

Third—That The City of New York and all other parties and persons interested in such proceedings or in any of the real property affected thereby having any objections thereto shall file such objections in writing, duly verified in the manner required by law for the verification of pleadings in an action, setting forth the real property owned by the objector and his post office address, with the Clerk of the County of Kings, on or before the 22d day of November, 1947, and parties other than The City of New York shall within the same time serve a copy of such verified objections on the Corporation Counsel of The City of New York at his office, Room 1159, Municipal Building, Borough of Manhattan, City of New York.

Fourth—That on the 24th day of November, 1947, at 10 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard, the Corporation Counsel of The City of New York will apply to the Hon. Charles C. Lockwood, at Special Term, Part IV of the Supreme Court, to be held at Room 303, Municipal Building, Court and Joralemon streets, in the Borough of Brooklyn 2, City of New York, to fix a time when said Justice will hear the parties who have filed objections to the said tentative decree.

Dated, New York, October 29, 1947.
CHARLES E. MURPHY, Corporation Counsel, Office and Post Office Address, Municipal Building, Borough of Manhattan, City of New York, N. Y. 7. o29,n17

SUPREME COURT—KINGS COUNTY

In the Matter of the Application of The City of New York, relative to acquiring title to the real property required for the opening and extending of KINGSLAND AVENUE, from Brooklyn-Queens Connecting Highway (Meeker Avenue) to a line about 90 feet northerly therefrom, in the Borough of Brooklyn, City of New York.

NOTICE IS HEREBY GIVEN TO ALL parties interested in the above entitled proceeding as follows:

First—That the above named Court, after considering the testimony and proofs submitted on the trial of the above entitled proceeding, has completed its estimate of the compensation which should be made by The City of New York to the respective owners of the real property acquired in this proceeding, and that the tentative decree of said Court as to awards for damage was signed on the 21st day of October, 1947, by Hon. Charles C. Lockwood, Justice of the Supreme Court presiding at the trial of the above entitled proceeding, and was filed with the Clerk of the County of Kings on the 21st day of October, 1947, for the inspection of whomsoever it may concern.

Second—That the said Court has directed, pursuant to a resolution of the Board of Estimate, adopted on the 24th day of June, 1947, that the entire cost of such proceeding be apportioned by placing the entire cost of the proceeding upon the Borough of Brooklyn, to be payable with the taxes of the borough the first fiscal year next succeeding the confirmation of the assessment.

Third—That The City of New York and all other parties and persons interested in such proceedings or in any of the real property affected thereby having any objections thereto, shall file such objections in writing, duly verified in the manner required by law for the verification of pleadings in an action, setting forth the real property owned by the objector and his post office address, with the Clerk of the County of Kings, on or before the 20th day of November, 1947, and parties other than The City of New York shall within the same time serve a copy of such verified objections on the Corporation Counsel of The City of New York at his office, Room 1159, Municipal Building, Borough of Manhattan, City of New York.

Fourth—That on the 21st day of November, 1947, at 10 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard, the Corporation Counsel of The City of New York will apply to the Honorable Charles C. Lockwood at Special Term, Part IV, of the Supreme Court, to be held in Room 303, Municipal Building, in the Borough of Brooklyn, City of New York, to fix a time when said Justice will hear the parties who have filed objections to the said tentative decree.

Dated, New York, October 27, 1947.
CHARLES E. MURPHY, Corporation Counsel, Office and Post Office Address, Municipal Building, Borough of Manhattan, City of New York, N. Y. 7. o27,n14

SUPREME COURT—KINGS COUNTY

In the Matter of the Application of The City of New York, relative to acquiring title in fee to the real property required for the opening and extending of BURR PLACE, from Noll Street to its southerly terminus in the Borough of Brooklyn, City of New York.

NOTICE IS HEREBY GIVEN TO ALL parties interested in the above entitled proceeding as follows:

First—That the above named Court, after considering the testimony and proofs submitted on the trial of the above entitled proceeding, has completed its estimate of the compensation which should be made by The City of New York to the respective owners of the real property acquired in this proceeding, and that the tentative decree of said Court as to awards for damage was signed on the 21st day of October, 1947, by Hon. Charles C. Lockwood, Justice of the Supreme Court presiding at the trial of the above entitled proceeding, and was filed with the Clerk of the County of Kings on the 21st day of October, 1947, for the inspection of whomsoever it may concern.

