

58,1939

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# Court of King's Bench

(APPEAL SIDE)

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On appeal from a judgment of the Superior Court, for the Province of Quebec, (District of Montreal), rendered by the Honourable Mr. Justice Mercier, November 23rd, 1934.

*The People of the State of New York,*

(Plaintiffs in the Court below)

APPELLANTS

—vs—

*Heirs of the late John M. Phillips,*

(Defendants in the Court below)

— & —

*The Crown Trust Company et al.,  
es-qual., for the Heirs of the  
late Francis Phillips,*

Defendants severing in their defence  
and en reprise d'instance.

RESPONDENTS

—&—

*The Montreal Safe Deposit Company,*

TIERS-SAISIS

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## I N D E X

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<p>Exhibit C-17.—Contract between the City of New York and O'Rourke Engineering Construction Co., for the construction of sewer and appurtenances in Linden Street from 32nd (Myrtle) Ave. to 35th Ave. (State St.) 35th Avenue (State St.) from Linden St. to Prince St.; Prince Street from 35th Ave. (State St.) to 36th Ave. (Warren St.); and trunk (low level) sewers and appurtenances in Prince Street from 36th Ave. (Warren St.) to 37th Ave. (Washington St.); 37th Avenue (Washington St.) from Prince St. to Lawrence St.; Lawrence Street from 37th Ave. Washington St.) to 40th Ave. (Amity St.) and lateral (high level) sewers and appurtenances in Prince Street from 36th Ave. (Warren St.) to a point about 35 feet southerly therefrom;</p>			

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37th Ave. (Washington St.) from Prince St. to a point about 20 feet westerly therefrom and from the summit about 380 feet easterly from Lawrence St. to Lawrence St.; Lawrence St. from 37th Ave. (Washington St.) to 40th Ave. (Amity St.) Third Ward of the Borough of Queens .....	Jan. 19th 1920	2271	V
Exhibit C-18.—Plan 158th Avenue .....		5321a	XI
Exhibit C-19.—Contract between The City of New York and Duit, Inc., for the construction of a sewer and appurtenances in Fisk Avenue from Queens Boulevard to Calamus Avenue from Fisk Avenue to Decker Street, Second Ward, Borough of Queens .....	March 15th 1924	3408	VII
Exhibit C-20.—Contract between City of New York and Duit Inc. for the construction of sanitary sewers and appurtenances in Farmers boulevard from Judith street to 143rd road; 143rd road from Farmers boulevard to 173rd street; 173rd street from 143rd road to 137th avenue; 137th avenue diagonally from 173d street to 173d street as it continue northerly; 173d street from 137th avenue to Bedell street; Bedell street from 173d street to 129th avenue; 129th avenue from Bedell street to 174th place; 174th place from 120th avenue to 125th avenue; 125th avenue from 174th place to Merrill avenue; Merrill avenue from 125th avenue to Baisley boulevard; Baisley boulevard from Merrill avenue to Farmers boulevard; Farmers boulevard from			

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<p>Baisley boulevard to Foch boulevard Merrick boulevard from Baisley boulevard to 115th avenue; 115th avenue from Merrick boulevard to 175th street; 175th street from 115th avenue to Brinkerhoff avenue; Brinkerhoff avenue from 175th street to 180th street, Fourth Ward, Borough of Queens .....</p>	Aug.	14th	1925	4569	X
<p>Exhibit C-21.—Rejection of Bids for the construction of a sewer and appurtenances in Collins avenue from Mount Olivet avenue, to Adriatic street, in Adriatic street from Collins avenue to Fresh Pond Road, and in Fresh Pond Road from Mount Olivet avenue to Woodline street, Second Ward, Borough of Queens .....</p>	Nov.	29th	1916	1762	IV
<p>Exhibit C-22.—City Record .....</p>	Dec.	18th	1916	1763	IV
<p>Exhibit C-23.—Rejection of Bids for Collins Ave. Letter .....</p>	Jan.	16th	1917	1607	IV
<p>Exhibit C-24.—City Record .....</p>	March	24th	1917	1774	IV
<p>Exhibit C-25.—City Record .....</p>	Oct.	1th	1919	2262	V
<p>Exhibit C-26.—Cheques paid to the order of Dame J. Creem assignee of J. M. Philips and signed: Duit, Inc. by John J. Creem .....</p>				3759	VIII
<p>Exhibit C-27.—10 cheques drawn by Duit Inc., on The Chase National Bank, New York City .....</p>	Dec.	5th	1927	4745	X
<p>Exhibit C-28.—Contract between Joseph L. Sigretto and The City of New York for construction of sewers and appurtenances in McComb Place (Wy-</p>					



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koff avenue) from Central avenue to Myrtle avenue, Ridgewood Place from Central avenue to Copeland avenue, and in Copeland avenue from Ridgewood Place to McComb Place Second Ward of the Borough of Queens .....	April 23rd 1917	1885	IV
Exhibit C-29.—Contract between Joseph L. Sigretto and The City of New York for construction of sewers and appurtenances in Atlantic Avenue, north side, from Willard (Vanderveer) Avenue to Freedom Avenue, and in Hatch Avenue from Atlantic Avenue, north side, to Fulton Street, Fourth Ward of the Borough of Queens .....	April 13th 1917	1971	IV.
Exhibit C-30.—Contract between the City of New York and H. J. Mullen, Contracting Co., Inc., for the construction of a sanitary sewer and appurtenances in 158th Street from 150th Ave. to Boynton St. Boynton Street from 158th St. to Rockaway Boulevard, etc. Contract No. 2 includes sewers and appurtenances in 158th Street from 132nd Ave. to 129th Avenue 129th Avenue from 158th Street to New York Blvd. New York Boulevard from 129th Ave. to 119th Ave., 119th Avenue from New York Boulevard to 165th St., 165th Street from 119th Avenue to Foch Boulevard, Foch Boulevard from 165th St. to 167th St. 167th Street fro Foch Blvd to 114th Ave .....	Dec. 3rd 1925	4642	X
Exhibit C-31.—Contract between the City of New York and H. J. Mullen Con-			

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tracting Co., Inc. for the construction of a sewer and appurtenances in Norwood Place (166th St.) from Queens Avenue to California (43rd) Avenue; California (43rd) Avenue from Norwood Place to Stiles Place (171st St.); Stiles Place from California Avenue to Station Road; Station Road from Stiles Place to Lancaster Avenue (192nd St.) and in Lancaster Avenue from Station Road to Linn Street (39th Ave.); Third Ward, Borough of Queens .....	May 2nd 1922	2792	VI
Exhibit C-32.—Lists of checks of H. J. Mullen Contracting Co. Inc. Paid to Daniel Creem, account re Norwood Ave., assignee of John M. Phillips .		2905	VI
Exhibit C-33.—Contract between The City of New York and Patrick McGovern Inc. for the construction of a sewer and appurtenances in Hammels Boulevard from Beach Channel Drive to Amstel Avenue and in Ward, Borough of Queens. Type "A" Amstel Avenue from Hammels Boulevard to Beach 62nd Avenue, Fifth	Aug. 28th 1924	3535	VIII
Exhibit C-34.—Summary Sheet of Type A Bids on contract C-33 for the construction of a sewer and appurtenances in Hammels Boulevard, from Beach Channel Drive to Amstel Avenue, and in Hamstel avenue from Hammels Boulevard to Beach, 62nd street, Fifth Ward, Borough of Queens .....	Aug. 12th 1924	3532	VIII
Exhibit C-35.—Summary Sheet of Type B Bids on contract C-33 for the construction of a sewer and appurtenan-			

