to appoint from the body of the electors of

Court attendants appointed by sheriff.

his county such and so many persons as may be necescary to attend upon the several courts of his county and to perform the duties now performed by the constables of the said county summoned to attend such courts. Duties.

2. The position of court attendant in counties which have adopted or may hereafter adopt the provisions of an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State, and of the various counties and municipalities thereof, and providing for a Civil Service Commission, and defining its powers and duties, approved April tenth, one thousand nine hundred and eight, is hereby declared to be within the classified service of the Civil Service law of this State. Under civil service.

3. All persons holding said positions at the present time in counties which have heretofore adopted the provisions of an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State, and of the various counties and municipalities thereof, and providing for a Civil Service Commission and defining its powers and duties," approved April tenth, one thousand nine hundred and eight, shall continue in office irrespective of the expiration of their terms as constables, and shall be placed by the Civil Service Commission of this State in the competitive class without examination, and all persons holding said positions in counties which may hereafter adopt the provisions of the Civil Service law in office at the time of the adoption of the Civil Service law, shall be placed by the Civil Service Commission in the competitive class without examination. Continuance of present officers.

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

Approved March 21, 1916.

CHAPTER 249.

An Act to amend an act entitled "An act to enable cities fronting on navigable waters of this State, which have acquired or may hereafter acquire marsh lands and other lands and riparian lands and lands under water within any such city, under the authority of any act of the Legislature of this State, for the purpose of constructing and establishing public docks and shipping and transportation facilities, to complete the reclamation and improvement of any such marsh lands and other lands, acquired for such purpose, or any part thereof, with or without the erection of warehouses and other structures thereon, and to lease such reclaimed lands so improved to private persons or corporations for a term of years, and to issue bonds and provide money to pay for the improvement of such lands for the purpose of lease," approved April twenty-third, one thousand nine hundred and fifteen.

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

Section 1 amended.

1. Section one of an act of the Legislature of the State of New Jersey entitled "An act to enable cities fronting on navigable waters of this State, which have acquired or may hereafter acquire marsh lands and other lands and riparian lands and lands under water within any such city, under the authority of any act of the Legislature of this State, for the purpose of constructing and establishing public docks and shipping and transportation facilities, to complete the reclamation and improvement of any such marsh lands and other lands acquired for such purpose, or any part thereof, with or without the erection of warehouses and

other structures thereon, and to lease such reclaimed lands so improved to private persons or corporations, for a term of years, and to issue bonds and provide money to pay for the improvement of such lands for the purpose of lease," approved April twenty-third, one thousand nine hundred and fifteen, be and the same is hereby amended to read as follows:

Reclamation of marsh lands.

1. Whenever the board or body having charge of the public docks, or if there be no such board or body, then the board or body having charge of the public streets of any city fronting on navigable waters of this State, which city has acquired or may hereafter acquire marsh lands or other lands and riparian lands and lands under water within its corporate limits, under any act of the Legislature of this State, for the purpose of constructing and establishing public docks, shipping and transportation facilities, shall, by resolution, determine that it is for the advantage of the city to complete the reclamation and improvement of such marsh lands and other lands acquired for such purpose, and to lease or sell such lands with or without the erection of warehouses and other structures thereon, it shall be lawful for any such city to complete the reclamation and filling in of any such lands or any part thereof, and otherwise improve the same, and acquire additional lands, and likewise construct thereon and on lands theretofore acquired all other appliances necessary or convenient to make the same available for lease or sale, to private persons or corporations, in connection with the development of public docks, shipping and transportation facilities in any such city; *provided,* that no more than five hundred thousand (500,000) dollars shall be spent by the board or body having charge of public docks in any city under the authority of this act. Said board or body shall have charge and control of the improvement of such marsh lands and other lands for the purpose of leasing or selling and shall have full authority to lease or sell such lands, or any part thereof, to any private person or corporation, for a term of years, upon such terms and conditions as shall seem to be most

517-1
A-17-117

Uses.

May lease or sell lands.

Proviso; total expenditure.

Authority to sell or lease.

Terms.

Proviso.

advantageous for the best interests of such city, *provided,* the authority to sell lands shall not apply to lands between the bulkhead line established by the United States government and a line eight hundred feet in shore therefrom and drawn parallel to said bulkhead line.

518-2
A-17-118

Section 3 amended.

2. Section three of the above entitled act is hereby amended to read as follows:

Bond issue.

3. To provide for the payment of the cost and expenses incurred or to be incurred under the authority of this act, and for the retirement of temporary loan bonds authorized to be issued under section 2 of this act, the board having charge of the finances of such city shall have power, from time to time, to issue the

Amount.

corporate bonds of said city in an amount not to exceed five hundred thousand (500,000) dollars.

Details of issue.

Said bonds shall be called "dock improvement bonds"; they shall be issued under the corporate seal of the city, attested by the city clerk, and signed by the mayor; they shall be in the form and in the denomination and payable at such time, not exceeding fifty years,

Time.

and at such places as said financial board may determine, and such bonds shall bear interest at a rate not

Rate.

exceeding five per centum per annum, payable semi-annually, and may be either coupon or registered bonds; and all such bonds shall either be sold at public sale after due advertisement, or sold to the sinking fund commissioners of such city, at not less than their

Sinking fund.

par value. And the said board having charge of the finances of any such city shall provide a proper and suitable sinking fund, not exceeding in amount in any one year two per centum of the face value of the bonds issued, which sum, together with the interest on said bonds, shall be raised annually as other taxes are raised in such city.

3. This act shall take effect immediately.

Approved March 21, 1916.

CHAPTER 250.

An Act to provide for and authorize the appointment of recorders in municipalities, other than cities and boroughs, having a population of more than fifteen thousand inhabitants.

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

Recorders in certain municipalities.

1. In any municipality in this State, other than cities and boroughs, having a population of more than fifteen thousand inhabitants, as shown by the official State and United States census, the governing body of such municipality may, in its discretion, appoint some fit person residing in such municipality to be recorder, to hold office for three years, and may fix compensation to be paid to such recorder, not exceeding seven hundred and fifty dollars per annum, in lieu of all fees allowed by law in such cases; and all fees collected by such recorder shall be accounted for to the treasurer or collector of such municipality and paid over to him.

Compensation.

Jurisdiction.

2. Such recorder shall have the same jurisdiction, power and authority in criminal matters, cases of bastardy, relief, removal and settlement of the poor, breaches of the peace, vagrancy and disorderly conduct and violation of the municipal ordinances as is now conferred, or may be hereafter conferred, upon justices of the peace of this State.

3. This act shall take effect immediately.

Approved March 21, 1916.

CHAPTER 251.

An Act to authorize cities to acquire certain old burying-grounds or cemeteries for park or any other public uses or purposes and to provide a method therefor.

Preamble. WHEREAS, In some of the cities of this State there exist old burying-grounds or cemeteries which are uncared for and neglected for the reason that the church or corporation in charge thereof has not sufficient funds to properly care for the same; and

Preamble. WHEREAS, In many instances the companies or church organization originally owing the said cemeteries have executed deeds to persons for individual lots and plots in the said burying-grounds or cemeteries without making any provision for the care of the same, and many of said persons and their descendants have removed from the vicinity and allowed the said lots and plots to be neglected, whereby the said cemeteries have become a public nuisance, and a detriment to the morals and health of the people of such cities; and

Preamble. WHEREAS, The grading of the land in some of such burying-grounds or cemeteries is such that it is very expensive to care for the same properly; and

Preamble. WHEREAS, It is to the interest of the people of such cities that the bodies interred in such burying-grounds or cemeteries should be removed and re-interred in a more suitable place, and such old burying-grounds converted into public parks, or devoted to other public uses or purposes; therefore

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

Transfer of church cemetery to city. 1. Wherever there exists in any city of this State a burying-ground or cemetery, owned and controlled by any church or other corporation, which church or corporation is unable to properly care for the same, and

by reason thereof the said burying-ground or cemetery has become a public nuisance, the said church or other corporation may apply to the board having charge or control of the finances in such city to take possession of the said burying-ground or cemetery and may convey to said city its interest in the whole or any part thereof.

Possession of cemetery deemed detrimental to city.

2. Wherever there exists in any city of this State any burying-ground or cemetery, owned or controlled by a church or other corporation, which has neglected to care for the same, so that in the opinion of the board of health of such city the said burying-ground or cemetery has become a detriment to public health or to the morals of the community, the said board of health may apply to the board or body having charge or control of the finances of said city to take possession of said burying-ground or cemetery.

Investigation as to conditions.

3. Upon receiving such request from such corporation or such board of health, the board or body having charge or control of the finances of such city shall investigate whether or not the said cemetery is so located that it is inconvenient to care for the same properly, and whether or not it is for the best interest of the people of the city where the same is located that the bodies interred therein should be removed and reinterred in a more suitable place, and such old burying-ground or cemetery converted into a park or devoted to other public uses or purposes.

Church may convey cemetery to city.

4. If such board or body having charge or control of the finances of such city should determine for the reasons aforesaid that the bodies aforesaid should be removed from any such old burying-ground or cemetery, and the same converted into a park, or devoted to other public uses or purposes, it shall be lawful for it to accept on behalf of the city from such church or other corporation a deed of conveyance of the said burying-ground or cemetery, and to cause possession thereof to be taken on behalf of the city.

In case church refuses or is unable to execute deed.

5. In case the application is made by the board of health as provided in section two, and the church or

other corporation controlling such burying-ground or cemetery shall refuse or neglect to execute such deed, or is unable to convey the whole or any part of such burying-ground or cemetery to such city by reason of having conveyed lots or plots or some interest therein to private persons, then it shall be lawful for the said board or body having charge or control of the finances of such city to apply by petition to the Circuit Court of the county, wherein such city is located, setting forth that the said burying-ground or cemetery has become a nuisance, or is a detriment to the health or morals of the people of such city, for an order permitting said city to take possession of said burying-ground or cemetery and to cause the bodies in said burying-ground or cemetery to be disinterred and to be removed to some suitable place either within or without the limits of said municipality.

Apply to Circuit Court.

Hearing.

6. Upon receiving such petition, the said Circuit Court shall fix a day for the hearing upon said petition and shall order said municipality to give such notice of said hearing as said court may designate.

Determination of court.

7. Upon the return day of such notice, or upon a day to which the said hearing may be adjourned, the said court upon hearing all parties interested, who may desire to be heard, if the said petition is well founded and true, may adjudge that the said burying-ground or cemetery has become a public nuisance or is a detriment to the health or morals of the people of said city, and that the bodies therein should be disinterred and removed to a more suitable place.

Removal of bodies.

8. Upon the execution of the deed referred to in section four, or upon the making of the order referred to in section seven, it shall be lawful for the said board or body having charge or control of the finances to cause the bodies buried in said burying-ground or cemetery to be disinterred and to be removed and reburied in another cemetery or in some other suitable place, and for that purpose it may enter into a contract with any cemetery company or church organization owning or controlling any cemetery or with any other person to take up and remove the said bodies and to

Reinterment.

inter the same in any other cemetery or suitable place, and to remove from such abandoned burying-ground or cemeteries any headstones or markers and replace the same over the proper bodies in the new place of interment and to provide for the proper care of such new place of interment. The said board or body having control of the finances shall cause records and maps to be prepared and filed in the office of the city clerk, on which shall be recorded, as nearly as can be ascertained, the names of all bodies disinterred and the lots or plots from which they were taken in any such old burying-ground or cemetery, and the cemetery or place to which they have been taken, and the lots or plots in which they may be re-interred.

Records made and kept.

9. After the completion of the removal of said bodies the said city by any board or body therein may by authority of the board or body having charge or control of the finances of said city enter upon and take possession of the said abandoned cemetery, and devote the same to any public use or purpose.

Use of abandoned cemetery.

10. In case of the neglect or refusal or inability of such church or other corporation to convey such burying-ground or cemetery to such city, and after the making of the order referred to in section seven hereof, the board or body having charge or control shall then apply to the Circuit Court of the county wherein such municipality is located for the appointment of three commissioners to appraise the value of the said burying-ground or cemetery and the rights of any person owning any lot or plot therein. Upon the appointment of the said three commissioners they shall give notice in such manner as such court may designate to all persons claiming any interest in the said premises to present their claims to the said commission, who shall give a public hearing to all persons interested who may present themselves. The said commission shall appraise the value of each separate lot or plot and other land included within said burying-ground or cemetery.

If conveyance not made court to appoint commissioners to appraise.

Notice to claimants.

11. The said commission shall further ascertain the cost of the removal of the bodies from each of said lots and the cost of securing the new site and the cost of such disinterment and re-interment, and this cost

Costs to be ascertained and lot owners compensated.

shall be a first lien against the value of the lots or plots in the abandoned cemetery as appraised, and the said city shall pay to the owners of each lot or plot the difference, if any, between the value of the lots in the abandoned cemetery as appraised and the cost of removing the said bodies and re-interring them in a new cemetery.

Report to court.

12. The said commission shall report to said Circuit Court the appraised value of each of said lots or plots and other lands within said burying-ground or cemetery, and the amounts charged against each of said lots or plots for the removal of said bodies and the re-interment thereof, which report may be confirmed or corrected by said court, which shall fix a day and place for the hearing of objections thereto, and shall give public notice thereof by such advertisement as it shall think proper.

Objections to be heard.

Appeal may be taken by lot owners.

13. In case the owner of any lot or plot or other lands within said burying-ground or cemetery shall feel aggrieved by the report of said commissioners he may appeal therefrom to said Circuit Court by serving upon the city clerk of such city, within ten days after the confirmation of such report, a notice stating such appeal, and thereafter the proceedings upon said appeal shall be in the manner provided for appeals from the report of commissioners in 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.

City may borrow to meet all obligations connected with purchase and reinterments.

14. The board or body having charge or control of the finances of such city may from time to time borrow the money necessary for the acquisition of said burying-grounds or cemeteries as aforesaid and the disinterment of the bodies and the re-interment of the same and all expenses connected therewith, and issue temporary obligations therefor, and after the entire cost thereof has been ascertained may issue interest-bearing bonds of the said municipalty to take up such temporary obligations.

15. This act shall take effect immediately.

Approved March 22, 1916.

C-252 525-C-252
:4-106 S-25-175
-656 S-25-671

CHAPTER 252.

525-C-252
S-19-97

525-C-252
S-23-333
S-23-475

525-C-252
S-21-435
S-21-447
S-21-751

525-C-252
Cf.-22-12
Cf.-22-320
S-22-405
S-22-206
Cf.-22-316

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.

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

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, 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 that no bonds shall be issued hereunder to pay for current expenses, or to fund any indebtedness hereafter incurred therefor.

525-1
A-17-803

Bond issue.

2. (1) The body or board, by whatsoever name it may be known, having charge of the finances of any such municipality, hereinafter called the governing body thereof, shall have power by ordinance to authorize the issuance of bonds under this act, except that the governing body of any county may authorize such bonds by resolution. Such ordinance or resolution shall state the purpose or purposes to which the money to be raised thereby is to be applied, and the amount of money necessary to be raised therefor. It shall authorize such bonds in a definite amount, not exceed-

525-2
A-17-804

Purposes stated.

Rate and maturity.

ing the amount so stated, and fix the rate of interest (not exceeding six per centum per annum) and the maturities thereof. Such ordinance or resolution shall also determine and declare the following matters:

Statement:

Period of usefulness;

(a) The probable period of the usefulness of any improvement or property for which such bonds may be authorized.

Average assessed value;

(b) The averaged assessed valuation of the taxable real property (including improvements) of such municipality computed upon the next preceding three valuations thereof in the manner provided in section twelve.

Net debt;

(c) The net debt of the municipality computed in the manner provided in section twelve.

Financial statement.

(d) That the statement required by section twelve of this act has been made and filed as herein required.

Ordinance tested and published.

The said ordinance or resolution shall be attested by the clerk and shall be published once in the manner prescribed by section eleven hereof, and no other publication or posting shall be required.

Statement accompanying publication.

The clerk shall publish with such ordinance or resolution a statement in substantially the following form:

The foregoing (ordinance or resolution) was (adopted or approved) on the.....day of ....., 19....

The bonds authorized thereby will be issued and delivered after the.....day of..... ....., 19..... (specifying a day not less than twenty days after the first publication) and any suit, action or proceeding to set aside or vacate this ordinance must be begun on or before said last mentioned date.

Further statement.

(2) In the case of any borough or township there shall be added to the statement published as aforesaid substantially the following statement:

Issuing bonds against protests.

Such bonds will not be issued if protests against the same are filed under section nine (here insert number of chapter and date of approval of this act), unless a proposition for the issuance thereof shall be adopted at an election under said section.

Presumption that ordinance complied with.

(3) After twenty days after the publication of a statement signed by the clerk of any such municipality, substantially in the form prescribed by section two, stating that an ordinance or resolution in a form published therewith has been adopted or approved, as the case may be, such ordinance or resolution shall be conclusively presumed to have been duly and regularly passed and to comply with the provisions of this or any other act, and the validity thereof or of any bond issued in accordance therewith, unless issued in violation of section nine, shall not thereafter be questioned except in a suit, action or proceeding commenced prior to the expiration of such twenty days.

Validity of bonds.

Other proceedings may be taken.

The governing body may take or cause to be taken any further proceedings necessary to issue said bonds prior to or after the date specified in a statement as aforesaid.

Maximum maturity of bonds.

3. All bonds hereafter issued by any such municipality shall, except as provided in section five, mature in not exceeding fifty years and in annual installments commencing not more than two years from their date, and no installment shall be more than fifty per centum in excess of the amount of the smallest prior installment.

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Maturity of municipal bonds:

4. (1) All such bonds shall mature within the period declared as provided in section two, but the maturity of any bonds hereafter issued by any municipality shall not exceed the following-named periods for the following classes of purposes respectively:

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Sewer systems;

(A) Bonds issued for the acquisition or construction or reconstruction of a sewer system (either sanitary or surface drainage) or any part thereof, or buildings, land or rights in land therefor including or not including the original furnishing, or equipment, or machinery, or apparatus or any or all of such items, shall mature in not exceeding forty years.

Gas system;

(B) Bonds issued for the acquisition or construction or reconstruction of gas systems, or any part thereof, or buildings, land or rights in land therefor, including or not including the original furnishing, or equipment,

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or machinery, or apparatus, or any or all of such items, shall mature in not exceeding thirty years.

Water-supply system; (C) Bonds issued for the acquisition or construction or reconstruction of water-supply systems, or any part thereof, or buildings, land or rights in land therefor, including or not including the original furnishing, or equipment, or machinery, or apparatus, or any or all of such items, shall mature in not exceeding forty years.

Electric system; (D) Bonds issued for the acquisition or construction or reconstruction of an electric light or power system, or any part thereof, or buildings, land or rights in land therefor, including or not including the original furnishing, or equipment, or machinery, or apparatus, or any or all of such items, shall mature in not exceeding twenty years.

Crematory plant; (E) Bonds issued for the acquisition or construction or reconstruction of a plant for the incineration or disposal of ashes, or garbage, or refuse, or any part thereof, or buildings, land or rights in land therefor, including or not including the original furnishing, or equipment, or machinery, or apparatus, or any or all of such items, shall mature in not exceeding ten years.

Parks; (F) Bonds issued for the acquiring of land for public parks, whether including or not including a playground as part thereof, or the original cost of improving and embellishing the same, or constructing buildings therefor, or original furnishings, or equipment, or machinery, or apparatus therefor, or any or all of such items, shall mature in not exceeding fifty years.

Playgrounds; (G) Bonds issued for acquiring land for playgrounds, whether including or not including original cost of improving and embellishing the same or constructing buildings therefor, or original furnishings, or equipment, or machinery, or apparatus therefor, or any or all of such items, shall mature in not exceeding thirty years.

Land; (H) Bonds issued for acquiring land not included in other subdivisions of this section four shall mature in not exceeding forty years.

(I) Bonds issued for the acquisition or construction of buildings not included in other subdivisions of this section four, whether including or not including the land therefor, or whether including or not including the original furnishings, or equipment, or machinery, or apparatus required for the purposes for which such buildings are to be used, shall mature in not exceeding the following periods, namely, if such buildings be: Buildings;

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

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

(c) Of fireproof construction, that is, a building the walls of which are constructed of brick, stone, iron or hard incombustible materials, and in which there are no wood beams or lintels, and in which the floors, roofs, stairhalls and public halls are built entirely of brick, stone, iron or other hard incombustible materials and in which no woodwork or other inflammable material is used in any of the partitions, floorings or ceilings; but this definition shall not be construed as prohibiting elsewhere than in the stairhalls and entrance halls the use of wooden flooring on top of the fireproof floor, or the use of wooden sleepers, nor as prohibiting the use of wooden handrails and treads, if made of hard wood not less than two inches thick, forty years. Fireproof structures;

(J) Bonds issued for construction of an addition or additions to buildings or for the reconstruction of buildings, if not included in any other subdivision of this section four, shall mature in not exceeding the following periods, namely, if the building to which such addition is made or to be reconstructed is a building: Additions to buildings;

a. Of the character described in subdivision I, item (a), fifteen years.

b. Of the character described in subdivision I, item (b), twenty years.

c. Of the character described in subdivision I, item (c), thirty years.

Bridges; (K) Bonds issued for the construction of reconstruction of bridges (including retaining walls and approaches), of stone, concrete or iron construction, or of a combination of any or all of these materials, shall mature in not exceeding thirty years.

Roads or streets; (L) Bonds issued for constructing or reconstructing the surface of roads, streets or highways, or widening such surface, whether including or not including the cost of land or the cost of sidewalks, or curbs, or gutters, or grading or drainage, or construction described in subdivision (S) of this section four, shall mature in not exceeding the following periods, namely, if such surface:

Nature of surface; (a) Is constructed of sand and gravel, five years.

(b) Is of water-bound macadam or penetration process, ten years.

(c) Is of bituminous concrete construction, fifteen years.

(d) Is of blocks of any material or of sheet asphalt, laid on concrete foundation, twenty years.

(e) Is of concrete construction not less than six inches thick, twenty years.

Acquisition of land; (M) Bonds issued for the acquisition of land for roads, streets or highways, or for eliminating curves, or for grading or for any or all of such purposes, whether including or not including the cost of culverts, bridges or retaining walls, or surface or subsurface drainage, shall mature in not exceeding thirty years.

Curbing, sidewalks etc.; (N) Bonds issued for the construction of curbs, or sidewalks, or gutters of brick, stone or concrete, or for any or all of such purposes, shall mature in not exceeding ten years.

Police and fire alarms; (O) Bonds issued for the installation of fire or police alarms, telegraph or telephone service, or other system of communication for municipal use, shall mature in not exceeding thirty years.

(P) Bonds issued for the purchase of fire engines, fire trucks, hose carts or other vehicles, for use in the fire department, or for ambulances, patrol or other vehicles for use by the police department, or for vehicles for the use in any other department of the municipality, or for the use of municipal officials, shall mature in not exceeding ten years. Fire and police apparatus;

(Q) Bonds issued for the purchase of land for cemeteries, including or not including the improvement thereof, shall mature in not exceeding thirty years. Cemeteries;

(R) Bonds issued for the construction of sewer, water, gas or other service connections from the service main in the street to the curb or property line, when said work is done by the municipality in connection with any permanent improvement of or in any street, shall mature in not exceeding five years. Sewer, gas, water pipes;

(S) Bonds issued for the elimination of any grade crossing or crossings, or for any part of said costs, shall mature in not exceeding fifty years. Abolishing grade crossings;

(T) Bonds issued for equipment, apparatus or furnishing, not included in other subdivisions of this section four, shall mature in not exceeding ten years. Other necessaries;

(U) Bonds issued for any purpose or purposes not including in any of the foregoing subdivisions (A) to (T), inclusive, shall mature in not exceeding forty years. Other purposes;

(V) Bonds issued to fund any form of temporary indebtedness shall mature within the period herein provided for bonds issued for the purpose or purposes for which such temporary indebtedness was incurred; *provided,* that in case of any such indebtedness heretofore incurred for purposes which cannot be ascertained, bonds issued to fund such indebtedness shall mature in not exceeding fifteen years. The determination of the governing body as to the purposes for which any temporary indebtedness was incurred shall be conclusive for the purposes of this act. Temporary indebtedness. Proviso.

(3) Bonds issued to pay for such part, if any, of the cost of any property or improvement which has been assessed against property specially benefited, at Bonds for assessments.

the time such bonds are issued, shall mature in not exceeding ten years.

Bonds to pay corporation.

(4) Bonds issued for the purpose of raising money to be paid to another corporation shall be deemed issued for the purpose or purposes to which such money is to be applied by such other corporation.

Bonds included in two or more subdivisions.

532-5
A-17-810

(5) Bonds issued for purposes included in two or more subdivisions of subsection (1) of this section shall mature in not exceeding the average period stated in such subdivisions, taking into consideration the amount of the debt applicable to the purposes stated in each such subdivision.

Date for computing maturity.

532-6
A-17-810

(6) The period herein provided for the maturity of bonds shall be computed from the date of the bonds unless such bonds be dated more than one year after the date of the completion of the improvement or the acquisition of the property for which they are issued, in which case such period shall be computed from one year from such date of completion or acquisition.

Determining classification.

(7) The determination of the governing body as to the classification of purposes as herein stated for which bonds are issued and as to the probable period of the usefulness of any improvement or property, and as to the maturities of the proposed bonds based thereon, shall, upon a majority vote of all the members of such body in office be conclusive in any action or procedure involving the validity of said bonds.

If funds insufficient to pay outstanding bonds.

5. If any such municipality shall have outstanding when this act takes effect, any bonds, the fund or funds on hand for the payment of which at maturity shall be insufficient to pay same, then such portion of such bonds as cannot be paid with the fund or funds on hand may be refunded under this act by new bonds payable in not exceeding twenty substantially equal annual installments commencing the first year after their date.

Sale of bonds.

532-6-(1)
A-20-469

6. (1) All bonds issued under this act shall be sold at not less than par, and unless the authorized amount thereof is ten thousand dollars or less, they shall be sold upon sealed proposals or at public auction after ten days' notice of such sale published once as required by section eleven, and also once in a financial paper

published in New York City or Philadelphia, Pennsylvania.

Notice of sale.

Such notice shall state the terms of sale of such bonds and shall require all bidders to deposit a certified check for two per centum of the amount of bonds bid for, drawn upon an incorporated bank or trust company, to secure the municipality against any loss resulting from the failure of the bidder to comply with the terms of his bid. In the case of a public sale or auction the governing body may delegate its power to award or to reject bids to a committee or to a financial officer. If no bids are received for any bonds advertised to be sold at public sale herein, they may, within thirty days thereafter, be sold at private sale, but such sales shall be made or confirmed by resolution of the governing body adopted by a two-thirds vote of all the members thereof. Any such municipality may by a two-thirds vote of the governing body thereof, sell to the sinking fund of such municipality any issue of such bonds at private sale at not less than par.

Private sale.

Sale to sinking fund.

Amount of issue.

(2) No more bonds of any issue shall in any event be sold than will produce a sum equal to the authorized amount thereof and an additional sum of less than one thousand dollars. Such bonds may be sold at one time or in installments, each of which, with the previous installments, shall mature within the terms of section three. If sold in one installment, or upon the sale of the last installment, the notice of sale shall state the sum required to be obtained at such sale, not exceeding, with the proceeds of any previous installments, the amount of bonds authorized, and that bonds will be sold in an amount not exceeding such sum, and the maturities of such bonds and the rate of interest thereon. It shall also state that unless all bids are rejected said bonds will be sold to the bidder or bidders complying with the terms of sale and offering to pay not less than such sum, and to take therefor the least amount of bonds, commencing with the first maturity and stated in a multiple of one thousand dollars, and that where two or more bidders offer to take the same amount of such bonds, then to the bidder or bidders offering to pay therefor the highest additional price.

Sale in installments.

533-(2)
A-20-470

Details of issue.

7. Such bonds shall be signed by two or more officers, including the chief executive officer, and under seal of such municipality, and the coupons, if any, shall be signed by the facsimile signature of a financial officer of such municipality. The delivery of such bonds so executed any time thereafter shall be valid notwithstanding any change in such officers or in such seal occurring after such execution. Said bonds may be made payable in such medium and at such place within or without the State and shall be in such form as may by resolution be provided, and may be either registered or coupon bonds, and if coupon bonds may be registered as to principal only, or as to both principal and interest as provided by other laws heretofore or hereafter enacted. The governing body of any municipality may also provide for the designation of a transfer agent or registrar of its bonds, either within or without this State. Nothing in this act shall prevent any such municipality from providing for the transfer of bonds by the exchange of new bonds therefor, when such exchange is authorized by law.

Transfer agent.

Proceeds of bonds.

8. The proceeds of any bonds issued under this act shall be paid to the treasurer of the municipality, who shall in no event disburse the same except to pay the expenses of issuing and selling the same and for the purpose or purposes for which such bonds were issued. If, for any reason, any part of such proceeds are not applied to or necessary for such purpose or purposes the governing body may reappropriate the proceeds remaining unapplied to pay the principal of any outstanding bonds.

Action to be taken in case of objections.

9. If within ten days after the publication of the ordinance authorizing the bonds in any borough or township a protest or protests against the issuance of said bonds shall be filed in the office of the clerk of such borough or township, signed either by one-third of the governing body in office adopting such ordinance or by taxpayers representing ten per centum in amount of the assessed valuation of such borough or township, whose names appear on the last preceding assessment roll thereof, then such bonds shall not be issued

Referendum.

unless within sixty days after the publication of such ordinance a proposition for the issuance thereof shall be adopted at an election to be held for that purpose by a majority of the qualified voters of such municipalities voting on such proposition. The certificate of the clerk of the borough or the township filed in his office as to the filing or sufficiency of any protest or protests shall be conclusive for the purposes of this section. At least ten days before any such election, notice thereof shall be published once as required by section eleven. Such election shall be held, conducted and canvassed as other elections in such borough or township. The governing body of such borough or township shall adopt a resolution declaring the result of said election, which resolution shall be published once as required by section eleven. No action, suit or proceeding to contest the validity of said election shall be instituted after the expiration of twenty days from the date of publication of the resolution declaring the result thereof.

Notice of election.

Result published.

Action to contest validity.

Recital in bond conclusive of authorization.

10. Any bonds reciting that they are issued pursuant to this act, shall in any suit, action, or proceeding involving their validity be conclusively deemed to be fully authorized by this act and to have been issued, sold, executed and delivered in conformity herewith and with all other provisions of statutes applicable thereto, and shall be incontestible, anything herein or in other statutes to the contrary notwithstanding, unless such suit, action or proceeding is begun prior to the delivery of such bonds.

Newspaper notices.

11. Any notice, resolution or ordinance required or authorized in this act to be published, shall be published in a newspaper, published in such municipality, or if no newspaper is published therein, then in a newspaper published in the county and circulating in such municipality.

Financial condition of municipality prepared.

12. (1) Before the ordinance or resolution mentioned in section two is finally adopted, and before any ordinance or resolution is finally adopted authorizing any indebtedness by the making of a contract for an improvement or the acquisition of any property for which bonds may be issued hereunder, and whenever

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directed by the governing body or by any board or body, by whatsoever name it may be known, authorized by law to incur indebtedness or to issue bonds, the chief financial officer of the municipality shall file in the office of the clerk of the municipality a statement under oath of the financial condition of the municipality, and such statement shall be a public record open to public inspection.

What to show:

(2) Such statement shall set forth:

Gross indebtedness;

A. The gross indebtedness of the municipality, 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, but not including the indebtedness of a school district constituting a separate corporation.

Itemized

Such gross indebtedness shall be itemized as follows:

Bonded debt;

(a) The bonded debt, stating separately bonds payable in whole or in part out of special assessments on property specially benefited and bonds issued for each of the following purposes, in so far as separately 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.

Other liabilities;

(b) Indebtedness not evidenced by bonds, including any liability due or to become due under any contract for an improvement or property or by reason of the acquisition of any property by condemnation or otherwise, for which bonds may be issued hereunder. If the amount of any part of such indebtedness is indefinite or unascertainable, the official making the statement shall estimate the amount thereof.

Debt incurrable;

(c) The amount of the debt about to be incurred.

Deductions;

B. The deductions, including the debt about to be incurred or the proceeds derived therefrom, if such debt or proceeds will, when incurred or received, be within any of the items below stated. In case the amount of any item which may be included in the deductions is indefinite or unascertainable, the official making the statement shall estimate the amount thereof.

Such deductions shall be itemized as follows: Indebtedness—

(a) Indebtedness payable in whole or in part out of special assessments against property specially benefited to the amount of such special assessments levied and uncollected, which amount shall be stated. From special assessments;

(b) Indebtedness to an amount not exceeding three per centum of the average of the assessed valuation as stated in subdivision D hereof, incurred for any of the following purposes but not for the support or maintenance thereof, separately stated insofar as separately issued for such purposes, namely, for docks, electric light or power, gas, markets and any other purpose from the carrying out of which the municipality derives revenue from rentals or services rendered, the payment of the principal and interest of which indebtedness was adequately provided for from such revenue after deducting operating expenses during the previous fiscal year. Incurred for various purposes;

(c) Indebtedness incurred for the supply of water. Water supply;

(d) Indebtedness included in the gross indebtedness incurred for school purposes to an amount not exceeding three per centum of the average assessed valuations as stated in subdivision D hereof. School purposes;

(e) In the case of counties, indebtedness incurred for park purposes to the amount of one per centum of the average assessed valuations as stated in subdivision D hereof. County parks;

(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. Cash and sinking fund;

(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. Current taxes;

(h) Amount of unpaid taxes not more than three years in arrears. Arrears of taxes;

(i) Indebtedness incurred 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, includ- Improvements along ocean;

ing the improvements to restore property damaged by the sea.

Net debt:

C. The net debt of the municipality or county, as the case may be, as determined by deducting the deductions stated in subdivision B from the gross debt stated in subdivision A.

Average preceding valuations;

D. The three next preceding assessed valuations of the taxable real property (including improvements) of the municipality and the average thereof.

Percentage of debt to valuations

E. The percentage that the net debt as computed under subdivision C bears to the average of the assessed valuations computed under subdivision D.

Percentage of assessed valuation incurrable.

(3) Bonds authorized by this act and indebtedness incurred by the making of a contract for an improvement or the acquisition of any property for which bonds may be issued hereunder shall not be issued or incurred by a municipality other than a county which shall cause the net debt as computed in said sworn statement to exceed seven per centum of the average assessed valuations as stated in said sworn statement, and shall not be issued or incurred by any county which shall cause the net debt of such county as computed in said sworn statement to exceed two per centum of the average assessed valuations as stated in said sworn statement.

Increasing net debt.

(4) Any municipality, other than a county, which at the date when this act shall take effect shall be within two per centum, and any county which shall then be within one per centum, of its limit of debt incurring capacity, on the basis of any such statement made after said date, may, notwithstanding the provisions of this section twelve, further increase such net debt to the extent that all such further increases together shall not exceed in the case of a municipality other than a county two per centum, and in the case of a county one per centum of the average of the three assessed valuations of the real property (including improvements) of the municipality next preceding the date when this act shall take effect. And in order to determine the debt incurring capacity of a municipality under this sub-

Determining debt incurring capacity.

section (4), a statement of the financial condition of the municipality at the date of the passage of this act, and of all the increases of the net debt since said date, shall be made and filed as provided for in subsections 1 and 2 hereof, and shall be conclusive.

Temporary obligations.

13. Any municipality may temporarily finance the carrying out of any purpose for which it is herein authorized to issue bonds by borrowing money and issuing from time to time temporary improvement notes or temporary improvement bonds, which shall state in general terms the purpose for which they are issued, and shall mature in not exceeding one year from their date, and may be subject to earlier call for payment, and shall bear interest at not exceeding six per centum per annum. Such notes or bonds may from time to time be renewed by the issuance of new notes or bonds of such maturity and rate of interest and which may also be subject to call, but such renewal notes or bonds shall not be renewed after six years after the purpose for which they are issued has been carried out. Such notes or bonds shall be authorized by resolution of the governing body, and shall be executed as herein provided for other bonds. Such notes or bonds shall not be subject to the provisions of any other section hereof, except that the amount thereof shall be stated in the statement provided to be made in section twelve hereof, and the provisions of this section thirteen shall be qualified only by the provisions of section fourteen.

Mature within a year.

Renewals.

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A-21-243
S-21-776

As far as act applicable.

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A-24-349

Act supersedes other laws.

14. This act shall take effect immediately and shall supersede the provisions of all other laws relating to the subject matters hereof except as otherwise expressly stated herein; *provided, however,* that this act shall not affect or apply to the incurring of indebtedness or the issuance of bonds or other obligations for school purposes, or in anticipation of the collection of taxes levied or to be levied or in arrears, or for uncollected taxes represented by tax titles, or under laws enacted after March tenth, one thousand nine hundred and sixteen; *provided, further,* that this act shall not affect or apply to the incurring of indebtedness or the issuance

Proviso.

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A-17-819

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A-21-245

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of bonds or other obligations prior to July first, one thousand nine hundred and sixteen, under laws here-
Proviso. tofore enacted; *provided, further,* that this act shall not prevent the issuance of bonds maturing as provided in a proposition for the issuance of said bonds adopted at an election of the qualified voters of any municipality held before July first, one thousand nine hundred and
Proviso. sixteen; *provided, further,* that in any borough or township, if a proposition for the issuance of bonds has been adopted at an election of qualified voters held prior to July first, one thousand nine hundred and sixteen, the provisions of section nine hereof shall not apply to such bonds."

Approved March 22, 1916.

CHAPTER 253.

An Act amendatory of an act entitled "An act concerning District Courts" (Revision of 1898).

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

Section 60 amended. 1. Section sixty of an act entitled "An act concerning District Courts" (Revision of 1898), be and the same is hereby amended to read as follows:

Plaintiff to file state of demand,—if not, may be nonsuited. 60. The plaintiff in such suit shall, on or before the time specified for appearance in the process or summons, or on the return of the warrant, or at the time of appearance specified in the recognizance, file with the clerk a copy of his account or state of demand against the defendant, and in default thereof the said plaintiff may be nonsuited with costs; and if the defendant have any account or demand against the plaintiff, he
Offset. shall be permitted to discount or set off the same against the account, debt or demand of such plaintiff; but such copy of his or her account, or state of his or

her demand, so intended to be set off, shall be filed with the clerk on or before the time specified for appearance in the process, summons, or on or before the final hearing, or, if on a warrant, then at the time of hearing of the cause; and in default thereof the said account, set off or demand shall not be received in evidence on the trial of the said cause; but if the said warrant shall not have been executed three days prior to the day of hearing, then the said defendant, if he or she have any account or demand to set off, and will enter into recognizance, as directed by the fifty-first section of this act, shall be allowed further time, not exceeding three days, to deliver to the said clerk such copy of his or her account or state of demand as aforesaid.

When filed.

In default demand not receivable.

Further time allowed.

2. This act shall take effect immediately.

Approved March 22, 1916.

CHAPTER 254.

An Act to annex to the village of South Orange, in the county of Essex, a portion of the township of South Orange, in the county of Essex.

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

1. All that portion of the township of South Orange, in the county of Essex, and bounded and described as follows: Beginning at a point in the present division line between the village of South Orange and the township of South Orange, where the same would be intersected by a line drawn parallel with Walton avenue and distant one hundred (100) feet southeasterly therefrom as measured at right angles therewith, and from thence running (1) southwesterly and parallel with Walton avenue and distant one hundred (100) feet southeasterly therefrom as measured at right angles therewith to a point distant one hundred

Boundaries of part of township of South Orange annexed to village of South Orange.

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twenty-five (125) feet southwesterly from the southwest line of Audley street as measured at right angles therewith, thence (2) northwesterly and parallel with Audley street and distant one hundred and twenty-five (125) feet southwesterly therefrom as measured at right angles therewith to a point distant two hundred (200) feet northwest of the northwest line of Ridgewood road, thence (3) northeasterly and parallel with Ridgewood road and distant two hundred (200) feet feet northwest therefrom as measured at right angles therewith, to the present boundary line between the village of South Orange and the township of South Orange, thence (4) running along the said present boundary line between the village of South Orange and the township of South Orange to the point or place of beginning, is hereby set off from the said township of South Orange, in the county of Essex, and annexed to and made part of the village of South Orange, in the county of Essex.