Second—That the said Court has directed, pursuant to a resolution of the Board of Estimate, adopted on the 24th day of April, 1947, that the entire cost of such proceeding be apportioned by placing the entire cost upon The City of New York.

Third—That The City of New York and all other parties and persons interested in such proceedings or in any of the real property affected thereby having any objections thereto, shall file such objections in writing, duly verified, in the manner required by law for the verification of pleadings in an action, setting forth the real property owned by the objector and his post office address, with the Clerk of the County of Kings, on or before the 20th day of November, 1947, and parties other than The City of New York shall within the same time serve a copy of such verified objections on the Corporation Counsel of The City of New York at his office, Room 1159, Municipal Building, Borough of Manhattan, City of New York.

Fourth—That on the 21st day of November, 1947, at 10 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard, the Corporation Counsel of The City of New York will apply to the Honorable Charles C. Lockwood at Special Term, Part IV, of the Supreme Court, to be held in Room 303, Municipal Building, in the Borough of Brooklyn, City of New York, to fix a time when said Justice will hear the parties who have filed objections to the said tentative decree.

Dated, New York, October 27, 1947.
CHARLES E. MURPHY, Corporation Counsel, Office and Post Office Address, Municipal Building, Borough of Manhattan, City of New York, N. Y. 7. o27,n14

SUPREME COURT—QUEENS COUNTY

In the Matter of the Application of The City of New York, relative to acquiring title to the real

property required for the opening and extending of 174th Street from the northerly line of 142d Avenue to the northerly line of 143d Road (Jackson Avenue) in the Borough of Queens, City of New York.

NOTICE IS HEREBY GIVEN TO ALL parties interested in the above entitled proceeding, as follows:

First—That the above named Court, after considering the testimony and proofs submitted on the trial of the above entitled proceeding, has completed its estimate of the compensation which should be made by The City of New York to the respective owners of the real property to be acquired in this proceeding, and the Tentative Decree of the said Court as to awards for damages was signed on the 17th day of October, 1947, by Hon. Charles C. Lockwood, Justice of the Supreme Court, presiding at the trial of the above entitled proceeding, and was filed with the Clerk of the County of Queens on the 17th day of October, 1947, for the inspection of whomsoever it may concern.

Second—That The City of New York, and all other parties interested in such proceeding or in any of the real property affected thereby, having any objections thereto, shall file such objections, in writing, duly verified in the manner required by law for the verification of pleadings in an action, setting forth the real property owned by the objector and his post office address, with the Clerk of the County of Queens, on or before the 17th day of November, 1947, and parties other than The City of New York, shall within the same time serve on the Corporation Counsel of The City of New York, at his office, Municipal Building, Room 1559, in the Borough of Manhattan, City of New York, a copy of such verified objections.

Third—That on the 18th day of November, 1947, at 10 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard, the Corporation Counsel of The City of New York will apply to the Hon. Charles C. Lockwood, Justice of the Supreme Court, who signed said Tentative Decree at a Special Term, Part IV of the Supreme Court, to be held at General Court House, 4th floor, 88-11 Sutphin Boulevard, Jamaica, Queens, to fix a time when said Justice will hear the parties who will have filed objections to the said Tentative Decree.

Dated, New York, October 22, 1947.
CHARLES E. MURPHY, Corporation Counsel, Office and Post Office Address, Municipal Building, Borough of Manhattan, City of New York, N. Y. 7. o22,n8

SUPREME COURT—QUEENS COUNTY

In the Matter of the Application of The City of New York, relative to acquiring title to the real property required for the opening and extending of 218TH STREET, from the northerly line of 56th Avenue (Rock Hill Road) to the southerly line of 58th Avenue, in the Borough of Queens, City of New York.

NOTICE IS HEREBY GIVEN TO ALL parties interested in the above entitled proceeding, as follows:

First—That the above named Court, after considering the testimony and proofs submitted on the trial of the above entitled proceeding, has completed its estimate of the compensation which should be made by The City of New York to the respective owners of the real property to be acquired in this proceeding, and the Tentative Decree of the said Court as to awards for damages was signed on the 17th day of October, 1947, by Hon. Charles C. Lockwood, Justice of the Supreme Court, presiding at the trial of the above entitled proceeding, and was filed with the Clerk of the County of Queens on the 17th day of October, 1947, for the inspection of whomsoever it may concern.