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ces in Hammels Boulevard from Beach Channel Drive to Amstel Avenue, and in Amstel avenue from Hammels Boulevard to Beach, 62nd street, Fifth Ward, Borough of Queens . . . .	Aug. 12th 1924	3533	VIII
Exhibit C-36.—Contract between Allan and City of New York for the construction of a sanitary sewer and appurtenances in 150th Avenue from Pumping Station at 134th Street to Judith Street and in Judith Street from 150th Avenue to Farmers Boulevard, Fourth Ward, Borough of Queens. This contract is for Section 2 and includes the construction of a sanitary sewer and appurtenances in 150th Avenue from a point about 2.75 feet east of 158 Street to Judith Street, and in Judith Street to Farmers Boulevard . . . . .	March 16th 1925	4275	IX
Exhibit C-37.—Letter of John M. Phillips to Paul Paulsen quoting prices for the construction of a sanitary sewer and appurtenances in 150th Ave. from Pumping Station at 134th St. to Judith St., etc., Fourth Ward, Borough of Queens, City of New York.	Feb. 25th 1925	4197	IX
Exhibit C-38.—Contract between John M. Phillips and Hammen Const. Co. Quoting prices and accepted . . . . .	Feb. 17th 1925	4194	IX
Exhibit C-39.—Letter from Connolly to Hammen Construction Co. for the construction of a sanitary sewer and appurtenances in 150th Avenue from Pumping Station at 134th Street to Judith Street, and in Judith Street from 150th Avenue to Farmers Boulevard, Fourth Ward, Borough of Queens. Contract No. 2 Type "B" . . .	Feb. 27th 1925	4251	IX

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Exhibit C-40.—Photo of Section 1 of 150th avenue showing pipe from well points .....		5111	XI
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Exhibit C-43.—Letter of Commissioner of Public Works, to Hammen Construction Company .....	May 22nd 1925	4396	IX
Exhibit C-44.—Cheque from Hammen & Co. Inc. to John M. Phillips. ....	July 20th 1925	4514	X
Exhibit C-45.—Final Certificate from Hammen Construction Company for Contract No. 2 for construction of a Sewer in 150th avenue. To the Certificate are attached letters and reports; also letters and reports referring to Contract No. 1 to Paino Brothers for construction of a Sewer in the said avenue .....	May 10th 1926	5052	XI
Exhibit C-46.—Summary of Bids, 150th St. Sewer Type B. For the construction of sanitary sewers and appurtenances in; 150th street from 150th Avenue to North Conduit Avenue; North Conduit Avenue from 150th Street to 146 Street; 146th Street from North Conduit Avenue to 120th Avenue; 120th Avenue from 146th Street to Lake View Place; Lake View Place from 120th Avenue to 155th Street; 114th Avenue from 155th Street to Sutphin Boulevard; Sutphin Boulevard from 114th Ave-			

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<p>nue to 112th Avenue, and a high level sewer in 114th Avenue from 155th Street to Sutphin Boulevard, Fourth Ward, Borough of Queens. Contract No. 1. ....</p>	<p>June 17th 1925</p>	<p>4434</p>	<p>IX</p>
<p>Exhibit C-47.—Summary of Bids, 150th St. Sewer Type “A” for the construction of sanitary sewers and appurtenances in: 150th Street, from 150th Ave. to No. Conduit Ave.; North Conduit Avenue from 150th Street to 146th Street from No. Conduit Avenue to 120th Avenue; 120th Avenue from 146th Street to Lake View Place; Lake View Place from 120th Avenue to 155th Street; 155th Street from Lake View Place to 114th Avenue; 114th Avenue from 155th Street to Sutphin Boulevard; Sutphin Boulevard from 114th Avenue to 111th Avenue, and a high level sewer in 114th Avenue from 155th Street to Sutphin Boulevard, Fourth Ward, Borough of Queens .....</p>	<p>June 17th 1925</p>	<p>4435</p>	<p>IX</p>
<p>Exhibit C-48.—Letter from Maurice E. Connelly to Clifford B. Moore .....</p>	<p>June 22nd 1925</p>	<p>4442</p>	<p>IX</p>
<p>Exhibit C-49.—Bid sheet, Type “B” for the construction of sanitary sewers and appurtenances in: 150th Street from 150th Avenue to North Conduit Avenue; North Conduit Avenue from 150th Street to 146th Street; 146th Street from North Conduit Avenue to 120th Avenue; 120th Avenue from 146th Street to Lake View Place; Lake View Place from 120th Avenue to 155th Street; 155th Street from Lake View Place to 114th Avenue; 114th Avenue from 155th Street to</p>			

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<p>Sutphin Boulevard; Sutphin Boulevard from 114th Avenue to 112th Avenue; and a high level sewer in 114th Avenue from 155th Street to Sutphin Boulevard, Fourth Ward, Borough of Queens .....</p>	<p>June 17th 1925</p>	<p>4436</p>	<p>IX</p>
<p>Exhibit C-50.—Letter from Maurice E. Connolly to Hammen Construction Company, for the construction of a sanitary sewers and appurtenances in 150th street from 150th avenue to North Conduit avenue; North Conduit avenue from 150th street to 146th street; 146th street from North Conduit avenue to 120th avenue; 120th avenue from 146th street to Lake View Place; Lake View Place from 120th venue to 155th street; 155th street from Lake View Place to 114th avenue; 114th avenue from 155th street to Sutphin Boulevard; Sutphin Boulevard from 114th avenue to 112th avenue; and a high level sewer in 114th ave. from 155th street to Sutphin Boulevard, Fourth Ward, Borough of Queens .....</p>	<p>June 24th 1925</p>	<p>4444</p>	<p>IX</p>
<p>Exhibit C-51.—Summary of Proposals for bidders for the construction of sanitary sewers and appurtenances in 150th Street from 150th Avenue to No. Conduit Avenue; North Conduit Avenue from 150th Street to 146th Street; 146th Street from North Conduit Avenue to 120th Avenue; 120th Avenue from 146th Street to Lake View Place; Lake View Place from 120th Avenue to 155th Street; 155th Street from Lake View Place to 114th Avenue; 115th Avenue from 155th</p>			

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Street to Sutphin Boulevard; Sutphin Avenue from 155th Street to Sutphin Boulevard; Sutphin Boulevard from 114th Avenue to 112th Avenue; and a high level sewer in 114th Avenue from 155th Street to Sutphin Boulevard, Fourth Ward, Borough of Queen .....	July 9th 1925	4483	IX
Exhibit C-52.—Summary of proposals for the construction of a sanitary sewer to be used temporarily as a combined sewer in: Hempstead Avenue from Springfield Blvd. to 220th Street; 220th Street from Hempstead Avenue to 99th Avenue; 99th Avenue from 220th Street to 222nd Street; 222nd Street from 99th Avenue to Jamaica Avenue; Fourth Ward, Borough of Queens .....	April 7th 1926	4747	X
Exhibit C-53.—Summary of proposals for the construction of a sanitary sewer to be used temporarily as a combined sewer in Foch Boulevard from Farmers Boulevard to Springfield Boulevard, Fourth Ward, Borough of Queens .....	April 7th 1926	4751	X
Exhibit C-54.—Summary of proposals for the construction of a sanitary sewer to be used temporarily as a combined sewer in Springfield Boulevard from Foch Boulevard to Hempstead Avenue, Fourth Ward, Borough of Queens .....	April 7th 1926	4754	X
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wer in Hempstead avenue from Springfield boulevard to 220th street 220th street from Hempstead avenue to 99th avenue; 99th avenue from 220th street to 222nd street; 222nd street from 99th avenue to Jamaica avenue, Fourth Ward, Borough of Queens .....	June 7th 1926	4767	X
Exhibit C-56.—Contract between the City of New York and Highway Improvement and Repair Company Inc., for the construction of a sanitary sewer to be used temporarily as a combined sewer in Springfield boulevard from Foch boulevard to Hempstead avenue, Fourth Ward, Borough of Queens .....	June 7th 1926	4782	X
Exhibit C-57.—Contract between the City of New York and Highway Improvement & Repair Co. Inc. for the construction of a sanitary sewer to be use temporarily as a combined sewer in Foch boulevard from Farmers boulevard to Springfield boulevard, Fourth Ward, Borough of Queens ..	June 7th 1926	4797	X
Exhibit C-58.—Contract from the City of New York to Highway Improvement & Repair Company Incorporated, for the construction of a sanitary sewer to be used as a combined sewer in Jamaica Avenue, from 222nd street to Little Neck Road (Mackay Avenue .....	April 26th 1926	4814	X
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Avenue, Fourth Ward, Borough of Queens .....	April 7th 1926	4757	X
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Exhibit C-61.—Summary of Proposals re Brinkerhoff Ave., Type "B", 3 bidders for the construction of a sanitary sewer and appurtenances in Brinkerhoff Avenue from 180th Street to 193rd Street, Fourth Ward, Borough of Queens .....	Oct. 18th 1926	5035	XI
Exhibit C-62.—Letter from Clifford B. Moore, consulting engineer to Maurice E. Connolly president of the Borough of Queens, for the construction of a sanitary sewer and appurtenances in Brinkerhoff Avenue from 180th Street to 193rd Street, 4th Ward, Borough of Queens .....		5027	XI
Exhibit C-63.—Summary of Proposals of Paulsen Construction Corporation for the construction of a sanitary sewer and appurtenances in Brinkerhoff Ave., from 180th St., to 193rd Street, Fourth Ward, Borough of Queens .....	Aug. 24th 1926	5020	XI
Exhibit C-64.—Letter from Maurice E. Connolly to Chas. W. Berry, for the construction of a sanitary sewer and appurtenances in Brinkerhoff Avenue from 180th Street to 193rd Street, Fourth Ward, Borough of Queens .....	July 29th 1926	4963	X