2. This act shall take effect immediately.

Approved March 22, 1916.

CHAPTER 255.

An Act relating to the use of uniforms by boards of health in cities of the second class.

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

Certain health inspectors exempt from wearing uniform.

1. In cities of the second class where a sanitary inspector or a food and drug inspector is required to wear a uniform, such person or persons shall be exempt provided he is a regularly licensed and registered physician and surgeon, and also holds a license as health officer granted by the New Jersey State Board of Health.

2. This act shall take effect immediately.

Approved March 22, 1916.

CHAPTER 256. 543-C-256 R-18-688

An Act to provide for the improvement of certain of the township roads of the State at the prorated expense of the respective township committees and boards of chosen freeholders.

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

Joint improvement of roads.

1. The board of chosen freeholders of any county in this State may at any time, by resolution, direct that any public road or section of such road located within any township within said county, being an extension of or connection with some permanently improved county road, be improved in such manner as the said board by said resolution shall direct; *provided, however,* the township committee of the township in which the said road or section thereof shall lie, shall make application to the board of chosen freeholders for an improvement to be made under this act, and shall undertake, as a condition of the improvement, that the township committee will pay twenty-five per centum of the cost of the said improvement, said twenty-five per centum to be paid to the collector of the county, and to be disbursed at the direction of the board of chosen freeholders, and the work of the improvement to be done under the direction and supervision of the board.

Proviso.

Township's share of cost.

County's limit for such purposes.

2. The county funds to be used for the purposes of this act shall be included by the board of chosen freeholders in its annual budget; but no board of chosen freeholders shall appropriate in any one fiscal year more than five thousand dollars for the said purposes, nor shall any board of chosen freeholders within any fiscal year enter into contracts exceeding the sum of five thousand dollars for said purposes; *provided, however,* that the limitation of five thousand dollars set in this paragraph shall be understood to be exclusive of

Proviso.

the sum to be raised by the respective township committees.

Application for improvement.

3. The township committee of any township in this State is hereby authorized at its discretion to apply for the improvement of any road of the character mentioned in paragraph one of this act within its territory, and to appropriate to the payment of the township share of the expense any funds that may lawfully be devoted to road purposes. Any township committee is hereby authorized to accept contributions from any person or corporation toward meeting its share of the cost of this work. The financial officer is hereby directed to receive such contributions and to properly credit the same.

Private contributions acceptable.

Width of road; land acquired.

4. No road shall be improved under this act that is of a lesser width than thirty-three feet. The township committee may acquire any land necessary for widening, straightening or relocating such road or any portion thereof on which work is to be done under this act by gift, grant, demise, purchase or by the exercise of eminent domain; *provided, however,* that the expense of the township committee incident thereto shall not be considered as a part of the twenty-five per centum to be paid as hereinbefore provided.

Proviso.

Such road a township charge.

5. Any such road or section of road so improved under this act shall not thereby become a county road, but shall remain a township road, and be repaired and maintained by the township committee.

Supervisor of construction.

6. It shall be lawful for the board of chosen freeholders, at its discretion, to employ a supervisor, to supervise the improvement, at a wage not to exceed three dollars per day, the cost thereof to be considered a part of the cost of the improvement, to be divided pro rata between the county and the township.

Repealer.

7. All acts and parts of acts inconsistent with this act are hereby repealed, but this repealer shall not work to revive any statute or part thereof heretofore repealed.

8. This act shall take effect immediately.

Approved March 22, 1916.

CHAPTER 257.

An Act to amend an act entitled "An act to regulate the practice of architecture," approved March twenty-fourth, one thousand nine hundred and two.

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

1. Section ten of the act of which this act is amendatory be and the same hereby is amended so that it shall read as follows: Section 10 amended.

10. If the examination of any applicant for registration shall be satisfactory to the majority of the board and upon the payment of an additional fee of fifteen dollars to the said board, a certificate shall be issued to the applicant, authorizing him to practice the profession of architecture; any person who shall at the time of the passage of this act be engaged in the practice of architecture in this State and who shall present to the State board an affidavit to that effect before the first day of May, one thousand nine hundred and three, or a certificate from a similarly constituted board of another State, and any person who is a member of the American Institute of Architects, shall be entitled to receive such certificate upon the payment to the said board of a fee of five dollars; each person licensed shall cause such license to be recorded in the office of the Secretary of State; each person licensed shall, during the months of May in each year, pay to the State Board of Architects a fee of five dollars or forfeit his certificate. Notice of the failure to pay the annual registration fee required by this section shall be given to any person so failing, which notice shall state that, upon the continued failure to pay said fee, the certificate issued to such person will be declared forfeited by the board at a time and place named in the notice, which forfeiture shall be declared by said board at said time and place, unless the annual

Certificate of authorization to practice.

Who entitled to receive certificate.

Fee.

Annual fee.

Notice on failure to pay.

Reissues.

registration fee is sooner paid. The said board may make rules and regulations regarding the reissue of a certificate to any person whose certificate has been forfeited under this section, and in said rules may fix the fee upon the payment of which said certificate may be reissued.

2. This act shall take effect immediately.

Approved March 22, 1916.

CHAPTER 258.

An Act for the relief of Meribah Locke.

Preamble.

WHEREAS, Elmer E. Locke, a resident of Lawrence township, county of Mercer, and State of New Jersey, while on duty at the State Capitol, as a cleaner and helper, and while in the performance of, and in the line of, his duty, fell from a window thereof and sustained injuries causing his death; and

Preamble.

WHEREAS, He left him surviving Meribah Locke, his widow; therefore,

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

Monthly pension.

1. That there be paid to the said Meribah Locke, in monthly payments, from the treasury of this State, a pension at the rate of fifty dollars per month, such payments to be made by the Treasurer upon the warrant of the Comptroller. Such pension shall commence from the date of the passage of this act.

Pension in lieu of all other payments.

2. Said pension shall be in lieu of any and all moneys due or owing, or to become due or owing, by the State to the said Meribah Locke by reason or by virtue of any law or laws of this State.

When void.

3. Said pension shall become inoperative upon the remarriage of the said Meribah Locke.

4. This act shall take effect immediately.

Approved March 22, 1916.

CHAPTER 259.

An Act to amend chapter 20 Special Session Laws of one thousand nine hundred and thirteen, entitled "A supplement to an act entitled 'An act concerning juries' (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four," which supplement was approved May twenty-ninth, one thousand nine hundred and thirteen.

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

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. The names, occupations and places of abode both of grand and petit jurors shall, as each number is drawn, be publicly announced by the commissioners, and the metal pieces so drawn from the box handed to the justice or judge for inspection, and the clerk of the county, or his deputy, shall transcribe the same as they are announced, and shall make three lists thereof, made up in the order in which the pieces of metal corresponding to the names are drawn from the box, all of which shall be certified by the justice or judge as true and correct, one of which said clerk shall file in his office, one of which he shall forthwith transmit to the sheriff of the county, who shall thereupon cause the persons so drawn, constituting the grand jurors and panel of petit jurors for such county, to be summoned for service as such according to law, and one of said lists shall be delivered to the Supreme Court justice holding the circuit of said county for the time being. From the said list of thirty-five names the said Supreme Court justice, or in his absence at the opening of the term of court for which the said grand jurors shall be

Announcements as drawn.

Lists as drawn summoned.

Jurors summoned by sheriff.

Striking off names from grand jury list.

summoned for service, the president judge of the Court of Common Pleas of such county may excuse those unable or disqualified to serve; and should more persons remain available for service than are necessary to constitute the grand jury, the persons whose names are first drawn and not excused, not exceeding twenty-three in number, shall constitute the grand jury.

Number constituting grand jury.

Repealer.

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

Approved March 22, 1916.

CHAPTER 260.

An Act to secure safety in the operation of passenger elevators.

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

Device to prevent moving until door closed.

1. Every elevator moving in a vertical shaft, used for carrying passengers now existing and in use, or hereafter constructed or installed, shall, within two years after this act becomes effective, have placed thereon or attached thereto some interlocking device that will automatically prevent the elevator car from being moved in either direction until the shaft door or gate at which the elevator car is standing is closed and securely fastened.

Approval of device.

2. Every device, before being used or installed under the provisions of this act, in any building which comes within the jurisdiction of the State Department of Labor, under the labor laws of this State, shall have the approval of the State Commissioner of Labor. Every device before being used or installed in any other building under the provisions of this act, shall have the approval of the State Commissioner of Labor, except in municipalities having a regularly appointed building

inspector, in which case the approval of said building inspector shall be sufficient.

Enforcement of act.

3. The said Commissioner of Labor or the building inspector, as the case might be, shall enforce the provisions of this act by order in writing served upon the owner or owners, tenant or lessee of any building coming within the operation of this act, specifying the directions to be executed and the time limited for the completion thereof. Any person, firm or corporation neglecting to comply with the terms of such order within the time therein limited, or any extension thereof granted by the said commissioner or building inspector, shall be liable to a penalty of one hundred dollars for such failure and to a further penalty of ten dollars for each day that shall elapse after the expiration of the time limit until compliance is made with the terms of such order. Such penalties shall be cumulative, and more than one penalty may be recovered in the same action.

Penalty for not complying with law.

Collection of penalties.

4. All penalties under this act arising in municipalities having a building inspector as hereinbefore mentioned shall be sued for by the said building inspector for the benefit of such municipality, and all moneys as collected shall be paid into the treasury of such municipality. All penalties under this act arising in municipalities having no building inspector as hereinbefore mentioned and such as shall come within the jurisdiction of the State Department of Labor as heretofore set forth, shall be sued for by the State Commissioner of Labor, and all moneys so collected shall be paid into the State treasury.

Bringing proceedings.

5. All proceedings brought under the provisions of this act shall be by action of debt, in the name of the commissioner or building inspector, to be instituted in any District Court, recorders' court of cities, or before any justice of peace having due jurisdiction, and the first process shall be by summons returnable in not less than five days nor more than ten days, which process shall be served on the owner or owners, person or persons or any of them, owning the place or operating the business wherein the alleged violation of law has

Summons.

Service of summons.

taken place; if such owner or owners, person or persons reside in the county where the offense was committed, or if the owner or owners, person or persons as aforesaid, do not so reside in the county where the offense was committed, then said process shall be served on the superintendent, foreman or person in charge of the business or place; service upon a corporation shall be made upon the president, vice-president, secretary or any director, and if none of them reside in the county where the offense was committed, then service may be made upon the superintendent, foreman or person in charge of the business or place; in case the owner or owners of a building reside without the limits of the county, then service of the process may be made upon the agent in charge of said building, and if there be no such agent, then service of the process may be made by affixing a copy thereof to the main outer door of such building at least ten days before the return day thereof; all proceedings thereafter shall be the same as in an action of debt in said court; the finding of the court shall be that the defendant has or has not, as the case may be, incurred the penalty claimed in the demand of the plaintiff, and judgment shall be given accordingly; in case an execution shall issue and be returned unsatisfied, the court, on application, after notice to the defendant, may award an execution to take the body of the defendant, if an individual, and in case such a defendant is committed under such an execution, he shall not be discharged under the insolvent laws of the State, but shall only be discharged by the court making the order for the body execution, or one of the justices of the Supreme Court, when such court or justice shall be satisfied that further confinement will not result in the payment of the judgment and costs.

Proceedings as in action of debt.

Execution.

Act does not nullify existing regulations.

5. Nothing in this act shall be construed to nullify any ordinance, rule or regulation not inconsistent with the provisions of this act, which may have heretofore been passed or promulgated by any board, commission or department of the State, or any municipality

in this State or by any committee, board or officer of any such municipality authorized to promulgate rules and regulations governing the use and control of elevators.

7. This act shall take effect immediately.

Approved March 22, 1916.

CHAPTER 261.

An Act to amend an act entitled "An act to authorize the purchase of lands and the erection and furnishing of city halls in cities," approved March nineteenth, anno Domini nineteen hundred.

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

1. Section one of the act the title whereof is recited in the title of this act be and the same is hereby amended so as to read as follows: Section 1 amended.

1. It shall be lawful for the board of aldermen, common council or other governing body of any city in this State to purchase land and erect thereon a building or buildings suitable for use as a city hall, with necessary appurtenances, and to furnish the same, and to raise money by an issue of bonds for said purposes, to an amount not exceeding one hundred and fifty thousand dollars, as hereinafter set forth. Build city hall. Amount allowed.

2. This act shall take effect immediately, but shall not repeal or modify any existing legislation on the subject other than section one of the act amended hereby. Repealer.

Approved March 24, 1916.

CHAPTER 262.

An Act to amend an act entitled "An act for the protection of deer," approved March twenty-seventh, nineteen hundred and twelve.

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

Section 1 amended.

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

Season for wild deer.

1. It shall be unlawful for any person to hunt for, pursue, shoot at, take, kill, wound, or attempt to take, kill or wound any wild deer in this State, except on the last three Wednesdays in October and the first Wednesday in November of each year, or to kill in any one year more than one deer, under a penalty of one hundred dollars for each offense. It shall be unlawful at all times hereafter for any person to hunt for, shoot at, take, kill or wound, or attempt to take, kill or wound any doe or deer, except a deer having horns visible above the hair, under a penalty of one hundred dollars for each offense.

Penalty.

As to doe or deer.

Section 2 amended.

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

Possession of wild deer.

2. It shall be unlawful to have in possession in this State any wild deer, except on the last three Wednesdays in October and the first Wednesday in November of each year, under a penalty of one hundred dollars for each deer or part of a deer so had in possession. It shall be unlawful to have in possession at any time any doe or any deer, except a deer with horns visible above the hair, under a penalty of one hundred dollars for each doe or deer or part of a doe or deer so had in possession. The having in possession of any wild deer during the times and periods prohibited in this act, or the having in possession at any time of any doe or deer not having horns visible above the hair shall be prima facie evidence in all courts and places of the fact that

Doe or deer.

Possession as evidence.

such wild doe or deer is in possession unlawfully; *provided,* that this act shall not apply to deer killed on game preserves, the owners or lessees of which are licensed by the Board of Fish and Game Commissioners, or to deer coming from another State, which is properly tagged showing where the same was killed. Proviso.

3. This act shall take effect immediately.

Approved March 24, 1916.

CHAPTER 263.

An Act to provide for the reading of the Holy Bible in the public schools of New Jersey.

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

1. In each public school classroom in the State, and in the presence of the scholars therein assembled, at least five verses from that portion of the Holy Bible known as the Old Testament shall be read, or caused to be read, without comment, at the opening of such school, upon each and every school day, by the teacher in charge thereof; *provided,* that whenever there is a general assemblage of school classes at the opening of such school day, then instead of such classroom reading, the principal or teacher in charge of such assemblage shall read at least five verses from said portion of the Holy Bible, or cause same to be read, in the presence of the assembled scholars, as herein directed. Reading Bible at opening of school. Proviso.

2. This act shall take effect immediately.

Approved March 24, 1916.

CHAPTER 264.

A Supplement to an act entitled "An act providing for the formation, establishment and government of towns," approved March seventh, one thousand eight hundred and ninety-five.

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

Crematory for garbage.

1. Whenever, in the opinion of the council, board of commissioners or other governing body, it shall be necessary to cremate or otherwise dispose of the garbage and other refuse collected in such town, it shall be lawful for such council, board of commissioners or other governing body to purchase, condemn, take, have, hold and enjoy, in the corporate name of the town, all necessary lands and real estate in such town, and to erect thereon a building or buildings, and equip the same with all appliances necessary and suitable for the cremation or other disposal of such garbage and refuse matter.

Procure equipment necessary to collect ashes and garbage.

2. It shall be lawful for the council, board of commissioners or other governing body of any town taking advantage of any of the terms or provisions of this act to purchase and maintain the necessary equipment, such as horses, carts, and wagons, for the collection or removal of ashes and the collection or removal of garbage and other refuse matter, and to establish and maintain a system or business of collecting, removing and disposing of ashes and garbage in such town.

Collection may be made on contract.

3. It shall be lawful, if, in the opinion of the council, board of commissioners or other governing body, it is more advantageous for such town to have such ashes and garbage and other refuse matter collected or removed by persons other than the town authorities, to make a contract or contracts, not exceeding the term of three years at a time, with any corporation or indi-

vidual for the collection or removal of ashes, and the collection or removal of garbage; *provided,* such contract or contracts shall be entered into and made only after bids therefor shall have been advertised for in one or more newspapers published or circulating in said town for at least once a week during two successive weeks prior thereto, and then only with the lowest responsible bidder or bidders who shall give satisfactory bonds or security for the faithful performance of the work. Proviso.

4. It shall be lawful for the mayor, with the consent of the council, board of commissioners or other governing body of any town taking advantage of any of the terms or provisions of this act, to appoint any and all officers, agents, engineers or employees that they may deem necessary to be employed in and about the maintenance and operation of any such plant for the cremation or other disposal of such garbage and refuse matter as aforesaid; and all officers, agents or employees that they may deem necessary to be employed to carry on and conduct the system or business of collecting, removing and disposing of ashes and garbage as aforesaid; to define their duties, regulate their compensation and provide for their removal, and said council, board of commissioners or other governing body shall have power, and they are hereby authorized, to make, ordain and establish all such ordinances, resolutions, rules and regulations as said council, board of commissioners or other governing body may deem necessary and proper for the maintenance and operation of such plant for the cremation or other disposal of garbage and refuse matter and the government of the employees connected therewith, and for the introduction, operation and management of such system or business of collecting, removing and disposing of ashes and garbage and other refuse matter as aforesaid and the government of the employees connected therewith. Appointment of agents and employees. Duties defined. Ordinances. Systematic collection.

5. In order to supply the funds necessary to carry into effect the provisions of this act it shall be lawful for the council, board of commissioners or other governing body, and it is hereby empowered to issue the Bond issue.

Amount. bonds of such town to an amount not to exceed fifteen thousand dollars, which bonds shall be sold at public sale for not less than par and accrued interest; and all money received from the sale of said bonds, including any premium or premiums, shall be used exclusively for such purposes.

Time. 6. The bonds to be issued under the provisions of this act shall be payable in not more than thirty years

Rate. from the date thereof, shall bear interest at a rate not exceeding four and one-half per centum per annum, be of such denomination as said council, board of commissioners or other governing body shall determine, and shall be executed by the proper officials of said town, and may be either registered or coupon bonds as the said town council, board of commissioners or other governing body may direct, and said town council, board of commissioners or other governing body may from time to time, at the request and at the expense of the holders thereof, exchange coupon bonds for registered bonds, or change the denomination of such bonds.

Sinking fund. 7. In order to redeem such bonds at maturity there shall be established in such town a sinking fund, into which it shall be the duty of said council, board of commissioners or other governing body to pay or cause to be paid annually a sum amounting to not less than three per centum of the amount of the principal of the bonds issued under the provisions of this act, which fund shall be appropriated, raised and provided by annual taxation or otherwise by said town council, board of commissioners or other governing body, and it shall be under the charge and control of the sinking fund officials of such town, by whatsoever name they may be called.

Interest. 8. The interest on said bonds shall be paid semi-annually out of the funds to be provided for that purpose by way of taxation or otherwise by said town council, board of commissioners or other governing body.

Use of moneys remaining: 9. Such portions of the moneys received for payment for collecting, removing and disposing of ashes and garbage as aforesaid as may remain after paying

all expenses and costs for maintenance and operation of such plant for the cremation of such garbage and refuse matter, and for carrying on and conducting the system of collecting, removing and disposing of ashes and garbage, and salaries, wages and incidental expenses and charges, shall be applied by said council, board of commissioners or other governing body; first to the payment of the interest upon the debt created for the purchase and construction of said plant, for the cremation of garbage and refuse and maintaining the necessary equipment for the collection or removal of ashes, and the collection or removal of garbage and other refuse matter, and, next, to the purchase of the bonds issued therefor, if the same can be obtained at reasonable rates; or, if they cannot be effected, then to be safely invested by the sinking fund officials of said town, by whatsoever name they may be called.

Paying interest;

Purchasing bonds;

Invested.

10. The council, board of commissioners or other governing body of such town shall have power by ordinance or resolution to appropriate and provide for raising by taxation such moneys as may be necessary for the management, maintenance and operation of such plant and equipment, and for the collection, removal, cremation or other disposal of ashes, garbage or other refuse matter in such town.

Funds raised by taxation.

11. The powers and privileges herein and hereby conferred are, in addition to and not in lieu of any of the powers and privileges conferred by any laws creating, establishing or affecting any such town.

Powers conferred deemed additional.

12. This act shall take effect immediately.

Approved March 24, 1916.

CHAPTER 265.

An Act to amend an act entitled "An act to amend an act entitled 'An act relative to fishing in the North and South Shrewsbury rivers, and the waters of Sandy Hook and Raritan bay,' approved March seventeenth, eighteen hundred and eighty-two," approved April twenty-third, nineteen hundred and fifteen.

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

Seine fishing.

4. It shall be lawful to set, or haul any purse net or seine in the waters of the North and South Shrewsbury rivers, excepting between the first day of June and the first day of November in each year; *providing, however,* that nothing in this act shall prevent the taking of mossbunkers or mullet at any time. Any person or persons violating any of the provisions of this act shall be liable to a penalty of fifty dollars for each offense, to 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.

Proviso.

Penalty.

2. This act shall take effect immediately.

Approved March 28, 1916.

CHAPTER 266.

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:*

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

Section 4 amended. 559-1 A-17-864

4. 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 three hundred thousand inhabitants, six thousand five hundred dollars; in counties having between one hundred thousand and one hundred and twenty-five thousand inhabitants, five thousand five hundred dollars; in counties having between sixty-five thousand and one hundred thousand inhabitants, four thousand five hundred dollars; in counties having between fifty thousand and sixty-five thousand inhabitants, three thousand five hundred dollars; in counties having between twenty-four thousand and fifty thousand inhabitants, two thousand five hundred dollars; in counties having less than twenty-four thousand inhabitants, two thousand dollars; to be paid by the proper disbursing officer of their respective counties, in equal monthly payments. Such salaries shall be determined and paid upon the basis of population shown by the latest State or National census promulgated, without regard to the date of election or appointment of such

Salaries of county officers according to population.

559-4 A-24-51

Basis of salaries.

surrogates, registers of deeds and mortgages, county clerks and sheriffs; *provided,* that nothing contained in this act shall be applied to effect a reduction in the salary of any such surrogate, register of deeds and mortgages, county clerk or sheriff during the term of office to which he has been or may be elected or appointed immediately preceding the promulgation of such State or National census. Said surrogates, county clerks, registers of deeds and mortgages and sheriffs in any county of this State shall select and employ the necessary deputies and assistants for said offices respectively, who shall receive such compensation, to be paid monthly by the proper disbursing officer of said counties, as shall be approved by the judge of the Court of Common Pleas of their respective counties on warrants approved by said judge.

Proviso.

Assistants and their compensation.

2. This act shall take effect immediately.

Passed March 29, 1916.

CHAPTER 267.

An Act to repeal section two of an act entitled "A further supplement to an act entitled 'An act to define the duties and fix the salary of the Attorney-General,' approved February twenty-fourth, one thousand eight hundred and fifty-four," which further supplement was approved April twentieth, 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 an act entitled "A further supplement to an act entitled 'An act to define the duties and fix the salary of the Attorney-General,' approved February twenty-fourth, one thousand eight hundred and fifty-four," which further supplement was approved

Section 2 repealed.

April twentieth, one thousand nine hundred and eleven, be and the same is hereby repealed.

2. This act shall take effect immediately.

Passed March 29, 1916.

CHAPTER 268.

An Act to establish a Department of Agriculture, and to prescribe its powers and duties.

561-C-268
Cf.-24-22

561-C-268
S-21-134

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

561-C-268
Dep Agr S-22-633

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

Division of department.

2. The Department of Agriculture shall consist of

1st—A State Board of Agriculture.

2d—A Secretary for Agriculture.

3d—An Assistant Secretary for Agriculture.

4th—A Bureau of Animal Industry.

5th—A Bureau of Lands, Crops and Markets.

6th—A Bureau of Statistics and Inspection,

together with the officers and employees hereinafter authorized to be appointed and employed.

Membership and terms of board of agriculture.

3. The State Board of Agriculture shall consist of eight citizens of this State, who shall hold office for the term of four years and until their successors are elected and qualified. Of those first elected, two members shall be chosen for one year, two members for two years, two members for three years and two members for four years. Each year thereafter, two members shall be chosen for the full term of four years. The members of the State Board of Agriculture shall serve without compensation, except that they shall be reimbursed for their actual expenses incurred in attending

No compensation except expenses.

the meetings of the board and in the other performance of their duties.

How members chosen by convention.

4. The members of the State Board of Agriculture shall be thus chosen:

At a convention to be held once in each year in the city of Trenton, delegates chosen as hereinafter provided, shall assemble and elect, by a majority vote of the delegates present, the members of the State Board of Agriculture. At the first convention held pursuant to the provisions of this act, eight members shall be elected and their terms of office specified. At each annual convention thereafter, two members shall be elected to fill vacancies caused by the expiration of terms

Vacancies.

of office. And in the same manner the convention shall fill any vacancy in the membership of said board arising from death or resignation, for the unexpired term only. The delegates in any such convention shall have power to pass upon and determine the validity of the selection and qualifications of any delegate and a majority of all delegates shall constitute a quorum. Each convention shall choose its own officers, determine the rules of its proceedings and fix the time for the holding of the succeeding convention.

Names certified to Governor who commissions.

5. The secretary of the convention shall certify to the Governor the names of those elected to the State Board of Agriculture and the term for which each has been chosen, and the Governor shall thereupon issue commissions to the persons so certified.

Delegates to convention.

6. Prior to the time fixed for the holding of the annual convention each of the organizations named in the following section shall choose from its members the authorized number of delegates and certify to the convention their qualification as such, which credentials shall be filed with the proper convention officer or committee, and upon the acceptance thereof by the convention such persons shall have all the rights and powers of delegates.

Organizations having representation in convention.

7. Each of the following organizations shall be entitled to be represented in the annual convention by two delegates: each county Board of Agriculture, the New Jersey State Horticultural society, the New Jersey State

Poultry Association, the American Cranberry Growers' Association, and the New Jersey State Grange, Patrons of Husbandry. Each of the following organizations shall be entitled to be represented in the annual convention by one delegate: The State Agricultural College, the State Experiment Station, each Pomona Grange, Patrons of Husbandry, North Jersey Society for Promotion of Agriculture, New Jersey State Guernsey Breeders' Association, New Jersey State Holstein-Freisian Breeders' Association, and the E. B. Voorhees' Agricultural Society.

Organization of board.

8. As soon as may be, following the election and qualification of members in each year, the board shall organize by electing one of its members as president and one as vice-president, to serve as such until the organization of the board in the following year. The vice-president shall exercise the powers and perform the duties of the president, in his absence. The secretary for agriculture shall serve as secretary of the board and the assistant secretary, in his absence, shall exercise the powers and perform the duties of the secretary.

Secretary.

Secretary's

563-9
A-21-54

9. The secretary for agriculture shall be appointed by the board. His office shall be deemed to be within the classified service of the State, subject to all the provisions of the Civil Service act applicable thereto. He shall receive an annual salary of five thousand dollars. He shall be the executive and administrative agent of the State board, and shall, under their supervision, direct and cause to be performed the functions and duties of the Department of Agriculture. He shall appoint the necessary clerks and stenographers and other employees of the department, whose appointment or employment has not been vested in the board, and assign to them their proper duties and compel the efficient performance thereof. He shall act as the secretary of the board, and his signature to any executive or administrative order shall be a sufficient authority for the execution thereof.

Salary.

Duties.

Assistants.

Bureaus created.

10. For the economic and efficient execution and performance of its powers and duties, the Board of Agriculture may create a Bureau of Animal Industry, a

563-10
A-19-321

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Bureau of Lands, Crops and Markets, a Bureau of Statistics and Inspection, and such other bureaus as it may from time to time deem necessary and proper, assign to each of the said bureaus its proper functions and secure their performance. Each of said bureaus shall consist of such officers and employees as the board may designate. The chief of each such bureau shall be the executive and administrative head thereof, subject to the supervision and control of the secretary for agriculture, and the signature of each said chief to any executive or administrative order within the scope of his duties shall be a sufficient authority therefor, provided that the board may, by rule or regulation, prescribe the limits within which any such bureau chief may act without the sanction and approval of the secretary for agriculture or the board itself. The salary of the chief of the Bureau of Animal Industries shall be four thousand dollars per annum. The salary of the chief of the Bureau of Lands, Crops and Markets shall be twenty-five hundred dollars per annum. The salary of the chief of the Bureau of Statistics and Inspection shall be two thousand five hundred dollars per annum.

Officers and employees.

Salaries of chiefs of bureaus.

Sundry acts prescribing powers and duties of department enumerated.

11. The Department of Agriculture, as created by this act, is hereby vested with all authority, powers, rights and duties heretofore granted or devolved by any and all of the following acts of the Legislature, to wit:

"An act to organize and establish a State Board of Agriculture," approved April first, one thousand eight hundred and eighty-seven.

"An act to prevent disease among cattle," approved April fifth, one thousand eight hundred and sixty-six.

"An act concerning contagious and infectious diseases among animals and to repeal certain acts relating thereto," approved May fourth, one thousand eight hundred and eighty-six.

"A supplement to an act entitled 'An act concerning contagious and infectious diseases among animals and to repeal certain acts relating thereto, approved May fourth, one thousand eight hundred and eighty-six,'

approved March sixteenth, one thousand eight hundred and ninety-three."

"A supplement to an act entitled 'An act concerning contagious and infectious diseases among animals and to repeal certain acts relating thereto, approved May fourth, one thousand eight hundred and eighty-six,' approved May twenty-second, one thousand eight hundred and ninety-four."

"A further supplement to an act entitled 'An act concerning contagious and infectious diseases among animals and to repeal certain acts relating thereto,' approved March twenty-eighth, one thousand eight hundred and ninety-five."

"An act to prevent the spread of glanders in horses," approved March thirty-first, one thousand eight hundred and sixty-four.

A supplement to an act entitled "An act to prevent the spread of glanders in horses," approved March thirty-first, one thousand eight hundred and sixty-four, passed March twelfth, one thousand eight hundred and eighty-four.

"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.

A supplement to 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," approved March fourteenth, one thousand nine hundred and eleven.

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, and to provide for the inspection of apiaries and for the suppression of contagious and infectious diseases among bees," approved March twenty-eighth, one thousand nine hundred and eleven.

"An act to prevent the introduction into and the spread of dangerous plant diseases in New Jersey; to authorize the inspection of nurseries and plantations; to provide for certificates of health and a method for compelling the destruction of infested plants," approved March twenty-third, one thousand nine hundred and eleven.

"An act concerning contagious and infectious diseases among cattle, regulating the importation of cattle into this State and providing measures to check the spread of disease among cattle in this State; creating the Commission on Tuberculosis Among Animals, prescribing its powers and duties and fixing penalties for violations of this act," approved April twenty-fourth, one thousand nine hundred and eleven.

"An act authorizing the establishment of a Live Stock Commission of the State of New Jersey, for the purpose of promoting interest in the breeding of pure-bred domestic animals and the improvement of grade animals of the various breeds," approved April first, one thousand nine hundred and eight.

"An act to regulate the public service of stallions in New Jersey," approved April thirteenth, one thousand nine hundred and eight.

Together with the amendments and supplements of and to each, any or all thereof.

Rules and regulations.

12. The board shall have power to establish rules and regulations for its own proceedings and for the government and control of the department, the officers and employees therein and the performance by them of their duties. The board shall assign to the various bureaus, officers and employees, their proper functions and duties and either directly, or through the secretary, supervise and control the performance thereof; shall

Assignments, appointments, compensation.

appoint the secretary for agriculture, and in conjunction with him shall appoint the chiefs of the various bureaus, the inspectors, veterinarians, experts and all other officers, agents and employees of said department, except the clerks and stenographers attached thereto. The compensation of all officers and employees, not fixed by statute, shall be determined by the board upon the advice and recommendation of the secretary.

Investigation, etc., as to crops, irrigation, drainage, rates, etc.

13. The board shall in addition have power to investigate, ascertain and publish information and statistics relating to the promotion of agriculture and the advancement of agricultural interests in the various branches thereof, as it may deem proper, including the acreage under cultivation, in general and as to specific crops or agricultural use, crop adaptation of land, agricultural land for sale and its adaption, the improvement of agricultural methods tending to advance the quantity and quality of agricultural products; improvement in transportation, establishment of markets, rates, irrigation and drainage of lands used for agricultural purposes and any and all subjects connected with or related to the agricultural interests, present and future, of this State. The board may use for the publication and distribution of the information and statistics collected by it such methods as may seem to it best adapted to the efficient dissemination thereof, either with or without charge therefor, as the board may determine.

Information diseminated.

Transfer of appropriation.

14. All appropriations heretofore made to any officer, board, commission or department, for the purpose of carrying into effect any of the provisions of any of the acts referred to in section eleven of this act are hereby appropriated and transferred to the Department of Agriculture in bulk, subject to allotment thereafter by the Department of Agriculture for the various purposes thereof, as prescribed by this act, words of specific appropriation to the contrary notwithstanding. And such moneys shall be allotted and devoted by the State Board of Agriculture to such purposes and in such amounts as it shall determine, such allotment to be certified to the Comptroller. All appropriations hereafter made, ex-

Allotments.

Future appropriations.

cept for salaries and compensation of officers and employees, shall be made in general to the Department of Agriculture for the purpose of carrying into effect the provisions of this act, subject to allotment by the board for the various business and purposes thereof, in such sums within such appropriation as may be made, as the board shall determine, which allotment shall be certified to the Comptroller, and the board may, after such allotment once made, increase or diminish the allotment to any specific object or purpose as in its judgment may be necessary or proper, certifying such changes to the Comptroller. The expenditure of moneys appropriated to the department shall be subject to the provisions of all laws regulating the expenditure of moneys appropriated from the State treasury.

As to expenditures.

568-15
A-24-58

Study diseases in animals, plants, and insects.

568-15
A-25-259
S-25-259

15. The board shall have power to determine the existence of contagious and infectious diseases in animals, plants and insects and to declare the same to be epidemic; to establish and enforce general or local quarantine; to provide and distribute, with or without charge as they may determine, serums for the prevention and cure of such diseases in animals, as in their judgment are capable of prevention or cure by such treatment. These powers and duties shall be in addition to and not in limitation of any similar powers or duties hereinbefore conferred upon said board by the specific provisions of any of the statutes referred to in this act, but shall be in extension thereof. And all powers and duties conferred upon said board with reference to any specific contagious or infectious disease of animals, plants or insects, the said board shall likewise have and perform with reference to any other contagious or infectious disease of animals, plants or insects, not specifically designated or referred to in said statute, but determined by said board to be such contagious or infectious disease under and by virtue of the jurisdiction hereby conferred. Any person who shall violate or refuse or neglect to comply with the requirements of any order of the State Board of Agriculture or its duly constituted agent, made pursuant to the provisions of this section,

Duties as to diseases.

Penalty.

shall be liable to a penalty of not less than fifty nor more than one hundred dollars for each day during which such violations, refusal or neglect shall continue, to be recovered in an action of debt instituted by the secretary of the State Board of Agriculture in the name of the State of New Jersey. The proceeds of such action, after the payment of costs, shall be paid into the treasury of the State.

Encourage meetings of farmers, etc.

16. The State board, through the secretary for agriculture, shall promote and induce meetings of farmers and agriculturists and arrange for the discussion and presentation before such meetings of such topics and matters as they may deem necessary or advantageous, arrange for agricultural contests among children, establish rules and regulations for the conduct thereof, and the award of premiums, or prizes, or rewards for the successful contestants therein, either in the nature of money allotments or educational excursions, and arrange for and award premums for agricultural products exhibited at meetings or fairs, at which no admission fees are charged, and give due notice of any or all thereof by advertisement or the distribution of information concerning the same by such methods as they shall determine.

Exhibitions, fairs, etc.

Reports of chiefs of bureaus.

17. The chief of each bureau shall, on or before the first day of October in each year, present to the secretary a report of the work of the department under his charge and supervision, together with his recommendations for the extension, improvement or more efficient performance thereof, which reports the secretary shall lay before the board and the board shall incorporate the same, or so much thereof as they deem pertinent and proper, together with such additional matter pertaining to the work of the department and the promotion of the agricultural interests of the State as they may determine, in an annual report to be submitted by them to the following session of the Legislature.

Annual report of board to Legislature.

Assistant secretary.

18. The chief of the Bureau of Animal Industries shall be ex officio the assistant secretary of the board, and in the absence of the secretary shall exercise all

Positions under civil service.

his powers and perform all his duties. The offices of the chiefs of the several bureaus herein named and those which may hereafter be created, shall be deemed to be offices in the exempt class of the classified service of the Civil Service of the State and the positions and employments of all other employees or appointees of said board shall be deemed to be positions and employments within the classified service of the Civil Service of the State, subject to all the provisions of the Civil Service Act applicable thereto.

Offices and equipment.

19. The Department of Agriculture shall be provided with suitable and convenient offices, furniture and equipment by the State House Commission, sufficient to accommodate the reorganized Department of Agriculture and to allow its work to be conveniently and efficiently performed.

Procedure to effect organization.

20. To the end that the organization contemplated by this act may be effected, it shall be the duty of the secretary of the present State Board of Agriculture forthwith, after this act becomes effective, to issue to each of the societies, organizations or associations authorized by this act to be represented in the annual convention, notice setting forth the provisions of this act with reference to the method to be followed in the election of members of the State Board of Agriculture as hereby established, and stating that the convention or meeting for the purpose of electing the eight members of such board will be held in the city of Trenton, at a time and place to be designated by the present State Board of Agriculture, and calling upon the societies, organizations or associations, referred to, to select and certify a delegate or delegates, as the case may be, to attend such convention and participate in the selection of the members of the State Board of Agriculture. The convention shall be held at the time and place designated; the president of the present State Board of Agriculture shall be temporary chairman thereof and he shall appoint a temporary secretary, and these shall serve until the convention shall have effected a permanent organization. Eight members of the State Board of Agriculture shall be elected at this first convention in accordance

Convention; its officers.

First election of board of agriculture.

with the provisions of this act, and their terms specified in accordance with the provisions of this act relating to the terms of office of the members of the board first chosen.

Organization of board.

21. The members of the State Board of Agriculture chosen in accordance with the provisions of this act shall proceed forthwith to organize the Department of Agriculture in accordance with the provisions of this act. The present State Board of Agriculture and all boards, commissions and agencies mentioned in any and all of the acts set forth in section eleven of this act, shall be abolished, the terms of office, the offices and employments therein and thereunder vacated and terminated on the first day of July, one thousand nine hundred and sixteen, and the Department of Agriculture organized in accordance with the provisions of this act, its officers, members and employees, shall then assume and thereafter execute the functions prescribed by this act. *Provided, however,* that the occupant of any office or employment in or under any of the abolished boards, commissions or agencies, which is on July first, one thousand nine hundred and sixteen, within the classified list of the Civil Service, shall not lose office, position or employment, but shall be transferred to the position or employment in the new department most nearly corresponding to that formerly held.

Boards, etc., abolished.

Proviso.

Repealer.

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

Passed March 29, 1916.

CHAPTER 269.

An Act to transfer and vest in the Department of Agriculture the powers and duties heretofore vested in the State Board of Agriculture, the State Board of Health, the State Commission on Tuberculosis Among Animals, the State Live Stock Commission, the State Plant Pathologist, the State Entomologist, and other commissions, boards and officers relating to the agricultural interests of the State and the diseases of animals, plants and insects, and to transfer to the Department of Agriculture the appropriations heretofore made in behalf thereof.