Second—That The City of New York, and all other parties interested in such proceeding or in any of the real property affected thereby, having any objections thereto, shall file such objections, in writing, duly verified in the manner required by law for the verification of pleadings in an action, setting forth the real property owned by the objector and his post office address, with the Clerk of the County of Queens, on or before the 17th day of November, 1947, and parties other than The City of New York, shall within the same time serve on the Corporation Counsel of The City of New York, at his office, Municipal Building, Room 1559, in the Borough of Manhattan, City of New York, a copy of such verified objections.

Third—That on the 18th day of November, 1947, at 10 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard, the Corporation Counsel of The City of New York will apply to the Hon. Charles C. Lockwood, Justice of the Supreme Court, who signed said Tentative Decree at a Special Term, Part IV of the Supreme Court, to be held at General Court House, 4th floor, 88-11 Sutphin Boulevard, Jamaica, Queens, to fix a time when said Justice will hear the parties who will have filed objections to the said Tentative Decree.

Dated, New York, October 22, 1947.
CHARLES E. MURPHY, Corporation Counsel, Office and Post Office Address, Municipal Building, Borough of Manhattan, City of New York, N. Y. 7. o22,n8

Notice to File Claims

SUPREME COURT—KINGS COUNTY

In the Matter of the Application of The City of New York, relative to acquiring title to certain real property, where not heretofore acquired, described as follows: TAX BLOCK 2269, LOT NO. 45, required for the relocation of tenants within the lines of the Brooklyn-Queens Expressway, Borough of Brooklyn, City of New York.

NOTICE IS HEREBY GIVEN THAT BY AN order of the Supreme Court of the State of New York, Second Judicial District, dated October 24, 1947, and duly entered in the office of the Clerk of the County of Kings on October 24, 1947, the application of The City of New York to have the compensation which should justly be made to the respective owners of the real property taken in the above entitled proceeding ascertained and determined by the Supreme Court without a jury, in accordance with the resolution adopted by the Board of Estimate on the 28th day of August, 1947 (Cal. No. 126), was granted.

NOTICE IS FURTHER GIVEN THAT pursuant to Section B-15, Subdivision 11.0 of the Administrative Code, the map or survey of the land acquired in this proceeding, has been duly filed in the office of the Clerk of the County of Kings, and each and every party and person interested in the real property taken, and having any claim or demand on account thereof is hereby required to file his claim duly verified in the manner required by law for the verification of pleadings in an action with the Clerk of the County of Kings, on or before the 10th day of November, 1947, and to serve on the Corporation Counsel of The City of New York at his office, Room 1159, Municipal Building, Borough of Manhattan, City of New York, within the same time, a copy thereof.

The said verified claim shall set forth the real property which the claimant owned or in which he is interested, and his post office address, together with an inventory or itemized statement of the fixtures, if any, for which compensation is claimed; and in case such claim or demand for compensation in respect to any fixtures is made by a lessee or tenant of the real property

acquired, a copy of such verified claim or demand, together with said inventory or itemized statement, shall be served upon the owner of such real property or his attorney.

Proof of title may be submitted to the Corporation Counsel at his office, Room 506, Municipal Building, Borough of Brooklyn, or Room 1265, Municipal Building, Borough of Manhattan, City of New York, on or before the 10th day of November, 1947.

The claimant will be required to appear in person upon such title proof and to produce the deed or instrument under which he claims title, or a certified copy thereof.

The property affected by the above named proceeding is located in Block 2269, Lot 45, in Section 8 of the Land Map of the County of Kings, Dated, New York, October 29, 1947.

CHARLES E. MURPHY, Corporation Counsel, Office and Post Office Address, Municipal Building, Borough of Manhattan, City of New York, N. Y. 7. o29,n10

NOTICE TO BIDDERS AT SALES OF OLD BUILDINGS, ETC.

TERMS AND CONDITIONS UNDER WHICH BUILDINGS, ETC., WILL BE SOLD FOR REMOVAL FROM CITY-OWNED PROPERTY.

THE BUILDINGS AND APPURTENANCES thereto shall be sold to the highest bidder, who must pay by cash or a certified check drawn to the order of the City Treasurer and must deposit with the Comptroller of The City of New York, cash or a certified check drawn to the order of the Comptroller of The City of New York, for not less than half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the amount of the security to be deposited, this security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit, the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenues for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the conditions of the sale. The placing therein or permitting the occupancy of any such building by any tenant for rent or otherwise, excepting the necessary watchman or the workmen engaged in the actual removal thereof, shall of itself be a breach of the above conditions of sale.