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Exhibit C-65.—Letter from Maurice E. Connolly to Hon. Charles L. Craig .	Oct. 28th 1919	2268	V
Exhibit C-66.—Letter from Maurice E. Connolly to Hon. Charles L. Craig .	Oct. 28th 1919	2267	V
Exhibit C-67.—85% Certificate Paid to O'Rourke Engeneering Construction Company, re Linden Street, . . . . .	Oct. 27th 1920	2579	VI
Exhibit C-68.—Re Cheque \$3500.00 . . . . .	Oct. 15th 1920	2578	VI
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Exhibit C-70.—Check No. 338 for \$15,000 by Hammen Construction Company to John M. Phillips . . . . .	Dec. 15th 1925	4726	X
Exhibit C-71.—Check No. 401 for \$5,000 by Hammen Construction Company to John M. Phillips . . . . .	Jan. 7th 1926	4744	X
Exhibit C-72.—Cheque to O'Rourke Eng. Construction Co. signed by City of New York . . . . .	Oct. 11th 1920	2577	VI
Exhibit C-73.—Letter signed by John M. Phillips . . . . .	Aug. 12th 1924	3534	VIII
Exhibit C-74.—Contract between the City of New York and Necaro Co. Inc. for the construction of a sanitary trunk sewer and appurtenances in Amstel Avenue, from Beach 62nd Street to Far Rockaway Boulevard; Far Rockaway Boulevard from Amstel Avenue to Beach 32nd Street (Channel Drive) and Beach 32nd Street, from Far Rockaway Boulevard to Brookhaven (McKinley) Avenue, Fifth Ward, Borough of Queens) . . . . .	Oct. 7th 1925	4616	X

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<p>Exhibit C-75.—Contract between the City of New York and Necaro Company, Inc., for the construction of sanitary sewers and appurtenances in 150th street from 150th avenue to North Conduit avenue; North Conduit avenue from 150th street to 146th street; 146th street from North Conduit avenue to 120th avenue; 120th avenue from 146th street to Lake View place; Lake View place from 120th avenue to 155th street to Sutphin boulevard; Sutphin boulevard from 114th avenue to 112th avenue, Fourth Ward Borough of Queens .....</p>	<p>Dec. 5th 1925</p>	<p>4694</p>	<p>X</p>
<p>Exhibit C-76.—Final certificate from Patrick McGovern Incorporated re: Hammels Boulevard from Beach Channel et Amstel Avenue .....</p>	<p>July 8th 1926</p>	<p>4989</p>	<p>X</p>
<p>Exhibit C-77.—Contract between The City of New York and Muccini and Decker, for the construction of a sewer and appurtenances in Grand Avenue, from 25th street to 40th street, Second Ward, Borough of Queens .....</p>	<p>Aug. 17th 1924</p>	<p>3641</p>	<p>VIII</p>
<p>Exhibit C-78.—Contrat between City of New York and Muccini and Decker for the construction of sanitary sewers and appurtenances in Farmers Boulevard from Judith Street to 143rd Road; 143rd Road from Farmers Boulevard to 173d Street; 173d Street from 143rd Road to 137th Avenue; 137th Avenue diagonally from 173d Street to 173d Street as it continues northerly; 173d Street from 137th Avenue to Bedell Street; Bedell</p>			

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<p>Street from 173d Street to 129th Avenue; 129th Avenue from Bedell Street to 174th Place; 174th Place from 129th Avenue to 125th Avenue; 125th Avenue from 174th Place to Merrill Avenue; Merrill Avenue from 125th Avenue to Baisley Boulevard; Baisley Boulevard from Merrill Avenue to Farmers Boulevard; Farmers Boulevard from Baisley Boulevard to Foch Boulevard; Merrick Boulevard from Baisley Boulevard to 115th Avenue; 115th Avenue from Merrick Boulevard to 175th Street; 175th Street from 115th Avenue to Brinkerhoff Avenue; Brinkerhoff Avenue from 175th Street to 108th Street, Fourth Ward, Borough of Queens .....</p>	<p>Aug. 12th 1925</p>	<p>4553</p>	<p>X</p>
<p>Exhibit C-79.—Contract between City of New York and Muccini and Decker for the construction of a sewer and appurtenances in Queens Boulevard, north side, from Fisk avenue to Laurel Hill Boulevard; Laurel Hill Boulevard from Queens Boulevard, north side, to New York Connecting Railroad; Middagh street from Laurel Hill Boulevard to Woodside avenue, Metz avenue from Middagh street to New York Connecting Railroad; Sinclair avenue from Middagh street to New York Connecting Railroad, Second Ward, Borough of Queens .....</p>	<p>March 9th 1925</p>	<p>4599</p>	<p>X</p>
<p>Exhibit C-80.—Contract from the City of New York to Muccini &amp; Decker, for the construction of a sewer and appurtenances, in 108th (51st) Street from Waldron Street to a point about 40</p>			