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

Powers, etc., conferred on Department of Agriculture.

1. Hereafter all powers, authorities, rights, duties and privileges otherwise conferred, vested in and devolved upon any other commission, board, officer or authority whatsoever, as prescribed in and by any and all of the statutes referred to in section two of this act, shall be exercised, enjoyed, performed and executed by and through the Department of Agriculture in accordance with the provisions of a bill pending entitled "An act to establish a Department of Agriculture and to prescribe its powers and duties," provided said bill becomes a law.

Sundry acts prescribing powers and duties of department enumerated.

2. The acts referred to in section one of this act are as follows:

(1) "An act to organize and establish a State Board of Agriculture," approved April first, one thousand eight hundred and eighty-seven.

(2) "An act to prevent disease among cattle," approved April fifth, one thousand eight hundred and sixty-six.

(3) "An act concerning contagious and infectious

diseases among animals and to repeal certain acts relating thereto," approved May fourth, one thousand eight hundred and eighty-six.

(4) "A supplement to an act entitled 'An act concerning contagious and infectious diseases among animals and to repeal certain acts relating thereto,' approved May fourth, one thousand eight hundred and eighty-six," approved March sixteenth, one thousand eight hundred and ninety-three.

(5) "A supplement to an act entitled 'An act concerning contagious and infectious diseases among animals and to repeal certain acts relating thereto,' approved May fourth, one thousand eight hundred and eighty-six," approved May twenty-second, one thousand eight hundred and ninety-four.

(6) "A further supplement to an act entitled 'An act concerning contagious and infectious diseases among animals and to repeal certain acts relating thereto,' " approved March twenty-eighth, one thousand eight hundred and ninety-five.

(7) "An act to prevent the spread of glanders in horses," approved March thirty-first, one thousand eight hundred and sixty-four.

(8) "A supplement to an act entitled 'An act to prevent the spread of glanders in horses,' approved March thirty-first, one thousand eight hundred and sixty-four," passed March twelfth, one thousand eight hundred and eighty-four.

(9) "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.

(10) "A supplement to 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," approved March fourteenth, one thousand nine hundred and eleven.

(11) 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, and to provide for the inspection of apiaries and for the suppression of contagious and infectious diseases among bees," approved March twenty-eighth, one thousand nine hundred and eleven.

(12) "An act to prevent the introduction into and the spread of dangerous plant diseases in New Jersey; to authorize the inspection of nurseries and plantations; to provide for certificates of health and a method for compelling the destruction of infested plants," approved March twenty-third, one thousand nine hundred and eleven.

(13) "An act concerning contagious and infectious diseases among cattle, regulating the importation of cattle into this State and providing measures to check the spread of diseases among cattle in this State; creating the Commission on Tuberculosis Among Animals, prescribing its powers and duties and fixing penalties for violations of this act," approved April twenty-fourth, one thousand nine hundred and eleven.

(14) "An act authorizing the establishment of a Live Stock Commission of the State of New Jersey for the purpose of promoting interest in the breeding of pure-bred domestic animals and the improvement of grade animals of the various breeds," approved April first, one thousand nine hundred and eight.

(15) "An act to regulate the public service of stallions in New Jersey," approved April thirteenth, one thousand nine hundred and eight.

Together with the amendments and supplements of and to each, any or all thereof.

Appropriations transferred to to new department.

3. Each and all appropriations heretofore made in any annual or supplemental appropriation bill, to and for the use of any commission, board, officer or authority whatsoever, for the enforcement of the provisions of any and all of the acts referred to in section two of this act, in so far as the same have not been expended or obligations actually incurred against the same for the fiscal year ending October thirty-first, one thousand nine hundred and fifteen, are hereby transferred to and appropriated for the use of the Department of Agriculture, to be placed to the credit of said department in bulk, subject to allotment thereafter by State Board of Agriculture in such amounts and for such purposes as said board shall determine, not inconsistent with the provisions of the bill pending, hereinbefore referred to; *provided, however,* that nothing in this section contained shall be effective unless the bill pending entitled, "An act to establish a Department of Agriculture and to prescribe its powers and duties," shall become a law.

Proviso.

Terms and officers abolished.

4. If and when said bill pending entitled, "An act to establish a Department of Agriculture and to prescribe its powers and duties," shall become a law, and the Department of Agriculture shall be organized in accordance therewith, the terms of office and employment of all officers and employees in and of any and all commissions, boards, departments or authorities whatsoever named or prescribed or referred to in any of the acts mentioned in section two of this act shall be terminated and their offices, employment and positions abolished.

Repealer.

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

Passed March 29, 1916.

CHAPTER 270.

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

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

Section 108 amended.

1. Section one hundred and eight of the act entitled "An act for the punishment of crimes (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight, is hereby amended so that said section shall read as follows:

Penalty in murder of first degree;

108. Every person convicted of murder in the first degree, his aiders, abettors, counsellors and procurers, shall suffer death unless the jury at the time of rendering the verdict in such case shall recommend imprisonment at hard labor for life, in which case this and no

Second degree.

greater punishment shall be imposed; and every person convicted of murder in the second degree shall suffer imprisonment at hard labor not exceeding thirty years.

2. This act shall take effect immediately.

Passed March 29, 1916.

CHAPTER 271.

An Act to appropriate the sum of ten thousand dollars towards the erection of a monument in the city of Passaic (formerly known as Acquackanonk Bridge) to commemorate the retreat of Washington across New Jersey and perpetuate the memories of the soldiers and sailors who enlisted from Passaic and served in the different wars of this country.

Preamble.

WHEREAS, During the Revolutionary War "Acquackanonk Bridge," now the city of Passaic, was the center and scene of many important and stirring events, notably the destruction of the bridge itself by Captain John Post, then a resident of "Old Acquackanonk," immediately after Washington and his army had crossed the Passaic river in his masterly and famous retreat across "The Jerseys" (from Fort Lee to the Delaware river at Trenton) with the British army close upon them; and the capture of Washington and his army was frustrated by the brave action of Captain John Post, who destroyed the bridge, and of the men of "Old Acquackanonk," who came to their rescue on the night of November twenty-first, one thousand seven hundred and seventy-six, at which time these men were in consultation with Washington, advising him and assisting him with money and provisions for his army, and organizing to protect his retreat and to give Washington information of the movements of the British should they cross the Passaic river, at the risk of their lives and the loss of their property should the cause for which they were laboring be lost; and

Preamble.

WHEREAS, During the entire period of the Revolutionary War headquarters were maintained at Acquackanonk bridge (after being rebuilt), the only

bridge across the Passaic river above Newark, upon and about which bridge many noble acts of valor and sacrifice were performed by loyal men and women in that locality who sacrificed everything for the cause; and

Preamble. WHEREAS, Many men enlisted from "Old Acquackamonk" and the city of Passaic who served as soldiers and sailors in the Revolutionary War, Indian War, Pennsylvania Insurrection, Mexican War, Civil War, and Spanish-American War, to whose patriotism and loyalty we, and those living after us, owe a debt of gratitude; and

Preamble. WHEREAS, In remembrance of the loyalty, bravery and self-sacrifice of Captain John Post and the soldiers and sailors above referred to, and to commemorate the famous retreat of Washington across New Jersey, and in order to educate and cultivate a spirit of patriotism among the people, General A. S. Burt Camp, No. 2, of the United Spanish War Veterans, have appointed a monument committee to solicit subscriptions from their own members and the general public to erect and dedicate a suitable monument to be located at Passaic, in the county of Passaic, upon land owned or donated by the city of Passaic, which subscriptions are not sufficient to provide for the erection of said monument; and it is desirable that this worthy object shall be promoted and encouraged by the State of New Jersey; therefore,

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

Appropriation for monument. 1. The sum of ten thousand dollars is hereby appropriated, when included in any annual or any supplemental appropriation bill, for the purpose of aiding in the erection and dedication of a suitable monument at Passaic, in the county of Passaic, commemorative of the retreat of Washington across New Jersey, and to perpetuate the memory of Captain John Post and the memories of the soldiers and sailors enlisting from Passaic, who rendered valiant and distinguished service in all the wars of this country; *provided, however,* that the total cost of said monument shall be at least the sum

Proviso.

of twenty thousand dollars, the difference to be raised by the committee having charge of the erection and dedication of said monument by popular subscription or otherwise.

Payment.

2. The Comptroller of the State shall draw his warrant to the extent of the amount appropriated by the Legislature and approved by the Governor, and the Treasurer of this State shall pay the warrant so drawn to the treasurer of the monument committee of the General A. S. Burt Camp, No. 2, of the United Spanish War Veterans, having charge of the erection and dedication of such monument, as soon as the same shall have been completed and said committee shall have made their report to the Governor, showing receipts and disbursements for the erection and dedication of said monument.

Report.

3. This act shall take effect immediately.

Passed March 29, 1916.

CHAPTER 272.

An Act fixing the compensation of members of the boards of chosen freeholders, county supervisors and directors of boards of chosen freeholders in counties of the first class in this State.

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

Salary of certain county officials.

1. The members of the boards of chosen freeholders in counties of the first class in this State shall receive an annual salary of twenty-five hundred dollars, and the director of the board of chosen freeholders in counties of the first class in this State shall receive, in addition to his salary or compensation as a member of such board, the sum of five hundred dollars per annum. The county supervisor in counties of the first class in this

State shall receive an annual salary of four thousand dollars.

Paid monthly in lieu of fees.

2. All of the salaries provided for herein shall be in lieu of all fees or other compensation whatsoever and shall be paid in equal monthly installments by the county collector.

Repealer.

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

Passed March 29, 1916.

CHAPTER 273.

A Further Amendment to an act entitled "An act to provide 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:*

Section 57 amended

1. Section fifty-seven of "An act to provide for the assessment and collection of taxes," approved April eighth, one thousand nine hundred and three, is hereby amended to read as follows:

Redemption by owner or mortgagee.

57. The owner, mortgagee, occupant or other person having an interest in or on the land sold for taxes may redeem the same at any time within two years from the date of sale, or at any time thereafter until the right to redeem has been cut off in the manner hereinafter set forth, by paying to the collector or other collecting officer of delinquent taxes on lands of the municipality where the land is situate, for the use of the purchaser, his heirs or assigns, the amount of the purchase money shown on the certificate, with interest at the rate of eight per centum per annum thereon from the date of sale, together with such other expenses as may be incurred by the purchaser, his heirs or assigns, under

this act for recording fees; fees for the service of notices necessarily served, and the fees and expenses in ascertaining the owner or owners, mortgagee or mortgagees, occupant or other person or persons having an interest or lien in or on such premises so sold for taxes; *provided,* that all such fees and expenses incurred by the purchaser, his heirs or assigns, in ascertaining the owner or owners, mortgagee or mortgagees, occupant or other person or persons having an interest or lien in or on such premises sold for taxes, including all disbursements whatsoever, shall not exceed the sum of ten dollars, besides the fees actually paid for recording the certificates; *and provided further,* no fees or expenses incurred as aforesaid shall be collectable unless the purchaser, or his heirs or assigns, shall have made and filed with such collector or other collecting officer an affidavit showing the amount or amounts of such expenses actually disbursed or incurred; and the collector or other collecting officer, as in this section mentioned, on receiving such payments in full shall restore to the owner said land, and the sale shall be void, or where the redemption is made by a mortgagee or other person not primarily liable to pay the tax, and having a lien or interest in or on the land, the person so paying shall succeed to the tax lien paid by him, and the purchaser shall, on receipt of the redemption moneys in full from the collector or other officer in this section mentioned, at the option of the party making the payments, either assign the certificate of sale by assignment under seal and acknowledge as a conveyance of land to the person redeeming or execute a satisfaction of the certificate of sale or cancel the same by endorsement in the manner required by law to satisfy or cancel a mortgage, whereupon the record of the lien shall be cancelled by the county clerk or register in like manner and for the same fees as in the case of mortgages; *provided, further,* the owner or other person having an interest or lien in or on the land sold for taxes may redeem the same at any time within ten days from the date of the sale by paying to the collector or other collecting officer of the municipality where the land is situate, for the use of

Proviso.

Proviso.

Restoration to owner.

Proviso.

the purchaser, his heirs or assigns, the sum paid by him at such sale upon receipt of which payments the sale shall be void and shall be cancelled of record by said collecting officer.

Repealer.

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

Passed March 29, 1916.

CHAPTER 274.

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:*

Normal school at Elizabeth.

1. There shall be established and maintained an additional State Normal School, for the purpose of training and educating persons in the science of education and art of teaching; the name and title of said school shall be "The New Jersey State Normal School at Elizabeth, Union County"; tuition in said school shall be free.

Care and control.

2. The State Board of Education shall have control and care of said school in the same manner and to the same extent as said board has control and care of "The New Jersey State Normal Schools."

Site.

3. The said board of education shall purchase a suitably located site in the city of Elizabeth, Union county, and shall erect thereon a building or buildings for the use of said normal school.

Building erected by contract.

4. The erection and furnishing of said building or buildings shall be done by contract or otherwise, as the said board shall deem for the best interests of the State;

said board may employ architects, superintendents and mechanics, advertise for proposals, make a contract or contracts for the whole or any part of said work, and incur all necessary expenses to carry out the provisions of this act.

Appropriation.

5. For the purchase of said site, and the erection and furnishing of said buildings, the sum of two hundred thousand dollars or so much thereof as may be necessary, is hereby appropriated; said sum shall be paid by the State Treasurer on the warrant of the Comptroller of the Treasury upon the requisitions of the State Board of Education, in such sums as said board may need from time to time for the prosecution of the work herein provided for; *provided,* that no expense shall be incurred or moneys expended as authorized by this act, nor shall said appropriation become available until an appropriation therefor shall have been made by the Legislature in the annual appropriation act.

Proviso.

Report to Legislature.

6. The said board shall make to the Legislature at its next session, and at each succeeding session, until said building or buildings shall be completed, a full and detailed report of its proceedings and expenditures under this act.

7. This act shall take effect immediately.

Passed March 29, 1916.

CHAPTER 275.

An Act to authorize towns, townships, boroughs, and villages of this State, to fix the rate of interest on bonds hereafter issued pursuant to the authority of any general or special law or laws of this State at not exceeding six per centum per annum.

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

Rate of interest on bonds.

1. The rate of interest on bonds hereafter issued by towns, townships, boroughs, and villages of this State,

pursuant to the authority of any general or special law or laws of this State, shall be such rate as may be determined by the board or body issuing the same not exceeding six per centum per annum, anything in any special or general law to the contrary notwithstanding.

Repealer.

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

3. This act shall take effect immediately.

Passed March 29, 1916.

CHAPTER 276.

A Further Supplement to an act entitled "An act for regulating public shows," approved March twenty-ninth, one thousand eight hundred and seventy-four.

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

Use of portable booths.

1. A portable booth may be used for temporary one night exhibitions of moving pictures in places of public assemblage in such halls and buildings as are used by commercial and fraternal organizations, churches, schools, and civic societies and social clubs where by reason of the temporary nature of the entertainment it is deemed impracticable to install a permanent booth; *provided, however,* that no portable booth shall be used or permitted where entertainments last over three nights in succession.

Proviso.

Specifications for construction of booth.

2. Such portable booth shall conform strictly to the following specifications: Each portable booth shall be at least six feet in height, inside measurements. If for the use of one picture machine, the area occupied by such machine shall be not less than twenty square feet, and twenty additional square feet for each additional picture machine to be operated therein; such portable

booth shall be constructed with the frame work of angle iron not less than one and one-quarter inches by one and one-quarter inches and three-sixteenths of an inch thick; the iron members of said frame work shall be spaced not more than four feet apart on the sides, and not more than three feet apart on the front, back and top of such portable booth, and shall be enclosed and completely covered on all sides, top and bottom, with either twenty-four gauge steel plate or one-quarter inch asbestos boards, excepting that if the bottom is covered by asbestos boards said boards shall be at least three-eighths of an inch thick. The floor of such portable booth shall be elevated above the permanent support on which it is placed by a space of at least one-half inch. Each portable booth shall be provided with self-closing doors not less than two feet in width and five feet ten inches in height, consisting of an angle iron frame covered with either twenty-four gauge steel plate or one-quarter inch asbestos board, and attached to the frame work of such portable booth by hinges, in such manner that the door shall be kept closed automatically at all times, when not used for ingress and egress. The windows in such portable booth used in connection with the machines and apparatus, and by the operators thereof, shall not be larger than is reasonably necessary to secure the desired service. Twenty-four gauge steel plate or one-quarter inch asbestos board shall be provided for each window, and shall be so suspended and arranged that they will automatically close the window openings upon the operation of either a fusible or mechanical releasing device, with a fusible link attached; and so far as possible the construction of said portable booth must meet the requirements and specifications for a permanent booth. Such portable booth may be constructed of a folding type, but in such case it must be constructed in such manner that when it is assembled for use it will be rigid with all joints tight.

Floor.

Doors.

Windows.

Window protection.

Tight joints.

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

Repealer.

Passed March 29, 1916.

CHAPTER 277.

An Act to amend an act entitled "A supplement to an act entitled 'An act to regulate elections (Revision of 1898),' approved April fourth, one thousand nine hundred and ninety-eight," which supplement was approved April nineteenth, nineteen hundred and eleven.

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

Section 27 amended.

1. Section twenty-seven of an act entitled "A supplement to an act entitled 'An act to regulate elections (Revision of 1898),' approved April fourth, one thousand eight hundred and ninety-eight," which supplement was approved April nineteenth, nineteen hundred and eleven, is hereby amended to read as follows:

Who may vote at primary.

27. No person shall be entitled to vote at any primary election held in September of each year pursuant to the act to which this act is a supplement, and its supplements and amendments, unless his name, at the time of voting, shall appear upon the poll-books used at the preceding general election or upon the primary registry list made up as hereinafter provided; but any qualified voter may register on said primary day for the ensuing general election in the manner provided by law.

Two registry lists when population over 10,000.

It is the intention of this act that in cities, towns, townships, boroughs and villages exceeding ten thousand inhabitants there shall be two registry lists—a primary registry list, and a general election registry list —and that the primary registry list shall consist of the names on the poll-book of the general election of the preceding year, with the corrections and additions herein provided for, and that the general election registry list shall be made up as hereinafter provided.

Section 28 amended.

2. Section twenty-eight of the act to which this act is

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

First registry day.

28. The first registry day in cities, towns, townships, boroughs and villages having a population exceeding ten thousand shall be held on the second Tuesday of September in each year, and on said day the board of registry and election in each election district in such municipalities, shall sit at the place and during the hours as required by law for the purpose of preparing registry lists of voters entitled to vote at the ensuing primary and general elections. The said primary registry lists shall be made up by said board as follows: The said board shall place upon the said primary registry list the names of all persons whose names appear upon the poll-book of their election district as having voted in said election district at the last preceding election. Said names shall be arranged according to streets, as now required for the general election registry list. The municipal clerks shall preserve, open to inspection, the poll-book and also the primary books used in each election district in his municipality in each year, and deliver the same at his office to the respective boards of registry and election in time for use on said registry day of the following year. Said clerks shall deliver to each of said boards in his municipality a suitable registry book for the primary registry. The said district boards of registry and elections shall also place upon said primary registry lists, and also upon the registry list to be prepared for use at the general election, the names of all voters who shall appear in person before said board and register upon said first registry day; and shall also place upon said primary registry lists (but not upon said general election registry list) the names of all voters presented to said board by affidavit, as now required by law. Said board shall place the letter "R" opposite such of the names on the said primary registry lists as appear also in the said Republican primary book, and shall place the letter "D" opposite such of said names as appear also in said Democratic primary book. Whenever it shall happen, by reason of the creation of new election districts under

Make primary register.

Street arrangement.

Books of previous year preserved.

Names to be placed on register.

Party designation.

Procedure when new district formed.

this act, or for any other reason, that there is no copy of the poll-book of the said election district used at the general election of the previous year, or no copy of the primary book for such election district, the municipal clerk shall furnish to the said board of registry and elections, on or before said first registry day, a list of names of voters in said election district who voted therein at the last previous general election, and also those who voted therein at the last previous primary election in each party primary, which names shall be taken from the poll-book and the primary book of the election district or districts of which the new district formed a part; and from such lists said board shall make up the primary registry list as herein provided. If the poll-book of any election district has been lost or destroyed at the time of said first registry day, then the said board in said district shall make up the primary registry list in said district from the names checked as voting on the last registry filed with the county clerk and from the names on the primary books of the two political parties of the last previous primary, together with the names of voters filed with them by affidavit, as herein provided.

If poll-book missing.

Section 30 amended.

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

When population under 10,000, house canvass.

30. The board of registry and election in each election district in municipalities containing ten thousand inhabitants or less shall first meet on the said first registry day on the second Tuesday in September, and shall make up the registry by a house-to-house canvass as now provided by law, and said board shall, on the primary day hereinafter fixed, use as a registry list for the said primary the registry list for the general election which the said boards are now required by law to prepare, and each of said boards shall cause the said registry list to be made up and open to inspection ten days prior to said primary day. Said list shall contain the letters "R" and "D" to be inserted therein in manner and form as hereinbefore provided.

Act applicable.

The provisions of the act to which this act is a supplement and its amendments and supplements, applying to municipalities containing less than thirty thousand inhabitants, shall hereafter apply only to municipalities containing ten thousand inhabitants or less, except as in this act otherwise provided.

Section 43 amended.

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

Personal registration in municipalities over 10,000.

43. In cities, towns, townships, boroughs and villages exceeding ten thousand inhabitants, no person shall be allowed to vote at any general election unless he shall first have registered personally or by affidavit as required by this act. No registration by affidavit for the general election, except as hereinafter provided, shall hereafter be allowed in such municipalities, and the third registry day therein shall be on Tuesday two weeks next preceding the general election.

Section 44 amended.

5. Section 44 of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Entry of names; details as to residence, employment, etc.

44. In all cities, towns, townships, boroughs and villages containing a population exceeding ten thousand, the registry book or list shall be arranged in columns, and the leaves thereof shall be indexed from A to Z. In the first column of such register there shall be entered at the time of completion of the registration on the last day of registration a number opposite the name of each person so enrolled, beginning with "one" opposite the first name entered in the page index A and continuing in numerical order to and including the last name entered upon the last page of such register. On each day of registration there shall be entered in the second column thereof the surname of such persons in the alphabetical order of the first letter thereof on the page bearing the index letter of such surname, and in the third column the Christian name or names of such persons respectively. In the fourth column shall be entered the residence number or other designation, and in the fifth column the name of the street or avenue of such residence, or a brief description of the locality

thereof. In the sixth column shall be entered the number of the floor or room occupied by the voter at the residence given by him and in the seventh column shall be entered the full name of the householder, tenant, subtenant or apartment lessee with whom the voter resides, and in the eighth column shall be entered the fact that he is over twenty-one years of age; in the ninth shall be entered his length of residence by years in this State and in the tenth column shall be entered the country of his nativity, which shall mean the country, State or province of the voter's birth, irrespective of his former political allegiance. In the eleventh column shall be entered the name of the municipality from which such person last registered or voted. In the twelfth column shall be entered, if the voter is in business for himself or with others, the name under which he is so in business, or, if the voter is employed by some other person, the name of his present employer. If he is not in business and has no employment, the word "none" shall be entered, together with the name under which he was last in business or the name of his last employer, if any. In the thirteenth column shall be entered the street and number, or if it has no street number, a brief description of the location of the place, if any, where he so in business or employed, or, if unemployed, the place, if any, where he was last in business or employed. The fourteenth column shall be reserved for the signature of the voter at the time of registration, or in case the voter alleges his inability to write for entering therein the number of the "identification statement" made by such voter as hereinafter provided, or, if the voter has registered by affidavit, for the entry and number of such affidavit as hereinafter required in such case. Above each horizontal line in the said fourteenth column shall be printed the words "the foregoing statements are true," and the voter shall, at the time of registration unless he register by affidavit, as hereinafter provided), sign his own name by his own hand and without assistance, using an indelible pencil or ink, below such words on the horizontal line in a register of voters which register shall be known as the "signature copy."

Signature.

Identification statement.

Said signature copy shall be other than a public copy, and shall be used at the polls on election day. If the voter alleges his inability to sign his name, one of the members of the board of registry and election, in addition to taking down the information required to be written in the "signature copy" of the registry book, shall read to the voter the following list of questions from a book to be furnished said boards, and to be known as "identification statements for registry day," and said member shall write down in said book the answers of the voter to the following questions: What is or was your father's full name? What is or was your mother's full name? Are you married or single? Where did you actually reside immediately prior to taking up your present residence (state floor and character of premises?) At the bottom of each list of questions shall be printed the following statement: "I certify that I have read to the above-named electors each of the foregoing questions, and that I have truly recorded his answers as above to each of said questions"; and said member who has made the above record shall forthwith sign his name to said certificate and date the same. The above questions shall be printed on separate sheets of paper, which shall be furnished said board bound together in book form, and numbered consecutively, and the number corresponding to the number on each sheet containing said list of questions shall be entered, when the questions have been answered, in the fourteenth column, in the register of voters in which the voters registering have signed their names. Said book of "identification statements for registry day" shall be kept at all times with the register in which the voters sign their names as hereinbefore provided. The registration books as provided in this section, together with a sufficient number of identification statements bound in book form, and the poll-books as herein provided, and the forms of affidavit hereinafter mentioned for persons unable to register personally, shall be provided by the Secretary of State at the expense of the State, and shall be furnished to each board of registry

Signature copy.

If unable to write, statement to be prepared.

Questions to be answered.

Identification book.

Books provided by Secretary of State.

and election in the same manner as the poll-books are now furnished to said boards, except that the lines in the registers and poll-books provided for in this section shall be one-half inch apart and each page of said registers and poll-books shall in each case be consecutively numbered.

Registering by affidavit.

Any voter who is unable by reason of illness or absence from the State to register personally may make and sign an affidavit, on a form to be procured from a board of registry and election, containing a statement of the reasons for his inability to register in person and also the same statements which a voter registering personally is required to make as hereinbefore provided. Said affidavit shall be taken before some person legally authorized to take affidavits, and if taken outside of this State, shall be accompanied by a proper certificate showing the authority of the person administering the oath to take affidavits. Such affidavits shall be filed with the board of registry and election of the district in which such voter is entitled to vote, on or before the last registry day, and such board of registry and election shall, on or before the last registry day, endorse upon said affidavit the number thereof, giving it a number in the order of its receipt by said board, and shall thereupon enter the name of such voter on the registry list or book for the ensuing general election, together with the statements, as contained in said affidavit, which the voter would be required to make if registering personally, and shall enter in the fourteenth column of registry list or book, instead of the signature of such voter, the words "affidavit No. ," giving the number indorsed on said affidavit. All such affidavits shall be kept by said board of registry and election and used on election day as hereinafter provided, and after election shall be placed by said board inside the ballot boxes and returned to the municipal clerk therewith. Any person swearing falsely in any such affidavit shall be guilty of perjury and incur the penalty thereof.

Entry on registry.

Affidavits preserved.

Section 45 amended.

6. Section forty-five of the act to which this is an amendment be and the same is hereby amended so as to read as follows:

Complete registry list furnished county clerk.

45. Immediately after the close of the last day of registration in said municipalities exceeding ten thousand inhabitants the said board of registry and election in each election district shall make and complete one list of all persons registered in their district in the numerical order of the street numbers thereof which shall be signed and be certified by said board, and delivered forthwith to the county clerk. Said list shall be in the following form:

Form of list.

Grand Street.

Residence number or other designation.	*Name of Voter.*
14	Smith, John M.
15	Jones, Charles M.

List printed for election boards.

The county clerk shall forthwith cause copies of said registry lists to be printed in hand-bill form, and shall furnish printed copies thereof to the respective boards of registry and election, who shall publicly expose the same for inspection as now required by law. Said county clerk shall forthwith deliver to the chief of police of each of said municipalities not less than five copies of the lists of voters of each election district in such municipalities, who shall cause an investigation to be made of the names of the persons so appearing on said lists, to ascertain if the said persons are residents of the houses from which they are registered, and shall forthwith forward the various reports of such investigation to the county board of elections, where they shall be kept open to public inspection, and who shall make use of the same in revising and correcting the registry, as now required by law. Said county clerk shall also furnish to any voter applying for the same copies of said registry lists, charging therefor, as nearly as may be, the cost of printing the same.

Police furnished list; to investigate.

Police report.

List furnished on payment.

Section 46 amended

7. Section forty-six of the act to which this act is an amendment is hereby amended so as to read as follows:

Signature copy kept.

46. The signature copy of the registry list or book shall be kept by the board of registry and election in such election district, and used on election day as hereinafter provided. In all election districts in cities,

Poll-book.

towns, townships, boroughs and villages containing a population exceeding ten thousand, each board of registry and election shall have a poll-book for keeping the list of voters voting or offering to vote thereat at the election. Such book shall have six columns headed respectively: "Number of voter," "names of voters," "residence of voters," "signature or statement number of voter," "signatures compared" and "remarks."

Entry prior to voting.

Previous to each delivery of an official ballot by the ballot clerk to a voter, the member of the board having charge of the poll-book shall enter therein in the appropriate column the number of the voter, in the successive order of the delivery of ballots to voters, the names of the voter in the alphabetical order of the first letter of his surname, his residence by street and number, or if he has no street or number, a brief description of the locality thereof. The column headed "signature or statement number of voter" shall have printed above each horizontal line the words "the foregoing statements are true," and the voter shall, previous to the receipt of an official ballot, sign his name by his own hand and without assistance, using an indelible pencil or ink, below the said words in the poll-book.

Sign name.

Signatures compared.

After the voter shall have so signed, and before an official ballot shall be given to him, one of the members of the board of registry and election shall compare the signature made in the poll-book with the signature theretofore made by the voter in the registration book on registration day, or if the voter has registered by affidavit in the manner provided by section forty-four of this act, with the signature made by the voter on such affidavit, and if said signature is the same, or sufficiently similar to the signature written on registration day, or in such affidavit, as the case may be, as to identify it as being written by the same person who wrote the signature on registration day, or on such affidavit, said member shall thereupon certify that fact by writing his initials after such signature in the column headed "signatures compared."

Section 50 amended.

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

Identification statements furnished by Secretary of State.

50. The Secretary of State, at least thirty days prior to time when they are needed for use, shall furnish to the county clerk of each county having one or more municipalities of over ten thousand inhabitants for each board of registry and election in such municipalities a sufficient number of said "identification statements for election day," containing the questions hereinbefore referred to, and the certificate herein required to be signed at the bottom thereof, stitched or bound in book form, and the proper books and lists to carry out the provisions of this act concerning the registry of voters for the general election, and the expense thereof shall be paid by the State; and the county clerk shall deliver the same to the proper boards of registry and election in time for use at the registry and at the general election, respectively.

Election boards supplied.

Section 51 amended.

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

No transfer of voter except authorized by court.

51. It shall not be lawful for any district board of registry and election in any city, town, township, borough or village exceeding ten thousand inhabitants in the State to execute or deliver to any voter any paper in the nature of a transfer, purporting to authorize the said voter to vote in any other election district than that in which he is registered, as now provided by law, except when authorized by the court as hereinafter provided.

Section 61 amended

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

Method of voting.

61. The following method of voting shall be observed: Each voter shall first give his full name and address to the member of the election board having charge of the poll-book, and in municipalities requiring personal registration shall sign his name therein, and said member of said election board, having ascertained that said voter is registered as a qualified voter, shall place in front of each name as they appear the consecutive poll number of each voter. Thereupon the member of the board having charge of the ballots shall hand to

Handed ballot folded

the voter one official ballot, numbered to correspond with the poll number of the voter, allowing for spoiled ballots, if any, and at the same time shall call off said ballot number to the member having charge of the poll-book, who shall make certain that the ballot number and poll number agree, allowing for spoiled ballots, if any. The officer having charge of the ballots shall fold the ballot before handing it to the voter, so that no part of the face of the ballot is observable, and leaving the face of the coupon exposed. No ballots shall be kept in the booth. The voter shall thereupon retire into the polling booth, unless physically unable to do so; he shall indicate his choice among the candidates for the offices in question by marking a cross × or plus + in black ink or black pencil opposite the name of each candidate for whom he desires to vote in the space or square indicated upon the ballot for that purpose, or by writing or pasting the name of any other person and making a cross in the square at the left. The voter may vote for an entire group of candidates for Presidential electors by making a cross in the space or square at the left of the surnames of the candidates for President and Vice-President for whom he desires to vote. If a voter does not desire to vote for all the Presidental electors of the same party, he must not mark a cross × or plus + in the space or square at the left of the surnames of the candidates for President and Vice-President, he must mark a cross × or plus + in the space or square at the left of the name of each candidate for Presidential elector for whom he desires to vote. If a voter mark a cross × or plus + in the space or square at the left of the surname of any candidates for President or Vice-President of the United States and also mark a cross × or plus + in some of the spaces or squares at the left of the name of candidates for Presidential electors, not exceeding the number to be elected, it shall count as a vote for all the candidates for Presidential electors nominated by the party represented by said candidates for President and Vice-President of the United States.

Preparation of ballot by voter.

Voting for Presidential electors.

Before leaving the booth the voter shall fold his ballot, so that no part of the face of the ballot shall be visible, and so as to display the face of the numbered coupon, and shall hand the ballot with the coupon undetached, to the member of the election board having charge of the ballot-box, which member shall call off the number of the ballot and the name of the voter. If the name and number agree with the record in the poll-book, the election officer having charge of the poll-book shall so announce and place a check mark opposite the poll number to indicate that the person shown thereon as receiving the ballot has voted; the member of the board having charge of the registry list shall check the name of the voter thereon, and write in front thereof the number of such voter's ballot, and thereupon the member of the board having charge of the ballot-box, without displaying any part of the face of the ballot, shall remove the coupon from the top of the ballot and place the ballot in the box and the coupon on a file string. The member of the board having charge of the ballot-box shall keep the ballot in full view of the voter and the other election officers until it is deposited, and the voter may take hold thereof, with the member of the board having charge of the ballot-box, until it is actually deposited. No official ballots (other than official sample ballots) shall be distributed outside the polling place. When one ballot-box is filled with ballots the board shall seal the same and provide another. No envelope shall be used for enclosing the ballots on election day. Said coupons and all spoiled and unused ballots shall be placed inside the ballot-boxes and returned to the municipal clerk therewith.

Voter to fold ballot and hand to election officer.

Checking.

Removing coupon and depositing ballot.

No ballots outside polls.

No envelopes.

Spoiled and unused ballots.

11. This act shall take effect immediately.

Passed March 29, 1916.

CHAPTER 278.

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

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

Section 148 amended.

1. Amend section one hundred and forty-eight of the act to which this act is an amendment so that it shall read as follows:

District night schools.

148. The board of education of any school district may establish and maintain public evening schools for the instruction of persons over twelve years of age residents of the district, and unless such evening schools

Duration.

shall be 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 said district shall not be entitled to any apportionment on the basis of the number of teachers employed in such schools during the year preceding that for which the apportionment shall be made.

Act effective.

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

Passed March 29, 1916.

CHAPTER 279.

An Act to authorize any city in this State to appropriate, raise by taxation and expend certain moneys for advertising, exhibition and civic display purposes.

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

1. The governing body of any city in this State is hereby authorized and empowered to pass an ordinance or ordinances for the appropriation of and to appropriate and raise by taxation annually such sum or sums of money as such governing body shall deem proper, not to exceed in any one year one-twentieth of one per centum of the total amount of the assessed valuations of property therein in that year, which money shall be used and expended, in the discretion of said governing body, for advertising the advantages of said city and for preparing, maintaining and displaying an exhibition or exhibitions of the products and industries of said city for the purpose of increasing its population and trade, and for civic display purposes, including therein the decorating of the streets, public buildings and places of said city.

City advertising.

Amount permitted.

Use of money.

2. This act shall take effect immediately.

Passed March 29, 1916.

CHAPTER 280.

A Supplement to an act entitled "An act concerning townships (Revision of 1899)."

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

1. No act supplemental to the act to which this is a

Dividing township into wards.

supplement, which provides that townships having a population of more than eight thousand (8,000) inhabitants as shown by the offical State or United States census, shall be divided into wards, shall be operative in any such township until the provisions of the acts providing for such division shall first have been adopted by the legal voters of such township in the manner hereinafter provided; *provided, however,* that this act shall not apply to any township heretofore divided into wards.

Referendum.

Proviso.

2. It shall be lawful for the voters of such township, in number not less than ten per centum of the qualified electors of such township, as evidenced by the total number of votes cast at the then next preceding election for members of the General Assembly in such township, to file with the township clerk of such township a petition requesting said clerk to cause the adoption of said acts to be submitted to popular vote in such township at the next general election occurring not less than sixty days after the filing of said petition. All the names of voters need not be signed to one petition, but duplicates copies thereof may be used; *provided,* that annexed to each petition shall be the affidavit of one or more signers that said petition has been signed by the persons whose names are affixed thereto for the purposes therein stated.

Petition for submission.

Signers.

Proviso.

3. The said township clerk shall, on or before the first day of October preceding any general election at which said acts are to be submitted to the voters, request the county clerk to cause to be printed upon the official ballots to be used in said township at said election the appropriate words to submit the adoption of said acts to the voters of said township, and the county clerk shall cause to be printed thereon the following: Mark an $\times$ mark with black ink or pencil in the square at the left of the words which express your vote.

Proposition to be printed on ballots.

	For the adoption of the acts providing for the division of townships into wards.
	Against the adoption of the acts providing for the divison of townships into wards.

Each voter shall mark his vote in the square upon said ballot with black ink or pencil. The board of registry and election shall canvass said votes and include a statement of the result of said canvass in the return of the results of the general election, which they are now required by law to make to the township clerk. The said township clerk shall canvass the returns thus filed with him and ascertain the total number of votes cast in said township for, and the total number of votes cast against, the adoption of the said acts; and if the number of votes cast for the adoption of said acts shall exceed the number of votes cast against the adoption of said acts, said acts shall take effect in such township immediately, but not otherwise. Voting. Canvass. Result.

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

5. This act shall take effect immediately.

Passed March 29, 1916.

CHAPTER 281.

A Supplement to an act entitled "An act concerning police departments in such cities of the first class in this State as have heretofore accepted and adopted by popular vote the provisions of an act of the Legislature entitled 'An act to remove the fire and police departments in the cities of this State from political control,' approved May the second, one thousand eight hundred and eighty-five, and for the relief of members of such police departments, and their families, and to provide for the establishment, management and distribution of a police pension and retirement fund therein," approved April eighth, one thousand nine hundred and fourteen.

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

Pension to widow of retired policeman.

1. The widow of any person who having been a member of such police force in such city and having been retired on a pension under the provisions of an act to which this is a supplement, and who shall die while pensioned and retired from such police force, shall receive during her natural life one-half of the amount of the pension of her said husband was receiving, provided she does not remarry. If such pensioner of such police force shall leave him surviving no widow or his said widow shall remarry, but shall leave minor children under the age of sixteen years, the said amount of one-half of said pension shall be used for the maintenance and support of said children at the discretion of the board of trustees of said pension fund. If such member so retired and pensioned shall die, leaving neither widow nor children him surviving, then the parent or parents of such member, if dependent on him for support, shall

As to children or other dependents.

receive from such pension fund a sum equal to one-half of the amount of pension which such member so pensioned and retired had been receiving.

Pension to cease on remarriage.

If such dependent parent or parents shall remarry after such pensioned member's death, he or she shall cease to be entitled to any pension or part thereof thereafter; *provided, however,* such pensioner shall have paid one per centum of his pension into said pension fund as provided for in the act to which this is a supplement.

Proviso.

Fees from dance halls paid into fund.

2. All moneys derived from licenses of dance halls received and collected or hereafter to be received and collected by any city of the first class in this State referred to in the act to which this is a supplement, shall be turned over and paid by the financial officers of such city to the treasurer of the police pension fund created and established in such city of the first class under the provisions of the act to which this is a supplement.

3. This act shall take effect immediately.

Passed March 29, 1916.

