

PROPOSITION NUMBER ONE
STATE OF NEW YORK, OFFICE OF
THE SECRETARY OF STATE, ALBANY, JULY 19, 1911.

Pursuant to the provisions of section four of article seven of the Constitution of the State of New York, and section two hundred and ninety-five of the Election Law, and of section twenty-one of chapter seven and section forty-six of the Laws of nineteen hundred and eleven, notice is hereby given that the general election in this State, to be held on the seventh day of November, nineteen hundred and eleven, EDWARD LAZANSKI, Secretary of State.

AN ACT making provision for issuing bonds to the amount of not to exceed nineteen million eight hundred thousand dollars for the purpose of furnishing piers, terminals and facilities for barge canal traffic, including the acquisition, and interchange of property therefor, and with a view to improving and fortifying the commerce of the State, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and eleven.

Section 1. Definitions. The words "terminal" and "terminal" as used in this act shall mean and include lands, docks, sheds, basins, harbors, structures, tracks, facilities and equipment for loading and unloading and temporarily storing freight, transported upon the barge canals of this State. The surveyors appointed in this act shall be taken to include lands, sheds, water as well as uplands.

Section 2. These shall be issued in the manner and at the times hereinafter recited, bonds to the amount of not to exceed nineteen million eight hundred thousand dollars, which bonds shall be sold by the State and the proceeds thereof paid into the State Treasury, and so much thereof as may be necessary for the purpose of constructing barge canal terminals at the places in this act named and in the manner hereafter in this act described, and for the procurement of the lands and interests therein, and for the purpose of the said bonds when issued shall be exempt from taxation.

Section 3. The comptroller is hereby directed, under the supervision of the commission on the canal fund, to cause to be prepared the bonds of this State to an amount not to exceed nineteen million eight hundred thousand dollars, the said bonds to bear interest at the rate of not to exceed four per centum per annum, which interest shall be payable semi-annually in the city of New York. Said bonds shall be issued for a term of thirty years, and the principal thereof shall not be paid until the expiration of that term. The comptroller is hereby charged with the duty of selling said bonds to the highest bidder after advertising for a period of twenty consecutive days, and the proceeds of the sale of such bonds shall be paid to the State Treasury, and the same shall be used as herein provided, and in the event of such rejection, the comptroller is authorized to re-advertise for bids in the form and to the extent hereinafter provided, and as in his judgment may be necessary to effect a satisfactory sale. The said bonds shall be sold in such lots and of such times as may be required for the purpose of raising the amount of such bonds on work contracted for in accordance with the provisions of this act, and other payments lawfully to be made under the provisions hereof.

Section 4. The direct annual tax to be levied and collected in the manner prescribed by law, and shall be paid by the several county treasurers into the State Treasury. The State Treasury shall be invested by the comptroller under the direction of the commissioners of the canal fund and together with the interest thereon, any monies received from the sale of said bonds, and interest accruing on deposits of monies received from the sale of said bonds, shall be used solely for the purpose of paying the principal and interest of bonds issued in accordance with the provisions of this act.

Section 5. The State Engineer and the Superintendent of Public Works are hereby directed to proceed, within three months after this law shall take effect, to construct the terminals that are to be constructed at the places provided in this act, and in accordance with plans that shall have been approved by the canal board.

At Buffalo, in a general way, the plans prepared by the canal board, and approved by the canal board, in a manner that would provide twenty-three feet of water, mean lake level, and in addition, at least three feet shall be reserved for the use of the canal board, and mechanical devices and machinery for loading and unloading boats as may be necessary and expedient to meet the requirements of the canal board.

The entrance to slip number three shall be widened to such number as will permit barges one hundred and fifty feet long and forty-four feet wide to pass from the canal into the Erie canal into the River street shall be deepened to thirteen feet at mean lake level and shall have a clear head-room of at least fifteen feet at mean lake level. The canal of the canal extending southerly from Wilkeson street and including Commercial slip may, in the discretion of the canal board, be deepened to a depth of fifteen feet at mean lake level, and the same shall not be altered, deepened or filled until after the general election shall have been improved and the said terminal constructed as herein provided.

After this work shall have been completed, it shall be the duty of the State Engineer to plan at Buffalo for the construction of a canal for the purpose of a terminal on the Erie canal, which terminal shall be constructed on the Erie canal, which improvement shall consist of the building of a dam, and the deepening of the Erie canal, and the construction of a terminal on the Erie canal, which improvement shall consist of the building of a dam, and the deepening of the Erie canal, and the construction of a terminal on the Erie canal.

At Tonawanda and Tonawanda, the sections of concrete vertical walling on both sides of Tonawanda creek between the Erie canal and the Lehigh Valley Railroad bridge which have been constructed pursuant to the provisions of chapter one hundred and forty-one of the Laws of nineteen hundred and thirteen shall be reserved for terminal purposes in accordance with plans to be prepared by the State Engineer and approved by the canal board and the land within the boundaries of the canal board, and reserved for public terminal purposes, and the same shall be reserved and developed for terminal purposes in accordance with plans to be prepared by the State Engineer and approved by the canal board.

At Rochester there shall be constructed in accordance with plans made by the State Engineer and approved by the canal board, a terminal on the Erie canal, and a terminal on the Erie canal, and a terminal on the Erie canal, and a terminal on the Erie canal.

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