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feet, south of the north property line of Nassau Boulevard (Rodman Street); construction of a temporary sewer and appurtenances in 108 (51st) Street from a point about 40 feet south of the north property line of Nassau Boulevard (Rodman Street) to 62nd Road (Tredwell Street); construction of a sewer and appurtenances of one third ultimate capacity in 108th (51st) Street from 62nd Road (Tredwell Street) 36rd Road (Omega Street); construction of a sewer and appurtenances of one-half ultimate capacity in 108th (51st) Street from 63rd Road (Omega Street) to 63rd Drive (Zuni Street) Second Ward, Borough of Queens .....	Nov. 8th 1926	5083	XI
Exhibit C-81.—Contract from the City of New York to Muccini & Decker, for the construction of a sanitary sewer and appurtenances in Brinkerhoff Avenue from 180th Street to 193rd Street, Fourth Ward, Borough of Queens .....	Nov. 8th 1926	5097	XI
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Exhibit C-89.—Is a series of fifty-three (53) cheques, (a fac-cimil of the first one of the said series of cheques is hereinafter reproduced) which are (a) all issued and signed by the firm of Muccini and Decker, contractors, of Brooklyn, N. Y., per Ernest Muccini and Albert Decker (b) all drawn on the Bank of The Manhattan Company, at Long Island City, (c) all marked as having been paid by the said bank .....		5125	XI
Exhibit C-90.—Assignment for the construction of a sanitary sewer to be used temporarily as a combined sewer in Foch Boulevard, from Farmers' Boulevard, to Springfield Boulevard, Fourth Ward, Borough of Queens Highway Improvement Co. to Awixa Corp. ....	May 6th 1926	4834	X
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Exhibit C-93.—Assignment of Contract No. 79051 for the construction of a sanitary sewer to be used temporarily as a combined sewer in Jamaica Avenue, from 222nd Street, to Little Neck Rd. (Mackey Avenue); Little Neck Rd., from Jamaica Avenue to 87th Avenue, Fourth Ward, Borough of Queens by Highway Improvement and Repair Co., Inc. ....	May 5th 1926	4829	X
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Exhibit C-95.—Contract from the City of New York to Muccini & Decker, for the construction of a sewer in Decker Street .....	June 24th 1927	5225	XI
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<p>Exhibit C-97.—Contract from the City of New York to Muccini &amp; Decker, for the construction of sewers and appurtenances in 38th Street from the end of the existing sewer about 380 feet south of the center line of Patterson Avenue to Jackson Avenue, 39th Street from the end of the existing sewer about 330 feet south of the center line of Patterson Avenue to Burnside Avenue; 40th Street from Astoria Avenue to Grand Avenue; 40th Street from Burnside to Jackson Avenue; 41st Street from Astoria Avenue to Jackson; 43rd Street from Astoria Avenue to crown 280 feet no. of Jackson Avenue; Astoria Avenue from 40th Street to 43rd Street; Patterson Avenue from 39th Street to 43rd Street; Burnside Avenue from 38th Street to 39th Street; Burnside Avenue from 49th Street; Burnside Avenue from 49th Street to 43rd Street, Second Ward, Borough of Queens .....</p>	<p>June 17th 1927</p>	<p>5207</p>	<p>XI</p>
<p>Exhibit C-98.—Contract from the City of New York to Muccini &amp; Decker, for the construction of a storm water sewer of one-half ultimate capacity in Rockaway Boulevard from Baisley Boulevard to 140th Street, Fourth Ward, Borough of Queens. Type "B"</p>	<p>June 10th 1927</p>	<p>5192</p>	<p>XI</p>
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<p>the construction of a sewer and appurtenances and grading, where necessary, in Ditmars Avenue, from 17th Avenue to 11th Avenue, First Ward, Borough of Queens .....</p>	<p>June 10th 1927</p>	<p>5218</p>	<p>XI</p>
<p>Exhibit C-100.—Contract between the City of New York and Muccini and Decker for the construction of a sewer and appurtenances and grading where necessary in Polk Avenue from Fish Avenue to Rowan Avenue, Rowan Avenue from Polk Avenue to Sherwood Street, Sherwood Street from Rowan Avenue to 71st Street (Worthington Ave., Second Ward, Borough of Queens .....</p>	<p>Dec. 5th 1925</p>	<p>4660</p>	<p>X</p>
<p>Exhibit C-101.—Contract from the City of New York to Muccini &amp; Decker, for the construction of sewers and appurtenances in 121st street from Rockaway Boulevard to 114th Avenue with a sanitary and storm connection to the existing sewers in Rockaway Boulevard; 115th Avenue from Lefferte Avenue to 124th Street 120th Street from 115th Avenue to the crown about 250 feet south of 114th Avenue; 122nd Street from 114th Avenue to 115th Avenue; 123rd Street from the crown about 210 feet south of 114th Avenue to 115th Avenue, Fourth Ward, Borough of Queens .....</p>	<p>June 10th 1927</p>	<p>5286</p>	<p>XI</p>
<p>Exhibit C-102.—Bid of Riverdale Construction Company for the construction of a sanitary sewer and appurtenances to used temporarily as a combined sewer in Brinkerhoff Avenue from 193d St. to Hollis Ave.; Hollis</p>			

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Avenue from Brinkerhoff Ave. to 198 St.; 198th Street from Hollis Ave. to 109th Ave.; 109th Avenue from 198th St. to 200th St.; 200th Street from 109th Ave. to 104th Ave.; 104th Avenue from 200th St. to 202nd St.; 202nd Street from 104th Ave. to 100th Ave.; 100th Avenue from 202nd St. to 205th St.; 205th Street from 100th Ave. to 99th Ave.; 99th Avenue from 205th St. to Cross Island Blvd.; Cross Island Blvd. from 99th Ave. to Jamaica Ave., Fourth Ward, Borough of Queens .....	July	13th 1926	4859	X
Exhibit C-103.—Bid of Riverdale Construction Company for the construction of a sanitary sewer and appurtenances in Brinkerhoff Avenue from 180th Street to 193th Street, 4th Ward, Borough of Queens .....	July	14th 1926	4867	X
Exhibit C-104.—Bid of Riverdale Construction Company for the construction of a sanitary sewer and appurtenances in Brinkerhoff Avenue, from 180th Street to 193rd Street, Fourth Ward, Borough of Queens .....	July	14th 1926	4874	X
Exhibit C-105.—Contract from the City of New York to Riverdale Construction Company Incorporated, for the construction of a sanitary sewer and appurtenances to be used temporarily as a combined sewer in Brinkerhoff Avenue from 193rd Street to Hollis Avenue; Hollis Avenue from Brinkerhoff Ave to 198th Street; 198 Street from Hollis Avenue to 109 Avenue; 109th Avenue from 198th Street to 200th Street; 200th Street from 109th				

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<p>Avenue to 104th Avenue; 104th Avenue from 200th Street to 202nd Street; 202nd Street from 104th Avenue to 100th Avenue; 100th Avenue from 202nd Street to 205th Street; 205th Street from 100th Avenue to 99th Avenue; 99th Avenue from 205th Street to Cross Island Blvd; Cross Island Blvd, from 99th Avenue to Jamaica Avenue, 5th Ward, Borough of Queens .....</p>	<p>July 29th 1926</p>	<p>4965</p>	<p>X</p>
<p>Exhibit C-106.—Bib of Riverdale construction Company for the construction of sanitary sewers and appurtenances to be used temporarily as combined sewers in Farmers Boulevard, from 109th (Brinkerhoff) Avenue to Hollis Avenue; Hollis Avenue, from Farmers Boulevard to 190th Street (Seminole Ave.); 190th Street, from Hollis Avenue to Woodhull Avenue; Woodhull Avenue, from 190th Street to 197th Street; 197th Street, from Woodhull Avenue to 90th Avenue; 90th Avenue, from 197th Street to 214th Street; Fourth Ward, Borough of Queens .....</p>	<p>July 14th 1926</p>	<p>4881</p>	<p>X</p>
<p>Exhibit C-107.—Contract from the City of New York to Riverdale Construction Company Incorporated for the construction of sanitary sewers and purtenances to be used temporarily as combined sewers in Farmers Blvd, from 109th (Brinkerhoff) Avenue to Hollis Avenue; Hollis Avenue from Farmers Boulevard to 190th Street Seminol Ave); 190th Street from Hollis Avenue to Woodhull Avenue; Woodhull Ave. from 190th Street to 197th Street; to 90th Ave from 197th</p>			

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Street to 214th Street, 4th Ward, Borough of Queens .....	July	29th	1926	4970	X
Exhibit C-108.—Bid of Riverdale Construction Company for the construction of a sanitary sewer and appurtenances to be used temporarily as a combined sewer in Jamaica Avenue, from Cross Island Blvd. to Hollis Court Blvd.; Hollis Court Blvd, from Jamaica Ave. to 93rd Ave.; 93rd Avenue from Hollis Court Blvd. to Winchester Blvd.; Fourth Ward, Borough of Queens .....	July	14th	1926	4889	X
Exhibit C-109.—Contract from the City of New York to Riverdale Construction Company Incorporated, for the construction of a sanitary sewer and appurtenances to be used temporarily as a combined sewer in Jamaica Avenue from Cross Island Boulevard to Hollis Court Blvd., Hollis Court Boulevard from Jamaica Avenue to 93rd Avenue from Hollis Court Boulevard to Winchester Boulevard, 4th Ward, Borough of Queens .....	July	29th	1926	4974	X
Exhibit C-110.—Letter from Maurice E. Connolly to Riverdale Construction Company for the construction of sanitary sewers and appurtenances to be used temporarily as combined sewers in Farmers Boulevard from 109th (Brinkerhoff) Ave. to Hollis avenue; Hollis Avenue from Farmers Blvd. to 109th St. (Seminol Ave); 190th Street from Hollis Ave. to Woodhull Avenue from 190th St. to 197th St.; 90th Avenue from 197th St. to 124th St., 4th Ward, Borough of Queens .....	July	26th	1926	4957	X