CHAPTER 282.

A Further Supplement to an act entitled "An act to provide for the appointment of police justices in cities of the first class," passed May eighteenth, one thousand eight hundred and ninety-four.

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

Police justices in first class cities.

1. In each city of the first class having a population of three hundred and sixty thousand inhabitants or over, there shall be three police justices; they shall be appointed by the mayor of such city, and shall hold office during the term for which said mayor was elected.

Repealer.

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

Passed March 29, 1916.

CHAPTER 283.

An Act to amend an act entitled "A further supplement to an act entitled 'An act to regulate receipts and disbursements of State moneys in certain cases,' approved October thirty-first, nineteen hundred and seven," which further supplement was approved February fourteenth, nineteen hundred and sixteen.

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

Section 3 amended

1. Section three of the above-mentioned act is hereby amended so as to read as follows:

Act effective.

3. This act shall take effect November first, nineteen hundred and sixteen.

2. This act shall take effect immediately.

Approved March 31, 1916.

CHAPTER 284.

An Act to defray the incidental expenses of the Legislature of New Jersey for the session of one thousand nine hundred and sixteen.

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

Treasurer authorized to pay certain amounts.

1. It shall be lawful for the Treasurer of the State of New Jersey to pay, upon the warrant of the Comptroller, to the several persons hereinafter named, the following amounts, that is to say:

Item No. 1. To each clergyman, for opening the sessions of the House of Assembly with prayer, during the session of one thousand nine hundred sixteen, ten dollars, $10 00

Item No. 2. To each officer of the Senate and House of Assembly of the session of one thousand nine hundred fifteen, who were present and rendered service in opening the session of one thousand nine hundred sixteen, $10 00

Item No. 3. To MacCrellish & Quigley Co., for calendars, minute books, statement, punching bills, etc., for the Senate, for the session of one thousand nine hundred sixteen, eight hundred seventy-five dollars and five cents, $875 05

Item No. 4. To State Gazette Publishing Co., for stationery supplies furnished the Senate, for the session of one thousand nine hundred sixteen, two hundred sixty-nine dollars and thirty eight cents, $269 38

Item No. 5. To Star and Wave Publishing Company, for stationery supplies furnished the Senate, for the session of one thousand nine hundred sixteen, three hundred eight dollars, $308 00

Item No. 6. To Stoll Blank Book and Stationery Co., for stationery supplies and for rental of typewriters for the Senate for the session of one thousand nine hundred sixteen, nine hundred ninety-eight dollars and sixty-six cents, $998 66

Item No. 7. To Walter W. Prior, for rental of typewriter for the Senate for the session of one thousand nine hundred sixteen, fifteen dollars, $15 00

Item No. 8. To Legislative News Bureau, for synopsis of bills introduced, furnished the Senate for the session of one

thousand nine hundred sixteen, one hundred dollars, $100 00

Item No. 9. To Lewis E. Anderson, for postage for bills mailed for Senators, for the session of one thousand nine hundred and sixteen, two hundred thirty dollars and sixty-one cents, $230 61

Item No. 10. To Charles L. Waterbury, for postage for bills mailed for Senators, for the session of one thousand nine hundred sixteen, twenty-two dollars and sixty cents, $22 60

Item No. 11. To Horace E. Fine Co., for rubber stamps furnished the Senate for the session of one thousand nine hundred sixteen, two dollars seventy-five cents, $2 75

Item No. 12. To A. L. Clark, for services rendered engrossing blank oaths of Senators and Members of the House of Assembly and officers of the one hundred and fortieth Legislature, for the session of one thousand nine hundred sixteen, one hundred dollars, $100 00

Item No. 13. To Elizabeth Schlottenmeier, for services rendered members of the Legislature as telephone operator, for the session of one thousand nine hundred sixteen, one hundred dollars, $100 00

Item No. 14. To Harvey F. Rorbach, for services rendered the members of the Legislature as postmaster, for the session of one thousand nine hundred sixteen, one hundred dollars, $100 00

Item No. 15. To John Multop, for services rendered the Legislature, for the session of one thousand nine hundred sixteen, one hundred dollars, $100 00

Item No. 16. To James Brian, for services rendered members of the Legislature as telephone messenger, for the session of

one thousand nine hundred sixteen, twenty-five dollars, $25 00

Item No. 17. To Delaware and Atlantic Telegraph and Telephone Company, for telephone service furnished the Senate for the session of one thousand nine hundred sixteen, five dollars and fifty-four cents, $5 54

Item No. 18. To Delaware and Atlantic Telegraph and Telephone Company, for telephone service furnished the Senate for the session of one thousand nine hundred fifteen, sixty-five dollars and forty-five cents, $65 45

Item No. 19. To Edwin H. Keen, Jr., doorkeeper of the Senate, session of one thousand nine hundred fourteen, for services rendered at the opening of the Senate for the session of one thousand nine hundred fifteen, ten dollars, $10 00

Item No. 20. To MacCrellish & Quigley Co., for calendars, minute books, etc., furnished the House of Assembly for the session of one thousand nine hundred and sixteen, three hundred sixty-three dollars, $363 00

Item No. 21. To Stoll Blank Book and Stationery Co., for stationery supplies furnished the House of Assembly, for the session of one thousand nine hundred sixteen, one thousand four hundred twenty dollars and eighty-two cents, $1,420 82

Item No. 22. To Star and Wave Publishing Company, for stationery supplies furnished the House of Assembly, for the session of one thousand nine hundred sixteen, five hundred ninety-three dollars and twenty-six cents, $593 26

Item No. 23. To William L. Chesney, for stationery supplies furnished the House of Assembly, for the session of one thou-

sand nine hundred sixteen, thirty-four dollars and ninety cents, $34 90

Item No. 24. To T. F. Fitzgerald, for four hundred eighty-two copies of the Manual of the Legislature for the session of one thousand nine hundred sixteen, furnished the House of Assembly for the session of one thousand nine hundred sixteen, four hundred eighty-two dollars, $482 00

Item No. 25. To Walter W. Prior, for overhauling typewriter and for rental of typewriter, etc., for the House of Assembly, for the session of one thousand nine hundred sixteen, twenty-one dollars and seventy-five cents, $21 75

Item No. 26. To Harry J. Iobst, for expenses incurred in connection with visit of the members of the Legislature to the "Sunday Tabernacle," February eighth, one thousand nine hundred and sixteen, for the session of one thousand nine hundred and sixteen, fifty-nine dollars, $59 00

Item No. 27. To A. L. Clark, for engrossing resolution in Bible presented to the Rev. Wm. A. Sunday by the Members of the Legislature, for the session of one thousand nine hundred sixteen, twelve dollars, $12 00

Item No. 28. To William R. Swan, for amounts paid for postage for bills mailed for members of the House of Assembly, for the session of one thousand nine hundred sixteen, three hundred forty-three dollars and sixty cents, $343 60

Item No. 29. To Charles Troxler, for postage for bills mailed for members of the House of Assembly, for the session of one thousand nine hundred sixteen, thirty-three dollars and fifty cents, $33 50

Item No. 30. To Delaware and Atlantic Telegraph and Telephone Company, for telephone service furnished the House of Assembly, for the session of one thousand nine hundred sixteen, five dollars and twelve cents, $5 12

Item No. 31. To Delaware and Atlantic Telegraph and Telephone Company, for telephone service furnished the House of Assembly, for the session of one thousand nine hundred fifteen, three dollars and seventy-five cents, $3 75

Item No. 32. To J. R. Salmon, for stenographic services rendered in attendance at impeachment hearing before the Judiciary Committee of the House of Assembly, for the session of one thousand nine hundred sixteen, twenty-five dollars, $25 00

Item No. 33. To G. C. Skillman, for services rendered the Incidental Commttee of the House of Assembly, for the session of one thousand nine hundred and sixteen, one hundred fifty dollars, $150 00

Item No. 34. To E. J. Burke, for synopsis of bills introduced, furnished the House of Assembly, for the session of one thousand nine hundred sixteen, one hundred dollars, $100 00

Item No. 135. To Legislative News Bureau, for synopsis of bills introduced, furnished the House of Assembly, for the session of one thousand nine hundred sixteen, forty dollars, $40 00

Item No. 36. To Joseph F. Galvin, for services rendered the House of Assembly in drawing floor plans of the House of Assembly, for the session of one thousand nine hundred sixteen, fifteen dollars, $15 00

Item No. 37. To C. Parker Sweet, for services rendered the Legislature, for the

session of one thousand nine hundred sixteen, twenty-five dollars, $25 00

Item No. 38. To Upton S. Jefferys, for services rendered indexing Minutes of the House of Assembly for the Special Session of the House of Assembly of one thousand nine hundred and fifteen, and for expenses for telephone charges and stenographic services for the session of one thousand nine hundred sixteen, fifty dollars, $50 00

Item No. 39. To Barclay L. Schellenger, for services rendered as Clerk to Committee on Labor and Industries of the House of Assembly, for the session of one thousand nine hundred fifteen, two hundred fifty dollars, $250 00

Item No. 40. To Howard W. Shaner, for services rendered as Assistant Supervisor of Bills of the House of Assembly, for the session of one thousand nine hundred fifteen, four hundred dollars, $400 00

Item No. 41. To Leonard Pikaart, for services rendered as Clerk to Majority Leader and for indexing bills and resolutions and keeping calendar of the House of Assembly, for the session of one thousand nine hundred fifteen, two hundred fifty dollars, $250 00

Item No. 42. To George Embley, for services as postmaster to the House of Assembly, for the session of one thousand nine hundred fifteen, three hundred dollars, $300 00

2. This act shall take effect immediately.

March 31, 1916.

Items disapproved.

I hereby approve the foregoing bill except as to items 15, 18, 19, 31, 37, 39, 40, 41 and 42, which are hereby disapproved.

JAMES F. FIELDER,
Governor.

CHAPTER 285.

611-C-285
R-17-141

An Act creating a Highway Commission and to provide for the construction, reconstruction and improvement of certain State highways, providing for the payment of the cost thereof from the proceeds of the sale of bonds to be issued by the State to an amount of seven million dollars, and providing for the payment of the principal and interest of said bonds from the motor vehicle license fees, registration fees, fines and penalties.

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

Highway Commission; how composed.

1. A commission is hereby created to be known as the Highway Commission, which commission shall consist of the Governor, the President of the Senate, the Speaker of the House of Assembly, the State Road Commissioner, and the chairman of the Committee on Highways of the Senate and the chairman of the Committee on Highways of the House of Assembly of the Legislature of one thousand nine hundred and sixteen.

Routes planned.

As soon as possible after the passage of this act the Highway Commission shall plan and lay out routes for State Highways, as follows:

Route No. 1. From Elizabeth to Trenton, by way of Rahway, Metuchen, New Brunswick and Hightstown.

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

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

Route No. 4. From a point on Route No. 1, in or near Rahway to Absecon, by way of Perth Amboy, Keyport, Middletown, Red Bank, Long Branch, Asbury Park, Point Pleasant, Lakewood, Toms River, Tuckerton and New Gretna.

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

Route No. 6. From Camden to Bridgeton, by way of Woodbury and Mullica Hill.

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

Route No. 8. From Montclair to State line at Unionville, by way of Singac, Wayne, Pompton Plains, Butler, New Foundland, Stockholm, Franklin Furnace and Sussex.

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

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

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

Route No. 12. Paterson to Phillipsburg, by way of Little Falls, Pine Brook, Parsippany, Denville, thence over Route No. 5 to Budd Lake, thence to Washington and Broadway.

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

Routes direct; existing roads used.

2. Said routes shall be as short and direct as practicable between the points specified, due regard being had for the other requirements of this act. Existing highways may be made use of wherever it is convenient to do so, but the opening of new roads over rights of way to be acquired may be provided for wherever, in the opinion of the commission, it is desirable to do so for the purpose of obtaining a shorter route, eliminating sharp turns or corners or railroad crossings, reducing or eliminating grades, or for any other reason. The built-up and business portions of cities or towns shall be avoided wherever it is practicable to do so without materially lengthening the route.

New roads.

Avoid busy sections.

State to take charge of routes determined on.

3. As soon as said routes have been planned and determined upon the Highway Commission shall proceed in the manner now or hereafter provided by law to take

over as State highways the streets, roads and highways, or parts thereof, covered by the routes as planned, and to acquire any necessary rights and easements for such parts of said routes as are to be constructed over new rights of way, and for the widening of any streets, roads or highways taken over, wherever such widening is necessary. As soon as any part of a route has been so taken over and any necessary rights and easements acquired, the Commissioner of Public Roads shall proceed to so construct, reconstruct or widen and improve the same as to place it in good condition and cause it to conform to the provisions of this act, and any other law of this State relating to State Highways, so far as the same does not conflict with this act; *except, however,* such parts of each route as are already so improved and paved at the time they become State highways.

Improvements.

Proviso.

If at the time when it is proposed to take over any road or highway, the improvement thereof or any part thereof, shall have been contracted for, but not completed, by the board or body controlling the same, the further operation of this act with respect to such highway or part thereof, shall be suspended until the completion of such improvement. If when any road or highway is taken over by the State under this act any county shall have reconstructed or made any extraordinary repairs upon the same, or any part thereof, under a contract or contracts entered into after the first day of March, one thousand nine hundred and sixteen, the Commissioner of Public Roads or Highway Commission shall first set aside from the sale of the State highway bonds herein provided for a sufficient sum of money to reimburse such county for all moneys expended by it on such extraordinary repairs or construction, whether the moneys so expended were raised by the issue of bonds or otherwise, exclusive, however, of all moneys which may have been received by such county in the form of State aid, and expended as part of the cost of such extraordinary repairs or reconstruction; and for the purpose of determining the amount of money expended by any such county as aforesaid, the county engineer shall prepare and file with the Commis-

If improvement under way.

In case of unusual construction, county reimbursed.

Estimate prepared.

sioner of Public Roads or the Highway Commission an estimate of the moneys so expended by such county, which estimate shall be verified by the county engineer, and shall be accepted as fixing the amount so expended by such county, subject to the approval of the State Road Commissioner; *provided,* the extraordinary repairs or reconstruction have been made in accord with the provisions of this act.

Proviso.

Materials to be used.

4. The State highways herein provided for shall be paved with granite, asphalt or wood blocks, brick, concrete, bituminous concrete, asphalt or other pavement having a hard surface and of a durable character. In all cases the width of the pavement shall be at least eighteen feet and the total width of the roadway shall be at least thirty feet. All sharp turns and angles and railroad grade crossings shall be eliminated wherever practicable. Wherever practicable grades shall be reduced to less than five per centum.

Width of road.

Turns, etc.

Grades.

Bond issue.

5. The cost of constructing, reconstructing, widening and improving, and of acquiring any rights and easements for the State highways provided for in this act shall be paid from the proceeds of the sale of bonds of the State to be issued as hereinafter provided, to be known as "State Highway Bonds." Said bonds shall be signed in the name of the State by the Governor, and the great seal of the State shall be affixed thereto and attested by the Secretary of State, and each of the bonds shall be countersigned by the Comptroller of the State of New Jersey. They shall be either registered or coupon bonds and shall bear interest at the rate of four per centum a year, payable semiannually, and shall be issued in denominations of not more than one thousand dollars, nor less than one hundred dollars, all as the Highway Commission shall direct. They shall be sold from time to time as the money is required for the payment of the cost of said highways. Whenever requested so to do by the Highway Commission, the State House Commisson shall sell such amount of said bonds, as said request calls for, to the highest bidder or bidders at public sale after due advertisement by

Details of issue.

Rate.

Sale.

publication once a week for two weeks in two or more newspapers published in this State; *provided, however,* that none of said bonds shall be sold for less than the par value thereof. The State Treasurer shall hold the proceeds of said sales for the purpose of paying the cost of said State highways therefrom. The total amount of bonds issued under this act shall be the sum of seven million dollars. All of the bonds herein provided for shall bear date on the same day, and the first five hundred thousand dollars, par value, of the bonds sold shall be payable one year from date, the second five hundred thousand dollars two years from date, and so on, so that five hundred thousand dollars, par value, of said bonds shall come due in each year until all are paid. The interest on the bonds issued under this act and the principal of said bonds coming due each year, shall be paid out of the moneys received from motor vehicle registration fees, license fees, fines and penalties, and a sufficient amount shall be deducted and reserved therefrom each year for the purpose of paying said interest and principal before any other payments, except the expenses of the Motor Vehicle Department, are made from said motor vehicle moneys; and if the sums derived from the sources aforementioned be not sufficient to pay the principal and interest of said bonds or any of them, as they severally fall due, then the deficiency shall be paid out of the first moneys received into the State fund of this State.

Proviso.

Use of proceeds.

Total issue.

Amount payable annually.

Principal and interest met by motor vehicle fund.

Deficiency met from State fund.

6. The provisions of this act shall not take effect unless the act shall at a general election be submitted to the people and receive the sanction of a majority of all the votes cast for and against it at such election.

Referendum.

7. It shall be the duty of the Secretary of State to arrange, in accordance with the statutes of the State in such case made and provided, for the submission of this act to the vote of the people of the State at the next general election for members of the General Assembly, of which submission the same notice shall be given as is required by law to be given of said general election, and the people of the State may at such elec-

Arrangement for submission at general election.

tion decide upon the acceptance or rejection of this act in the following manner:

Proposition printed on ballots.

There shall be printed on each official ballot underneath the names of the candidates the following:

If you favor the proposition written below, make an × mark in the square opposite the word "Yes."

If you are opposed thereto make an × mark in the square opposite the word "No."

	Yes.	Shall the act entitled "An act creating a highway commission and to provide for the construction, reconstruction and improvement of certain State highways, providing for the payment of the cost thereof from the proceeds of the sale of bonds to be issued by the State to an amount of seven million dollars, and providing for the payment of the principal and interest of said bonds from the motor vehicle license fees, registration fees, fines and penalties," be adopted?
	No.	

Canvass and result.

8. The said ballots so cast for or against this act shall be counted and the result thereof returned by the election officers and a canvass of such election had in the same manner as is now provided for by law in the case of the election of a Governor, and the acceptance or rejection of this act so determined shall be declared in the same manner as the result of an election for a Governor, and if there shall be a majority of all the votes cast for and against it at such election in favor of the acceptance of this act, this act shall take effect on the first day of January, nineteen hundred and seventeen.

When effective.

Explanation.

9. Wherever in this act the Highway Commission or the Commissioner of Public Roads or the State Road Commissioner is referred to, said expression shall be held to mean and include any board, body or official

who may succeed or exercise powers similar to said Highway Commission or said Commissioner of Public Roads.

Approved March 31, 1916.

CHAPTER 286.

An Act providing for the establishment of game refuges by the Board of Fish and Game Commissioners, and for the protection of the game in such refuges.

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

Provide game refuges.

617-1
A-21-248

1. The Board of Fish and Game Commissioners is hereby authorized to lease by agreement with the owner thereof any lands in this State suitable for game refuges and to exercise control thereof during the term named in such lease; *provided, however,* that no land shall be leased under the provisions of this act in any county except Warren or Sussex. Such board is also authorized to acquire title by gift or grant in the name of the State to any such lands in the counties of Warren or Sussex.

Proviso.

Title acquired.

All land acquired deemed refuges.

2. All lands heretofore or hereafter acquired or controlled by purchase, lease, gift or otherwise, by the Board of Fish and Game Commissioners of this State, are hereby constituted refuges for all birds and animals whose pursuit or taking is regulated or prohibited by any of the fish and game laws of this State.

Boundary; notice posted.

3. Such game refuges shall be surrounded by at least one wire on the boundary thereof, and one notice reading "State Game Refuge, Hunting is Unlawful," shall be posted at least every five hundred feet of the boundary of such refuge.

Game protected and hunting prohibited.

4. No person shall hunt, pursue, kill, or take or attempt to kill or take within the limits of any such lands

at any time any bird or animal, the hunting for or killing or taking of which is now or shall hereafter be regulated or prohibited by any law of this State. No person shall carry a shot gun or rifle within the limits of any such lands unless authorized therefor by the Board of Fish and Game Commissioners.

Carrying gun.

Penalty for violation and enforcement.

5. Any person who shall violate any provision of this act shall be liable to a penalty of fifty dollars for each offense. This act shall be enforced by the persons authorized by and in accordance with the provsions of an act entitled "An act to provide a uniform procedure for the enforcement of all laws relating to fish, game and birds, and for the recovery of penalties for violation thereof," approved March twenty-ninth, eighteen hundred and ninety-seven, and the supplements thereto and amendments thereof.

Repealer.

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

Approved March 31, 1916.

CHAPTER 287.

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

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

Salaries of judges of District Courts.

1. The salaries of the judges of the District Courts of this State shall be fixed as follows: In cities having two hundred thousand inhabitants, or over, an annual salary of four thousand dollars; in cities having between one hundred thousand and two hundred thousand inhabitants, an annual salary of thirty-five hundred dol-

lars; in cities having between sixty thousand and one hundred thousand inhabitants, an annual salary of three thousand dollars; in cities having between twenty-five thousand and sixty thousand inhabitants, an annual salary of twenty-five hundred dollars; in cities having between twenty-three thousand and twenty-five thousand inhabitants, an annual salary of two thousand dollars, and in cities having between seventeen thousand and twenty-three thousand inhabitants, an annual salary of fifteen hundred dollars, and in judicial districts the population of which as ascertained by any State or Federal census is more than one hundred thousand, an annual salary of three thousand dollars; and in judicial districts the population of which as ascertained by any State or Federal census is more than forty thousand and less than one hundred 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 twelve hundred dollars; *provided,* that where court 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 and less than one hundred thousand, an annual salary of twenty-five hundred dollars; *provided, however,* that nothing herein contained shall be held or construed to affect any law relating to any city or judicial district court in counties bordering on the Atlantic ocean; *and provided, further,* that chapter 226 of the laws of 1914 is hereby continued in full force and effect.

In judicial districts.

Proviso.

Proviso.

Proviso.

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

3. This act shall take effect immediately.

Approved March 31, 1916.

CHAPTER 288.

A Supplement to an act entitled "An act making appropriations for the support of the State government and for the several public purposes for the fiscal year ending October thirty-first, one thousand nine hundred and sixteen," approved April twenty-sixth, one thousand nine hundred and fifteen.

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

Supplemental appropriations.

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

1.

COUNTY BOARDS OF TAXATION.

Salaries.

For additional allowance for salaries of members of the county boards of taxation, three thousand eight hundred and fifty dollars.

2.

STENOGRAPHIC REPORTERS.

Stenographic notes for courts.

For additional allowance for amount to be refunded to various counties in this State for salaries of stenographic reporters appointed by the justices of the Supreme Court, pursuant to chapter eighty-one of the laws of one thousand nine hundred and one, two hundred sixty-five dollars and four cents.

3.

VILLAGE FOR EPILEPTICS.

Epileptic village.

For the purchase of about one and one-third acres of land, twenty-five dollars.

For reconstruction, repair, enlargement and extension of sewers and disposal plant, twenty-five thousand eleven dollars and seventy-two cents; supplementing and amending item number sixty-eight, chapter four hundred and five, laws of one thousand nine hundred and fifteen, to make the item reading "For extension of sewer and water systems, fire hydrants and repair of disposal plant, twenty thousand dollars," so that the sum thereby appropriated may be used for the same purposes and objects as the amount hereby appropriated.

4.

SANATORIUM FOR TUBERCULOUS DISEASES.

Glen Gardner sanatorium.

For a milk house and equipment, one thousand five hundred dollars.

For additional furniture for male employees building, four hundred dollars.

For cattle sheds, one thousand five hundred dollars.

For renovation of refrigerating plant, eight hundred dollars.

5.

STATE REFORMATORY FOR WOMEN.

Women's reformatory.

For walk and grading, ninety dollars.

For services of Grant Davis for making surveys and plans for roads from September tenth, one thousand nine hundred and fourteen, to September fourteenth, one thousand nine hundred and fifteen, one hundred seventy-six dollars and fifty cents.

6.

STATE AGRICULTURAL COLLEGE.

Agricultural college.

For additional allowance for reference books and periodicals, one thousand dollars.

For additional allowance for summer session, two thousand dollars.

For maintenance of courses in sanitary science and sanitary engineering, one thousand dollars.

For maintenance of course in military science, one thousand two hundred dollars.

For erection of greenhouses for instruction in soils and plant breeding, one thousand five hundred dollars.

7.

AGRICULTURAL EXPERIMENT STATION.

Experiment station.

For additional allowance for the maintenance and operation of the department of poultry husbandry, pursuant to chapter fifty-two, laws of one thousand nine hundred and eleven, one thousand five hundred dollars.

For additional allowance for printing bulletins, including circulars of the Agricultural Experiment Station, seven hundred dollars.

8.

PENSIONS.

Pension.

For allowance to Randolph F. Disbrow, a pensioner of this State, as commutation for two hands lost at Yorktown, Virginia, October nineteenth, one thousand eight hundred and eighty-one, one hundred dollars.

9.

NEW JERSEY REFORMATORY.

Rahway reformatory.

For plumbing materials, one thousand one hundred dollars.

Under item sixty-five, chapter four hundred and five, laws of one thousand nine hundred and fifteen, the appropriation reading, "To superintendent, for allowance as rent for residence, six hundred sixty dollars," is hereby amended to read, "To the superintendent, for additional allowance for salary in lieu of the State providing a house of residence as contemplated by statute," said amendment shall apply to the undisbursed portion of the amount stated therein, sufficient to cover the period from the time the State ceased to provide a house of residence, to October thirty-first, one thousand nine hundred and sixteen, but in no event shall such sum exceed the amount undisbursed of the original appropriation..

For purchase of farm land, six thousand five hundred dollars.

10.

EXECUTIVE DEPARTMENT.

For additional allowance for compensation for assistants in the executive department, one hundred and sixty dollars. Additional allowance.

11.

SEA GIRT COTTAGE.

For additional allowance for maintenance of cottage at Sea Girt and entertainment therein, one thousand dollars. Governor's cottage.

12.

OFFICE OF THE SECRETARY OF STATE.

For additional allowance for compensation and clerical services in the office of the Secretary of State, seven hundred dollars. Secretary of state.

For compiling and indexing the primary and general election laws, three hundred dollars.

For the purpose of carrying out the provisions of sections twelve to twenty-six, inclusive, of the Geran

election law of one thousand nine hundred and eleven, one thousand dollars.

13.

ATTORNEY-GENERAL'S DEPARTMENT.

Attorney-general.

For costs and expenses in escheat proceedings, two hundred dollars.

For additional allowance for compensation and expenses of assistants employed by the Attorney-General, one thousand five hundred and ninety dollars.

14.

NATIONAL GUARD.

Military.

For allowance for troop D, first squadron cavalry, two thousand dollars.

For additional allowance for pay of officers and enlisted men, and expenses in connection with the annual encampment, twenty thousand dollars.

For additional allowance for compensation of the superintendent and employees, and for forage, fuel and maintenance of the State camp grounds, one thousand dollars.

For additional allowance for maintaining, heating and lighting battery, troop and battalion armories at Newark, East Orange, Camden, Elizabeth, Red Bank and Orange, two thousand dollars.

Settlement of claims.

For settlement of claims of the following enlisted men, injured or killed while in the State's service:

Estate of Albert Craig, for burial expenses, one hundred eighty-seven dollars fifty cents.

Private J. B. Redwood, Company D, Second Infantry, twenty-three dollars.

Private C. J. Collins, Company F, Second Infantry, eighteen dollars.

Private Wm. J. Wright, Company C. Fourth Infantry, two hundred seven dollars and ninety cents.

Private William Elvin, Headquarters Det., Fifth Infantry, one hundred fifty-one dollars.

Private A. V. Adams, Battery A, Field Artillery, twenty-seven dollars and twenty cents.

Private William I. Hermance, Battery A, Field Artillery, seventy-one dollars and twenty-five cents.

To Bennett & Gifford for claim for property damaged by troops at Manasquan, one hundred eighty dollars, provided said sum is received in full of all claims.

For constructing and equipping blacksmith shop at Battery B armory, Camden, eight hundred and fifty dollars.

For expenses incident to the military representation at the celebration of the two hundred fiftieth anniversary of the founding of Newark, five thousand dollars.

15.

DEPARTMENT OF WEGHTS AND MEASURES.

For additional allowance for salaries and expenses of the Department of Weights and Measures, pursuant to chapter two hundred and one, laws of one thousand nine hundred and eleven, one thousand dollars. Salaries and expenses.

16.

STATE HORTICULTURAL SOCIETY.

For additional allowance to the treasurer of the New Jersey State Horticultural Society, pursuant to chapter one hundred and forty-one, laws of one thousand nine hundred and eleven, four hundred and twenty-five dollars. Horticulture.

17.

MANUAL TRAINING AND INDUSTRIAL SCHOOL FOR COLORED YOUTH.

For materials for permanent improvements, work to be done by the students as a part of their industrial training, one thousand dollars. Bordentown school.

For fire system water supply, three thousand dollars.

For domestic water supply, one thousand five hundred dollars. Payments under this account to be made pursuant to chapter sixty-five, laws of one thousand nine hundred and nine.

18.

STATE HOSPITAL AT TRENTON.

Trenton asylum.

For purchase of land for burial purposes, one thousand two hundred dollars.

For building wall to enclose yard of criminal insane building, three thousand five hundred dollars.

For additional allowance for patients, for amount earned in excess of the amount appropriated therefor, for the fiscal year ending October thirty-first, one thousand nine hundred and fifteen, one thousand nine hundred seventy-seven dollars and one cent.

19.

MECHANICS' LIEN LAW REVISION COMMISSION.

Reports

To the Mechanics' Lien Law Revision Commission, for expenses of said commission in printing and distributing reports, one hundred seventy-nine dollars and ninety cents.

20.

OFFICE OF THE TREASURER.

Additional allowances.

For additional allowance for compensation for clerical services in the office of the Treasurer, one thousand four hundred dollars.

For additional allowance for postage, expressage and other incidental expenses for the office of the Treasurer, two hundred and fifty dollars.

For premium on surety bonds of State Treasurer and deputy State Treasurer, one thousand and fifty dollars.

21.

SECRETARY OF STATE, DEPARTMENT OF MOTOR VEHICLE REGULATION AND REGISTRATION.

Motor vehicle department.

For additional allowance for compensation for inspectors, four thousand seven hundred and twenty-five dollars.

For additional allowance for expenses and equipment of inspectors, two thousand three hundred dollars.

For additional allowance for compensation for clerical services, five hundred dollars.

For additional allowances for postage, expressage and other incidental expenses, five hundred dollars.

For additional allowance for blanks and stationery, five hundred dollars.

For additional allowance for reimbursement of applicants for licenses who have made errors in the rating of their machines, one hundred dollars.

For the purchase of automobiles, five thousand dollars.

For accident liability insurance, five hundred dollars; payment of the above items in this account to be made from the receipts of the department of motor vehicle regulation and registration, pursuant to chapter two hundred and thirty-five, laws of one thousand nine hundred and nine.

22.

DEPARTMENT OF BANKING AND INSURANCE.

Additional allowances.

For additional allowance for compensation of building and loan association examiners, one thousand five hundred dollars.

For additional allowance for actual and necessary traveling and incidental personal expenses of building and loan association examiners, three hundred dollars.

23.

STATE LIBRARY.

Library. For additional allowance for the repair, preservation and purchase of useful books, periodicals, newspapers and other publications, five hundred dollars.

24.

STATE HOUSE COMMISSION.

Mahlon Stacy park. For the State House Commission, for additional allowance for the purpose of excavating, filling, grading, placing top soils; for laying out and constructing walks, paths and roads; for planting grass, trees, shrubs and so forth; for laying out and constructing drains, gutters, and for any other improvement necessary or proper upon the lands in the rear of the State House, lying between the Delaware river and the water-power raceway, according to the adopted plan for the improvement thereof, or any modification thereof properly adopted; and also for the acquisition by gift, purchase or condemnation, of such additional land as may be necessary or proper, lying between the Delaware river and the water-power raceway, and between the westerly line of the State House grounds extended and the Assunpink creek, five thousand dollars.

Old Barracks. For the State House Commission for additional allowance for the complete restoration and necessary reconstruction of the Old Barracks, and, in general, the restoration, reconstruction, improvement, furnishing and heating of the entire building, as disclosed by the plan of restoration; the grading of land lying between the State House and Willow street and between State street and the water-power raceway; laying out paths, walks, roads, et cetera, and the construction thereof; laying out and constructing gutters and drains, planting grass, trees, shrubs, flowers, et cetera; and the moneys hereby appropriated may be used for the whole or any part of

the purposes indicated, as in the discretion of the State House Commission may be proper, six thousand dollars.

For the State House Commission for new tubes for boilers, one thousand dollars. Boiler-tubes.

For the purpose of carrying into effect the provisions of chapter sixty-eight, laws of one thousand nine hundred and sixteen, five thousand dollars. Purchasing system.

25.

OFFICE OF THE CLERK OF THE SUPREME COURT.

For furniture furnished offices in the year one thousand nine hundred and thirteen, incidental to the moving into new offices, five hundred fifty-one dollars. Furniture.

26.

LAW AND EQUITY REPORTS.

For additional allowance for the publication of the law reports, three thousand dollars. Legal report.

For additional allowance for salary of the Chancery reporter, ninety-seven dollars and twenty-six cents.

For additional allowance for salary of the Supreme Court reporter, sixty-nine dollars and eighty-six cents.

27.

CIVIL SERVICE COMMISSION.

For additional allowance for salaries and expense of the Civil Service Commission, two thousand dollars. Salaries.

For additional allowance for salaries and expenses in carrying out the provisions of chapter one hundred and eighty-three, laws of one thousand nine hundred and eleven, five hundred dollars, which sum shall be paid to Gardner Colby for extra services rendered in connection with the execution of the said act during the period covered by the fiscal year ending October thirty-first, nineteen hundred and sixteen. Disallowed.

28.

STATE HOSPITAL AT MORRIS PLAINS.

Morris Plains asylum.

For additional allowance for maintenance of county patients, at the rate of two dollars per week; for support and clothing of insane convicts, at the rate of five dollars per week for each insane convict, and support and clothing of indigent patients, at the rate of four dollars per week, five thousand dollars.

For additional allowance for appraisement of personal property, two hundred dollars.

For fence and gate, two thousand dollars.

For two planers for renovating ward floors, six hundred dollars.

For machinery for machine shop, thirteen hundred and fifty dollars.

For cars for distribution of food, one thousand one hundred twenty dollars.

For electric watch clock service and fire alarm system, nine hundred dollars.

For canning plant, two hundred fifty dollars.

For food elevator for dormitory building basement dining-rooms, two thousand five hundred dollars.

To Dr. W. Homer Axford for X-ray, ten dollars.

For equipping dining-room under congregate dining-room of dormitory building, nine hundred fifty dollars.

For materials for walks and porches, five hundred dollars.

29.

CONFERENCE OF GOVERNORS.

Governors' conference.

For amount of assessment against the State of New Jersey, for the support of the Conference of Governors, for the year one thousand nine hundred and sixteen, one hundred and fifty dollars.

30.

PUBLIC ROADS.

Roads.

For additional allowance for carrying into effect the provisions of chapter two hundred and twenty-three, laws of one thousand nine hundred and twelve, and any supplements thereto and amendments thereof, twenty-five thousand dollars.

For additional allowance for salaries of four division highway engineers, one hundred and fifty dollars.

To replace department auto number two, wrecked in service, four hundred dollars.

To Joshua Doughty, Jr., for work done on the surveying of the State Highway system in the year one thousand nine hundred and thirteen, five hundred nineteen dollars and forty-three cents.

For the purpose of carrying out the provisions of a bill pending entitled "An act to provide for the proper construction, grading and drainage of the unimproved township roads of the State and to provide State aid therefor," three thousand dollars, provided said bill becomes a law.

31.

DEPARTMENT OF CONSERVATION AND DEVELOPMENT.

Conservation and development.

For additional allowance for salaries and expenses of the Department of Conservation and Development pursuant to chapter two hundred and forty-one, laws of one thousand nine hundred and fifteen, exclusive of any part of the bills incurred by townships in controlling forest fires, three thousand two hundred thirty-three dollars.

For the State's share of bills incurred by townships in controlling forest fires, one thousand dollars.

For the completion of the improvement at Shark River Inlet according to the plans and specifications embodied in a contract made with the Bay Dredging and Contracting Company, bankrupt, so that proceedings may be

instituted to recover on the bond of said bankrupt contractor; said sum to be additional to any unexpended balance of any appropriation heretofore made for this work, twenty-five thousand dollars.

32.

STATE BOARD OF TENEMENT HOUSE SUPERVISION.

Expenses. For additional allowance for expense of members of the Board of Tenement House Supervision, one hundred dollars.

33.

BOARD OF PUBLIC UTILITY COMMISSIONERS.

Salaries and expenses. For additional allowance for salaries and expenses of the Board of Public Utility Commissioners, ten thousand dollars.

34.

BOARD OF COMMERCE AND NAVIGATION.

Commerce and navigation. For additional allowance for salaries and expenses of the Board of Commerce and Navigation, five thousand nine hundred dollars.

To the Rickards Dredging Company for work done in the year one thousand nine hundred and thirteen, two thousand five hundred fifteen dollars and sixty-eight cents.

To Captain J. Everett for services and expenses as assistant inspector of power vessels the sum of three hundred eighty-five dollars, provided said sum is received in full for all claims.

35.

COMMISSIONER OF EDUCATION.

Department of schools. For additional allowance for clerical services, one thousand dollars.

For additional allowance for incidental expenses, six hundred dollars.

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 sixty-five of the laws of one thousand nine hundred and nine.

36.

STATE NORMAL SCHOOL AT TRENTON.

Trenton Normal school.

For additional allowance for the support of the State Normal School at Trenton, three thousand dollars.

For additional allowance for necessary repairs to the grounds, buildings and furniture, and for keeping the same insured, seven thousand dollars; payments under this account to be made pursuant to chapter sixty-five, laws of one thousand nine hundred and nine.

37.

STATE NORMAL SCHOOL AT MONTCLAIR.

Montclair Normal school.

For additional allowance for the support of the State Normal School at Montclair, one thousand two hundred dollars.

For additional allowance for necessary improvements and repairs to the grounds, buildings and furniture, and for keeping the same insured, four thousand eight hundred fifty-eight dollars.

For additional furniture in school building, two thousand eight hundred dollars; payments under this account to be made pursuant to chapter sixty-five, laws of one thousand nine hundred and nine.

38.

STATE NORMAL SCHOOL AT NEWARK.

Newark Normal school.

For additional allowance for support of the State Normal School at Newark, six thousand five hundred

dollars; 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 sixty-five, laws of one thousand nine hundred and nine.

39.

NEW JERSEY SCHOOL FOR THE DEAF.

Buildings.

For the erection of a one-story addition to laundry and equipping it with a drier, and for repairs to buildings, painting, plumbing, et cetera, one thousand dollars; payments to be made pursuant to chapter sixty-five, laws of one thousand nine hundred and nine.

40.

OFFICE OF CLERK IN CHANCERY.

Chancery clerk.

For additional allowance for blanks and stationery for use in the office of the Clerk in Chancery, three hundred dollars.

For additional allowances for postage, expressage and other incidental expenses for the office of the Clerk in Chancery, eight hundred dollars.

41.

STATE INSTITUTION FOR FEEBLE-MINDED.

Home for feeble-minded at Vineland.

For purchase of additional farm lands, fifteen thousand dollars.

For additional allowance for research work, one thousand dollars.

For additional allowance for fire insurance premiums, one thousand dollars.

For additional allowance for stock and farm equipment, two thousand dollars.

For furnishing dietetic department, five thousand dollars.

For adjustable windows in conservatory and porches off the patients' day-rooms for proper ventilation, making windows in various rooms where necessary, repairs the new barn, tearing out present kitchen, storeroom, bakery and day-room, and converting it into a well-ventilated and spacious dormitory with baths and toilets and equipment, making provision for one hundred additional patients, four thousand dollars.