The sale shall be as of the condition of the property on the date of delivery thereof to the purchaser. The City of New York will not be responsible for any change or loss which may occur in the condition of the buildings, or their appurtenances between the time of the sale thereof and the time of delivering possession to the purchaser, after being properly vacated of all tenants. The sale and delivery to purchaser will be made as nearly together as the circumstances will permit, including the structures of their tenants will permit.

All the material of buildings, sheds, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds except the exterior walls of the buildings and their foundations, and the sidewalks and curb in front of said buildings, extending within the described area, shall be removed from the premises. None of the dirt, debris or waste resulting from the demolition or removal shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point. The exterior walls and their foundations shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building. Where there is no curb the elevation of the surrounding ground shall be considered curb level. All wells, cesspools, etc., existing on the property must be filled to the level of the surrounding ground with clean earth.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains and in place thereof cause to be inserted a brass plug in the main water pipe in street in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Bureau of Real Estate of the Board of Estimate with a certification from the Department of Water Supply, Gas and Electricity, that this has been performed.

The purchaser at the sale shall also remove all abandoned house sewer connections to the main sewer in the street, and the opening of the main sewer in the street shall be properly closed in compliance with the directions of the Bureau of Sewers in the office of the President of the Borough in which the buildings are situated, and furnish the Bureau of Real Estate of the Board of Estimate with a certification from the Bureau of Sewers that the work has been properly performed.

The permit for all openings in the streets to be obtained by and at the expense of the purchaser of the building.

Failure to remove any buildings, appurtenances, or any part thereof, within 30 days from the day of possession will work forfeiture of ownership of such buildings, appurtenances, or portion as shall be left standing, together with all moneys paid by the bidder on account thereof at the time of the sale and the successful bidder, above conditions, being understood to be implied by the act of bidding. The City of New York will, without notice to the purchaser, cause the same to be removed, and the cost and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner and must be completed within 30 days from the day of possession, and the successful bidder shall provide and furnish all materials, equipment and labor necessary therefor, and shall place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and shall indemnify and save harmless The City of New York, its officers, agents and servants and each of them against any and all suits and actions, claims and demands of every name and description, brought against them or any of them, and against and from all damage and costs to which they, or any of them be put by reason or injury to the person or property of another, resulting from any cause whatsoever in the performance of the work or in guarding the same or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Where party walls are found to exist between buildings purchased by different bidders, the materials of said party walls shall be understood to be equally divided between the separate purchasers.

Party walls and fences when existing against adjacent property, not sold, shall not be taken down. All furniture, plaster, chisels, projecting brick, etc., on the faces of such party walls are to be taken down and removed. The walls shall be made permanently self-supporting, beam holes, etc., bricked up, and the wall pointed and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be

properly flashed and painted and made watertight where they have been disturbed by the operations of the contractors.

No buildings, parts of buildings, fixtures or machinery sold for removal under these terms and conditions shall in any case be relocated or re-erected within the lines of any proposed street or other public improvements, and if any such buildings, parts of buildings, fixtures or machinery, etc., shall be relocated or re-erected within the lines of any proposed street or other public improvement, title thereto shall thereupon become vested in The City of New York and resale at public or private sale may be made in the same manner as if no prior sale thereof had been made.

The Director of Real Estate of The City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, part of buildings and machinery included therein, or to reject any and all bids.

REGULATIONS RELATING TO CONTRACTS

Adopted by the Board of Estimate Feb. 8, 1946 (Cal. No. 12-A), and Amended Nov. 21, 1946 (Cal. No. 19).

§ 1. Advertisements, proposals and bids.

(a) Bids for contracts shall be solicited by public advertisement in at least 10 successive issues of THE CITY RECORD. All advertisements soliciting bids for contracts shall be approved by the Corporation Counsel before publication. Bids shall be publicly opened on the day of the last insertion of the advertisements.

(b) Except with the approval of the Corporation Counsel, the advertisement shall include only:

1. The place where the proposals may be obtained;
2. The place where and the day and hour when the bids will be publicly opened;
3. A brief description of the supplies, materials and equipment to be furnished and of the work or labor to be done.