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<p>Exhibit C-111.—Letter from Maurice E. Connolly to Riverdale Construction Company for the construction of a sanitary sewer and appurtenances to be used temporarily as a combined sewer in Jamaica Avenue from Cross Island Boulevard to Hollis Court Boulevard; Hollis Court Boulevard from Jamaica Avenue to 93rd Av., 93rd Avenue from Hollis Court Boulevard to Winchester Boulevard, 4th Ward, Borough of Queens . . . . .</p>	<p>July 26th 1926</p>	<p>4959</p>	<p>X</p>
<p>Exhibit C-112.—Letter from Maurice E. Connolly to Riverdale Construction Company for the construction of a sanitary sewer and appurtenance to be used temporarily as a combined sewer in Brinkerhoff Avenue from 193th St. to Hollis Ave.; Hollis Avenue from Brinkerhoff Av. to 198th St.; 198th Street from Hollis to 109th Avenue; 109th Avenue from 198th St. to 200th St.; 200th Street from 109th avenue; 104th Avenue from 200th St. to 202d St., 202d Street from 104th Ave., to 100th Ave.; 100th Avenue from 202d St. to 205th St., 205th Street from 100th Av. to 99th Av.; 99th Avenue from 205th St. to Cross Island Boulevard; Cross Island Boulevard from 99th Av. to Jamaica Av., 4th Ward, Borough of Queens . . . . .</p>	<p>July 26th 1926</p>	<p>4961</p>	<p>X</p>
<p>Exhibit C-113.—Summary of Proposals of Riverdale Construction Company for the construction of sanitary sewers and appurtenances to be used temporarily as combined sewers in Farmers Blvd. fr. 109th (Brinkerhoff) Ave. to Hollis Ave.; Hollis Ave fr. Farmers Blvd. to 190th St. (Se-</p>			

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minol Ave.) ; 190th St. fr. Hollis Ave. to Woodhull Ave. ; Woodhull Ave. fr. 199th St. to 197th St. ; 197th St. fr. Woodhull Ave. to 90th Ave. ; 90th Ave fr. 197th St. to 214th St. ; Fourth Ward. Borough of Queens .....	July 14th 1926	4896	X
<b>Exhibit C-114.</b> —Summary of Proposals of Riverdale Construction Company for the construction of a sanitary sewer and appurtenances to be used temporarily as a combined sewer in Jamaica Ave. fr. Cross Island Blvd. to Hollis Court Blvd. ; Hollis Court Blvd. fr. Jamaica Ave. to 93rd Ave. ; 93rd Ave. fr. Hollis Court Blvd. to Winchester Blvd. ; 4th Ward, Borough of Queens .....	July 14th 1926	4904	X
<b>Exhibit C-115.</b> —Summary of Proposals of Riverdale Construction Company for the construction of a sanitary sewer and appurtenances to be used temporarily as a combined sewer in Brinkerhoff Ave. fr. 193rd St. to Hollis Ave. ; Hollis Ave. fr. Brinkerhoff Ave. to 198th St. ; 198th St. fr. Hollis Ave to 109th Ave. ; 109th Ave. fr. 198th St. to 200th St. ; 200th St. fr. 109th Ave. to 104th Ave. ; 104th Ave. fr. 200th St. to 202nd St. ; 202nd St. fr. 104th Ave. to 100th Ave. ; 100th Ave. fr. 202nd St. to 205th St. ; 205th St. fr. 100th Ave. to 99th Ave. 99th Ave. fr. 205th St. to Cross Island Blvd. ; Cross Island Blvd. fr. 99th Ave to Jamaica Ave., 4th Ward, Borough of Queens .....	July 14th 1926	4911	X
<b>Exhibit C-116.</b> —Assignment of Contract No. 80342 from Riverdale Const. Co.,			

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<p>Inc. to Carmine Petracca, for the construction of sanitary sewers and appurtenances to be used temporarily as combined sewer in Farmers Boulevard, from 109th Avenue to Hollis Avenue; Hollis Avenue, from Farmers' Boulevard to 190th Street; 190th Street, from Hollis Avenue to Woodhull Avenue; Woodhull Avenue, from 190th Street to 197th Street; 197th Street, from Woodhull Avenue to 90th Avenue; 90th Avenue, from 197th Street to 214th Street; Fourth Ward, Borough of Queens .</p>	<p>Aug. 3rd 1926</p>	<p>4979</p>	<p>X</p>
<p>Exhibit C-117.—Assignment of contract No. 80343 from Riverdale Corporation Company to Everett Contracting Co., for the construction of a sanitary sewer and appurtenances to be used temporarily as a combined sewer in Brinkerhoff Avenue from 193rd Street to Hollis Avenue; Hollis Avenue from Brinkerhoff Avenue to 198th Street; 198th Street from Hollis Avenue to 109th Avenue; 109th Avenue from 198th Street to 200th Street; 200th Street from 109th Avenue to 104th Avenue; 104th Avenue from 200th Street to 202nd Street; 202nd Street from 104th Avenue to 100th Avenue; 100th Avenue from 202nd Street to 205th Street; 205th Street from 100th Avenue to 99th Avenue; 99th Avenue from 205th Street to Cross Island Boulevard; Cross Island Boulevard from 99th Avenue to Jamaica Avenue; Fourth Ward, Borough of Queens . . . . .</p>	<p>Aug. 3rd 1926</p>	<p>4983</p>	<p>X</p>

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<p>Exhibit C-118.—Assignment of contract No. 80311 from Riverdale Construction Company to Awixa Corporation, for the construction of a sanitary sewer and appurtenances to be used temporarily as a combined sewer in Jamaica Avenue, from Cross Island Boulevard to Hollis Court Boulevard; Hollis Court Boulevard, from Jamaica Avenue to 93rd Avenue; 93rd Avenue, from Hollis Court Boulevard to Winchester Boulevard; Fourth Ward, Borough of Queens . .</p>	<p>Aug. 6th 1926</p>	<p>5009</p>	<p>XI</p>
<p>Exhibit C-119.—Bid of Riverdale Construction Company for the construction of a storm sewer and appurtenances of one-third ultimate capacity in: Long Street from Baisley Boulevard to Foch Boulevard, 157th Street from Foch Boulevard to 114th Ave, 114th Avenue from 157th St. to 155th St., 155th Street from 114th Ave. to 107th Ave., 107th Avenue from 155th St. to 153rd St. 153rd Street from 107th Ave. to South Road, Tuckerton Street from South Road to Liberty Ave., 4th Ward, Borough of Queens .</p>	<p>July 14th 1926</p>	<p>4919</p>	<p>X</p>
<p>Exhibit C-120.—Letter from Maurice E. Connolly to Jos. Elkin for the construction of a sanitary sewer and appurtenances to be used temporarily as a combined sewer in Brinkerhoff Avenue from 193rd St. to Hollis Ave. and for the construction of a sanitary sewer and appurtenances to be used temporarily as a combined sewer in Jamaica Avenue from Cross Bay Boulevard to Hollis Court Boulevard,</p>			



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etc., for the construction of sanitary sewers and appurtenance to be used temporarily as a combined sewers in Farmers Boulevard from 109th (Brinkerhoff) Ave. to Hollis Ave., etc. ....	July 15th 1926	4941	X
Exhibit C-121.—Model of a Lock Joint precast Pipe, the reproduction of which is omitted by consent of the parties .....	Aug. 1st 1936	5563	XII
Exhibit C-122.—Model of a Lock Joint precast Pipe, the reproduction of which is omitted by consent of the parties .....	Aug. 1st 1936	5563	XII
Exhibit C-123.—Piece of metal of flexible steel bind or form, the reproduction of which is omitted by consent of the parties .....	Aug. 1st 1936	5563	XII
Exhibit C-124.—Book, Wire Reinforcing Fabrics .....	Jan. 1923	2908	VI
Exhibit C-125.—Specifications of Lock Joint Pipe Co. ....	May 2nd 1931	5294	XI
Exhibit C-126.—Detailed Statement of pipe Sales Lock Joint Pipe Co. January 1st, 1922 to Dec. 31st, 1927 .....	Dec. 31st 1927	2791	VI
Exhibit C-127.—Letter from J. F. Perrine to Harry S. Hart .....	Jan. 13th 1926	4727	X
Exhibit C-128.—Contract from the City of New York to Petracca and Peterson, for the construction of a sewer and appurtenances in 130th Street, from Liberty Avenue to the crown			