42.

STATE BOARD OF TAXES AND ASSESSMENT.

For additional allowance for salaries and expenses of the State Board of Taxes and Assessment, pursuant to chapter two hundred and forty-four, laws of one thousand nine hundred and fifteen, twenty-five thousand dollars. Salaries and expenses.

43.

DEPARTMENT OF HEALTH.

For the enforcement of subdivision D, section four, of chapter two hundred and eighty-eight, laws of one thousand nine hundred and fifteen, five thousand dollars. Oversight of local health authorities.

44.

DEPARTMENT OF LABOR.

For additional allowance for salaries and expenses of the Department of Labor, sixteen thousand dollars. Salaries and expenses.

45.

SUPREME COURT.

For additional allowance for the judges of the Circuit Court, for salaries, five thousand five hundred dollars. Salaries of judges.

New Jersey State Library

46.

ADJUTANT-GENERAL'S DEPARTMENT.

Filing facilities.

For erecting balcony to be used for filing purposes and for filing cabinets, five hundred dollars.

47.

DEPARTMENT OF CHARITIES AND CORRECTIONS.

Allowances.

For additional allowance for blanks, stationery, postage, et cetera, three hundred dollars.

For additional allowances for services of engineers, surveyors and other technical services as needed, seven hundred and fifty dollars.

48.

LEGISLATURE.

Legislative expenses.

For additional allowance for compensation of officers and employees of the Legislature, one thousand one hundred and fifty dollars.

For additional allowance for incidental and contingent expenses of the present session of the Legislature, three thousand five hundred dollars; all bills to be approved by the Committee on Incidental Expenses and filed with the Comptroller before final adjournment.

49.

PRINTING.

Legislative printing.

To MacCrellish & Quigley Company for balance due for the current printing for the session of one thousand nine hundred and fifteen, nine thousand six hundred eighty-six dollars and seventy-seven cents, together with the sum of three hundred and ninety dollars interest, in all the sum of ten thousand seventy-six dol-

lars and seventy-seven cents in full of claim for said work.

For additional allowance for printing and binding public documents, twenty thousand dollars.

50.

CONSTITUTIONAL AMENDMENTS.

To J. Lyle Kinmonth for balance due for publishing the proposed constitutional amendments of the session of one thousand nine hundred and thirteen, sixty-three dollars and ninety-six cents. Advertising.

51.

CIVIL SERVICE INVESTIGATING COMMISSION.

For the purpose of carrying into effect the provisions of Joint Resolution number six, approved March seventeenth, one thousand nine hundred and sixteen, three thousand dollars. Investigations as to civil service.

The Comptroller of the Treasury is hereby directed to issue warrants to the following persons for the amount opposite their respective names, in payment of the claims contracted by said commission in accordance with the terms of the resolution adopted by the House of Assembly February ninth, one thousand nine hundred and fifteen, for which appropriation was made by item one hundred and sixteen, chapter four hundred five, laws of one thousand nine hundred and fifteen, in the following amounts:

Howard B. Tindell, six hundred and eleven dollars and forty-seven cents;

Sidney J. Turner, three hundred dollars;

Stoll Blank Book and Stationery Company, two dollars and thirty cents;

Walter W. Prior, twenty-three dollars and twenty-five cents;

Gazette Publishing Company, eight dollars and twenty-five cents;

Stenography and Reporting Company, seventy-eight dollars and ninety-three cents.

Upon presentation to the Comptroller of the statements of accounts approved as provided by law and the issue of warrants therefor said payments shall apply as against the appropriation provided by item one hundred and sixteen, chapter four hundred and five, laws of one thousand nine hundred and fifteen.

52.

COMMISSION FOR THE SURVEY OF MUNICIPAL FINANCING.

Investigations as to municipal finances.

The Comptroller of the Treasury is hereby directed to issue warrants to the following persons for the amount opposite their respective names, in payment of the claims contracted by said commission in accordance with the terms of the resolution adopted by the House of Assembly, session of one thousand nine hundred and fifteen, for which appropriation was made by item number one hundred and seventeen, chapter four hundred and five, laws of one thousand nine hundred and fifteen, in the following amounts:

Emily Guerier, twenty-six dollars and four cents;

Katherine V. Carroll, one hundred fifty-seven dollars and fifty-two cents;

Standard Publishing Concern, three hundred twenty dollars and eighty-five cents;

Margaret A. Prugh, one hundred twelve dollars and sixteen cents;

Nelson Gaskill, five hundred dollars;

Arthur N. Pierson, thirty-two dollars and eighty-one cents;

Walter R. Darby, three hundred forty-three dollars and forty-five cents.

Upon presentation to the Comptroller of the statements of accounts approved as provided by law and the issue of warrants therefor said payments shall apply as against the appropriation provided by item one hundred

and seventeen, chapter four hundred and five, laws of one thousand nine hundred and fifteen.

Municipal financing.

For the purpose of carrying into effect the provisions of Joint Resolution number seven, approved March eighteenth, one thousand nine hundred sixteen, two thousand five hundred dollars.

53.

COMMISSION ON REVISION OF ROAD LAWS.

Revising road laws.

For expenses incurred by the Commission appointed pursuant to Joint Resolution number six, approved April twenty-first, one thousand nine hundred and fifteen, one thousand and fifty dollars.

54.

INVESTIGATION OF FISH POUND NET FISHING.

Pound net fishing.

For the purpose of carrying into effect the provisions of joint resolution number five, approved March seventeenth, one thousand nine hundred and sixteen, one thousand dollars. Upon presentation to the Comptroller of statements of accounts approved as provided by law, the issue of warrants therefor shall apply against the appropriation provided by item one hundred and eighteen, chapter four hundred and five, laws of one thousand nine hundred and fifteen.

55.

INVESTIGATION OF SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS.

Clerical services.

To J. R. Salmon, the sum of five hundred forty-three dollars and ninety cents, for services rendered the committee appointed to investigate the various district (county) societies for the prevention of cruelty to animals pursuant to resolution of the House of Assembly adopted March twelfth, one thousand nine hundred and fifteen.

56.

COMMISSION ON MILITARY TRAINING IN HIGH SCHOOLS.

Military education in high schools.

For the purpose of carrying into effect the provisions of a bill pending, entitled "An act to create and provide for a commission to investigate and report upon military training and instruction for national defense in high schools," one thousand dollars; provided said bill becomes a law.

57.

BUDGET ACT EXPENSES.

Budget system.

For the purpose of carrying into effect the provisions of chapter fifteen, laws of one thousand nine hundred and sixteen, two thousand dollars.

58.

DEPARTMENT OF BANKING AND INSURANCE.

Municipal sinking fund.

The following amounts are appropriated, provided Assembly Bill No. 16 becomes a law:

For salary of supervisor of municipal sinking funds, two thousand one hundred dollars.

For actual and necessary traveling and incidental personal expenses of the supervisor of municipal sinking funds, five hundred dollars.

For salary of assistant to supervisor of municipal sinking funds, seven hundred dollars.

For additional allowance for blanks and stationery, three hundred dollars.

For additional allowance for postage, expressage and other incidental expenses, one hundred dollars.

59.

BOARD OF SHELL FISHERIES.

Salaries and expenses.

For additional allowance for salaries and expenses of the Board of Shell Fisheries, fifteen thousand dollars.

60.

COUNTY LUNATIC ASYLUMS.

County asylums.

For additional allowance for support of county patients in the Essex county lunatic asylum, fifteen thousand dollars.

In the Hudson county lunatic asylum, four thousand dollars.

In the Camden county lunatic asylum, one thousand dollars.

In the Atlantic county lunatic asylum, five hundred dollars.

61.

STATE PRISON.

State prison.

For additional allowance for maintenance of the State Prison and maintenance of convicts, twenty-five thousand dollars.

For additional allowance for the six inspectors, for salaries, sixty-five dollars and seventy-six cents.

For additional allowance for bureau of identification, one hundred dollars.

For additional allowance for fertilizer, seeds, grain and forage at the prison farm, one thousand five hundred dollars.

For additional allowance for transportation of prisoners and guards to and from farm and camps, five hundred dollars.

For resetting boilers and changing grate bars, one thousand two hundred dollars.

For installing new tubes in Hawley-Down boiler, three hundred dollars.

62.

STATE HOME FOR GIRLS.

Girls' home.

For additional boiler in engine house, three thousand five hundred dollars.

For barn and piggery, one thousand one hundred fifty dollars.

For painting buildings, five hundred dollars.

For additional allowance for salaries and expenses of parole officers, six hundred twenty-five dollars and eighty-seven cents.

63.

BLIND AND FEEBLE-MINDED.

Blind.

For additional allowance for clothing, maintenance, support and instruction of the blind persons, inhabitants of this State, two thousand dollars.

For tuition for the higher education of the blind as provided for in chapter three hundred and thirty-six, laws of one thousand nine hundred and twelve, two hundred fifty dollars.

64.

STATE BOARD OF CHILDREN'S GUARDIANS.

Widow's pension.

For additional allowance for the purpose of carrying out the provisions of chapter two hundred and eighty-one, laws of one thousand nine hundred and thirteen, two thousand dollars.

65.

COMMISSION FOR AMELIORATING THE CONDITION OF THE BLIND.

Aiding the blind.

For preventive work, seven hundred fifty dollars.

For extension of home industries and further employment of the blind, one thousand dollars.

66.

NEW JERSEY HOME FOR DISABLED SOLDIERS, SAILORS, MARINES AND THEIR WIVES, AND FOR THEIR WIDOWS, AT VINELAND.

For plumbing, heating and general repairs, seven hundred and fifty dollars. Repairs.

67.

STATE BOARD OF AGRICULTURE.

For additional allowance for the State Board of Agriculture, for the purpose of carrying out the provisions of an act to prevent the introduction into and spread of injurious insects in New Jersey, to provide a method for compelling their destruction, to create the office of State Entomologist, to authorize the inspection of nurseries and to provide certificates of inspection, and the amendments thereof and supplements thereto, five hundred dollars; *provided,* that if a bill now pending entitled "An act to establish a Department of Agriculture and to prescribe its powers and duties," shall become a law, this appropriation shall be deemed to have been made for the effectuation of the provisions of said act. Injurious insects. Proviso.

For additional allowance for the purpose of carrying out the provisions of chapter fifty-four, laws of one thousand nine hundred and eleven, and the amendments thereof and supplements thereto, five hundred dollars; *provided,* that if a bill now pending entitled "An act to establish a Department of Agriculture and to prescribe its powers and duties," shall become a law, this appropriation shall be deemed to have been made for the effectuation of the provisions of said act. Plant diseases. Proviso.

For examination of evergreen stock in nurseries during the growing season, under State Entomologist, five hundred dollars; *provided,* that if a bill now pending entitled "An act to establish a Department of Agriculture and to prescribe its powers and duties," shall be- Nurseries. Proviso.

come a law, this appropriation shall be deemed to have been made for the effectuation of the provisions of said act.

68.

LIVE STOCK COMMISSION.

Pure-bred animals.

For additional allowance for the purpose of carrying out the provisions of chapter fifty-six and chapter two hundred and twelve, laws of one thousand nine hundred and eight, and the amendments thereof and supplements thereto, one thousand two hundred dollars; *provided,* a bill now pending entitled "An act to establish a Department of Agriculture and to prescribe its powers and duties," shall become a law, then this appropriation shall be deemed to have been made for the effectuation of the provisions of said act.

Proviso.

69.

PRISON LABOR COMMISSION.

Investigator.

For salary of investigator, one thousand dollars.

For expenses of investigator, two hundred and fifty dollars.

70.

KEARNY COMMISSION.

Printing report.

For the purpose of defraying the expenses of printing the report of the Kearny Commission (provided for under Joint Resolution approved March twenty-third, one thousand nine hundred and eleven), pursuant to Joint Resolution number three, approved April fourteenth, one thousand nine hundred and fifteen, five hundred dollars.

71.

COMMISSION ON CARE OF MENTAL DEFECTIVES.

For the expenses of the Commission on the Care of Mental Defectives, pursuant to Joint Resolution number one, approved March thirtieth, one thousand nine hundred and fifteen, and Joint Resolution number two, approved February twenty-fifth, one thousand nine hundred and sixteen, five hundred dollars. Expenses.

72.

COMMISSION TO CODIFY ROAD LAWS.

For the purpose of carrying into effect the provisions of Assembly Joint Resolution number eight, provided said resolution becomes a law, two thousand dollars. Disallowed.

73.

COMMISSIONERS OF THE PALISADES INTERSTATE PARK.

For additional allowance for expenses incurred by the Commissioners of the Palisades Interstate Park, seven thousand five hundred dollars, said expenses to be approved by the Governor. Expenses.

74.

COMMISSION TO REVISE, SIMPLIFY, ARRANGE AND CONSOLIDATE THE PRIMARY AND ELECTION LAWS.

For the purpose of carrying into effect the provisions of Joint Resolution number four, filed March sixteenth, one thousand nine hundred and sixteen, five hundred dollars. Revision of election laws.

75.

TRANSFER INHERITANCE TAX.

Overpayments.

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 two hundred and thirty-eight, laws of one thousand nine hundred and nine, and to refund and pay such claims as may be necessary, and the State Treasurer shall pay same upon the warrants of the said Comptroller, and there is hereby appropriated the amount necessary therefor.

76.

COLONIES FOR FEEBLE-MINDED MALES.

Establish colonies.

For the purpose of carrying into effect the provisions of chapter sixty-one, laws of one thousand nine hundred and sixteen, ten thousand dollars.

77.

TEACHERS' RETIREMENT FUND.

Additional expenses.

For additional allowance for the board of trustees, for payment of expenses incurred in connection with the administration of the teachers' retirement fund, pursuant to chapter one hundred and thirty-nine, laws of one thousand nine hundred and seven, one thousand four hundred thirty-five dollars and four cents.

78.

COMMISSION TO CODIFY MUNICIPAL LAWS.

Codify laws relating to municipalities.

For the purpose of carrying into effect the provisions of chapter eighty-four, laws of one thousand nine hundred and sixteen, seven thousand five hundred dollars.

79.

SUMMER COURSES IN AGRICULTURE, ETC.

For additional allowance for the purpose of carrying out the provisions of chapter three hundred and ten, laws of one thousand nine hundred and thirteen, two thousand four hundred dollars; payments to be made as provided by chapter sixty-five, laws of one thousand nine hundred and nine. Summer schools.

2. Before any building or buildings shall be commenced or work undertaken for the cost of which money is appropriated by this act or by the appropriation act for the fiscal year ending October thirty-first, one thousand nine hundred and sixteen, the plans, specifications and contracts necessary for the entire completion thereof shall, and each of them shall, be submitted to and approved by the Governor, and such contracts shall not be approved or entered into if the total expenditure under all of the contracts necessary to the entire completion of such building, 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 or 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 appropria- Approval of plans and contracts by Governor. If appropriation insufficient, to lapse. Proviso.

tion shall be available for the uses and purposes herein expressed to the full extent thereof.

Moneys used as specified.

3. No money shall be drawn from the treasury except for objects as hereinabove specifically appropriated in this act and in the act to which this act is a supplement, and except such sums which are by law devoted to specific purposes, namely, State school tax, United States appropriation to Agricultural College, United States appropriation for disabled soldiers, United States appropriation for disabled soldiers, sailors, marines and their wives, Agricultural College fund and taxes for the use of taxing districts in this State, moneys received pursuant to the laws relating to motor vehicles, 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, pensions of teachers and school officers authorized by law, 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 year, nor of any payments into the State treasury by State institutions and commissions pursuant to an act entitled "An act regulating the receipt and disbursement of State moneys in certain cases, approved October thirty-first, one thousand nine hundred and seven (chapter two hundred and eighty-eight, laws of one thousand nine hundred and seven), which moneys by the provisions of chapter forty-one, laws of one thousand nine hundred and eight, are appropriated for the maintenance of said State institutions and commissions making such payments, and nothing in this act contained shall apply to moneys received directly into the State treasury or through the Board of Fish and Game Commissioners as license fees, under any of the fish and game laws of the State, which moneys may be paid out as other moneys of the State; *provided, however,* that nothing in this section contained shall be construed

As to payments on contracts.

Proviso.

to apply to payments in the State treasury by the State Reformatory and State Prison as receipts for the labor of inmates of those institutions.

4. This act shall take effect immediately.

I hereby approve the foregoing bill, except as to the whole of item 72 and that part of item 27 which reads as follows, "for additional allowance for salaries and expenses in carrying out the provisions of chapter 183, laws of 1911, $500 which sum shall be paid to Gardner Colby for extra services in connection with the execution of the said act during the period covered by the fiscal year ending October 31st, 1916," which item 72 and said part of item 27 are hereby disallowed.

JAMES F. FIELDER,
Governor.

April 4, 1916.

CHAPTER 289.

An Act making appropriations for the support of the State government and for several public purposes for the fiscal year ending October thirty-first, one thousand nine hundred and seventeen.

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 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 thirty-first day of October, in the year one thousand nine hundred and seventeen, namely: Annual appropriations.

I.

EXECUTIVE DEPARTMENT.

For the Governor, for salary, ten thousand dollars; Governor's office.

For the secretary to the Governor, for salary, four thousand dollars;

For compensation for assistants in the executive department, five thousand one hundred dollars;

For blanks and stationery for the use of the executive department, one thousand dollars;

For postage, expressage and other incidental expenses for the executive department, two thousand dollars.

2.

OFFICE OF THE COMPTROLLER.

Comptroller's office.

For the Comptroller, for salary, six thousand dollars;

For the Deputy Comptroller, for salary, three thousand six hundred dollars;

For compensation for clerical services and expenses, eight thousand six hundred dollars;

For blanks and stationery for use in the office of the Comptroller, two thousand dollars;

For postage, expressage and other incidental expenses for the Comptroller's office, four thousand dollars;

For salaries and expenses incident to the carrying out of the provisions of chapter three hundred and nineteen, laws of one thousand nine hundred and thirteen, thirteen thousand five hundred dollars;

For the purpose of carrying out the provisions of chapter one hundred and fifty-eight, laws of one thousand nine hundred and fourteen, two thousand five hundred dollars.

3.

OFFICE OF THE TREASURER.

Treasurer's office.

For the Treasurer, for salary, six thousand dollars;

For compensation for clerical services in the office of the Treasurer, fourteen thousand eight hundred dollars;

For blanks and stationery for use in the office of the Treasurer, seven hundred dollars;

For postage, expressage and other incidental expenses for the office of the Treasurer, one thousand dollars;

4.

OFFICES OF THE STATE COMPTROLLER AND STATE TREASURER.

Receipts and disbursements.

For the purpose of carrying out the provisions of chapter two hundred and eighty-eight of the laws of one thousand nine hundred and seven, five thousand dollars.

5.

OFFICE OF THE SECRETARY OF STATE.

Secretary of State's office.

For the Secretary of State, for salary, six thousand dollars;

For the Assistant Secretary of State, for salary, three thousand dollars;

For compensation for clerical services in the office of the Secretary of State, twenty-three thousand three hundred dollars;

For postage, expressage and other incidental expenses for the office of Secretary of State, four thousand dollars;

For blanks and stationery for use in the office of the Secretary of State, thirteen thousand dollars;

For preserving old records by the Emery process, one thousand dollars;

For additional metallic cases for equipment of vaults, one thousand dollars;

For compiling and indexing the primary and general election laws, three hundred dollars;

For the purchase of corporation laws at a rate not to exceed fifty cents per copy, two thousand dollars.

6.

SECRETARY OF STATE, DEPARTMENT OF MOTOR VEHICLE REGULATION AND REGISTRATION.

Motor vehicle department.

For salary for the Commissioner of Motor Vehicles, one thousand five hundred dollars;

For salary for the chief inspector, one thousand eight hundred dollars;

For compensation for inspectors, thirty-seven thousand eight hundred dollars;

For expenses and equipment of inspectors, twenty-one thousand dollars;

For compensation for clerical services, ten thousand seven hundred and fifty dollars;

For postage, expressage and other incidental expenses, six thousand dollars;

For blanks and stationery, eight thousand dollars;

For reimbursement of applicants for licenses who have made errors in the rating of their machines, three hundred dollars;

For the purchase and packing of identification marks and dies for use in connection with the same, twenty-eight thousand six hundred dollars; payment of the above items in this account to be made from the receipts of the department of motor vehicle regulation and registration, pursuant to chapter two hundred and thirty-five, laws of one thousand nine hundred and nine.

7.

ATTORNEY-GENERAL'S DEPARTMENT.

Attorney-general.

For the Attorney-General, for salary, seven thousand dollars;

For the Assistant Attorney-General, for salary, five thousand dollars;

For the second Assistant Attorney-General, for salary, four thousand eight hundred dollars;

For compensation and expenses of assistants em-

ployed by the Attorney-General, seventeen thousand five hundred dollars;

For blanks and stationery for use in the office of the Attorney-General, five hundred dollars;

For postage, expressage and other incidental expenses for the Attorney-General's department, one thousand five hundred dollars;

For compensation and expenses of counsel employed by the Attorney-General in foreign States, to collect taxes due from bankrupt and other insolvent corporations, five hundred dollars.

8.

DEPARTMENT OF BANKING AND INSURANCE.

Banking and insurance.

For the Commissioner of Banking and Insurance, for salary, six thousand dollars;

For the Deputy Commissioner of Banking and Insurance, for salary, three thousand five hundred dollars;

For compensation for assistants in the Department of Banking and Insurance, nineteen thousand five hundred dollars;

For blanks and stationery for use in the Department of Banking and Insurance, five thousand dollars;

For postage, expressage and other incidental expenses for the Department of Banking and Insurance, five thousand dollars;

For compensation of building and loan association examiners, twenty-three thousand dollars;

For actual and necessary traveling and incidental personal expenses of building and loan association examiners, four thousand dollars;

For necessary appraisals of real estate and all other incidental expenses in connection with examinations of building and loan associations, three hundred dollars;

The following amounts are appropriated, provided Assembly Bill number sixteen becomes a law:

For salary of supervisor of municipal sinking funds, three thousand six hundred dollars;

For actual and necessary traveling and incidental personal expenses of the supervisor of municipal sinking funds, one thousand dollars;

For salary of assistant to supervisor of municipal sinking funds, one thousand two hundred dollars;

For additional allowance for blanks and stationery, five hundred dollars;

For additional allowance for postage, expressage and other incidental expenses, two hundred dollars.

9.

STATE BOARD OF TAXES AND ASSESSMENT.

Salaries and expenses.

For salaries and expenses of the State Board of Taxes and Assessment, pursuant to chapter two hundred and forty-four, laws of one thousand nine hundred and fifteen, sixty-three thousand dollars.

10.

DEPARTMENT OF HEALTH.

Health.

For salaries and expenses of the Department of Health, one hundred and forty thousand dollars;

For the enforcement of subdivision D, section four of chapter two hundred and eighty-eight, laws of one thousand nine hundred and fifteen, five thousand dollars.

11.

COUNTY BOARDS OF TAXATION.

Salaries.

For salaries of members of the county boards of taxation, one hundred thousand eight hundred dollars.

12.

PUBLIC ROADS.

For State Road Fund, including cost of State highway survey, pursuant to chapter three hundred and ninety-six, laws of one thousand nine hundred and twelve, five hundred thousand dollars; Roads.

For carrying into effect the provisions of chapter two hundred and twenty-three, laws of one thousand nine hundred and twelve, and any supplements thereto and amendments thereof, seventy-five thousand dollars;

For expenses of the department, including equipment, pay and expenses of surveying corps, twenty-six thousand five hundred dollars;

For commissioner, for salary, five thousand dollars;

For State Highway Engineer, for salary, four thousand dollars;

For salaries of four division highway engineers, eight thousand dollars;

To W. F. Irish, for a pressure distributor furnished during the year one thousand nine hundred and thirteen, eight hundred and sixty dollars, when approved by the Commissioner of Public Roads in form satisfactory to the Comptroller;

For the purpose of carrying out the provisions of a bill pending entitled "An act to provide for the proper construction, grading and drainage of the unimproved township roads of the State and to provide State aid therefor," four thousand eight hundred dollars; *provided*, said bill becomes a law; Proviso.

The sum of seventy-five thousand dollars is hereby appropriated pursuant to chapter two hundred and twenty-three, laws of one thousand nine hundred and sixteen.

13.

STATE LIBRARY.

For the Librarian, for salary, three thousand dollars; Library.

For compensation for assistants in the State Library, three thousand three hundred dollars;

For the repair, preservation and purchase of useful books, periodicals, newspapers and other publications for the State Library, three thousand dollars;

For blanks, stationery, postage, expressage and other incidental expenses for the State Library, eight hundred dollars;

For the purpose of carrying into effect the provisions of chapter twenty-nine, laws of one thousand nine hundred and fourteen, one thousand dollars.

14.

PUBLIC LIBRARY COMMISSION.

Library commission.

For the purpose of carrying into effect the provisions of chapter sixty-two, laws of one thousand nine hundred; for clerical assistants, necessary traveling expenses and other expenses incurred by the commission, including the cost of conducting a summer school in library training or library institutes, and for carrying into effect the provisions of chapter one hundred and seventy-five, laws of one thousand eight hundred and ninety-eight, and its supplements, providing for the establishing and maintenance of a system of traveling libraries; and for the purpose of carrying into effect the provisions of chapter one hundred and fifteen, laws of one thousand nine hundred and six, sixteen thousand dollars;

For the formation and administration of libraries in the free public schools of the State, as provided by the general school law, supplemented by chapter one hundred eighty-six, laws of one thousand nine hundred and fourteen, seven thousand dollars.

15.

DEPARTMENT OF LABOR.

Labor bureau.

For salaries and expenses of the Department of Labor, one hundred and ten thousand dollars.

16.

STATE HOUSE COMMISSION.

For the State House Commission, for the care and safekeeping of the State Capitol, the property therein and adjacent public grounds, insurance upon State Capitol and contents, and for expenses to be incurred in carrying out the provisions of chapter three hundred and thirty-nine of the laws of one thousand eight hundred and ninety-four, eighty thousand dollars; State House.

For the State House Commission, for the purpose of excavating, filling, grading, placing top soils; for laying out and constructing walks, paths and roads; for planting grass, trees, shrubs and so forth; for laying out and constructing drains, gutters, and for any other improvement necessary or proper upon the lands in the rear of the State House, lying between the Delaware river and the water-power raceway, according to the adopted plan for the improvement thereof, or any modification thereof properly adopted; and also for the acquisition by gift, purchase or condemnation, of such additional land as may be necessary or proper, lying between the Delaware river and the water-power raceway, and between the westerly line of the State House grounds extended and the Assunpink creek, ten thousand dollars;

For carpets for Assembly Chamber, painting, renovating and general repairs to buildings, two thousand dollars;

For the purpose of carrying into effect the provisions of chapter sixty-eight, laws of one thousand nine hundred and sixteen, ten thousand dollars;

For the State House Commission for the purpose of acquiring, by purchase or condemnation, in the name of the State, lands in the city of Trenton, with buildings thereon erected, and for any necessary removals and alterations of the same, and improvement of said lands as included in chapter two hundred and forty-two of the laws of one thousand nine hundred and eleven, and any supplements thereto or amendments thereof, fifty thousand dollars.

17.

DEPARTMENT OF CONSERVATION AND DEVELOPMENT.

Conservation.

For salaries and expenses of the Department of Conservation and Development, pursuant to chapter two hundred and forty-one, laws of one thousand nine hundred and fifteen, exclusive of any part of the bills incurred by townships in controlling forest fires, sixty-two thousand seven hundred dollars;

For the State's share of bills incurred by townships in controlling forest fires, four thousand dollars;

For the purchase of land and the erection of a suitable building for a chemical and testing laboratory, and the heating, lighting and equipment of such building, including machinery and apparatus, twenty-three thousand five hundred dollars.

18.

SUPREME COURT.

Supreme court.

For the Chief Justice and Associate Justices of the Supreme Court, for salaries, one hundred and nine thousand dollars;

For the judges of the Circuit Court, for salaries, seventy-two thousand dollars;

For compensation of sergeant-at-arms and criers, one thousand three hundred dollars;

For the payment of expenses incurred by the order of the Supreme Court pursuant to chapter one hundred and forty-nine of the laws of one thousand nine hundred, three thousand five hundred dollars;

For blanks and stationery for use of the Chief Justice and Associate Justices of the Supreme Court, and incidental expenses, two hundred and fifty dollars.

19.

OFFICE OF THE CLERK OF THE SUPREME COURT.

Office of Supreme court.

For the Clerk of the Supreme Court, for salary, six thousand dollars;

For compensation for clerical services in the office of the Clerk of the Supreme Court, seventeen thousand five hundred dollars;

For blanks and stationery for use in the office of the Clerk of the Supreme Court, two thousand three hundred and sixty dollars;

For postage, expressage and other incidental expenses for the office of the Clerk of the Supreme Court, one thousand nine hundred dollars.

20.

COURT OF CHANCERY.

Chancery court.

For the Chancellor, for salary, thirteen thousand dollars;

For the Vice-Chancellors, for salaries, ninety-six thousand dollars;

For compensation of sergeant-at-arms and traveling expenses, six thousand seven hundred dollars;

For compensation of stenographers, and for services pursuant to section one hundred and three of chapter one hundred and fifty-eight, laws of one thousand nine hundred and two, twenty-one thousand dollars;

For compensation and allowance of Advisory Masters and their official stenographers, thirteen thousand dollars;

For rent of rooms in Atlantic City, Jersey City, Newark and Trenton, for the use of the Chancellor, Vice-Chancellors and Advisory Masters, seven thousand six hundred and sixteen dollars;

For miscellaneous expenses in connection with such rooms, one hundred and fifty dollars;

For compensation of stenographer for the Chancellor, six hundred dollars;

For allowance for stationery for the Court of Chancery, five hundred dollars.

21.

OFFICE OF CLERK IN CHANCERY.

Chancery office.

For the Clerk in Chancery, for salary, six thousand dollars;

For compensation for clerical services in the office of the Clerk in Chancery, thirty-seven thousand dollars;

For blanks and stationery for use in the office of the Clerk in Chancery, three thousand dollars;

For postage, expressage and other incidental expenses for the office of the Clerk in Chancery, three thousand five hundred dollars.

22.

COURT OF ERRORS AND APPEALS.

Court of errors.

For compensation of judges of the Court of Errors and Appeals, twenty-two thousand dollars;

For compensation of officers of the Court of Errors and Appeals, one thousand seven hundred and fifty dollars;

For furnishing printed or typewritten copies of draft opinions under the direction of the presiding judge, one thousand dollars;

For expressage and other incidental expenses for the court, one hundred and fifty dollars.

23.

COURT OF PARDONS.

Compensation.

For compensation for judges of Court of Pardons, four thousand five hundred dollars;

For compensation of subordinate officers and incidental expenses, one thousand two hundred and fifty dollars.

24.

COURT EXPENSES.

For compensation of judges of the Court of Common Pleas, pursuant to section forty-nine, chapter one hundred and forty-nine of the laws of one thousand nine hundred, five hundred dollars. Transferred suits.

25.

LAW AND EQUITY REPORTS.

For the publication of the Chancery reports, six thousand five hundred dollars; Legal reports.

For the publication of the law reports, six thousand five hundred dollars;

For salary of Chancery reporter, five hundred dollars;

For salary of Supreme Court reporter, five hundred dollars;

For binding Chancery and law reports, nine hundred and fifty dollars.

26.

STENOGRAPHIC 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 eight-one of the laws of one thousand nine hundred and one, fifteen thousand seven hundred sixty-five dollars and four cents. Refunded to counties.

27.

NATIONAL GUARD.

For expenses for brigade, regimental, artillery, battalion and squadron headquarters, three thousand four hundred dollars; Military.

For allowances for three batteries of artillery, two thousand dollars each, six thousand dollars;

For allowances for four troops of cavalry, at two thousand dollars each, including rent of armory, eight thousand dollars;

For allowances for sixty companies of infantry, at five hundred dollars each, thirty thousand dollars;

For allowance for one signal corps, two thousand dollars;

For transportation for battalion drills, inspections, parades, and for pay and expenses of inspecting officers, five thousand dollars;

For compensation of officers and employees, and expenses incurred in connection with rifle practice, nine thousand dollars;

For pay of officers and enlisted men, and expenses in connection with the annual encampment, seventy thousand dollars;

For compensation of the superintendent and employees, and for forage, fuel and maintenance of the State camp grounds, nine thousand dollars;

For fuel, light and maintenance of the State arsenal, one thousand five hundred dollars;

For expenses of military boards and courts-martial, one thousand two hundred dollars;

For transportation of disabled soldiers of the late rebellion and the Spanish-American war, thirty dollars;

For maintaining, heating and lighting regimental armories at Jersey City, Camden, Newark, Paterson and Trenton, at four thousand four hundred dollars each, twenty-two thousand dollars;

For maintaining, heating and lighting battery troop and battalion armories at Newark, East Orange, Camden, Elizabeth, Red Bank, and Orange, twenty-two thousand dollars;

For maintaining, heating and lighting company armories at Somerville, Hackensack, Bridgeton, Asbury Park, New Brunswick and Englewood, one thousand five hundred dollars each, nine thousand dollars;

For insuring regimental armories, buildings at the

State camp grounds at Sea Girt, the State arsenal and and all public military stores, four thousand nine hundred and fifty dollars;

For horse allowance to officers required to be mounted for duty at annual encampment, two thousand five hundred dollars;

For ordnance stores, uniforms, clothing, camp and garrison equippage, freight and expressage and miscellaneous supplies, ten thousand dollars;

For allowances for uniforms and equipments for officers of regiments, troops, batteries, companies, signal corps, and the naval reserve, as provided in section one hundred and twenty-seven of "An act concerning the militia of the State," approved May sixteenth, one thousand nine hundred and six, six thousand five hundred dollars;

For horse allowance to mounted organizations providing horses for State service, at fifty dollars per horse per annum, four thousand nine hundred dollars;

For support and maintenance of headquarters, organizations and detachments of medical corps, two thousand dollars;

For traveling expenses of United States army officers detailed to the State by the War Department as Instructor-Inspectors of the National Guard, one thousand dollars;

For pay of clerk attached to Instructor-Inspector's office, six hundred dollars;

For salary of caretaker of military equipment of signal corps company, one thousand two hundred dollars;

For extraordinary repairs, alterations, additions and furnishings for the preservation, equipment and completion of regimental, battery, troop, battalion and company armories, ten thousand dollars;

For salary of caretaker of military equipment of troop D, first squadron cavalry, one thousand five hundred dollars;

For salary of caretaker at armory of companies K and M, fourth infantry, at Hoboken, seven hundred and eighty dollars;

For equipping and furnishing company armory at New Brunswick, one thousand dollars;

For painting, repairing and general improvement of buildings at State camp grounds, Sea Girt, five thousand dollars;

For settlement of street paving assessment levied against the State arsenal property, city of Trenton, nine hundred eighty-two dollars and seventy-five cents;

For construction of armory for fourth regiment, infantry, at Jersey City, pursuant to chapter one hundred and seventy-seven, laws of one thousand nine hundred and fourteen, fifty thousand dollars;

For construction of armory for company L, third infantry at Atlantic City, pursuant to chapter thirty-two, laws of one thousand nine hundred and fifteen, twenty-five thousand dollars;

For construction of armory for company K, second infantry, at Plainfield, pursuant to chapter three hundred and forty-five, laws of one thousand nine hundred and fifteen, twenty-five thousand dollars;

For construction of armory for company E, third infantry, at Mount Holly, pursuant to chapter two hundred and sixty-six, laws of one thousand nine hundred and thirteen, twenty-five thousand dollars.

28.

NAVAL RESERVE.

Naval reserve.

First battalion, in lieu of company allowances, one thousand five hundred dollars;

For battalion headquarters, three hundred dollars;

For pay of shipkeeper, maintenance and expenses, six thousand five hundred dollars;

For pay and expenses of officers and men on annual cruise and practice cruises, four thousand eight hundred dollars;

Second battalion, in lieu of company allowances, one thousand five hundred dollars;

For battalion headquarters, three hundred dollars;

For pay of shipkeeper, maintenance and expenses, six thousand five hundred dollars;

For pay and expenses of officers and men on annual cruise and practice cruises, four thousand eight hundred dollars.

29.

SEA GIRT COTTAGE.

For maintenance of cottage at Sea Girt and entertainment therein, three thousand five hundred dollars. Governor's cottage.

30.

ADJUTANT-GENERAL'S DEPARTMENT.

For the Adjutant-General, for salary, two thousand five hundred dollars; Adjutant-General's office.

For compensation for clerical service in the Adjutant-General's office, seven thousand seven hundred fifty dollars;

For blanks and stationery for use in the Adjutant-General's office, one thousand five hundred dollars;

For postage, expressage and other incidental expenses for the Adjutant-General's office, one thousand dollars;

For annual dues to Interstate National Guard Association for the year one thousand nine hundred and seventeen, fifty dollars;

For printing, binding and distributing the annual report of the proceedings of the department of New Jersey, Grand Army of the Republic, five hundred dollars;

For clerical services and expenses incident to the compilation of the roster of officers and enlisted men of New Jersey in the Revolutionary and other wars, at Trenton, New Jersey, and elsewhere, two thousand dollars.

31.

QUARTERMASTER-GENERAL'S DEPARTMENT.

Quartermaster-General.

For the Quartermaster-General, for salary, two thousand five hundred dollars;

For compensation for assistants in the department of the Quartermaster-General, namely:

For chief clerk, for salary, two thousand five hundred dollars;

For clerks, for salaries, five thousand five hundred and twenty dollars;

For military storekeeper, for salary, one thousand two hundred dollars;

For carpenter, machinist and to persons having in charge accoutrements, et cetera, cleaning arms, et cetera, teamster and laborer, for salaries, three thousand six hundred dollars;

For blanks and stationery for use in Quartermaster-General's department, five hundred dollars;

For postage, expressage and other incidental expenses for the Quartermaster-General's department, five hundred and fifty dollars.

32.

TRANSFER INHERITANCE TAX.

Collecting inheritance tax.

For surrogates' fees, appraisers' compensation and expenses, legal and other disbursements, and for the purpose of carrying out the provisions of the inheritance tax laws, sixty thousand dollars.

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 two hundred and thirty-eight, laws of one thousand nine hundred and nine, and to refund and pay such claims as may be necessary and the State Treasurer shall pay same upon the warrants of the said Comptroller and there is hereby appropriated the amount necessary therefor.

33.

COLLATERAL INHERITANCE TAX, REFUND.

For the repayment of collateral inheritance taxes paid, as assessed under the collateral inheritance tax act and to the refund of which the estates having made payment may be entitled under the decision of the Court of Errors and Appeals of this State, rendered July eighth, one thousand nine hundred and ten, In re Dixon vs. Russell (Collard Estate), also those estates which having made payment may be entitled to refund under the decision of the Supreme Court, In re Moss vs. Edwards, rendered July seventeenth, one thousand nine hundred and twelve (John L. Foote Estate), provided the application for such repayment shall be made within two (2) years from the date of payment of such tax. Payment of such claims shall be made only when proven in form, manner and substance to the satisfaction of the State Comptroller and approved by the Attorney-General of this State, five thousand dollars. Refund.

34.

DEPARTMENT OF CHARITIES AND CORRECTIONS.

For salary of commissioner, four thousand dollars; Salaries and allowances.

For salary of assistant (architect), three thousand six hundred dollars;

For salaries of draughtsmen, seven thousand dollars;

For allowance for clerical service, six thousand three hundred dollars;

For traveling expenses of commissioner and assistants, one thousand eight hundred dollars;

For blanks, stationery, postage, et cetera, one thousand five hundred dollars;

For blue prints and drawing materials, one thousand two hundred dollars;

For research work, one thousand six hundred dollars;

For salaries and expenses of two regular inspectors, and extra as needed, four thousand five hundred dollars;

For services of engineers, surveyors and other technical services as needed, three thousand dollars;

For deportation of aliens and nonresidents, one thousand five hundred dollars;

For salary and expenses of agent for inspecting institutions applying for certification of endorsement, pursuant to chapter ninety-seven, laws of one thousand nine hundred and fourteen, and chapter one hundred and eighteen, laws of one thousand nine hundred and fourteen, one thousand five hundred dollars.