(c) Proposals for bids shall be in such form as may be prescribed by the agency issuing the same and shall state:

1. That the person making the bid shall deliver it in a sealed envelope, addressed to the head of the appropriate agency, on or before the time and at the place designated in the advertisement;
2. That the sealed envelope shall be endorsed with the name or names of the person or persons presenting the same, the date of its presentation and the title of the proposal;
3. The place where and the day and hour when the bids will be publicly opened;
4. The quantity and quality of the supplies, materials or equipment to be furnished and the nature and extent of the work or labor to be done;
5. That every bid shall be accompanied by a deposit in approximately the sum of two percentum of the amount of such bid; except that in the case of a proposal for a single item or class of items, the deposit shall be approximately two percentum of the contracting agency's estimated cost of the supplies, materials or equipment to be furnished and the work or labor to be done. Such deposit shall consist of a certified check upon a State or National bank or trust company or a check of such bank or trust company signed by a duly authorized officer thereof, drawn to the order of the Comptroller of the City, or of the obligations of the City, which the Comptroller shall approve as of equal value with the sum so required, except that the check submitted as security deposit with a bid for supplies, materials or equipment need not be certified;

6. That in the event of the failure of the bidder to execute the contract within five days after notice of the award of the contract to him, his deposit or so much thereof as shall be applicable to the amount of the award made to him shall be retained by the City, and he shall be liable for and bound to pay on demand the difference between the price bid and the price for which contracts shall be subsequently let, including the cost of such retelling and less the amount of such deposit. No plea of mistake in such accepted bid shall be available to the bidder for the recovery of his deposit or as a defense to any action based upon such accepted bid;

7. That upon the execution of a contract for work or labor, in which provision has been made for payments by installments, the contractor may be required to deposit not less than approximately two percentum nor more than approximately five percentum of the amount of the contract, until the amount of the retained percentages under the contract shall equal the amount of the deposit. Such deposit shall consist of a certified check upon a State or National bank or trust company or a check of such bank or trust company signed by a duly authorized officer thereof, drawn to the order of the Comptroller of the City, or of the obligations of the City, which the Comptroller shall approve as of equal value with the sum so required;

8. That each bid shall contain:

- (a) The name, residence and place of business of the person or persons making the same;
- (b) The names of all persons interested therein, and if no other person is so interested, such fact shall be distinctly stated;

(c) A statement to the effect that it is made without any connection with any other person making a bid for the same purpose, and is in all respects fair and without collusion or fraud;

(d) A statement that no Councilman or other officer or employee or person whose salary is payable in whole or in part from the City treasury is directly or indirectly interested therein or in the supplies, materials or equipment and work or labor to which it relates, or in any portion of the profit thereon.

(e) The bid shall be verified by the written oath of the bidder that the several matters stated therein are in all respects true.

(f) Each agency shall keep a proper receptacle for the receipt and safe keeping of bids. Upon receipt thereof, bids which are duly presented shall be deposited in such receptacle. No bid shall be removed therefrom nor shall the sealed envelope in which it is contained be opened, except as provided in the paragraph (f) of this section.

(g) The bids shall be opened and read publicly at the time and place designated in the advertisement, in the presence of the Comptroller or his representative and of such of the bidders as may desire to be present. The opening of such bids shall not be postponed if the Comptroller or his representative shall, after due notice, fail to attend.

(h) This regulation shall be published in THE CITY RECORD daily. All advertisements for bids by any one agency appearing in any one issue of THE CITY RECORD shall be published in sequence by date of opening and shall refer to this regulation as advertised in THE CITY RECORD. Such reference shall immediately follow the name of the agency.

§ 9. Purchase orders in excess of one thousand dollars.

(a) Medical, surgical, dental, laboratory supplies and implements and food supplies involving an expenditure of more than one thousand dollars may be procured on purchase orders based on bids which permit of competition received after advertising in at least three successive issues of THE CITY RECORD. Rentals of equipment for snow removal purposes shall be effected in accordance with Sections 755(3)-7.0 and 783a-2.0 of the Administrative Code.

(b) Rentals of equipment involving an expenditure of more than one thousand dollars for other than snow removal purposes may be effected by the Department of Purchase on purchase orders based on bids which permit of competition received after advertisement in at least ten successive issues of THE CITY RECORD. Rentals of equipment for snow removal purposes shall be effected in accordance with Sections 755(3)-7.0 and 783a-2.0 of the Administrative Code.