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about 400 feet south of 107th Avenue; 107th Avenue, from 130 Street to 129th Street; 129th Street, from 107th Avenue to Liberty avenue. Fourth Ward, Borough of Queens ..	May 16th 1927	5167	XI
Exhibit C-129.—Contract from the City of New York to James Gallo, for the construction of a sewer and appurte- nances in 37th (Polk) Avenue from 84th (27th) Street to 90th (33rd) Street, Second Ward, Borough of Queens .....	July 12th 1927	5261	XI
Exhibit C-130.—Contract from the City of New York to Joseph H. Johnson, for the construction of a sewer and appurtenances in Second Street from Polk Avenue to Broadway; 3rd Street from Polk Avenue to Broad- way, and Broadway from 3rd Street to Duane Street (Bowery Bay Road). Second Ward, Borough of Queens ..	July 19th 1927	5265	XI
Exhibit C-131.—Contract between The City of New York and Kennedy & Smith, Inc., for the construction of a sewer and appurtenances in Saull Street from Blossom Avenue to Cher- ry Avenue, Cherry Avenue from Saull Street to Colden Avenue, Col- den Avenue from Cherry Avenue to Laburnum Avenue, Laburnum Ave- nue from Colden Avenue to Kissen Boulevard, (Jamaica Avenue), Third Ward, Borough of Queens .....	Nov. 15th 1924	3770	VIII
Exhibit C-132.—Contract between The Ci- ty of New York and Kennedy & Smith, Inc., for the construction of a			

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<p>sanitary sewer and appurtenances in Laburnum Ave. from Kissena Blvd. (Jamaica Ave) to 156th (16th) St.; 156th (16th) Street from Laburnum Ave. to 46th (Queens) Avenue; 46th (Queens) Avenue from 156th (16th) St. to 164th (24th) St., and in 167th (17th) St. from 46th (Queens) Ave. to 43d (California-Cypress) Ave., and also combined sewers and appurtenances in Laburnum Avenue from Kissena Blvd. (Jamaica Ave.) to 156th (16th) St., and in 156th (16th) Street from Laburnum Avenue to 46th (Queens) Ave., Third Ward, Borough of Queens, together with all work incidental thereto .....</p>	Feb.	4th 1925	4037	IX
<p>Exhibit C-133.—Contract between the City of New York and Kennedy &amp; Smith Inc. for the construction of a sewer and appurtenances in Woodside Avenue from Broadway to the New York Connecting Railroad, Second Ward, Borough of Queens ..</p>	Dec.	5th 1925	4676	X
<p>Exhibit C-134.—Contract from the City of New York to Kennedy &amp; Smith Incorporated for the construction of a temporary storm water overflow sewer in Hazen Street from Riker Avenue to the Shore Line approximately 170 ft. northeasterly from Riker Ave. and a temporary cut-off chamber at the intersection of Riker Ave and Hazen Street and for the construction of a sewer and appurtenances in Hazen Street from Riker Ave to Flushing Ave; Ditmars Ave from Hazen St. to 17th Ave; 17th Avenue from</p>				

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<p>Ditmars Ave to Flushing Ave; 18th Avenue from Ditmars Ave to Flushing Ave; 19th Avenue from Ditmars Ave to Flushing Ave, First and Second Wards, Borough of Queens, Type "B" .....</p>	May	7th	1926	4841	X
<p>Exhibit C-135.—Contract from the City of New York to Kennedy &amp; Smith, Incorporated, for the construction of sewers and appurtenances in: Polk Avenue from 84th Street to 79th Street; 79th Street from Polk Avenue to Roosevelt Avenue; Roosevelt Avenue from 79th Street to 76th Street; 76th Street from Roosevelt Avenue to Broadway, Second Ward, Borough of Queens, Type "B" .....</p>	May	7th	1926	4845	X
<p>Exhibit C-136.—Contract from the City of New York to Keenedy &amp; Smith Incorporated for the construction of sewers and appurtenances and grading, where necessary, in 40th Rd. (Grove Street) from the end of the existing sever 220 feet west of Prince Street to Main Street; Main Street from 40th Road (Grove Street) to 41st Avenue (Madison Street) from Main Street to 150th (Boerum) Avenue, Third Ward, Borough of Queens ...</p>	May	16th	1927	5172	XI
<p>Exhibit C-137.—Contract between the City of New York and Oxford Engineering Corporation for the construction of sanitary sewers and appurtenance in 150th street from 150th avenue to North Conduit avenue from 150th strest to 146th street; 146th street</p>					

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from North Conduit avenue to 120th avenue; 120th avenue from 146th street to Lake View place; Lake View place from 120th avenue to 155th street; 155th avenue from the Lake View place to 114th avenue; 114th avenue from 155th street to Sutphin boulevard; Sutphin boulevard from 114th avenue to 112th avenue, Fourth Ward, Borough of Queens .....	July 29th 1925	4492	IX
Exhibit C-138.—Contract from the City of New York to Welsh Bros. Contracting Company, for the construction of a sewer of one-half capacity and appurtenances, and grading where necessary in Monroe Street from Fish Avenue to Hyatt Avenue; Hyatt Avenue from Monroe Street to Garfield Street, Second Ward, Borough of Queens .....	Jan. 6th 1927	5117	XI
Exhibit C-139.—Contract from the City of New York to Welsh Bros. Contracting Company, for the construction of sewers and appurtenances in 20th Avenue from Broadway to Grand Avenue; 19th Avenue from Jamaica Avenue to Grand Avenue; Jamaica Avenue from 19th Avenue to 20th Avenue; First Ward, Borough of Queens .....	Aug. 17th 1926	5017	XI
Exhibit C-140.—Contract between the City of New York and Kennedy & Smith Inc. for the construction of a sewer and appurtenances in North Conduit avenue from 79th (Genesee) street to 133d (Blake) avenue, and in 133d (Blake) avenue from North Con-			

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duit avenue to 88th street (Boyd avenue), Borough of Queens .....	Jan. 19th 1926	4729	X
Exhibit C-141.—Contract from the City of New York to George A. Everett, for the construction of sewers and appurtenances in 88th Street (Boyd Avenue) from 133rd (Blake) Avenue to Sutter Avenue, and in Sutter Avenue from 88th Street (Boyd Avenue) to Woodhaven Avenue, West Side, Fourth Ward, Borough of Queens ..	Dec. 31st 1926	5114	XI
Exhibit C-142.—Contract from the City of New York to George A. Everett, for the construction of sewers and appurtenances in 45th Avenue from Broadway to the New York connecting railroad &c., Borough of Queens .....	Aug. 11th 1927	5275	XI
Exhibit C-143.—Contract between the City of New York and Welsh Bros. Contracting Company for the construction of a sewer and appurtenances in 20th Avenue from Jackson Avenue to Broadway; Broadway from 19th Avenue to Duane Street (Bowery Bay Road), First Ward, Borough of Queens .....	July 22nd 1925	4515	X
Exhibit C-144. — Agreement between Welsh & Sanitation Corp. ....	July 6th 1925	4451	IX
Exhibit C-145.—Assignment No. 62946 between Welsh Bros. & Awixa Corp.	July 9th 1925	4456	IX
Exhibit C-146.—Statement of the amount of pipe used by Kennedy & Smith, in the Borough of Queens, which exhibit was replaced by C.153.			