35.

NEW JERSEY CONFERENCE OF CHARITIES AND CORRECTIONS.

Printing report.

For printing and distributing the proceedings of the annual conference of the New Jersey Conference of Charities and Corrections, for the year one thousand nine hundred and sixteen, six hundred dollars.

36.

STATE BOARD OF TENEMENT HOUSE SUPERVISION.

Tenement house supervision.

For rent of offices, two thousand five hundred dollars;

For printing and stationery, seven hundred fifty dollars;

For clerical service and stenographer, five thousand four hundred dollars;

For salary of architect and plan examiner, one thousand eight hundred dollars;

For salary of chief inspector, one thousand four hundred dollars;

For thirty inspectors, one thousand two hundred dollars each, thirty-six thousand dollars;

For assistant plan examiner, one thousand three hundred and fifty dollars;

For salaries of six clerks, nine thousand dollars;

For secretary and executive officer, three thousand six hundred dollars;

For incidentals, postage and expressage, two thousand dollars;

For inspectors' expenses, four thousand dollars;

For traveling expenses of executive officer and plan examiners, three hundred and fifty dollars;

For expenses of members of the Board of Tenement House Supervision, four hundred dollars;

For office furnishings and supplies, two hundred dollars.

37.

CIVIL SERVICE COMMISSION.

For salaries and expenses of the Civil Service Commission, fifty thousand dollars. Salaries and expenses.

38.

BOARD OF PUBLIC UTILITY COMMISSIONERS.

For salaries and expenses of the Board of Public Utility Commissioners, one hundred and forty-five thousand dollars. Salaries and expenses.

39.

DEPARTMENT OF PUBLIC REPORTS.

For salary of Commissioner of Public Reports, two thousand dollars; Reports.

For salary of clerk, six hundred dollars;

For blanks and stationery for use of the department, fifty dollars;

For postage, expressage and other incidental expenses for the department, fifty dollars.

40.

INVESTIGATION OF HUDSON COUNTY TUBERCULOSIS HOSPITAL.

Compensation. To Clarence Sackett, for services rendered and expenses incurred to June fourth, one thousand nine hundred and thirteen, in connection with the investigation of the Hudson County Tuberculosis Hospital, three hundred and fifty-four dollars.

41.

BOARD OF COMMERCE AND NAVIGATION.

Commerce and navigation. For salaries and expenses of the Department of Commerce and Navigation, pursuant to chapter two hundred and forty-two, laws of one thousand nine hundred and fifteen, forty-six thousand two hundred dollars;

For continuation of work of construction of Bay-Head-Manasquan river canal, fifty thousand dollars.

42.

DEPARTMENT OF WEIGHTS AND MEASURES.

Salaries and expenses. For salaries and expenses of the Department of Weights and Measures, pursuant to chapter two hundred and one, laws of one thousand nine hundred and eleven, twelve thousand dollars.

43.

STATE BOARD OF EDUCATION.

Expenses. For necessary expenses of the State Board of Education, two thousand six hundred dollars.

44.

COMMISSIONER OF EDUCATION.

School system.

For salary of commissioner, ten thousand dollars;

For salaries of four assistants, eighteen thousand dollars;

For clerical services, twenty-one thousand six hundred and seventy dollars;

For salary of inspector of buildings, two thousand five hundred dollars;

For salary of inspector of accounts, two thousand five hundred dollars;

For blanks, stationery and printing, sixteen thousand dollars;

For incidental expenses, twelve thousand dollars;

Legislative manuals.

For two thousand five hundred copies of the Manual of the Legislature of New Jersey, two thousand five hundred dollars; *provided,* manuals are furnished for school use only, all public schools to be included in the distribution;

Proviso.

For educational bulletin, one thousand five hundred dollars;

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 sixty-five of the laws of one thousand nine hundred and nine.

45.

STATE NORMAL SCHOOL AT TRENTON.

Trenton Normal school.

For the support of the State Normal School at Trenton, ninety-five thousand dollars;

For necessary repairs to the grounds, buildings and furniture, and for keeping the same insured, twelve thousand dollars;

For extra compensation to the teachers in the various school districts in this State for training the puplis in

the State Normal School at Trenton in the art of teaching, and for necessary expenses for supervising the same, ten thousand dollars; payments under this account to be made pursuant to chapter sixty-five, laws of one thousand nine hundred and nine.

46.

STATE NORMAL SCHOOL AT MONTCLAIR.

Montclair Normal school.

For support of the State Normal School at Montclair, sixty-four thousand dollars;

For necessary improvements and repairs to the grounds, buildings and furniture, and for keeping the same insured, six thousand dollars;

For maintenance of boarding hall, two thousand dollars;

For extra compensation to the teachers in the various school districts of the State for training the pupils of the State Normal School at Montclair in the art of teaching and for traveling expenses of the Normal School teachers in supervising said training, twelve thousand five hundred dollars; payments under this account to be made pursuant to chapter sixty-five, laws of one thousand nine hundred and nine.

47.

STATE NORMAL SCHOOL AT NEWARK.

Newark Normal school.

For support of the State Normal School at Newark, one hundred and ten thousand dollars;

For necessary improvements and repairs to the grounds, buildings and furniture, and for keeping the same insured, two thousand five hundred dollars;

For extra compensation to the teachers in the various school districts in this State for training the pupils in the State Normal School at Newark in the art of teaching, and for necessary expenses for supervising the same, thirteen thousand seven hundred and fifty dol-

lars; 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 sixty-five, laws of one thousand nine hundred and nine.

48.

NEW JERSEY SCHOOL FOR THE DEAF.

Deaf-mute school.

For the erection of a south wing (fireproof) to contain locker-room, sitting-room and dormitories for girls, forty thousand dollars;

For the New Jersey School for the Deaf, for the teaching, maintenance and clothing of pupils taught therein, for purchase and repair of furniture, school apparatus and other appliances, for making needed improvements and repairs in the buildings and grounds, for insurance thereof, and for maintaining the system of manual and industrial education in said school, sixty-five thousand dollars; payments to be made pursuant to chapter sixty-five, laws of one thousand nine hundred and nine.

49.

MANUAL TRAINING AND INDUSTRIAL SCHOOL FOR COLORED YOUTH.

Bordentown school.

For maintenance of the Manual Training and Industrial School for Colored Youth, thirty-seven thousand dollars;

For a trade building to be known as the "Samuel W. Gordon Trade Building," twelve thousand dollars;

For equipment of trade building, six thousand dollars;

For dormitory and equipment, twenty-five thousand dollars;

For teachers' home, ten thousand dollars;

For materials for permanent improvements, work to be done by the students as a part of their industrial

training, one thousand dollars; payments under this account to be made pursuant to chapter sixty-five, laws of one thousand nine hundred and nine.

50.

COUNTY SUPERINTENDENTS.

Salaries.

For county superintendents of schools, for salaries, sixty-three thousand dollars; payment to be made pursuant to chapter sixty-five, laws of one thousand nine hundred and nine.

51.

STATE BOARD OF EXAMINERS.

Expenses.

For expenses incurred by the State Board of Examiners, ten thousand dollars.

52.

INDUSTRIAL EDUCATION.

Industrial schools.

For payments to schools established for industrial education, pursuant to chapter seventy-eight, laws on one thousand nine hundred and nine, thirty thousand dollars;

For payments to schools for manual training, pursuant to article twenty-two, section two hundred and thirty, school law of one thousand nine hundred and three, two hundred and ten thousand dollars. Of the amount hereby appropriated so much thereof as may be necessary shall be available for payment of allowances due school districts previous to the current fiscal year.

53.

VOCATIONAL SCHOOLS.

Vocational schools.

For the purpose of carrying into effect the provisions of chapter seventy-six, laws of one thousand nine hundred and sixteen, forty thousand dollars.

54.

EVENING SCHOOLS FOR FOREIGN-BORN RESIDENTS.

For the purpose of carrying out the provisions of an act entitled "An act providing for the establishment of evening schools for foreign-born residents in the State of New Jersey," approved April eleventh, one thousand nine hundred and seven, five thousand dollars; payment to be made pursuant to chapter sixty-five, laws of one thousand nine hundred and nine. Night schools.

55.

TEACHERS' RETIREMENT FUND.

To the board of trustees, for payment of expenses incurred in connection with the administration of the teachers' retirement fund, pursuant to chapter one hundred and thirty-nine, laws of one thousand nine hundred and seven, nine thousand dollars; Retirement fund.

To the State Treasurer, for expenses incurred in connection with the fund, pursuant to said chapter, as follows:

For clerical services, two thousand six hundred dollars;

For blanks, stationery, postage, expressage, et cetera, six hundred dollars.

56.

TEACHERS' INSTITUTES.

For expenses of teachers' institutes, two thousand dollars. Institutes.

57.

TEACHERS' LIBRARIES.

For the establishment and maintenance of libraries for use of teachers, four hundred dollars. Teachers' libraries.

58.

SUMMER COURSE IN AGRICULTURE, ETC.

Courses in farming.

For the purpose of carrying out the provisions of chapter three hundred and ten, laws of one thousand nine hundred and thirteen, ten thousand dollars; payment to be made as provided by chapter sixty-five, laws of one thousand nine hundred and nine.

59.

BOARD OF SHELL FISHERIES.

Salaries and expenses.

For salaries and expenses of the Board of Shell Fisheries, thirty thousand dollars.

60.

STATE HOSPITALS.

State asylums.

For traveling expenses of managers, eight hundred dollars;

For expenses in transferring insane convicts, one hundred dollars;

For medical examination of insane convicts, five hundred dollars.

61.

STATE HOSPITAL AT MORRIS PLAINS.

Morris Plains asylum.

For maintenance of county patients, at the rate of two dollars per week; for support and clothing of insane convicts, at the rate of five dollars per week for each insane convict; and support and clothing of indigent patients, at the rate of four dollars per week, three hundred ninety-seven thousand eight hundred dollars;

For salaries of officers, twenty-five thousand nine hundred dollars;

For appraisement of personal property, two hundred dollars;

For insurance premiums, six thousand dollars;

For research work, two thousand five hundred dollars;

For amusement fund, one thousand dollars;

For clothing of State indigent patients, eight thousand dollars;

For shower baths, ten thousand dollars;

For laundry equipment, seven thousand dollars;

For furnishing addition to fire house, one thousand dollars;

For electric lighting of ducts, machine shop, et cetera, five hundred dollars;

For composite flooring, cement and sand, dormitory building, three thousand dollars;

For filing cases, one thousand dollars;

For auto truck, two thousand dollars;

For additional equipment for industrial department for patients, two thousand five hundred dollars;

For complete X-ray equipment, including induction coil, protective apparatus and all essential appliances, three thousand five hundred dollars;

For David Honeyman, for services, two hundred and twenty dollars;

For materials for walks and porches, five hundred dollars;

For railroad equipment, three thousand dollars.

62.

STATE HOSPITAL AT TRENTON.

Trenton asylum.

For maintenance of county patients, at the rate of two dollars per week, for support and clothing of insane convicts, at the rate of five dollars per week for each insane convict; and support and clothing of indigent patients, at the rate of four dollars per week, two hundred and fifty-four thousand eight hundred dollars;

For salaries of officers, twenty-three thousand dollars;

For appraisement of personal property, two hundred dollars;

For research work, two thousand five hundred dollars;

For fire insurance premiums, three thousand dollars;

For materials consisting of lead, oils, et cetera, for painting purposes, one thousand dollars;

For fire protection, consisting of fire-escapes, automatic water sprinklers, fireproof stairways and fire walls, et cetera, twenty-five thousand dollars;

For laboratory supplies and apparatus, one thousand five hundred dollars;

For lumber for new floors, fences and general repairs, two thousand five hundred dollars;

For new furniture, one thousand five hundred dollars;

For labor and materials repairing greenhouses, five hundred dollars;

For repointing buildings, one thousand dollars;

For stone, labor and materials for repairing roads or laying new walks, five hundred dollars;

For repairing two summer houses and walks, five hundred dollars;

For trees and shrubbery, five hundred dollars;

For pipe, steam traps, et cetera, for repairing steam and water lines, five hundred dollars;

For new roof for house at Hunt farm, five hundred dollars;

For amusement fund, one thousand dollars;

For cleaning out woods, laying out walks, et cetera, five hundred dollars;

For additional laundry machinery, two thousand dollars;

For new piggery, consisting of pens, fences, et cetera, seven thousand dollars;

To complete the erection of a house of detention for convict or criminal insane, pursuant to chapter two hundred and sixty-one, laws of one thousand nine hundred and eleven, one hundred and ten thousand dollars.

63.

COUNTY LUNATIC ASYLUMS.

County asylums.

For the support of county patients in the Essex county lunatic asylum, one hundred and seventy-five thousand dollars;

In the Hudson county lunatic asylum, eighty thousand dollars;

In the Camden county lunatic asylum, twenty-five thousand dollars;

In the Burlington county lunatic asylum, fifteen thousand dollars;

In the Passaic county lunatic asylum, four thousand dollars;

In the Gloucester county lunatic asylum, eight hundred dollars;

In the Cumberland county lunatic asylum, thirteen thousand dollars;

In the Salem county lunatic asylum, eight hundred dollars;

In the Atlantic county lunatic asylum, eleven thousand five hundred dollars.

64.

STATE PRISON.

State prison.

For maintenance of the State Prison and maintenance of the convicts, one hundred and sixty thousand dollars.

For maintenance of principal keeper and resident physician, pursuant to chapters one hundred and sixty-three and two hundred and forty-four of the laws of one thousand nine hundred and six, one thousand eight hundred dollars;

For furniture, appliances and repairs for residences of principal keeper and resident physician, two hundred dollars;

For furniture, appliances and repairs of State Prison,

prison farm and road camps, twelve thousand five hundred dollars;

For the principal keeper, for salary, three thousand five hundred dollars;

For the physicians, deputy keepers and employees at prison and prison farm, for salaries, one hundred nineteen thousand two hundred dollars;

For the six inspectors, for salaries, three thousand dollars;

For traveling expenses of the Board of Inspectors, one thousand dollars;

For the keeper, for payments to discharged convicts, three thousand five hundred dollars;

For teachers and moral instructors to the convicts in the State Prison, for salary, two thousand four hundred dollars;

For traveling and other necessary expenses incurred by the parole agent, pursuant to chapter two hundred and thirty-two, laws of one thousand nine hundred and five, five hundred dollars;

For maintenance of the electrocution plant, pursuant to the provisions of chapter seventy-nine, laws of one thousand nine hundred and six, and acts amendatory thereto, two thousand dollars;

For the maintenance of a school in the State Prison, pursuant to chapter sixty-five, laws of one thousand nine hundred and seven, one thousand six hundred dollars;

For bureau of identification, three hundred dollars;

For the purpose of carrying out the provisions of chapter three hundred and seventy-two, laws of one thousand nine hundred and eleven, and amendments thereof and supplements thereto, or in the advent of any law creating a revolving fund or capital account for purposes of the State use system for manufacturing at the State Prison, ten thousand dollars.

For fertilizer, seeds, grain and forage at the prison farm, five thousand four hundred dollars;

For stock and implements at prison farm, one thousand dollars;

For medical attendance at State Prison, farm and camps, six hundred dollars;

For annual appraisement, two hundred dollars;

For insurance premiums, three thousand dollars;

For painting materials, five hundred dollars;

Transportation of prisoners and guards to and from farm and camps, one thousand five hundred dollars;

For maintenance of library, one hundred dollars;

For X-ray machine in hospital, five hundred dollars;

For hardware, paints and oils at the prison farm, three hundred dollars;

For water-supply for toilet, bathing facilities and fire protection at the prison farm, five thousand dollars;

For dining-room and bakeoven at the prison farm, two thousand five hundred dollars;

For assessment levied upon the prison property by the city of Trenton, February twenty-seventh, one thousand nine hundred and fourteen, for the paving of Second street, between Federal and Cass streets, two thousand seven hundred eighty-one dollars;

For payment of claim of Eckerson Company, for butterine furnished prison farm between November thirteenth, one thousand nine hundred and fourteen, and April twenty-first, one thousand nine hundred and fifteen, one hundred and twenty dollars.

65.

NEW JERSEY REFORMATORY.

Rahway reformatory.

For traveling and other official expenses of commissioners, five hundred dollars;

For the superintendent, for salary, four thousand dollars;

For the subordinate officers and employees, for salaries, sixty-six thousand dollars;

For maintenance, sixty thousand dollars;

For furniture, appliances and repairs (including industrial departments), eighteen thousand dollars;

For the superintendent, for payments to discharged inmates and recapturing escapes, five thousand dollars;

For traveling expenses of parole officers, one thousand eight hundred dollars;

For fuel and water, fifteen thousand dollars;

For farm live stock, implements, et cetera, one thousand dollars;

To the superintendent, an additional allowance for salary in lieu of the State providing a house of residence as contemplated by statute, six hundred and sixty dollars;

For traveling expenses for superintendent when on official business, two hundred dollars;

For working capital for State use system of prison labor, fifteen thousand dollars;

For payments to inmates for wages for carrying out the provisions of chapter two hundred sixty-nine, laws of one thousand nine hundred and fourteen, two thousand dollars;

For purchase of machinery, three thousand five hundred dollars.

66.

STATE HOME FOR BOYS.

Boys' home at Jamesburg.

For the trustees of the New Jersey State Home for Boys, for maintenance, one hundred and twenty thousand dollars;

For the trustees of said home, for expenses incurred by them in the discharge of their duties, three hundred dollars;

For repairs to grounds and buildings, including plumbing, five thousand dollars;

For library books and periodicals, two hundred dollars;

For kitchen and bakery equipment, two thousand dollars;

For new press and other equipment for printing office, one thousand dollars;

For ventilating dormitory and chapel, one thousand nine hundred and fifteen dollars;

For two new boilers, ten thousand dollars.

67.

STATE HOME FOR GIRLS.

Girls' home at Trenton.

For the trustees of the New Jersey State Home for Girls, for maintenance, not exceeding two hundred and fifty dollars per capita, exclusive of salaries, sixty thousand dollars;

For salaries of employees, twenty thousand dollars;

For the trustees of said home, for expenses incurred in the discharge of their duties, five hundred dollars;

For salaries and expenses of three parole officers, three thousand sixty dollars;

For a hospital fund, five hundred dollars;

For repairs to buildings and grounds, four thousand dollars;

For fire insurance premiums, five hundred sixty-one dollars and fifty-eight cents.

68.

VILLAGE FOR EPILEPTICS.

Epileptic village.

For maintenance, including expenses of managers, salaries of officers and employees, and repairs, one hundred sixty thousand six hundred dollars;

For furniture and equipment, eleven thousand dollars.

69.

SANATORIUM FOR TUBERCULOUS DISEASES.

Sanatorium at Glen Gardner.

For maintenance, one hundred and thirty-two thousand dollars;

For a building to be used as garage and paint shop, three thousand dollars;

For an additional boiler at the power-house, three thousand six hundred dollars;

For the purchase and planting of trees and shrubbery, seven hundred dollars.

70.

BLIND AND FEEBLE-MINDED.

Blind. For clothing, maintenance, support and instruction of the blind persons, inhabitants of this State, twenty-four thousand dollars;

Feeble-minded. For clothing, maintenance, support and instruction of the feeble-minded persons, inhabitants of this State, one hundred thousand dollars;

For housing, care and maintenance of feeble-minded children, including feeble-minded blind and other special cases, two thousand dollars, at a per capita not to exceed four hundred dollars per annum;

For the care of feeble-minded cases in colonies maintained for that purpose at a rate not to exceed two hundred and thirty dollars per annum, ten thousand dollars;

Blind. For tuition for the higher education of the blind as provided for in chapter three hundred and thirty-six, laws of one thousand nine hundred and twelve, one thousand dollars.

71.

STATE INSTITUTION FOR FEEBLE-MINDED.

Home for feeble-minded at Vineland. For maintenance, support and instruction of feeble-minded women, not exceeding two hundred and thirty dollars per capita, one hundred and sixty-five thousand dollars;

For research work, two thousand five hundred dollars;

Fire insurance premiums, three thousand dollars;

General repairs and improvements, five thousand five hundred dollars;

For standardized locking system for entire plant, two thousand five hundred dollars;

For laundry building and equipment, twenty thousand dollars;

For remodeling laundry for school building, seven thousand five hundred dollars.

72.

STATE REFORMATORY FOR WOMEN.

Woman's reformatory.

For salaries of officers and employees, seven thousand five hundred dollars;

For maintenance, not exceeding two hundred and fifty dollars per capita, twenty-two thousand dollars;

For the board of managers, for expenses incurred by them in the discharge of their duties, six hundred dollars;

For roads, gutters and grading, one thousand five hundred dollars;

For electric current, including rental of lines, one thousand five hundred dollars;

For repairs, including fire insurance, three thousand dollars;

For maintenance of farm, farm labor, and upkeep of buildings, eight thousand dollars;

For medical treatment and care, dentist, oculist, hospital treatment, recapture of runaways, and other unforseen contingencies, two thousand dollars;

For fruit trees, berry bushes and fruit vines, five hundred dollars;

For disciplinary cottage, four thousand dollars;

For root cellar, one thousand dollars;

For equipment of disciplinary cottage, seven hundred and fifty dollars;

For cottage for help, three thousand dollars.

73.

STATE BOARD OF CHILDREN'S GUARDIANS.

Expenses.

To the State Board of Children's Guardians, for expenses, twenty-three thousand dollars;

Widows' pensions.

For the purpose of carrying out the provisions of chapter two hundred and eighty-one, laws of one thousand nine hundred and thirteen, twenty thousand dollars.

74.

COMMISSION FOR AMELIORATING THE CONDITION OF THE BLIND.

Aiding blind.

For the purpose of carrying out the provisions of chapter one hundred and thirty-six, laws of one thousand nine hundred and nine, eleven thousand five hundred dollars;

For preventive work, seven hundred and fifty dollars;

For extension of home industries and further employment of the blind, one thousand dollars;

For revolving industrial fund, one thousand five hundred dollars;

For publicity, demonstrations and sales, two hundred and fifty dollars.

75.

BOARD OF EXAMINERS OF FEEBLE-MINDED, EPILEPTICS, CRIMINALS AND OTHER DEFECTIVES.

Sterilization.

For expenses incurred in carrying into effect the provisions of chapter one hundred and ninety, laws of one thousand nine hundred and eleven, one hundred dollars.

76.

NEW JERSEY HOME FOR DISABLED SOLDIERS, SAILORS, MARINES AND THEIR WIVES AND FOR THEIR WIDOWS, AT VINELAND.

Soldiers' home at Vineland.

For salary of commandant, one thousand five hundred dollars;

For salary of adjutant, one thousand dollars;

For salaries of assistants, twenty-one thousand dollars;

For maintenance, eighty-five thousand dollars;

For fire insurance premiums, one thousand two hundred dollars;

For traveling expenses of the board of managers, three hundred dollars.

77.

HOME FOR DISARLED SOLDIERS AT KEARNY.

Soldiers' home at Kearny.

For the support of the New Jersey Home for Disabled Soldiers at Kearny, and for the chaplain thereof, seventy-one thousand dollars;

For painting buildings of the home, three thousand dollars;

For erecting a storehouse and warerooms for quartermaster, commissary and other stores, four thousand five hundred dollars.

78.

SOLDIERS' STATE PAY.

Volunteer claims

For claims of volunteers in the Civil War, for State pay, pursuant to chapter thirteen of the laws of one thousand eight hundred and sixty-one, fifty dollars.

79.

STATE BOARD OF AGRICULTURE.

Board of agriculture.

For the State Board of Agriculture, twelve thousand dollars; *provided,* that if a bill now pending entitled "An act to establish a Department of Agriculture and to prescribe its powers and duties," shall become a law, this appropriation shall be deemed to have been made for the effectuation of the provisions of said act.

Proviso.

Injurious insects.

For the State Board of Agriculture, for the purpose of carrying out the provisions of an act to prevent the introduction into and spread of injurious insects in New Jersey, to provide a method for compelling their destruction, to create the office of State Entomologist, to authorize the inspection of nurseries and to provide certificates of inspection, and the amendments thereof and supplements thereto, seven thousand dollars; *provided,* that if a bill now pending entitled "An act to

Proviso.

establish a Department of Agriculture and to prescribe its powers and duties," shall become a law, this appropriation shall be deemed to have been made for the effectuation of the provisions of said act;

Plant diseases.

For the purpose of carrying out the provisions of chapter fifty-four, laws of one thousand nine hundred and eleven, and the amendments thereof and supplements thereto, six thousand dollars; *provided,* that if a bill now pending entitled "An act to establish a Department of Agriculture and to prescribe its powers and duties," shall become a law, this appropration shall be deemed to have been made for the effectuation of the provisons of said act;

Proviso.

Bees.

For the purpose of carrying out the provisions of chapter sixty, laws of one thousand nine hundred and eleven, and the amendments thereof and supplements thereto, two thousand dollars; *provided,* that if a bill now pending entitled "An act to establish a Department of Agriculture and to prescribe its powers and duties," shall become a law, then this appropriation shall be deemed to have been made for the effectuation of the provisions of said act;

Proviso.

Allowance.

For the State Board of Agriculture as constituted in accordance with the provisions of a bill now pending entitled "An act to establish a Department of Agriculture and to prescribe its powers and duties," ten thousand dollars; *provided,* said bill becomes a law.

Proviso.

80.

TUBERCULOSIS COMMISSION.

Expenses, etc.

For expenses and payments by the State Tuberculosis Commission, fifty thousand dollars, provided that if a bill now pending entitled "An act to establish a Department of Agriculture and to prescribe its powers and duties," shall become a law, then this appropriation shall be deemed to have been made for the effectuation of the provisions of said act.

81.

STATE AGRICULTURAL COLLEGE.

To the treasurer of Rutgers College, to pay the State Agricultural College for the benefit of agriculture and the mechanic arts, pursuant to chapter ninety of the laws of one thousand nine hundred and five, and amendments thereto, thirty-five thousand dollars, payment to be made pursuant to chapter sixty-five, laws of one thousand nine hundred and nine; State college.

For salaries, supplies and all other expenses for the maintenance of short courses in practical and scientific agriculture, pursuant to chapter fifty-five of the laws of one thousand nine hundred and five, and chapter forty-three of the laws of one thousand nine hundred and seven, twenty thousand dollars;

For reference books and periodicals, two thousand five hundred dollars;

For maintenance and development of college farm grounds, two thousand five hundred dollars;

For maintenance, long courses in agriculture, nine thousand dollars;

For summer session, twelve thousand dollars;

For maintenance and repair of farm buildings, one thousand dollars;

For clay working and ceramics, seven thousand five hundred dollars;

For maintenance of agricultural building, one thousand five hundred dollars;

For maintenance of courses in engineering, four thousand dollars;

For maintenance of courses in chemistry, two thousand dollars;

For maintenance of courses in sanitary science and sanitary engineering, three thousand dollars;

For maintenance of course in military science, two thousand five hundred dollars;

To the treasurer of Rutgers College, for interest on one hundred and sixteen thousand dollars, certificates

of indebtedness of the State of New Jersey, due January first and July first, one thousand nine hundred and seventeen, pursuant to the provisions of chapter one hundred and thirty-five of the laws of one thousand eight hundred and ninety-six, five thousand eight hundred dollars;

For the Board of Visitors to the Agricultural College of New Jersey, for personal expenses incurred pursuant to chapter three hundred and sixty-five of the laws of one thousand eight hundred and seventy-three, fifty dollars;

For advertising pursuant to chapter nine of the laws of one thousand eight hundred and seventy-nine, ninety dollars.

82.

AGRICULTURAL EXPERIMENT STATION.

Experiment station.

For salaries and expenses of the Agricultural Experiment Station, twenty-five thousand dollars;

For printing bulletins, including circulars, of the Agricultural Experiment Station, seven thousand dollars;

For the purpose of carrying out the provisions of "An act to provide for locating and abolishing mosquito-breeding salt-marsh areas within the State, for assistance in dealing with certain inland breeding places, and appropriating money to carry its provisions into effect," approved April twentieth, one thousand nine hundred and six, ten thousand dollars;

For scientific investigation of oyster propagation, pursuant to chapter one hundred and eighty-seven, laws of one thousand nine hundred and seven, nine hundred dollars;

For the maintenance and operation of the department of poultry husbandry, pursuant to chapter fifty-two, laws of one thousand nine hundred and eleven, seven thousand dollars;

For the purpose of carrying into effect the provisions of chapter two hundred and twenty-eight of the laws

of one thousand nine hundred and sixteen, two thousand five hundred dollars;

For the purpose of maintaining and carrying on experimental work in floriculture, pursuant to chapter one hundred and thirty, laws of one thousand nine hundred and eleven, three thousand dollars;

For expenses incurred in carrying out the provisions of chapter eighty-nine, laws of one thousand nine hundred and twelve, one thousand dollars;

For building fences and equipment in the department of poultry husbandry, five thousand dollars;

For the purpose of carrying into effect the provisions of chapter three hundred and sixty-four, laws of one thousand nine hundred and thirteen, and for other agricultural extension work, including the printing of circulars, twenty-five thousand dollars;

For cranberry investigation, one thousand five hundred dollars;

For maintenance of the branch experiment station in South Jersey, three thousand five hundred dollars;

For the purchase of specimen types of meat animals including cattle, sheep, swine and goats, two thousand dollars;

For the purpose of carrying into effect the provisions of chapter sixteen, laws of one thousand nine hundred and sixteen, three thousand dollars.

All fees and receipts of the Experiment Station received under the provisions of chapters two hundred and eighteen and one hundred and seventy-nine, laws of one thousand nine hundred and twelve, are hereby appropriated for the uses and purposes expressed by said chapters.

83.

LIVE STOCK COMMISSION.

For the purpose of carrying out the provisions of chapter fifty-six and chapter two hundred and twelve, laws of one thousand nine hundred and eight, and the amendments thereof and supplements thereto, nine thousand dollars; *provided,* a bill now pending entitled

Improving breed.

Proviso.

"An act to establish a Department of Agriculture and to prescribe its powers and duties," shall become a law, then this appropriation shall be deemed to have been made for the effectuation of the provisions of said act.

84.

COMMISSION FOR REVISION OF LAWS CONCERNING THE INSANE.

Clerical expenses.

For Raymond L. Mahony, secretary to the State Commission for the Revision of Laws Concerning the Insane, services as secretary and for assistants to commission, disbursements for stenographic and clerical assistance, traveling expenses and supplies, five hundred dollars.

85.

PRESERVATION OF RECORDS.

Archives.

For the purpose of publishing and completing the early records of this State, known as "New Jersey Archives," three thousand dollars.

86.

STATE HORTICULTURAL SOCIETY.

Horticultural society.

To the treasurer of the New Jersey State Horticultural Society, pursuant to chapter one hundred and forty-one, laws of one thousand nine hundred and eleven, two thousand two hundred and fifty dollars.

87.

STATE SCHOOL TAX.

Reducing tax.

For the purpose of reducing the State school tax to be assessed for the year one thousand nine hundred and seventeen, one hundred thousand dollars.

88.

EMERGENCY.

Emergency fund.

For the Governor, to enable him to meet any emergency requiring the expenditure of money not otherwise appropriated, and to cover any incidental expense of commissioners appointed by him under statute or in his discretion, the sum of ten thousand dollars.

89.

REFUNDING TAXES ON MISCELLANEOUS CORPORATIONS.

Refund taxes.

For taxes improperly levied upon or paid by corporations, to be refunded, pursuant to law, one thousand dollars.

90.

REFUND OF RAILROAD TAX.

Overpayments returned.

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 chapter two hundred and eighty-eight, laws of one thousand eight hundred and eighty-eight, 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.

91.

LEGISLATURE.

Legislature.

For the compensation of Senators and members of the General Assembly, forty thousand eight hundred and thirty-three dollars and thirty-two cents;

For compensation of officers and employees of the Legislature, forty-nine thousand four hundred and fifty dollars;

For manuals of the Legislature of New Jersey, two thousand dollars;

For indexing the journal of the Senate and minutes of the executive sessions and the minutes of the House of Assembly, and other incidental and contingent expenses of the Legislature, ten thousand five hundred dollars;

For toilet and other necessary supplies for use at the legislative session to be furnished by the State House Commission, eight hundred dollars.

92.

ADVERTISING.

Advertising. For advertising proclamations issued by the Governor, notices of the Attorney-General in relation to delinquent miscellaneous corporations, and notices of the Comptroller in regard to public printing, et cetera, six hundred dollars.

93.

PRINTING.

Printing. For printing and binding public documents, seventy thousand dollars;

For compensation of an expert printer for services in preparation of specification for bids, supervision of work, examination of bills, and such other duties as may by law be imposed upon him, nine hundred dollars;

For preparing index of session laws, one hundred dollars;

For printing and circulation of the laws, six thousand dollars.

94.

MONMOUTH BATTLE MONUMENT.

Freehold monument.

For the commission having in charge the Monmouth battle monument and grounds, pursuant to chapter one hundred and eighteen of the laws of one thousand eight hundred and eighty-six, five hundred dollars.

95.

TRENTON BATTLE MONUMENT.

Trenton monument.

For the Trenton Battle Monument Association, for the purpose of keeping said property in good condition and repair, five hundred dollars.

96.

PENSIONS.

Pensions.

For amount required to pay pensions, pursuant to various acts relative thereto irrespective of any provision therein that pensions shall be made in the appropriation or tax levy for the department of the public service from which the pensioner shall be so retired, fifteen thousand dollars;

For allowance to Walter B. English, a pensioner of this State, as commutation for two hands lost at Trenton, New Jersey, October twenty-fifth, one thousand eight hundred and ninety-nine, one hundred dollars.

97.

JUDICIAL RETIREMENT FUND.

Judges' pensions.

For the purpose of carrying out the provisions of chapter three hundred and thirteen, laws of one thousand nine hundred and eight, and chapter one hundred and eighty-five, laws of one thousand nine hundred and eleven, ten thousand three hundred and thirty-three dollars and thirty-three cents.

98.

ANNUITY FOR WIDOWS OF GOVERNORS.

Pensions for widows of Governors.

For the purpose of carrying into effect the provisions of chapter one hundred and forty-six of the laws of one thousand nine hundred and twelve, two thousand four hundred dollars.

99.

WASHINGTON ASSOCIATION OF NEW JERSEY.

Morristown headquarters.

For trustees of the Washington Association of New Jersey, pursuant to chapter three hundred and nine, laws of one thousand eight hundred and seventy-four, twenty-five hundred dollars.

100.

COMMISSIONERS OF THE PALISADES INTERSTATE PARK.

Interstate park.

For expenses incurred by the Commissioners of the Palisades Interstate Park, seventeen thousand five hundred dollars; said expenses to be approved by the Governor;

For the purpose of carrying into effect the provisions of chapter one hundred and twenty-four, laws of one thousand nine hundred and ten, seventy-five thousand dollars.

101.

MORRIS CANAL INVESTIGATION COMMITTEE.

Expenses.

For expenses incurred by the committee appointed pursuant to Joint Resolution number ten, passed April twelfth, one thousand nine hundred and twelve, one hundred dollars.

102.

HEALTH OFFICERS OF THE PORT OF PERTH AMBOY.

Salaries.

For the salary of the health officer of the port of Perth Amboy, pursuant to chapter three hundred and twenty-eight, laws of one thousand nine hundred and six, one thousand dollars;

For salary of the deputy health officer of the port of Perth Amboy, pursuant to said chapter, two hundred and fifty dollars.

103.

OBSTRUCTIONS TO NAVIGATION.

Removals.

For expenses incurred in removing any boat, barge or scow stranded or sunk in any of the navigable rivers of this State, fifty dollars.

104.

BODIES THROWN UPON SHORES OF THE STATE BY SHIPWRECK.

Shipwrecked bodies.

For expenses incurred in viewing bodies cast upon shores by shipwreck, fifty dollars.

105.

BURIAL GROUNDS.

Cemeteries.

For the care and maintenance of burial grounds purchased by the State, pursuant to chapter one hundred and seventy-one, laws of one thousand eight hundred and ninety-eight, seventy-five dollars.

106.

STATE CHARITIES AID ASSOCIATION.

Expenses. For expenses of the association, pursuant to chapter one hundred and twenty, laws of one thousand eight hundred and ninety-two, six hundred dollars.

107.

COMMISSION ON OLD-AGE INSURANCE AND PENSIONS.

Expenses. For expenses incurred by the commission appointed pursuant to chapter one hundred and ninety-eight, laws of one thousand nine hundred and eleven, three hundred and fifty dollars.

108.

COMMISSION UPON REORGANIZATION AND CONSOLIDATION OF INTER-RELATED DEPARTMENTS OF STATE.

Economy and efficiency. For the purpose of carrying into effect the provisions of Joint Resolution number six, approved April first, one thousand nine hundred and twelve, two thousand five hundred dollars.

109.

COMMISSION ON MILITARY TRAINING IN HIGH SCHOOLS.

Military education in high schools. For the purpose of carrying into effect the provisions of a bill pending, entitled "An act to create and provide for a commission to investigate and report upon military training and instruction for national defense in high schools," one thousand dollars; *provided*, said bill becomes a law.

Proviso.

110.

PRISON LABOR COMMISSION.

Salaries and expenses.

For salary of stenographer, nine hundred dollars;
For printing, postage, expressage and other incidental expenses, six hundred dollars;
For expenses of commissioners, one thousand dollars;
For salary of investigator, two thousand dollars;
For expenses of investigator, five hundred dollars.

111.

COUNTY TUBERCULOSIS HOSPITALS.

County tubercular hospitals.

For support of patients, at the rate of three dollars per week, pursuant to chapter two hundred and seventeen, laws of one thousand nine hundred and twelve, in the following county hospitals:
Union county, fifteen thousand seven hundred twenty-two dollars and twenty-three cents;
Essex county, fourteen thousand five hundred and ninety-seven dollars;
Hudson county, twelve thousand eight hundred and seventy-five dollars;
Camden county, four thousand four hundred seventy-three dollars;
Morris county, one thousand six hundred and twenty dollars;
Said amounts to include payment of bills prior to current fiscal year.

112.

COMMISSION ON ELIMINATION OF TOLL BRIDGES.

Free bridges.

For expenses of the commission appointed pursuant to chapter two hundred and ninety-seven, laws of one thousand nine hundred and twelve, five hundred dollars;

For the purpose of carrying into effect the provisions of chapter two hundred and ninety-seven, laws of one thousand nine hundred and twelve, one hundred thousand dollars.

113.

BUDGET ACT EXPENSES.

Budget system.

For the purpose of carrying into effect the provisions of chapter fifteen, laws of one thousand nine hundred and sixteen, ten thousand dollars.

114.

WASHINGTON ROCK PARK COMMISSION.

Park maintenance.

For insurance, improvement and maintenance of the Washington Rock Park, two thousand dollars;

For wood, coal and tool building, five hundred dollars.

115.

VALLEY FORGE REVOLUTIONARY ENCAMPMENT COMMISSION.

Report.

For carrying into effect the provisions of Joint Resolution number three, approved March fifteenth, one thousand nine hundred and sixteen, five hundred dollars.

116.

CIVIL SERVICE INVESTIGATING COMMITTEE.

Investigate civil service.

For the purpose of carrying into effect the provisions of Joint Resolution number six, approved March seventeenth, one thousand nine hundred and sixteen, one thousand dollars.

117.

COMMISSION FOR THE SURVEY OF MUNICIPAL FINANCING.

Study municipal financing.

For the purpose of carrying into effect the provisions of Joint Resolution number seven, approved March eighteenth, one thousand nine hundred and sixteen, two thousand five hundred dollars.

118.

OLD BARRACKS ASSOCIATION.

Maintenance.