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Exhibit C-147.—17 cheques paid to John M. Phillips for pipe, March 17, 1924 to July 13, 1927 .....		3515	VIII
Exhibit C-148.—Cheque to the order of Elmhurst Lock Joint Pipe and signed by Kennedy and Smith by: Covert F. Smith, Pres. ....	March 28st 1925	4637	X
Exhibit C-149.—1 check paid to John M. Phillips by Kennedy & Smith .....	May 6th 1926	4839	X
Exhibit C-150.—Final certificate to Oxford Engineeing Corporation for Contract No. 75939, for the construction of a sewer in 150th Street .....	April 22nd 1927	5137	XI
Exhibit C-151.—3 original cheques paid to John M. Phillips by Oxford Engineeing Company .....	Sept. 10th 1925 Oct. 6th 1925 Feb. 19th 1926	5029	XI
Exhibit C-152.—3 original checks from Everett Contracting Co. Inc. ....	Sept. 16th 1926 Oct. 19th 1926 Nov. 3rd 1926	5078	XI
Exhibit C-153.—Statement of account of pipe used by Kennedy & Smith ....		5330	XI
Exhibit C-154.—Paper quoting prices on pipe .....	Oct. 27th 1924	3758	VIII
Exhibit C-155.—Part of a metal model of a Core Joint Pipe, the reproduction of which is omitted by consent of the parties .....	Aug. 1st 1936	5563	XII
Exhibit C-156.—Part of a metal model of a Core Joint Pipe, the reproduction of which is omitted by consent of the parties .....	Aug. 1st 1936	5563	XII

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Exhibit C-157.—Frederick H. Weaver In- ventor Sewer Pipe Section .....	April 25th 1916	1608	IV
Exhibit C-158.—Is to be omitted by con- sent .....	Aug. 1st 1936	5563	XII
Exhibit C-159.—Contract between The Ci- ty of New York and Awixa Corpora- tion, for the construction of a sewer and appurtenances in 25th Street from Patterson Avenue to Hayes Ave, Hayes Avenue from 25th Street to 27th Street, and in 27th Street from Hayes Avenue to Polk Avenue, Second Ward, Borough of Queens ..	Aug. 16th 1923	3269	VII
Exhibit C-160.—Contract between the Ci- ty of New York and Awixa Corpora- tion for the construction of a sanita- ry sewer and appurtenances in 158th street from 150th avenue to Boynton street; Boynton street from 158th street to Rockaway boulevard; Rock- away boulevard from Boynton street to 140th avenue; 140th avenue from Rockaway boulevard to 156th street; 156th street from 140th avenue to 132d avenue; 132d avenue from 156th street to 158th street; 158th street from 132d avenue to 129th avenue; 129th avenue from 158th street to New York boulevard; New York bou- levard from 129th avenue to 119th avenue from New York boulevard to 165th street; 165th street from 119th avenue to Foch boulevard; Foch bou- levard from 165th street to 167th street; 167th street from Foch boule- vard to Brinkerhoff avenue; Brinker- hoff avenue from 167th street to			



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<p>164th place; 164th place from Brin- drive from 164th place to 165th place; kerhoff avenue to 108th drive; 108th 165th place from 108th drive to 108th avenue; 108th avenue from 165th pla- ce to 166th street; 166th street from 108th avenue to 107th avenue; 107th avenue from 166th street to Merrick boulevard; Merrick boulevard from 107th avenue to South street, Fourth Ward, Borough of Queens .....</p>	<p>Dec. 7th 1925</p>	<p>4709</p>	<p>X</p>
<p>Exhibit G-161. -- Contract No. 75044 Welsh Bros. for the construction of a temporary sanitary outlet sewer through an easement to be acquired in the line of Horstman Ave. from Bergen Basin (Bergens Creek) to Nebraska Ave; in Horstman Avenue from Nebraska Ave. to Baker Ave; in Baker Ave. from Horstman Ave. to a point about 260'0" N. of 160th Ave. and in the property of the City of New York in a general northerly di- rection from Baker Ave. (134th St.) at a point 260'0" N. of 160th Ave. to a point in the property of the City of New York about 180'0" S. of 150th (Stanley) Ave. and for the construc- tion of a fine screening and pumping plant with force main in the property of the City of New York and for the construction of a sewer and appurte- nances in 150th (Stanley) Ave. from 133rd St. (Nebraska Ave.) to 132nd St. (Atfield Ave.) and in 132d St. (Atfield Ave.) from 150th (Stanley) Ave. to a point about 180'0" north of 150th (Stanley) Ave. and in 150th (Stanley) Ave. from 133d St. (Ne</p>			

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braska Ave.) to 134th St. (Baker Ave.) 4th Ward. Borough of Queens.	June 1st 1925	4397	IX
Exhibit C-162.—Table of weights of pipe with reinforcement .....	.....	5333	XI
Exhibit C-163.—Concrete Reinforcement-Handbook published by American Steel Wire Co. ....	Feb. 3rd 1908	1451	III
Exhibit C-164.—(a) 4 original cheques to Andrew Zorn from Petracca and Peterson; (b) 2 notes to Andrew Zorn and signed by Carmine Petracca ...	Dec. 13th 1926 Jan. 27th 1927 March 10th 1927 June 16th 1927	5130	XI
Exhibit C-165.—Original check to Peter P. Campbell from Petracca and Peterson .....	Dec. 16th 1926	5113	XI
Exhibit C-166.—Seven (7) cheques from the Comptroller of The City of New York, to Riverdale Construction Company, Inc. The first 4, dated July 22, 1926, and the last 3, dated August 5th, 1926 .....		4943	X
Exhibit C-167 (a) to C-167 (o).—By consent of the parties it was agreed that these exhibits should not be printed although the rights of all parties to refer thereto and make any use thereof at the hearing were reserved. NOTE: The said exhibits comprised fifteen memorandum books purporting to contain data alleged by the Plaintiffs to be certain estimates and price quotations for and records of some sales of precast concrete pipe pretended to have been given or made in the area within a radius of fifty			

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miles of the City Hall of the City of New York. The said books were filed, subject to the various objections of the Defendants, as part of the evidence taken under Rogatory Commission before DeCourcy Fales as Commissioner at the said City of New York on the 10th day of February, 1931. An alleged summary of some of the data therein contained was produced at enquete by the Plaintiffs as Exhibit P-18, under reserve of the various objections thereto made by the Defendants .....		4002	IX
Exhibit C-168.—Cheque of Petracca & Peterson to John M. Phillips for \$9000.	Aug. 5th 1927	4988	X
Exhibit C-169.—Bid Sheet, Di Cola & Martino, Collins Ave. Sewer .....	Aug. 16th 1916	1761	IV
Exhibit C-170.— Bid of Joseph Di Cola or estimate for the construction of a sewer and appurtenances in: Collins Avenue from Mt. Olivet Avenue to Adriatic Street; Adriatic Street from Collins Avenue to Fresh Pond Road; Fresh Pond Road from Mt. Olivet Avenue to Woodbine Street, Second Ward of the Borough of Queens .....	Aug. 16th 1916	1730	IV
Exhibit C-171.—Bid of Joseph L. Sigretto or estimate for the construction of a sewer and appurtenances in: Collins Avenue from Mt. Olivet Avenue to Adriatic Street; Adriatic Street from Collins Avenue to Fresh Pond Road; Fresh Pond Road from Mt. Olivet Avenue to Woodbine Street, Second Ward of the Borough of Queens .....	Aug. 16th 1916	1736	IV

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Exhibit C-172. — Bid of Peace Bros. or estimate for the construction of a sewer and appurtenances in: Collins Avenue from Mt. Olivet Avenue to Adriatic Street; Adriatic Street from Collins Avenue to Fresh Pond Road; Fresh Pond Road from Mt. Olivet Avenue to Woodbine Street, Second Ward of the Borough of Queens .....	Aug. 16th 1916	1742	IV
Exhibit C-173.—Bid of John C. Schrade or estimate for the construction of a sewer and appurtenances in: Collins Avenue from Mt. Olivet Avenue to Adriatic Street; Adriatic Street from Collins Avenue to Fresh Pond Road; Fresh Pond Road from Mt. Olivet Avenue to Woodbine Street, Second Ward of the Borough of Queens .....	Aug.. 16th 1916	1749	IV
Exhibit C-174.—Bib of Ward & Tullyor or estimate for the construction of a sewer and appurtenances in: Collins Avenue from Mt. Olivet Avenue to Adriatic Street; Adriatic Street from Collins Avenue to Fresh Pond Road; Fresh Pond Road from Mt. Olivet Avenue to Woodbine Street, Second Ward of the Borough of Queens .....	Aug. 16th 1916	1755	IV
Exhibit C-175.—Summary of Proposal for the construction of a sewer and appurtenances in Collins avenue from Mount Olivet avenue to Adriatic street, Adriatic street from Collins avenue to Fresh Pond Road; Fresh Pond Road from Mount Olivet avenue to Woodline street, Second Ward, Borough of Queens .....	Dec. 29th 1916	1765	IV