For the Old Barracks Association of Trenton, New Jersey, for maintenance, repairs and administration of the old barracks at Trenton, as a historical landmark and repository, one thousand two hundred dollars.

119.

STATE BOARD OF EXAMINERS OF NURSES.

Nurses' examinations.

For the State Board of Examiners of Nurses the sum of one thousand and eighty-one dollars, being a refund of balance on hand May thirty-first, one thousand nine hundred and thirteen, paid into the State treasury.

120.

COMMISSION TO INVESTIGATE TOLL ROADS AND BRIDGES.

Acquiring toll roads and bridges.

For the purpose of carrying into effect the provisions of Joint Resolution number two, approved March fifteenth, one thousand nine hundred and sixteen, one thousand dollars.

121.

FIRST SUPPLEMENT TO COMPILED STATUTES.

Supplement to compiled statutes.

For five hundred copies of the first supplement to the Compiled Statutes of New Jersey, pursuant to the provisions of chapter fifty-six, laws of one thousand

nine hundred and sixteen, seven thousand five hundred dollars.

122.

COMMISSION TO CODIFY ROAD LAWS.

Disallowed.

For the purpose of carrying into effect the provisions of Assembly Joint Resolution number eight, provided said resolution becomes a law, three thousand dollars.

123.

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 ground upon which the same is located with which they are charged by the provisions of chapter seventy-nine, laws of one thousand nine hundred and five, five hundred dollars.

124.

COMMISSION TO REVISE, SIMPLIFY, ARRANGE AND CONSOLIDATE THE PRIMARY AND ELECTION LAWS.

Revision of election laws.

For the purpose of carrying into effect the provisions of Joint Resolution number four, filed March sixteenth, one thousand nine hundred and sixteen, five hundred dollars.

125.

COLONIES FOR FEEBLE-MINDED MALES.

Establish colonies.

For the purpose of carrying into effect the provisions of chapter sixty-one, laws of one thousand nine hundred and sixteen, fifteen thousand dollars.

126.

ELECTORAL COLLEGE AND STATE BOARD OF CANVASSERS.

For expenses of State Board of Canvassers in investigating and estimating the vote cast for Governor, Members of Congress, Electors, et cetera, one thousand dollars. Canvassing election returns.

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 thirty-first day of October, in the year one thousand nine hundred and seventeen. School aid.

1.

FREE PUBLIC SCHOOLS.

For the support of free public schools, two hundred and fifty thousand dollars. 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.

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, three thousand dollars. Expenses.

Approval of plans and contracts by Governor.

3. Before any building or buildings shall be commenced or work undertaken, for the cost of which money is appropriated by this act, the plans, specifications and contracts necessary for the entire completion thereof shall, and each of them shall be submitted to and approved by the Governor, 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, 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.

If appropriation insufficient, to lapse.

Proviso.

Moneys used as specified.

4. 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, United States appropriation for disabled soldiers, United States appropriations for disabled soldiers, sailors, marines and their wives, Agricultural College fund and taxes for the use of taxing districts in this State, moneys received pursuant to the laws relating to motor vehicles, moneys received by the State from the taxation of rail-

road and canal property, which may be by law apportioned to the various counties of the State for school purposes, academic certificate fund, vocational schools, pensions of teachers and school officers authorized by law, moneys received from tuition at the summer schools, and loans to "State School Fund," which last-named sums shall be paid pursuant to the laws applicable thereto; this section shall not be construed to prohibit the payment due upon any contract made under an appropriaton of the previous year, nor of any payments into the State treasury by State institutions and commissions pursuant to an act entitled "An act regulating the receipt and disbursement of State moneys in certain cases," approved October thirty-first, one thousand nine hundred and seven (chapter two hundred and eighty-eight, laws of one thousand nine hundred and seven), which moneys by the provisions of chapter forty-one, laws of one thousand nine hundred and eight, are appropriated for the maintenance of said State institutions and commissions making such payments, and nothing in this act contained shall apply to moneys received directly into the State treasury or through the Board of Fish and Game Commissioners as license fees, under any of the fish and game laws of this State, which moneys may be paid out as other moneys of the State; *provided, however,* that nothing in this section contained shall be construed to apply to payments in the State treasury by the State Reformatory and State Prison, as receipts for the labor of inmates of those institutions.

Section, how construed.

Proviso.

5. This act shall take effect on the first day of November, one thousand nine hundred and sixteen.

Act effective.

I hereby approve the foregoing bill except as to item 122, which is hereby disallowed.

JAMES F. FIELDER,
Governor.

April 4, 1916.

JOINT RESOLUTIONS.

Joint Resolutions.

JOINT RESOLUTION No. 1.

A Joint resolution for the continuance of the Commission on the Care of Mental Defectives.

Preamble. WHEREAS, It may become necessary for the commission created by Joint Resolution Number One of the one hundred and thirty-ninth session of the Legislature of New Jersey to make a more exhaustive study of the problems presented to such commission than can properly be accomplished in order to report to the present Legislature; therefore,

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

Commission continued. 1. The commission on the study of the care of mental defectives, authorized by Joint Resolution Number One of the one hundred and thirty-ninth Legislature be and the same is hereby continued and vested with the powers given to said commission by such joint resolution.

Report. 2. The commission shall report to the one hundred and forty-first session of the Legislature such information as it may obtain in addition to what it may report to the present Legislature.

Appropriation. 3. The sum of five hundred dollars is appropriated for the expenses of said commission when included in the annual or supplemental appropriation bill.

Vacancy. 4. In case of any vacancy existing or occurring in said commission, such vacancy shall be filled by appointment made by the Governor of the State of New Jersey.

5. This resolution shall take effect immediately.

Approved February 25, 1916.

JOINT RESOLUTION No. 2.

Joint Resolution creating a commission to fully investigate and ascertain whether the toll roads and bridges within this State can be acquired by the State, and making the necessary appropriation for such investigation.

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

Commission on toll roads and bridges.

1. That a commission of five be appointed to fully investigate and ascertain whether the toll roads and bridges within this State can be acquired by the State by purchase, and, if they can, to report to the next Legislature the amount for which such purchase or purchases can be made, and if, in their judgment, the prices be fair; and in default of their being satisfied that they can acquire the said toll roads and bridges at reasonable cost, they shall proceed to estimate the probable value of said toll roads and bridges, and each of them, and the probable cost of the condemnation of the property, and likewise report in regard to such condemnation. Said commission shall also investigate and report as to necessary additional legislation for the accomplishment of this object.

Report.

Membership of commission.

2. Said commission shall consist of three members to be appointed by the President of the Senate, and two members to be appointed by the Speaker of the House of Assembly. Said commission shall sit at such times and places as the majority of them shall decide, and shall have power to compel the attendance of witnesses by subpœna, and to punish them for failure to attend or testify. They shall also have power to employ the necessary engineering, legal and clerical assistants.

Sessions.

Expenses and clerical assistance.

3. The members of the commission shall serve without salary, but, for the purpose of necessary expenses, clerical and other assistance, the sum of one thousand dollars will be available when appropriated in the regular appropriation bill.

Approved March 15, 1916.

JOINT RESOLUTION No. 3.

A Joint Resolution providing for the compiling, printing and distributing of a report of the "Valley Forge Revolutionary Encampment Commission," which commission was created by an act of the Legislature of this State entitled "An act creating the Valley Forge Revolutionary Encampment Commission," approved February twenty-sixth, nineteen hundred and twelve.

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

1. That the Valley Forge Revolutionary Encampment Commission be empowered and is hereby authorize to have compiled and printed in pamphlet form, a report of said commission which shall contain an account of the ceremonies held at the dedication of the monument and markers erected by said commission, under authority of the act above referred to, at Valley Forge, Pennsylvania, including the orations delivered upon that occasion. Report on ceremonies.

2. That five hundred copies of said report be printed, and that one copy thereof be sent to each State and Territory of the United States for filing in their respective State Libraries. Edition.

3. That the sum of five hundred dollars is hereby appropriated for the compiling, printing and distributing of the same, when included in the regular appropriation bill, to be paid out of the State treasury, upon warrant of the State Comptroller, upon vouchers duly approved by said commission. Appropriation.

Approved March 15, 1916

JOINT RESOLUTION No. 4.

Joint Resolution for the appointment of commissioners to revise, simplify, arrange, and consolidate the primary and election laws of this State.

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

Commission to revise election laws.

The Governor, the President of the Senate and Speaker of the House of Assembly are hereby authorized and requested to appoint three commissioners, each to appoint one commissioner, to revise, simplify, arrange and consolidate all the public acts of the Legislature of this State in relation to primaries and elections which shall be in force at the time they shall make their report as hereinafter provided, and to collect and reduce into one act all the acts and parts of acts in relation to primaries and elections and arrange them under appropriate titles, sections and subdivisions, with head-notes briefly indicating the matters contained therein and side-notes indicating the contents of the text.

Report.

They shall submit to the Legislature at its next session a report containing a draft of the revision herein authorized, together with an explanation of such contradictions, omissions and imperfections as may appear in the acts consolidated or revised, and the manner in which the have reconciled, supplied or amended the same, together with such recommendations as they may deem wise as to the repeal or amendment of any acts of parts of acts or the enactment of new acts.

Expenses.

They may, with the approval of the Governor, incur such reasonable expenses for stenography, typewriting and printing as they shall find necessary in the preparation of their report and such expenses shall be paid by the State Treasurer upon the warrant of the State Comptroller.

This joint resolution shall take effect immediately.

Passed March 16, 1916.

JOINT RESOLUTION No. 5.

Joint Resolution for the appointment of a commission to investigate the problem of conserving the fish supply of this State, and especially the operation of pound nets.

WHEREAS, During the one hundred and thirty-ninth session of the Legislature of New Jersey, a committee was appointed by the Speaker of the House of Assembly, pursuant to resolution, to investigate the operation of pound net fishing in the waters bordering along the New Jersey coast with the view of conserving the fish supply of the State so that the people of this State might procure the same at fair prices; and Preamble.

WHEREAS, The said committee has been unable to complete its labors; and Preamble.

WHEREAS, A more exhaustive study of the problems presented would be of advantage both to the fishermen and to the people of the State of New Jersey; Preamble.

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

1. That a commission of five (5) be appointed to investigate all fishery rights in the waters of this State and along its borders now existing; the terms and conditions upon which they were granted, and the return therefrom to the State of New Jersey. Commission on fish supply.

The quantity of fish annually procured from the waters of this State and along its borders, and how and where the same are disposed of, and the annual revenue derived therefrom, together with the cost of operating the fisheries. Quantity and disposition of fish.

And, generally, to obtain such information concerning the fisheries of this State as the commission may deem to be of assistance to the Legislature in considering the subject. General information.

Report.

And be it Further Resolved, That said commission is directed to make a report to the next Legislature with the end in view that, by legislative enactment, the fish supply of this State may be conserved for the benefit of the people of this State so that this article of food with which we have been endowed may be given to the people of this State for a fair and reasonable price.

Membership of commission.

2. The commission shall consist of the same members appointed by the Speaker of the House of Assembly during the last session of the Legislature, with the exception of Hon. John Thomson.

Meetings, witnesses, etc.

3. Such commission shall have power to hold meetings in any municipality of this State, and to examine witnesses, and to compel the production of books, papers and records at any time.

Sessions.

4. Said commission shall have power to sit after the adjournment of the Legislature and shall report to the Legislature at any adjourned session thereof, or to the next Legislature.

Appropriation.

5. The members of the said commission shall serve without pay, but the sum of one thousand dollars ($1,000) is hereby appropriated, when included in any appropriation bill or in any amendment to any appropriation bill or supplemental appropriation bills for the purpose of defraying the expenses of such commission, or for procuring assistance and conducting such investigation, and for the payment of the expenses incurred by the committee appointed during the one hundred and thirty-ninth session of the Legislature, by resolution thereof.

6. This resolution shall take effect immediately.

Approved March 17, 1916.

JOINT RESOLUTION No. 6.

Joint Resolution for the appointment of a commission to inquire into the observance, enforcement, application, operation and effect of the Civil Service law in the State, county and municipal governments, and the advisability of amendments to the said law.

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

1. That a commission be appointed for the purpose of inquiring into the observance, enforcement, application, operation and effect of the Civil Service law in the State, county and municipal governments of New Jersey, and the advisability of amendments to the said law, tending to the betterment thereof. Commission on civil service.

2. Said commission shall consist of three members of the Senate, to be appointed by the President of the Senate, and five members of the House of Assembly, to be appointed by the Speaker of the House of Assembly. Said commission shall hold such inquiries and investigation as it may deem proper in any municipality or county; shall be placed in possession of any books and papers on request, which it may require in the furtherance of its service, and shall report to any special or adjourned session of this Legislature, or to the next Legislature, any recommendations on the subject to which its attention is hereby directed, with drafts of bills embodying the same. Membership. Duties. Report.

3. Said commission shall have power to compel the attendance of witnesses and the production of books and papers, by notice or subpœna, and to report to the presiding judge of any county Court of Common Pleas for punishment, any witness or witnesses who shall fail to attend or to produce any books and papers, at such session of the commission as they may have been noticed or subpœnaed to attend. Witnesses, etc.

New Jersey State Library

Secretary.

4. The members of this commission shall serve without salaries or compensation, but for purposes of necessary investigation it may employ a secretary and such legal and clerical assistance as it may deem essential.

Appropriation.

The sum of five thousand dollars shall be made available from the passage of this resolution until October thirty-first, one thousand nine hundred and sixteen, and three thousand dollars shall be made available to March thirty-first, one thousand nine hundred and seventeen, for these purposes when appropriated in the general and supplemental appropriation bills.

5. This joint resolution shall take effect immediately.

Approved March 17, 1916.

JOINT RESOLUTION No. 7.

Joint Resolution for the appointment of a commission for the investigation of the methods employed and the laws which govern the financing of municipal, school district and county affairs.

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

Commission on municipal financing.

1. That the commission appointed by the last session of the House of Assembly, known as "The Commission for the Survey of Municipal Financing," be reappointed, excepting that the Speaker of the Assembly shall appoint and substitute a member for Hon. Archibald M. Henry, and shall further appoint two additional members thereto. The commission to further survey the subject of the revenues and expenditures of municipalities, school districts and counties, and such other matters pertaining to the finances of same as shall contribute to a better understanding of

Objects.

the weaknesses of the present laws. Said commission to render its report to the present or a future session of the Legislature, said report to be supported by such bills as may be deemed necessary for a more orderly program of financing. Report.

2. That the commission shall have the power to subpœna and examine witnesses, for which purpose to administer oath and to subpœna the production of records or documents pertaining to the finances of any municipality, school district or county. The said commission to meet during the present session of the Legislature and after adjournment thereof in such place or places and at the time or times as it may appoint. Witnesses, etc. Meetings.

3. That the members of said commission shall serve without pay, but the sum of five thousand dollars is hereby appropriated, or any part thereof as appropriated, when included in any appropriation bill or in an amendment or supplement to any appropriation bill, for the purpose of defraying the expenses of said commission for clerk hire, for procuring assistance for conducting investigations or survey, for collecting or tabulating data and statistics, or for any other purposes that may be necessary for the conduct of the survey. Appropriation. Assistants.

When said moneys or any portion of same are appropriated, same are to be paid by the Treasurer of the State upon the warrant of the Comptroller of the Treasury of the State upon vouchers certified by the chairman and secretary of said commission. Payments.

4. This resolution shall take effect immediately.

Approved March 18, 1916.

JOINT RESOLUTION No. 8.

A Joint Resolution providing for the appointment of a commission to revise and codify the laws of this State relating to the protection of fish, game and birds, or in any manner relating or prohibiting the taking or possession of the same.

Preamble. WHEREAS, The fish and game laws of this State have been subject to criticism and complaint; and

Preamble. WHEREAS, Because of the various amendments and supplements thereto it is impossible to conveniently ascertain the law relating to the aforesaid subjects; therefore,

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

Commission to revise fish and game laws. 1. A commission of seven shall be selected and appointed as hereinafter provided, and shall prepare and recommend a proper and systematic revision and codification of all the laws of this State relating to fish, game and birds, or in any manner regulating or prohibiting the taking or possession of the same, and the licensing of persons to fish and hunt, and report at the next session of the Legislature.

Membership. 2. Said commission shall consist of two members from the Senate, to be appointed by the President of the Senate, two members from the House of Assembly, to be appointed by the Speaker of the House, one member to be appointed by the Fish and Game Commission of this State from among their number, and one to be appointed by the Governor.

Appropriation. 3. The members of the commission shall serve without salary, and the sum of six hundred dollars, or so much thereof as may be necessary, is hereby appropriated from the State fund to meet and defray the necessary expenses of such commission, including legal and clerical assistance, to be available when included and appropriated in any regular appropriation bill.

Approved March 21, 1916.

JOINT RESOLUTION No. 9.

A Joint Resolution accepting certain lands situate in the township of Stillwater, in the county of Sussex and State of New Jersey, bounding on Swartswood lake, in said county and township, donated by George M. Emmans, of the town of Newton in said county, and the deed of the said George M. Emmans conveying the said premises to the State of New Jersey.

Preamble.

WHEREAS, George M. Emmans, of the State of New Jersey has donated to the State of New Jersey certain lands and premises, situate in the township of Stillwater, in the county of Sussex and State of New Jersey, and bounding on Swartswood lake, in said county, and has executed and delivered to the Board of Conservation and Development a deed of conveyance, duly executed and acknowledged, conveying the said premises as therein described, by metes and bounds, to the State of New Jersey in fee, subject to certain reservations and conditions in the said deed of conveyance fully set forth; therefore,

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

Acceptance of deed of gift.

1. That the said donation and gift of said lands and premises by the said George M. Emmans and the deed therefor, executed by the said George M. Emmans, be and the same is hereby accepted, subject to the reservations and conditions contained and expressed in the said deed of conveyance.

2. This resolution shall take effect immediately.

Approved March 24, 1916.

PROCLAMATIONS.

(721)

Proclamations by the Governor.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

The crisis of affairs of the world at this time and the corresponding placidity of our own country makes it particularly fitting that we express our most sincere devotion to the Flag of our Country and what it stands for. Patriotism and love of country in these times should be prominently manifest. The responsibilities which will be cast upon our country as a result of the struggle abroad and as the agent of humanity will bring into greater prominence than ever before the Flag of the Land of the Free. It will radiate more beautifully for friendly eyes and will arouse new terror for the foes of liberty and of lawful and peaceable government.

The fourteenth day of June will mark the one hundred and thirty-eighth anniversary of the adoption of the Stars and Stripes as the Flag of our Country, and while there should be no necessity for a reminder it seems peculiarly fitting that the attention of the citizens of the State should be directed to it this year and that there should be a public recognition of the day and that the Stars and Stripes should fly from every building, public and private, throughout the land.

NOW, THEREFORE, I, WALTER E. EDGE, President of the Senate, Acting Governor of the State of New Jersey, do issue this, my proclamation, and urge that Monday, the fourteenth day of June, one thousand nine hundred and fifteen be observed throughout the State as Flag Day and that the Flag of our Country be displayed on all buildings and that fitting exercises be held throughout the State to celebrate the day.

In Witness Whereof, I have hereunto set my hand and caused the Great
[GREAT SEAL.] Seal of the State of New Jersey to be affixed this twentieth day of May, A. D. one thousand nine hundred and fifteen.

WALTER E. EDGE,
President of the Senate,
Acting Governor.

By the Governor:
THOMAS F. MARTIN,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, A concerted effort has been made in many States to reduce the great amount of suffering and loss occasioned annually by injury to persons, death and the destruction and damage to property through fire, by calling upon the individual citizen to give heed and attention to measures of fire prevention and protection;

NOW, THEREFORE, I, JAMES F. FIELDER, Governor of the State of New Jersey, believing that the citizens of this State should join in such movement, do hereby proclaim and request that Saturday, the ninth day of October, 1915, be known and observed as Fire Prevention Day throughout our State.

I suggest and request that each citizen lend his aid toward preventing fires and conflagrations, by removing any danger found to exist upon his own property; that rubbish, trash and unnecessary accumulation of inflammable and combustible material be destroyed; that heating and lighting appliances be carefully inspected and repaired where found necessary; that factories, public buildings and institutions be carefully inspected for fire risks; that special attention of the governing bodies of our municipalities be given to hydrants, water pressure, fire-fighting apparatus and

appliances, and that wise and precautionary measures be generally taken to lessen fires.

Given under my hand and the Great Seal of the State of New Jersey, this [GREAT SEAL.] twenty-third day of September, A. D. one thousand nine hundred and fifteen, and in the Independence of the United States the one hundred and fortieth.

By the Governor: JAMES F. FIELDER,
THOMAS F. MARTIN, *Governor.*
Secretary of State.

THANKSGIVING PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

The time-honored custom of setting aside one day in each year for special thanksgiving and prayer, should at this time particularly appeal to our people and carry with it a peculiar significance. The years come and go, bringing their measure of blessings for which our thanks should be rendered, but, as individuals and as a nation, we have a special reason to be thankful for the peace and prosperity which is our portion, and it is fitting to now set aside a day for grateful acknowledgment of those and other blessings which the year now waning has brought us.

THEREFORE, I, JAMES F. FIELDER, Governor of the State of New Jersey, do designate Thursday, the twenty-fifth day of November, one thousand nine hundred and fifteen, as a day to be observed by general thanksgiving and prayer, recommending that upon that day all business cease and that our people, either in their churches, their homes or in other places, do make fitting acknowledgment to Almighty God for the absence of passion and violence within our borders; for

our freedom from internal and international strife; for our security and liberty; for our contentment and happiness and for the prosperity and manifold other blessings which have been vouchsafed to us.

Given under my hand and the Great Seal of the State of New Jersey, this [GREAT SEAL.] fifth day of November, one thousand nine hundred and fifteen, and in the Independence of the United States the one hundred and fortieth.

By the Governor: JAMES F. FIELDER,
THOMAS F. MARTIN, *Governor.*
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

Pursuant to custom, the National Association for the Study and Prevention of Tuberculosis, had designated the twelfth day of December next as "National Tuberculosis Day." Appreciating the advantages and necessity of joining in a concerted anti-tuberculosis movement,

I, JAMES F. FIELDER, Governor of New Jersey, do hereby proclaim and request that Sunday, the twelfth day of December, nineteen hundred and fifteen, be known and observed throughout this State as Tuberculosis Day.

I suggest and request that on that day, or during that week, general health measures be taught in our schools and advice be given upon the building up and strengthening of the body; that organizations and bodies having special knowledge or information which will assist in increasing the resistance power against this scourge, disseminate it in order that the spread of the dread dis-

ease may be stopped or at least, retarded; that our health authorities and medical associations investigate the cause of consumption and make recommendations for its prevention; that every one in whom there is suspicion that the disease may lurk, be examined so that preventive cases may be discovered and be subjected to prompt treatment; that general discussion be had on the importance of better housing conditions, for improvement in factory and workshop arrangements, for playgrounds and parks, and that such other precautions be taken as will tend to better living and health conditions.

Given under my hand and the Great Seal of the State of New Jersey, at Trenton, this twenty-sixth day of November, A. D. one thousand nine hundred and fifteen, and in the Independence of the United States the one hundred and fortieth.

[GREAT SEAL.]

By the Governor: JAMES F. FIELDER,
THOMAS F. MARTIN, *Governor.*
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, The Comptroller did, on the third day of January, nineteen hundred and sixteen, 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 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 said 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 1913, 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, James F. Fielder, 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 1913.

Abbott-Detroit Motor Co.
A. B. C. Co.
A. B. G. Novelty and Manufacturing Co.
Absecon Highland Improvement Assn.
A. B. Walsh Co.
A. C. Denahan and Co., Incorporated.
Ackerman Corporation.
Acme Grocery Co.
Acme Veneer and Body Co.
Adams Novelty Co.
Advance Electric Co.
Advance Ribbon Co.
Afterglow Park Land Co. of Montclair.
Air Turbine Co. of America.
Ajax Insulated Wire Co.

A. K. Pomeroy Co.
Alabama Consolidated Coal and Iron Co.
Albert Barker Co.
Alcohol Utensil and Manufg. Co.
Alden Sampson Manufg. Co.
Alexander Loan Co.
Algoma Mining and Securities Co.
Allen Engineering Co.
Allen Piano Co.
Alliance Realty Co.
Alpha Candy Co.
Alpha Investment Co.
A. L. Rudderrow Plumbing & Heating Co.
Amalgamated Colleries Co.
American Aron Electricity Meter.
American Bedding Co.
American Brick Co.
American Cement Co.
American Coalette Company of Phila.
American Eagle Towel Supply Co.
American Electropathic and Hydropathic Institute.
American European Rubber Co.
American Fidelity Securities Co.
American Finance and Securities Co.
American Fireproof Door Co.
American Gas Shut-Off Valve Co.
American Harvester Co.
American Heating and Plumbing Co.
American Klie-Rite Co.
American Medical Publishing Co., Inc.
American Metal Window Screen Manufg. Co.
American Motorcar & Machine Co.
American Oil and Carbon Co.
American Oil Cloth Co.
American Orchards Co.
American Sales Co.
American Siegwart Beam Co.
American Steel Tympan Co.
American Transportation Co.
American Umbrella Manufacturing Co.
Amoskeag Cereal and Stock Co.

Anchor Building Co.
Andersen Coal Mining Co.
Angell Pipe Co.
Anti-Friction and Power Saving Railway Truck Co.
Antique Mosaic Glass Works.
Arcade Garage and Machine Co.
Arizona Exploration Co.
A. R. Justice Co.
Armstrong Bedowin Stud Co., Inc.
Aron Kandel Investment Association.
Artificial Marble Supply and Equipment Co.
Artisan Builders.
Artistic Porcelain Co.
Associated Theatres Amusement Co.
Atco Metal Manufacturing Co.
A. T. Dixon Co.
Atlantic Concrete-Storage and Builders Supply Co.
Atlantic Construction Co.
Atlantic Electric Vehicle Co. (formerly W. S. Motor Truck Manufacturing Co.).
Atlantic Equipment Co.
Atlantic Fertilizer and Oil Co.
Atlantic Finance Co.
Atlantic and Pacific Transport Co.
Atlantic Reduction Co.
Atlantic Salt Hay Co.
Atlantic Seaboard Co.
Atlantic City Heights Realty Co.
Atlantic City Market Co.
Atlantic City News Co.
Atlantic City Real Estate Co.
Automatic Machine Vending Co.
Auto Distributors Ltd.
Auto-Life Belt, Inc.
Auto Tire Repair and Supply Co.
Avalon Land Co.
Baguley Manufacturing Co.
Bakker's Varnish Works.
Balsas Valley Co.
Bancroft.

Bankers Organization and Assets Realization Co. of New Jersey.
Barak Bros., Inc.
Barletta Wine & Italian Products Co.
Barrett Fruit Kitchen.
Barrett Plumbing & Heating Co.
Bartram and Butler Trading Co.
Bates and Cheseborough, Incorporated.
Batson Aircraft Co.
Batson Air Navigation Co.
Baumann Loan Association.
Bayonne Lighting Supply Co.
Bayonne Lumber and Manufacturing Co.
Bayonne Press Printing Co.
Beach Haven North Co.
Belle Mead Stables.
Belmar Hotel & Realty Co.
Benguiat Art Muesum.
Benson Cobalt Smelting & Refining Co.
Bergdoll Car Co. of Missouri.
Bergdoll Sales Co.
Bergen County Realty Co.
Bergen Drug Co.
Berger & Fisher.
Bergkamp Assets Realization Co.
Berkshire Valley Sporting & Recreation Park.
Bernhard Magid and Co.
Best Electric Sign Co.
Bethel Silk Co.
B. H. L. Mushroom-Ginseng Co.
Billings Clapp Co.
Black Diamond Transportation Co.
Blackmon Floral Co.
Blackwell Realty Corporation.
Blair and Healy, Inc.
Blake Publishing Co.
Blaugas Company of America.
Bloomfield Avenue Association.
Blore Manufacturing Co.
Blue Mountain Spring Water Co

Blum Brothers.
Blum Shorser Embroidery Co.
Bolivia Exploration Co.
Bomadeli Mercantile Co.
Boothe Fitzgerald Co.
Borgfeldt Stripping Machine Co.
Boulevard Corporation.
Bound Brook Folding Box Co.
Bound Brook Manufacturing Co.
Bowers Cigar Stores Co.
Boyajian Brothers Co.
Boyden Chemical Co.
Bridge Street Garage.
Bridgeton Telephone Co.
Brigantine Dock Co.
Brighton Auto Garage Co.
Brighton Coal Co.
Brik-Blox Architectural Concrete Co.
British American Cigar Stores Co.
British Finance Corporation of America.
Broad and Commerce Mortgage Co.
Bro-Graph Co.
Bronstein-Feinsod Co.
Brookside Sanitarium.
Brooks Realty Co.
Brown Realty Co. (No. 1).
Brown-Sautter Motor Truck Co.
Brush Runabout Co.
B. S. Ayars and Sons Co.
Buckley-Cartwright Co.
Buell Co.
Buerle & Brenn.
Bull Construction Co.
Burlington County Telephone Co.
Burlington Ice, Cold Storage and Feed Co.
Burt Billiard Ball Co.
Burtis Co.
Business Mens Realty Co.
B. Y. Pippey Co.
Byram-Rutherford Construction Co.

California Frank's Wild West.
Camden Eggette Co.
Camden Leather Co.
C. A. Morris Co.
Camp Belmar on Shark River.
Canadian Development and Guarantee Co.
Cape May County Trotting and Breeding Association.
Cape May Pier and Amusement Co.
Cape May Real Estate Co.
Cardenas and Sabanila Asphalt Co.
Carlin-Letrich Co.
Carolina Steamship Co.
Carteret Corporation.
Case-Hughes Provision Co.
C. B. Brokaw Auto Co.
C. & C. Electric Co.
C. E. F. Hetrick Agency.
Celluvarno Company, Incorporated.
Cement Products Manufacturing Co.
Central Building and Construction Co.
Central Development Co.
Central Fruit and Produce Co.
Central Hardware and Manufacturing Co.
Central Land & Securities Co.
Central Stores Co.
Century Construction Co.
Ceylon Filler Co. of New Jersey.
Chambery Leather Co.
Charles E. Ball, Inc.
Chas. H. Kierstead Co.
Charles Oliver Co.
Charles R. Partridge Lumber Co.
Chas. W. Beardsley Co.
Charlton Investment Co.
Chase-O-Manufacturing Co.
Chatauqua Mining Co.
Chateau Hotel Co.
Chatham Land and Improvement Co.
Cheriqui Land and Sugar Co.

Chestnut Heights Co.
Chestnut Park Co.
Children's Supply Co.
Christian Bruns Co.
Church System Supply Co.
Citizens Gas and Fuel Co.
Citizens Investment Association.
City Carpet Cleaning Co.
City Fruit and Produce Co., of Plainfield, N. J.
City Improvement Co.
City Realty Co. (No. 1).
City Refuse Utilization Co.
City Resort and Realty Co.
City Service Co.
Clauss Bottling Co.
Clawans Co.
Clay Products Co.
Cleveland Loan & Investment Association.
Clinton Hill Construction Co.
Clinton Terrace Home Co.
C. L. Williams.
C. L. Wilson Medicine Co.
Clymer-Jones Lithograph Co.
Cocker and Van Splinter Throwing Co.
Coleman Liquid Copper Co.
Colonial Silk Co.
Colorado Delta Canal Co.
Colored Co-operative Co.
Columbia O. K. Ice Cream Co., of New Brunswick.
Columbia Real Estate Co.
Columbus Carpet Co.
Columbus Public Service Co.
Combined Experimental and Manufacturing Co.
Comfort Shoe Manufacturing Co.
Commercial Club Building Fund of Camden, N. J.
Commercial Garage Co.
Commercial Lumber and Mill Work Co.
Commercial Maintenance and Motor Co.
Commercial Realty and Investment Co.
Commonwealth Investment Co.
Como Electrical Co.

Como Investment Co.
Compressed Air-Vacuum Cleaning Co.
Concealed Transom Lift Co.
Consolidated Auto Supply Stores.
Consolidated Farms Co.
Consolidated Investment Co.
Consolidated Lime, Iron and Clay Co.
Consolidated Plumbing and Heating Co.
Consolidated Water Companies of Atlantic County, N. J.
Construction and Securities Co.
Consumers Coal Co. of Philadelphia.
Consumers Product Co.
Consumers Wall Paper Co. of New Jersey.
Continental Export Co.
Contra Funding Co.
Copestone Temple Association.
Corporation Organization and Maintenance Co.
Corse Payton Stock Co.
Cosgrove and Sons Silk Co.
Cosmos Realty Co.
Costa and Co.
Cottage Realty Co.
County Realty Co.
Coxe Publishing Co., Inc.
Cox-Treat Realty Co.
Cramer Bros. Co.
Cranford Estates Co.
Cranford Improvement Co.
Cranmer Co.
Credit Investment Co.
Crescent Electric Co.
Crescent Glass Specialty Co.
Crescent Heights Land Co.
Crescent Printing Co.
Cre-Set-A Stain and Varnish Co.
Crilley Manufacturing Co.
Crocker Wood Pulp and Paper Co.
Crown Brush Co.
Crown Specialty Co.
Crystal Lake Park Co.

Crystal Refining Co.
C. Shlosberg Tobacco Co.
Cuba-Rica Cigar Stores.
Cuba Vacuum Ice Co.
Cuban-American Petroleum Co.
C. W. Todd Co.
Dan J. Sheehan Co.
Dart Marking Machine Co.
Data Co.
David E. Foutz Co.
David G. Rodgers Co.
David Kraus Amusement Co.
David Niebuhr Co.
Davie Rubber Co.
Davinz Realty Co.
Davis Construction C.
Davis Land Co.
Dayton Realty Co.
Deal Co.
De Camp Land Co.
De Kalb Cereal Co.
Delaware River Contracting & Construction Co.
Delaware River Transportation Co.
Delbron Co.
Delta Typewriter Co.
Delvit Construction Co.
de Mayo Coaling Co.
Development Corporation.
Dewey Land Co.
Dillingham and Socin.
Dispatching Signal & Order Co.
Dittman and Pucklitsch Co.
Dixon Cascade Pump Co.
Dr. Meiner's Cross Country Tours.
Dr. Wyeth, Inc.
Dower-Finkle Construction Co.
Dowling Café Co.
Druggists Co-Operative Association (Incorporated).
Dublin Market Co.
Duche-Greaves Licorice Co.
Duplex Filter Co.

Duplicator Supplies Co.
East Jersey Realty and Construction Co.
East Monmouth Development Co.
East Orange Homes Co.
East Side Land Co.
East Side Moulding and Lumber Co.
Eastern Construction Co. of New Jersey.
Eastern Motor Racing Association.
Eastern Utilities Corporation.
E. B. Young and Co.
Eclipse Specialty Co.
Economical Fuel Co.
Ecuador-American Co.
Edgewater Hygeia Ice Co.
Edisonia Co.
Edward K. Meigs Co.
Edwards Home Co.
E. F. Hooper Metal Polish Co.
Egg Harbor Boom Committee.
Eigner-Strickland Co.
E. J. Ashwell Manufacturing Co.
E. J. Detrick Co.
Elberon Improvement Co.
Electric Photo Co.
Electric Transport Co.
Electrical Embalmers' Supply Co.
Electrical Exhibition Co. of America.
Electrical Sales Co.
Elizabeth Business Mens Association.
Ellcorn Construction Co.
E. L. Reinhold Company.
E. L. Reinhold Realty Co.
Ely Real Estate Co.
E. M. F. and Flanders Newark Sales Co.
Empire Embroidery Co.
Empire State Law List Publishing Co.
Empire Wood Co.
Enea Importing Co.
Enfield School.
England Leather Co.

England Remedy Co.
Enibur Realty Co.
Enterprise Telegraph and Telephone Co.
Equitable Insuring Agency, Inc.
Equitable Realty Co.
Ernst Flying Machine Co.
Essex Grocery Co.
Essex Holding and Investment Co.
Essex Realty & Improvement Co.
Essex Wrecking Co.
Estate of Albert Wilcox, Inc.
Eureka Double Resilent Tire Manufacturing Co.
European Glove Works.
European Trained Wild Animal Show.
Everett L. King Manufacturing Co.
Ewing Construction Co.
Examiner Publishing Co.
Exel Electric Heating Co.
Excello Silk Co.
Ex-Cel Motor Truck Co.
Excelsior Automobile Co.
Excelsior Specialty Co.
Excelsior Underwear Co.
Exposition Pier Co.
E. Z. Kill Chemical Co.
Fabrica De Cuba Cigarros Co.
Fabricated Steel Co.
Facer Forged Steel Car Wheel and Locomotive Wheel Co.
Fair Dry Goods Co.
Fairview Bakery Co.
Fairview Pharmacal Co.
Farmers' Fertilizer Co.
Farmers' National Exchange, Warehouse, Supply and Marketing Co.
Favier and Clay Co.
F. B. Crawford and Co.
Fear Naught Tire and Rubber Co.
Federal Advertising Agency.
Federal Lumber Co.

Federal Merchants Protective Assn.
Fentzlaff Heating and Plumbing Co.
F. E. Smith Lumber Co.
F. H. Pownall Iron Works.
Fifth Ward Real Estate and Investment Co.
Filliger-Craig Co.
Fine Arts Publishing Co.
Fine's Cigar Store Co.
Firex Co. of America.
Fisch Contracting Co.
Fischer Canadian Sugar Co., Limited.
Fit-N-Wear Clothes Shop.
Fitzgibbon and Crisp Carriage and Wagon Co.
Flemington Industrial Improvement Co.
Floorpush Faucet Co.
Flugel-Hawley & Co.
F. M. Euler Electric Co.
Fontana and Co.
Foreign Steel Co.
Franco American Importing Co.
Franco American Velvet Co.
Frank L. Shields Co.
Frank Muller, Inc.
Frederick H. Price and Glasby Coal Co.
Fred. A. Kinsman Co.
Fredon Fruit Farms.
French Art Jewelry Co.
French Refining Oil Co.
Fried and Co.
Fries-Harley Mills Co.
F. R. Price Construction Co.
Fruehauf Manufacturing Co.
F. S. Bruen Lumber Co.
F. S. Macpherson Co.
F. S. Stover Co.
Fuller Tobacco Co.
Funger Motor Trucking Co.
F. W. Helms and Co.
Gaiety Theatre Co. (No. 2).
Galaher Land Co.

G. Anania and Co.
Garden Theatre Co.
Gardner Baking Co.
Garrison Gasoline Engine Specialties Co.
Gas Appliance Manufacturing Co.
Gas Appliances Co.
Gaze, Hopkins Poultry & Produce Co.
Geiger-Poiesz Construction Co.
General Construction Co.
General Foundry Co.
General Light Co.
General Oil Manufacturing Co.
General Plumbers Supply Co.
General Talking Machine Co.
General Transmission Co.
Geo. M. Rusling, Inc.
George W. Earle Co.
G. H. Atkinson Co.
Gibson Fruit Co.
Gillette Manufacturing Co.
Glass Bottom Sea-Viewing Boat Co.
Glen Aire Land Co.
Glen Ridge Hall Association.
Goblet-Dolan Manufacturing Co.
Goldberg Construction Co.
Gold Dollar Cigar Stores Co.
Golling and Smith Co.
Good Samaritan Industrial Assn.
Gordon Bros. Co.
Gordon Realty Co.
Gorman Manufacturing Co.
Gorneau's French Dry Cleaners and Fancy Dyers.
Gramercy Exchange.
Grange Commercial Exchange of N. J.
Graw and Co.
Gray-Lloyd Manufacturing Co.
Great Eastern Clay Products Co.
Great Northern Mining and Supply Co.
Great Notch Spring Water Co.
Greater Newark Advertising Co.