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Exhibit C-176.—Summary of Proposal Type A and Type B, for the construction of a sewer and appurtenances in Collins avenue from Mount Olivet Avenue to Adriatic street, and Adriatic street from Collins avenue to Fresh Pond Road; Fresh Pond Road from Mount Olivet avenue to Woodline street, Second Ward, Borough of Queens .....	April 4th 1917	1777	IV
Exhibit C-177.—Summary of Proposals Linden Street .....	Nov. 19th 1919	2270	IV
Exhibit C-178, A & B.—Summary of Proposals Type A & Type B, for the construction of a sanitary sewer and appurtenances in 150th Avenue from Pumping Station at 134th Street to Judith Street, and Judith Street from 150th Avenue to Farmers Boulevard, Fourth Ward, Borough of Queens .....	Feb. 13th 1925	4192	IX
Exhibit C-179.—Bid Sheet Duit Inc., for the construction of a sanitary sewer and appurtenances in 150th Avenue from Pumping Station at 134th Street to Judith Street, and in Judith Street from 150th Avenue to Farmers Boulevard, Fourth Ward, Borough of Queens .....	Feb. 13th 1925	4150	IX
Exhibit C-180.—Bid Sheet Awixa Corp., for the construction of a sanitary sewer and appurtenances in 150th Avenue from Pumping Station at 134th Street to Judith Street, and in Judith Street from 150th Avenue to Farmers Boulevard, Fourth Ward, Borough of Queens .....	Feb. 13th 1925	4156	IX

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Exhibit C-181. — Bid Sheet Paino, for the construction of a sanitary sewer and appurtenances in 150th Avenue from Pumping Station at 134th Street to Judith Street, and in Judith Street from 150th Avenue to Farmers Boulevard, Fourth Ward, Borough of Queens .....	Feb. 13th 1925	4162	IX
Exhibit C-182.—Bid Sheet, Duit Inc., for the construction of a sanitary sewer and appurtenances in 160th Avenue, from Pumping Station at 134th Street to Judith Street, and in Judith Street from 150th Avenue to Farmers Boulevard, Fourth Ward, Borough of Queens .....	Feb. 13th 1925	4168	IX
Exhibit C-183.—Bid Sheet, Angelo Paino, for the construction of a sanitary sewer and appurtenances in 160th Avenue, from Pumping Station at 134th Street to Judith Street, and in Judith Street from 150th Avenue to Farmers Boulevard, Fourth Ward, Borough of Queens .....	Feb. 13th 1925	4174	IX
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<p>Exhibit C-207.—Contract from the City of New York to Angelo Paino, for the construction of a sewer and appurtenances in Hayes Avenue from 13th Street to 8th Street; 8th Street from Hayes Avenue to Polk Avenue, and in Polk Avenue from Hicks Place to New Street, Second Ward, Borough of Queens .....</p>	<p>Nov. 9th 1926</p>	<p>5103</p>	<p>XI</p>
<p>Exhibit C-208.—Contract from the City of New York to Angelo Paino, for the construction of a sewer and appurtenances of one-half ultimate capacity and grading where necessary in 124th street, from Rockaway Boulevard to Liberty Avenue; and a temporary sanitary connection in Rockaway Boulevard from 124th Street to Panama Street, Fourth Ward, Borough of Queens .....</p>	<p>May 20th 1927</p>	<p>5186</p>	<p>XI</p>

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<p>rence Avenue from 32nd (Myrtle Avenue) to Willetts Pt. Blvd., a storm water sewer and a temporary screening plant and appurtenances in Willetts Point Boulevard (Road) from Lawrence Ave. to Flushing River, and a cut-off and overflow chamber and appurtenances in Linden street at 32nd (Myrtle) Ave., together with so much of the pumping Station at Linden St. and 32nd (Myrtle) Ave., as may be necessary to provide for pumping a flow at the rate of 576,000 gallons per day, Third Ward of the Borough of Queens .....</p>	<p>Aug. 27th 1919</p>	<p>2165</p>	<p>V</p>
<p>Exhibit C-213.—Assignment of Contract No. 51832 from Porter and Dewitt and Angelo Paino &amp; Company for the construction of a sanitary storm water sewer and appurtenances in 32nd (Myrtle) avenue, from Union street (Whitestone avenue) to Lawrence avenue; and in Lawrence avenue from 32nd (Myrtle) avenue to Willetts Point Boulevard; a storm water sewer and a temporary screening plant and appurtenances in Willetts Point Boulevard (Road) from Lawrence avenue to Flushing River and a cut-off and overflow chamber and appurtenances in Linden street at 32nd (Myrtle) avenue together with so much of the pumping station at Linden street and 32nd (Myrtle) avenue as may be necessary to provide for pumping a flow at the rate of 576,000 gallons per day, Thrid Ward, Borough of Queens .....</p>	<p>Sept. 11th 1919</p>	<p>2259</p>	<p>V</p>

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<p>St. 80th Ave (5th St. from 78th St.. (Snedikker Ave to a point 100 ft each of 86th (Ferry) Street; 90th Ave., (6th St.) from 77th (Rector: tS. to 84th (Digby St.); (90th Road (7th St St. from 78th St. (Snediker Ave.) to 84th (Digby) St.; 91st Ave 8th St. Fulton St. from 78th St. (Snediker Ave) to 89th St.. (Ocean View Ave) etc., together with all work incidental thereto, fourth ward. Borough of Queens .....</p>	<p>Aug. 22nd 1921</p>	<p>2689</p>	<p>VI</p>
<p>Exhibit C-218.—Contract between The City of New York and Angelo Paino, for the construction of a sewer and appurtenances in 76th St. Lott Ave from 88th Ave (Syosset St.) to Jamaica Ave 77th (Rector) St. from 90th Ave (Clinton Pl) to Jamaica Ave 87th Road (2d St.) from 78th St. (Snediker Ave) to 80th St. (Shaw Ave 88th Ave (3d St..) from 76th St. (Lott Ave) to 80th (Shaw Ave) 88th Road 4th St.) from 78th St. (Snediker Ave) to 85th (Yarmouth) St. 89th Ave (5th St. from 78th St. (Snediker Ave to a point 100 ft east of 86th (Ferry) St.; 90th Ave., (6th St. from 77th (Rector) St. to 84th (Digby St. 90th Road (7th.) from 78th St. Snedick Ave to 84th (Digby) St. 91st Ave., (8th St. Fullon St.) from 78th St. (Snediker Ave. to 89 Street) Ocean View Ave. etc 4th Ward, together with all workk incidental thereto, Part 2 Item "D" .....</p>	<p>Aug. 18th 1921</p>	<p>2589</p>	<p>VI</p>
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<p>rection from Baker Ave. (134th St.) at a point 260'0" N. of 160th Ave. to a point in the property of the City of New York about 180'0" S. of 150th (Stanley) Ave., and for the construction of a fine screening and pumping plant with force main in the property of the City of New York and for the construction of a sewer and appurtenances in 150th (Stanley) Ave. from 133rd St. (Nebraska Ave.) to 132nd St. (Atfield Ave.) and in 132nd St. (Atfield Ave.) from 150th (Stanley) Ave. to a point about 180'0" north of 150th (Stanley) Ave. and in 150th (Stanley) Ave. from 133rd St. (Nebraska Ave.) to 134th St. (Baker Ave.) Fourth Ward, Borough of Queens .....</p>	<p>May 7th 1925</p>	<p>4379</p>	<p>IX</p>
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