Greater Plainfield Transportation Co.
Green Seal Grease Co.
Greenville Brass Foundry Co.
Greenwald Tailoring Co.
Greenwood Land and Improvement Co.
Gregory and Cook Realty Co.
Gregory Mills.
Griscom-Spencer Co.
Grit Publishing Co.
Grocar Realty Co.
Gronbech Manufacturing Co.
Guarantee Land and Improvement Co.
Guaranty Steam Laundry, Inc.
Guatemalan and Mexican Mahogany and Export Co.
Guenther Contracting Co.
Gurdick-Schindewolf Co.
Haberle Bros.
Hackel Dry Goods Co.
Haddon Heights Real Estate Co. (No. 1).
Hale Manufacturing Co.
Hamer-Green Realty Co.
Hammonton Realty Co.
Hand's Ocean City Pier Co.
Hannan Realty Co.
H. Archer Perfume Co.
Hard Iridium Point Pen Co.
Harmon Realty Company.
Harris Boorstein, Incorporated.
Hart-Teaneck Co.
Hasbrouck Heights Co.
Hasbrouck Institute.
Hatfield Bazire Realty Co.
Hausbeck Brothers Co.
Havassy's Filter Water Cooler and Specialties Manufacturing Co.
Hawn School of the Speech Arts.
H. C. Ambler Co.
H. C. Dinmore Co.
Healey Contracting Co.
Henry Block Orthopedic Co.

Henry Hahn, Inc.
Henry Schreitmueller Stone Co.
Herald Electrical Manufacturing Co.
H. F. Drewes Co.
Highland Farms Co.
Highland Park Realty Co.
Hillside Realty Co.
Hill Silk Manufacturing Co.
H. K. B. Manufacturing Co.
H. L. Prouse Lumber Co., Inc.
H. M. Hughson and Co.
Hoboken Iron Works.
Hoboken Planing Mill Co.
Hoeberlein Wharf Co.
Hoffman Douglass and Co.
Holland-Donnelly Co.
Holland Importing Co.
Hollinger Extension Mines, Limited.
Holloway Lumber Co.
Hollywood Construction Co.
Holtz and Freystedt Co.
Holyoke Steam Boiler Works, Inc.
Home Amusement Co.
Home Builders' Realty Co.
Home Construction Co. of Passaic, New Jersey.
Home Investment Co.
Home Supply Co.
Home Wet Washing Co.
Homestead Farms Co.
Homestead Manufacturing Co.
Homestead Squab and Poultry Co.
Homewood Holding Co.
Hopatcong Livery and Transportation Co.
Hopatcong Mountain Lake Development Co.
Hope Amusement Co.
Horace L. Brewer Co.
Hornung Bottle Beer Co.
Hotel Lafayette Co.
Howard M. Earling Co.
H. R. Polack Co.

H. Taylor Shoe Co.
Huckman Doroson Co.
Hudson Brokerage Co.
Hudson College of Osteopathy and Electric Mechano Theraphy.
Hudson Contracting Co.
Hudson County Construction Co.
Hudson County Draught Bottle Co.
Hudson Porcelain Co.
Hughes Tansportation Co.
Hyde Park Realty and Improvement Co.
Hyd o Carbon Machine Co.
Hygiene Paint Co.
Hygienic Dairy.
Ideal Block Coal Co.
Ideal Concrete and Construction Co.
Ideal Homes Co.
Illuminating Display Co.
Imhoff Provision and Packing Co.
Immutable Ink Co.
Imperial Sectional Concrete Pile Co.
Improvement and Development Co.
Independent Beef Co.
Independent Embroidery Machine Co.
Independent Glass Co.
Independent Owners Garage Co.
Independent Profit-Sharing Coupon Co.
Independent Saw Filing Co.
Indian River Orange, Grape Fruit and Truck Co.
Industrial Improvement Co.
Inland Co.
Intelligencer Publishing Co.
Interborough Land and Improvement Co.
Interes Publishing Co.
International Adjusters' Corporation.
International Amusement and Producing Co.
International Correspondence School of Music.
International Investment and Improvement Co.
International Machinery Exchange.
International Taximeter Motor Cab Co.

International Underwriters Corporation of America.
Interstate Contracting Co.
Interstate Crushed Stone Co.
Interstate Investment Co.
Interstate Leather Co.
Interstate Pottery Co.
Interstate Realty Stamp Co.
Investment Realty Co.
Ironbound Loan Association.
Italian Realty Co.
Jackson Motor Co.
James L. Carr and Co.
James Metcalf Foundry Co.
J. Baungarten and Sons Co.
J. Blum and Sons Co.
J. C. Vreeland Building Co.
J. Edwin Lees Co.
Jeffrey Construction Co.
Jersey City Dry Dock and Oak Supply Co.
Jersey City Exhibition Co.
Jersey Cap Co.
Jersey Coast Construction Co.
Jersey Paving Corporation.
Jersey Pines Poultry Farm.
Jersey Pink Granite Co.
Jersey Plumbing Co.
J. Fortesque Realty Co.
J. G. Pizagno Co.
J. H. Mueller Co.
J. Liebstein and Sons.
J. M. Chidsey Delivery Co.
J. M. Kissinger Nut Lock Co.
J. N. H. Cornell and Co.
Joel S. Crandall, Undertaker, Incorporated
John B. Horan Co.
John Contrell Co.
John F. MacKay, Inc.
John M. Hodson Co.
John Nieder Co.
John P. Smith Co.
John Rizsak Realty Co.

John Schaefer Co.
John S. Stiger, Incorporation.
John W. Taylor Silk Co.
Johnston Last Co.
Joseph J. Maenner Co., Inc.
Joseph Krieg-Fink Co.
J. P. Rawley Drug Co.
J. Tonkin Co.
J. V. Morrisse Co.
Kabus Rubber Co.
Kadix Newark Motor Truck Co.
Klayptol Company.
Kaplan Auto Supply Co.
K. D. S. Fire Extinguisher Co.
Keansburg Heights Co.
Keller Auto Co.
Kellogg & Hill Co.
Kennedy-Powers Co.
Kenny Bros., Inc.
Kerbeyukian Furnishing Co.
Kerman Renovating Co.
Keystone Asphalt Co.
Keystone Chemical Manufacturing Co. of New Jersey.
Keystone Elevator Co.
Keystone Engineering Co.
Keystone National Electric Co.
Klaxton Co., Limited.
Knickerbocker Holding Co.
Knickerbocker Importation Co.
Kruvant-Schneider Co.
Lackawanna Realty Co.
Lackawanna and Wyoming Valley Rapid Transit Co.
La France Jewel Co.
Lake Glendale Realty & Improvement Co.
Lake Hopatcong Amusement and Utilities Co.
Lake Torpedo Boat Co.
Lakeview Heights Investment Co.
Lakeview Realty Co.
Lakewood Brick Co.
Lakewood Garage and Machine Co.

Lambertville Spoke Manufg. Co. (No. 1).
Land Company.
Lane-Reynolds Co.
Lansdale Thread Co.
Lansden Co.
Lava Co. of America.
Law Building Co.
Lawyers Incorporation Co.
Layman-Van Ness Co.
Lay Whip Co.
L. Bover's Sons Co.
League of American Motorists.
Leavens Manufacturing Co.
Lebanon Water Co.
Le Chard Dredging Co.
Lee A. Ochs, Inc.
Le Grand Bronze Co.
Lehigh Coal and Coke Co.
Leichter Amusement Co.
Lenape Construction Co.
Lenox Motor Car Co.
Lever Co.
Levy-Weinmann Realty Co.
Lewis and M. R. Van Duyne Co.
Liberty Storage Warehouse Co.
Lincoln Leather Co.
Linden Lumber Co.
Lippard-Stewart Sales Co.
Litho-Zinc Process Co.
Little Ferry Paper Co.
Little Silver Manor Co.
Little Silver Sauce Co.
Lloyd and Richards, Incorporated.
L. Mazzei Realty and Construction Co.
Lockyer and Atwood, Inc.
Long Beach Electric Light and Power Co.
Long Beach Gas Co.
"Long View."
Lord Baltimore Motor Car Co.
Louis J. Wurth, Inc.
Louvre.

Lovegrove and Co., Inc.
Lowenfeld and Co.
Low Speed Turbine Co.
L. R. Barnard Chemical Co.
Lucaston Brick Co.
Ludwig Spitz and Co.
Luhalcyan Mining and Milling Co.
L. Wertheim Coal and Coke Co.
Lykens Valley Construction Co.
Macdonald Hydraulic Power Co.
Mack-Webb Company.
Magdalena Bay Co.
Magee and Crosbie Co.
Magic Chemical Co.
Maier-Usoskin Co.
Maine Avenue Land Co.
Majestic Coat Co.
Malleable Glass Manufacturing Co.
Manahan Brothers Heating Co.
Manatawny Bessemer Ore Co.
Manhattan Hotel Co.
Manhattan Mines Co.
Manhattan Monument Co.
Manhattan Realty & Mortgage Co.
Manhattan Sheet Metal Works.
Manhattan Shoe Store of Passaic, New Jersey.
Manufacturers' Box and Lumber Co.
Manufacturers Charcoal Co.
Manufacturers Educational Film Co.
Mapos Sugar Co.
M-A-P Realty Co.
Marble Hill Quarry Co.
Market Street Investment and Loan Association.
Martin E. Reis Embroidery Works.
Martin Hackett and Sons.
Martin Realty Co.
Matadi Import Co.
Mattoon Gas Light Co.
Mausoleum Builders of New Jersey.
Max Rabinoff, Inc.

McAbee Realty and Construction Co.
McAdoo-Misner Co.
McCabe Brothers Co.
McCaddin and McElwee.
McDonough Motor Car Co.
M. and C. Fruit Co., Inc.
McGann Steel Jacket Reinforced Building Foundation Co.
McLaughlin and Shronk Leather Co.
Melrose Construction Co.
Mendelssohn Piano Manufacturing Co.
Menhaden Fishing Co.
Mercantile Company of South America, Ltd.
Mercer Clothing Co.
Mercer Development Co.
Merchants and Bankers Association.
Merchants Drug Corporation.
Merchants Home Stamp Co.
Merchants Loan Association.
Mercur Chemical and Trading Co.
Merguagey-Payntar Storage and Express Co.
Merion Construction Co.
Merrick Villa Land Co.
Merrimac Manufacturing Co.
Metallic Duct Co.
Metal Mining and Manufg. Co.
Metropolitan Financial and Industrial Co.
Metz and Stewart Co.
Meyer and Ruh Co.
Meyers and Co., Inc.
Michel Improvement Co.
Middlesex Construction Co., Inc.
Middlesex County Garage and Sales Co.
Middleton Real Estate Co.
Middle Valley Trap Rock and Mining Co.
Midland Land and Improvement Co.
Miller and Dailey Co.
Miller Engineering and Construction Co.
Miller Scale Co., Inc.
Mill and Factory Sales Co.

Millville Telephone Co.
Milwaukee Beer Co.
Minerva Land Co.
Minsker Commercial Co.
Mint Ola Co.
Model Poultry Farm, Inc.
Modern Roofing and Paving Co.
Modersohn and Zimmerman, Incorporated.
Monarch Grinding Wheel Co.
Monmouth County Aviation Association.
Monmouth County Kennel Club.
Monroe and Heberling Ice Cream Co.
Monroe Spring-Tire Co.
Montclair Amusement Co.
Montclair Times Publishing Co.
Mont Vert Co.
Moore Piano Co.
Moose Home Association of Trenton, N. J.
Morco Tile & Construction Co.
Morris Amusement Co.
Morris and Essex Realty Co.
Morris Parkway Realty Co.
Morrison Brothers, Inc.
Moser and Whyte Co.
Mothers Cleanser Manufacturing Co.
Motor Dealers Exhibit Co.
Motor Express Co.
Motor Gasoline Co.
Motor Sales Co. of New Jersey.
Motor Wagon Company of New Jersey.
Mountain Holding Co.
Mountain Lake Farm Corporation.
Mountain Railway Co.
Mountain View Heights Realty Co.
M. P. Howlett Oyster and Fish Co.
M. Sipporta Building Contracting Co.
Mumford Damper Company of Philadelphia.
Municipal Realty Co.
Murray Farms Co.
Muskogee Rolling Mill Co.

Mutual Cigar Co.
Mutual Telephone and Telegraph Co. of Vineland.
Mutual Trading Corporation.
Myers-Wolf Manufacturing Co.
Myrmom Realty Co.
National Beverage Co.
National Brokerage Co.
National Café Co.
National City Realty Co.
National Contracting Co. of Passaic.
National Copper Mining and Development Co.
National Earth Co.
National Electric Burglar and Fire Protective Co.
National Extract Co.
National Hydraulic Construction Co.
National Incinerator Co.
National Railway Construction Co.
National Realty Co. of the Polish National Catholic Church Sacred Heart of Jesus of Bayonne, N. J.
National Safety Lock Co.
National Sales and Realty Co.
National Synthetic Products Co.
National Thrift System.
National Wire and Fibre Products Corporation.
Naulty Smelting and Refining Co.
Nayal Milling Co.
Neuviller Silk Co.
New Amsterdam Amusement Co.
Newark Art Foundry Co.
Newark Automobile Manufacturing Co.
Newark Auto Truck Manufacturing Co.
Newark B. and B. Lighting Co.
Newark Beef Co.
Newark Grain and Hay Co.
Newark Mat and Rubber Co.
Newark Meadows Improvement Co.
Newark Sanatarium-Hospital.
Newark Sanitary Reduction Co.
Newark Specialty Co.
Newark Tinware and Metal Works.
Newark Toy and Novelty Manufacturing Co.

Newark Vacuum Cleaner Co.
Newbold Manufacturing Co.
New Breslin Hotel Co.
New Brunswick Public Market.
New Brunswick Tile Co.
New Columbia Garage Co.
New Durham Building and Contracting Co.
New England Sanitary Product Co.
New Era Machinery Co.
New Era Manufacturing Co.
Newfield Rug Co.
New Hope Mining Co.
New Jersey Amusement Co.
New Jersey Arnold Damper Co.
New Jersey Bourse.
New Jersey Carpet Cleaning Co.
New Jersey Corporation Charter Co.
New Jersey Courier Publishing Co.
New Jersey Detective Agency.
New Jersey Development Co. (No. 2).
New Jersey Distilling Co.
New Jersey Electrical School.
New Jersey Iron Product Corporation.
New Jersey Jewelry Manufg. Co.
New Jersey Land Co.
New Jersey Lithographing Co.
New Jersey Pinellas Citrus Grove Co.
New Jersey Process Co.
New Jersey Publishing Co.
New Jersey Purification Co.
New Jersey Realty and Construction Co.
New Jersey Securities Co.
New Jersey Shoe Tree and Last Co.
New Jersey Silk Machinery Co.
New Jersey Steel Co.
New Jersey Stone Construction Co.
New Jersey Store Fixtures Co.
New Jersey Telephone Herald Co.
New Jersey Theatres Co.
New Jersey Underwriters Co.
New Jersey Underwriting Agency.

New Jersey Wholesale Grocery Co.
Newman Electrical Co. Incorporated.
New York Amusement Co.
New York Homes Co.
New York and New Jersey Estates Co.
New York and New Jersey Lumber Co.
New York and New Orleans Steamship Co.
New York and Pennsylvania Smokeless Coal Co.
New York and Philadelphia Package Co.
New York Piano Sales Co.
New York Steel Tire Co.
New York Stock Privilege Co.
New York Store, Incorporated.
N. and F. Co.
Nicol-Winklhofer Co.
Noequa Stone Tile Co.
Nonpareil Pants Co.
Norfolk Specialty Manufacturing Co.
North American Realty Co.
North American Steamship Co.
North and East River Terminal Co.
North End Realty Co.
North Hudson Construction Co.
North Jersey Auto Supply Co., Inc.
North Jersey Building Co.
North Jersey Kennel Club.
North Jersey Realty and Construction Co.
North Jersey Villa Site Co.
Northwest Smelting and Refining Co.
Northern Development Co.
Norwood Realty Co.
Novelty Web Co.
Nox-all and Gotham Hat Co.
Nyberg Automobile Co. of New Jersey.
Oakhurst Land Co.
Oak Leather Co.
Ocean Garage Co.
Ocean Grove Book Store.
Octagon Hotel Co.
Old Turtle Mill Co.
Old Vienna Co.

Olympic Park Toboggan Co.
Onix Manufacturing Co.
Oozer Manufacturing Co.
Orange Mountain Park.
Orange O. K. Baking Co.
Orange Riding Academy.
Oriental Garden Co.
Originator Manufacturing Co.
Osborne-Zeiger Co.
Oswald Mayer' Publishing Co.
Otto Kampfe Manufacturing Co.
Ottoman-American Development Co.
Ottomobile Co.
Ovite Manufacturing Co.
Oxford Hotel Co.
Pacific Coal Co.
Pacific Hotel Co.
Packer House Co.
Paget College of Osteopathy.
Palace Confectionery Co. of Perth Amboy.
Palmerton Supply Co.
Pan American Exploration Co.
Panhard and Levassor Building Co.
Park Garage Co.
Passaic Candy Co.
Passaic City Land Co.
Passaic Eagle Cornice and Skylight Works.
Passaic Paper Box Co.
Passaic Realty Co.
Paterson Burial Co.
Paterson Investment Co.
Paulus Hook Realty Co.
Pawson Engineering and Construction Co.
Peerless Drug Co.
Peerless Realty Co.
Peerless Roller Bearing and Appliance Co.
Peerless Skylight and Ventilating Co.
Pelham Building Co.
Pembroke Process Co.
Peninsular Sugar Co.
Penn Auto Supply Co.

Penn Mining and Reduction Co.
Penn Tile and Mantel Supply Co.
Penn Type Foundry.
Pennsylvania College of Music.
Pennsylvania Moulding Process Co.
Pennsylvania Oil Land Development Co.
Pennsylvania Window Appliance Co.
Peont Realty Co.
Peoples Market of Hudson County.
Peoples Provident Loan Association of Woodbury, N. J.
Pequannock Electric Co.
Pequanoc Power Co.
Perfect-Smoke Pocket Humidor Co.
Perth Amboy Manufacturing Co.
Petroleum Co. of New Jersey.
Pfeifer, Allen Co.
Philadelphia Construction Co.
Philadelphia Fireproofing Co. Incorporated.
Phillips Construction Co.
Phœnix Foundry Co.
Phœnix Land and Improvement Co.
Phœnix Paper Co. Limited.
Phœnix Pottery Co.
Phœnix Ship Co.
Phœnix Supply and Manufacturing Co.
Piaget Avenue Land Co.
Piccadilly Manufacturing Co.
Picton Realty Co.
Pierce Realty Co.
Pinebay Hotel Land and Improvement Co.
Pinos Altos Mines Co.
Pittsburgh Nail and Supply Co.
P. J. Newkumet Co.
Plainfield Plumbing, Hardware and Paint Supply Co.
Plant and Equipment Investment Co.
Plasteron Dry Wall Block & Terra Cotta Co.
Point Breeze Motor Drome Association.
Pompton Lakes Land Co.
Ponayo Drug Co.

Porto Rican Glace Fruit Co.
Potomac Brick Co.
Powhatan Colony Co.
Precilia Roman Mineral Water Co.
Pressed Radiator Co.
Pride Loan Association.
Prince-Groff Co.
Professional & Business Men's Credit Association of the Oranges.
Progressive Butter and Egg Co.
Progressive Candy Co.
Progressive Henneries.
Progressive Manufacturing Co.
Providence Corporation.
Provident Realty and Construction Co.
Providential Tile Co.
Prudential Hat Stores.
Prudential Investment Association.
Quaker City Window Co.
Rahway Mutual Telephone Co.
Railroad-Steamboat Sanitary Supply Co.
Randolph Military Academy.
R. A. Newlyn Company, Inc.
Rapid Transit Realty Co.
Raritan Bay Realty Co.
Real Estate and Construction Co. of Collingswood, N. J.
Real Estate Development Co.
Real Estate Investment Co. of New Jersey.
Realty Development and Improvement Co.
Realty Finance Co.
Realty Realization Co.
Record Publishing Co.
Recording Calculator Co.
Rectigraph Company of New Jersey.
Red Bank Foot Power and Manufacturing Co.
Red Jacket Coal Mining Co.
Red Mountain Tunnel and Transportation Co.
Red X Farm.
Reform Medical Institute, Inc.

Refuse Co.
Reisert Automatic Water Purifying Co.
Reldif Realty and Construction Co.
Reliable Securities Association.
Reliance Manufacturing Co.
Relwof Realty Co.
Remington Ammunition Co.
Rensen Eversweet Milk Co.
Republic Auto Tire Vulcanizing Co.
Retailers-Cooperative Association.
Rex Manufacturing Co.
Rey, Chapman and Co.
R. Gray, Jr., Incorporated.
Rhodesia Manufacturing Co.
Riceman and Co.
Richmond Live Poultry Market, Inc.
Ridge Heights Land Co.
Rinzler Retail Grocery Co.
Risdon-Alcott Turbine Co.
Rising Sun Poultry Co.
Risley Restaurant Co.
Robert C. Kretschmar Co.
Robinswood Association.
Rockfeller Hotel Co.
Rock Island Butter Co.
Roemer Realty Corporation.
Rogers and Thompson.
Root Kumyss Co.
Rose Paving Co.
Rosett Realty Co.
Ross-Bell Construction Co.
Royal Blue Steamship Co.
Royal Blue World Cruises.
Royal Corporation.
Royal Washer Co.
R. R. Macklin and Son, Incorporated.
R. T. Sales Co.
Rudolphi Aeroplane Co.
Rural Realty Co.
Russell Oil Co.
Russell Rubber Manufacturing Co.

Ruthenian Realty Co. of Newark, N. J.
Rutherford Ice and Cold Storage Co.
Rutherford Realty Co.
Rutherford Restaurant and Bakery Co., Inc.
R. W. Harnett Co.
Ryan-Parker Construction Co.
Saddle River Realty Co.
Safety Signal Co.
S. A. Hagedoorn and Co.
St. James Hotel Co.
St. Louis Nail and Supply Co.
St. Moritz Farm Association.
Salem Automobile Service Co.
Sam Rice Investment Co.
Samson Underframe Co.
San Domingo Finance Co. of New York.
Sanitary Laundry Co.
Sanitary Laundry Company of Trenton, New Jersey.
Sanitary Products Co.
Sanitary Telephone Muffler Co.
Sanitary Ware Manufacturing Co.
Sanitary Washing Co. of Ridgewood, New Jersey.
Santa Eduviges Mining Co.
Santo Domingo Agricultural Co.
Santurce Tobacco Co.
Sapphire Mining and Milling Co.
Scarlett Motion Picture Studios.
Scenario Co.
Schetty Silk Dyeing and Finishing Co.
Schumann-Heink and Co.
Scientific American Compiling Department.
S. C. Taylor Co.
Scudese Building Co.
Seaboard Lumber Co.
Seabright Land and Construction Co.
Seacoast Canning Co.
Sea Coast Estates.
Seacoast Gravel Co.
Sea Girt and Spring Lake Horse Show Association.
Search-Light Co.
Secaucus Stock Co.

Security Real Estate Investment Co.
Security Realty and Construction Co.
S. Edelman Co.
Seely's Non-Friction Car Truck Co.
Service, Inc., of New Jersey.
S. G. Realty Co.
Sharp and Brant Construction Co.
Shore Express Co.
Shore Real Estate and Investment Co.
Shuster Construction Co. of Camden.
Siegwart Beam Company of New Jersey.
Silver Star Stove Polish Co.
Simplex Electric Construction Co.
Single Service Package Corporation of America.
Sisinol Chemical Co.
S. J. Johnson Co.
S. and L. Z. Cleaning Co.
Smith Nut Lock Co.
Snap Detachable Belt Fastener Co.
S. N. Puff Co.
Sola Cigar Co.
Soluble Dry Milk Co.
Sonntag Co.
Sorenson Smoke Consumer Co.
Sorosis Silk Co.
South Jersey Estates Co.
South Jersey Realty Co.
South Jersey Water Co.
Southern Iron and Steel Co.
Sovereign Realty Co.
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Speedway Club of Essex County.
Spellmeyer Triple Valve Manufacturing Co.
Spies Alper Co.
Spray Vibrator Co.
Standard Auto Sales Co.
Standard Dress Co.
Standard Practical Text Book Co.
Standard Smelting and Refining Co.
Standard Theatre Co.
Standard Tube and Metal Co.

Stanwood Towing Co.
Star Cornice and Skylight Works.
Star Silk Mill.
Starn Tire Manufacturing Co.
Statistical Service Co.
Steinbrook Engineering Co.
Stephens and Condit Excursion Co.
Stephen T. Williams and Staff, Inc.
Stephen Y. Jersey and Co.
Sterilization Co.
Sterling Land Co.
Stevens Manufacturing Co.
Stevens Manufacturing and Supply Co.
Stieff Realty Co.
Stipple Color Engraving and Printing Co.
Stirling Corporation.
Strebel Automatic Machinery Co.
Stromeyer Brake Shoe Co.
Stucco Construction Co.
Studebaker Pilekuro Co.
Suburban Home Building Co.
Suburban Homes Development Co.
Suburban Realty Improvement Co.
Success Investment Co.
Sultana Remedy Co.
Summit Co-operative Stores.
Summit Mountain Realty Co.
Summit Pharmacal Co.
Sun Leather Corporation.
Sun Power Co.
Sun Rubber Co.
Sunset Sign Co.
Superior Tailoring Co.
Surveyors Instrument Exchange.
Sussex Paper Co.
Swain Bros. Dairy Co.
Sylhet-Cachar Co.
Sylvan Realty Co.
Syndicate Building and Theatre Co.
Syndicate Specialty Stores Co.
Tabor Heights Realty Co.

Tallman Construction Co.
Telepost Company of New Jersey.
Temple Terrace Land Co.
Temple Theatre Co.
Tendof Co.
Ten Winkel Filter and Extractor Co.
Terrace View Realty Co.
Terra Co.
Texas Land Development Co.
Textile American Embroidery Works.
T. F. Fagan Co.
Thomas A. Mack Manufacturing Co.
Thos. J. Berkstresser Co.
Thorne Brothers Co.
Thrift System.
Tibbetts and Co., Incorporated.
Tisbest Knitting Mills.
Todd Laboratory Co.
Tonawanda White Pine Co.
Tracy Packard and Huntoon.
Traders Security Co.
Traffic and Adjustment Co., Incorporated.
Trans Continental Sales Co., Inc.
Trent & Muir, Incorporated.
Trenton Athletic Club.
Trenton Blended Fuel Co.
Trenton Engine Co.
Trenton Foundry and Machine Co.
Trenton Paper and Wooden-Ware Co.
Trenton and Suburban News.
Trenton True American Printing Co.
Tri-Eye Hook & Eye Co.
Tri-Unit Electrical Co.
Truth Silk Co.
Tryalax Manufacturing Co.
Tubular Construction Co.
Tucker and Vinton, Incorporated.
20th Century Car Bearing Co.
Uhlig-Gunz Co.
Unex Investment Co.

Unice Silk Manufacturing Co.
Union Amusement Co.
Union Clay Products Co.
Union Embroidery Co.
Union Realty and Investment Co.
Union Service Co.
Union Standard Securities Co.
Union Telephone Co.
Union Wet Wash and Rough Dry Laundry Co.
Unique Vulcanizing Co.
United Chemical and Trading Co.
United Cleaning and Dye Works.
United Construction Co.
United Cottonseed Oil Co.
United Grocers Co.
United Grocers Food Products Co.
United Grocery Stores Co.
United Liberty Bell Stores of America.
United Manufacturers' Co.
United Motors Co.
United Package Grocery Co.
United Patent Bottle Co. of Newark.
United Piano and Talking Machine Co.
United Realty Owners Corporation.
United Sales Co.
United Tunnel Improvement Co.
United Zinc Co.
United States of America Motion Picture Manufacturing Co.
United States and Canada Co.
United States Can Co.
United States Cotton Co.
United States and Cuba Sugar Sampling Co.
United States Gas Fixture Co. of New Jersey.
United States Marine Signal Co.
United States Motor Co.
United States and Nicaragua Co.
United States Railway Appliance Co.
United States Realty Corporation.
United States Realty and Development Co.

United States Rubberoline Manufacturing Co.
United States Trade Exchange.
Universal Cement Appliance Co.
Universal Rendering Co.
Universal Wrench Co.
University Advisory Service Corporation.
University Optical College.
Utah Oil and Transit Co.
Valley View Ranch.
Vanal Co.
Van-der Vliet Construction Co.
Van Inwegen-Hopper and Sons, Incorporated.
Van Name and Co.
Van Orden Corset Co.
Ventura Co.
Verde Queen Copper Co. of Arizona.
"Vet" Anderson School of Illustrating, Inc.
Veteran Printing Co.
Victor Leather Corporation.
Von Twistern and Völk Co.
Wagner's Market Stores.
Walk Metal Stamping Co.
Wallace Advertising Co.
Walton Restaurant Co.
W. A. Pinto Co.
Wardwell Ammonia Co.
Warwick Motors Co.
Washington Extract Co.
Washington Investment Co.
Washington Optical Co.
Watchung Express Co.
Water Purification Co.
Waverly Company.
Wax Investment & Loan Association of Newark, New Jersey.
Wayne Dye Works.
W. D. Gulick Realty Co.
Weathered Co.
Webb-Veitch Co.
Weber and Co.

Werner Ignition Co.
West End Development Co.
West McCarthy Plumbing Co.
West Side Land Improvement Co.
Western Illinois Fruit and Orchard Co.
Westfield Water Co.
Westling Emmett and Co.
W. G. Wilson Co.
Wheat Nuts Health Food Co.
Wheel of Fortune Co.
Whippany Brick Co.
White Adding Machine Co.
White Egg American Farm.
White Light Co.
White River Tavern Co.
Wickeckeoke Corporation.
Wiener Hotel Co.
Wildwood Extension Realty Co.
Wildwood Realty Co.
Wilkinson Foundry and Manufacturing Co.
Willamette Land and Development Co.
William Adolph, Inc.
William B. Reilly and Co.
William G. White Co.
William H. Snyder Co.
Wm. H. Wood Loco Fire Box and Tube Plate Co.
William J. Shearer Realty Co.
Wm. P. Morgan Plumbing Co.
William West Realty Co.
William Wirtz Co.
Wilson Farm Poultry Co.
Wilson Plant Oil and Fertilizer Co.
Wireless Electric Lamp Co.
Wise and Watson.
W. L. P. Leather Co.
Womanada Land Association.
Woodcliff Lake Realty Co.
Woodington Manufacturing Co.
Woodlands Farm.
Woodlyn Chemical Co.

Wood River Poultry Yards.
Woolston Co.
Wormser Goodman Construction Co.
Wright Land Co.
Writing Form Co.
W. T. Kirk Co.
Yanticaw Real Estate Co.
Yeandle Co.
Y. and G. Electric Fuse and Engineering Company of New Jersey.
York and Jersey Realty Co.
You Knows Chemical Co.
Zimmerman Co.
Zipser Investment Association of Newark, N. J.

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 the State of New Jersey, this [GREAT SEAL.] eighteenth day of January, A. D. one thousand nine hundred and sixteen, and in the Independence of the United States, the one hundred and fortieth.

Attest: JAMES F. FIELDER,
THOMAS F. MARTIN, *Governor.*
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY.
EXECUTIVE DEPARTMENT.

WHEREAS, The extensive and severe suffering and distress of the Jewish people in the warring countries of Europe, have excited the sympathy of humanity and should arouse in all hearts a desire to alleviate their unfortunate condition; and

WHEREAS, The President of the United States has appointed and proclaimed January twenty-seventh, nineteen hundred and sixteen, as a day upon which the people of the United States may make such contribution as they may feel disposed in aid of this stricken people; and

WHEREAS, The House of Assembly of this State has, by resolution, requested the Governor of the State to co-operate in the spirit of said proclamation;

Now, therefore, I, James F. Fielder, Governor of the State of New Jersey, do designate the twenty-seventh day of January, nineteen hundred and sixteen, as a day upon which all residents of this State may join in a concerted effort to relieve, by such contributions as their means will permit, the misery, suffering and want of our Jewish brothers in the war ravaged countries of Europe, such contributions to be made through the American Red Cross, at Washington, D. C., or the branches of the American Jewish Relief Committee established in this State.

Given under my hand and the Great Seal of the State of New Jersey, at Trenton, this twenty-fifth day of January, A. D. one thousand nine hundred and sixteen, and in the Independence of the United States, the one hundred and fortieth.

[GREAT SEAL.]

By the Governor: JAMES F. FIELDER,
Governor.

THOMAS F. MARTIN,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY.
EXECUTIVE DEPARTMENT.

The State of New Jersey—the spirit of whose early settlers impelled them to risk fortune, liberty and life in the federation of the thirteen colonies and to voice their demand for freedom of government through the Declaration of Independence; one of the first States to ratify the Federal Constitution; the first to fly the National colors over Continental troops; upon whose soil was spilled the blood of patriots who fought and died that this Republic might be established; the first, upon the call for Civil War volunteers, to respond with a fully organized brigade for the defense of Washington; whose men upon many a battlefield, sustained the reputation for bravery won by their forefathers at Trenton, Morristown and Monmouth; whose National Guard and Naval Reserve furnished the State's quota of men under call of the Federal Government for the Spanish-American War—has in times of peace, by reason of its natural advantages and the industry, intelligence, thrift and civic spirit of its citizens, attained a leading position among the States of our Union.

Possessing an exceptional climate and a fertile soil yielding every variety of farm, orchard and garden produce indigenous to the temperate zone and supplying the markets of the populous cities of New York and Philadelphia; whose ocean beaches, pine lands and mountainous sections, afford health and recreation for hundreds of thousand of residents of this and other States and whose accessible and conveniently located home sites, annually provide homes for thousands of new citizens.

No State exceeds our own in variety of manufactures and our mines and industries have been developed with such skill and ingenuity, that New Jersey now leads, or ranks with the leaders, in copper smelting and refining, in the manufacture of silk, linoleums, sewing machines,

zinc, rubber goods, paint, varnish, pottery, terra-cotta and other clay products. The annual value of our fisheries is approximately ten million dollars and of our farms and dairies, nearly seventy million dollars. We have railway transportation facilities greater per square mile than any other State; great ocean steamers load at our trunk line terminals; crude oil from the wells of half a continent flows to our tide-water refineries; our system of public highways has served as a model for many States and our people enjoy educational, social and religious advantages of the highest order.

So gradually and so quietly have our wonderful developments been achieved that many of our own people are unfamiliar with them and are ignorant of the natural conditions from which they spring, while there are thousands in neighboring States to whom New Jersey is an unexplored and unknown territory. To the end, therefore, that through publicity and the dissemination of facts, our own citizens may be aroused to a proper and full appreciation of and enthusiasm for our progress and resources, their children made acquainted with the possibilities of their heritage and that the American people generally may be advised of our fertile acres and lands still unpopulated and of the opportunities here awaiting them;

I, James F. Fielder, Governor of the State of New Jersey, do hereby proclaim and designate Friday, the twelfth day of May, one thousand nine hundred and sixteen, as New Jersey Day, and I urge and request our public officials and citizens on that day to display the National flag upon all public buildings, places of business and residences, and I call upon every citizen of the State to make known our superior advantages for homes, farms, business and manufacturing, not only to residents of other States, but to his fellow citizens, so that we, as well as others, may know our State and thereby our love for our commonwealth may be stimulated and strengthened and our State made to grow in population and prosperity. I urge and request that every school and college and political, civic and commercial association, celebrate the day by such exercises

as are appropriate to the occasion and as will tend to increase the knowledge of our State history and will emphasize the richness, value and importance of our resources and opportunities.

Given under my hand and the Great Seal of the State of New Jersey, this nineteenth day of April, A. D. one thousand nine hundred and sixteen, and in the Independence of the United States, the one hundred and fortieth.

[GREAT SEAL.]

By the Governor: JAMES F. FIELDER,
Governor.

THOMAS F. MARTIN,
Secretary of State.

DECREES OF DISSOLUTION

(769)

Decrees of Dissolution.

IN CHANCERY OF NEW JERSEY.

In pursuance of Chapter 185 of the Laws of 1896, copies of decrees of dissolution of the charters of the following corporations have been filed in the office of the Secretary of State:

Name.	*Filed.*
Central Garage and Service Co.,	June 1, 1915.
Henry B. Hankinson,	July 28, 1915.
Interstate Lumber Co.,	October 14, 1915.
Puritan Laundry Co.,	December 20, 1915.

Change of Corporate Title of Municipalities

(773)

Change of Corporate Title of Municipalities.

In pursuance to the provisions of Chapter 200 of the Laws of 1911, the following changes of corporate titles of municipalities have been filed in the office of the Secretary of State:

"The Mayor and Council of the Borough of Midland Park" changed to "The Borough of Midland Park," May 25, 1915.

"Mayor and Council of the Borough of Montvale" changed to "The Borough of Montvale," November 19, 1915.

"Mayor and Common Council of the City of New Brunswick" changed to "City of New Brunswick," January 13, 1916.

Statements of Results of Municipal Elections

Statements of Results of Municipal Elections.

The following municipalities have filed in the office of the Secretary of State statements of the results of elections held as provided in Chapter 22, Laws of 1915 (P. L. 1915, p. 51).

Chapter 221, Laws of 1911, approved April 25, 1911 (P. L. 1911, p. 462),

Chapter 366, Laws of 1912, approved April 2, 1912 (P. L. 1912, p. 643), entitled

Chapter 2, Laws of 1915, approved February 8, 1915 (P. L. 1915, p. 12), entitled

"An act to amend an act entitled "An act relating to, regulating and providing for the government of cities, towns, townships, boroughs, villages and municipalities governed by board of commissioners or improvement commissions in this State," approved April 25, 1911, the title whereof was amended by chapter 366, of the laws of 1912, approved April 2, 1912, as amended," were adopted by the City of Hoboken, February 9, 1915, and became effective February 16, 1915; and also Chapter 275, Laws of 1915, approved April 13, 1915 (P. L. 1915, p. 494), having the same title, was adopted by the City of Hoboken, and became effective November 2, 1915.

The foregoing acts were adopted by the City of Bayonne, March 9, 1915, and became effective March 16, 1915.

The foregoing acts were adopted by the City of New Brunswick, March 2, 1915, and April 6, 1915, and became effective April 13, 1915.

The foregoing acts were adopted by the City of Cape May, September 14, 1915, and became effective September 21, 1915.

The foregoing acts were adopted by the Borough of Allenhurst, January 4, 1916, and became effective January 11, 1916.

The foregoing acts were adopted by the Borough of Cape May Point, January 25, 1916, and became effective February 1, 1916.

Chapter 152, Laws of 1915, approved April 5, 1915 (P. L. 1915, p. 278), entitled

"An act relating to the division of the uniform fire-fighting force, of certain cities of this State into two platoons," was adopted by the City of Paterson, and became effective November 2, 1915.

Chapter 329, Laws of 1915, approved April 15, 1915 (P. L. 1915, p. 602), entitled

"A further supplement to the act entitled 'An act to establish public parks in certain counties in this State, and to regulate the same,' approved March 5, 1895," and

Chapter 367, Laws of 1915, approved April 21, 1915 (P. L. 1915, p. 679), entitled

"An act to authorize any city of this State to acquire lands by purchase or condemnation, and erect on such lands or on other lands owned by such city a public building or buildings for use as a museum of arts and sciences, or suitable for public exhibitions, lectures, addresses or assemblages, or for any or all of such purposes and uses, and to furnish the same, and to issue bonds to provide for the expense of such acquisition, erection and furnishing, and to provide by tax for the payment of the principal and interest of said bonds," were adopted by the City of Newark, and became effective November 2, 1915.

Chapter 302, Laws of 1906, approved June 8, 1906 (P. L. 1906, p. 664), entitled

"An act to enable any city in this State, other than cities of the first class, to construct, purchase or otherwise acquire water works for the purpose of supplying pure and wholesome water for public and private use in said city or in adjoining municipalities, and providing for the maintenance of the same," was adopted by the City of Wildwood, and became effective May 4, 1915, and September 21, 1915.

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