

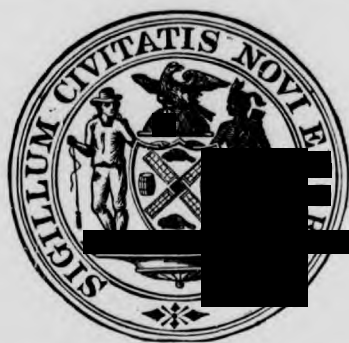
# THE CITY RECORD.

## OFFICIAL JOURNAL.

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### LEGISLATIVE DEPARTMENT.

#### BOARD OF ALDERMEN.

##### STATED SESSION.

THURSDAY, March 15, 1877,  
2 o'clock P. M.

The Board met in their chamber, No. 16 City Hall.

##### PRESENT:

Hon. Henry D. Purroy, President;

##### ALDERMEN

William L. Cole,  
Rufus B. Cowing,  
Ferdinand Ehrhart,  
John W. Guntzer,  
George Hall,  
Henry E. Howland,

William Joyce,  
William Lamb,  
Samuel A. Lewis,  
John J. Morris,  
Lewis J. Phillips,  
Joseph C. Pinckney,

Bryan Reilly,  
William Salmon,  
Thomas Sheils,  
Stephen N. Simonson,  
James J. Slevin,  
Michael Tuomey.

John Wheeler, President Department of Taxes and Assessments.

The minutes of the last meeting were read and approved.

##### PETITIONS.

By Alderman Morris—

*Alderman Morris:*

MY DEAR SIR—Inclosed I send you a petition of the business men of Burling slip, for the removal of the sheds or booths from the said slip, with the Mayor's advice thereon.

Will you be good enough to present the petition to the Common Council and move for the repeal of the ordinance authorizing the buildings.

And oblige, yours truly,

GEO. W. BLUNT.

MAYOR'S OFFICE,  
NEW YORK, March 13, 1877.

Hon. GEORGE W. BLUNT:

DEAR SIR—The building you refer to in Burling slip was authorized by ordinance of the Common Council during Mayor Wickham's term of office.

Pending the decision of the Corporation Counsel as to the legality of such ordinances, your wisest course will be to send this petition to the Common Council, praying them to repeal said ordinance.

Yours truly,

S. ELY, JR.

To SMITH ELY, JR., Mayor of the City of New York:

We, the undersigned occupants of the buildings in Burling slip, below Front street, respectfully ask that the wooden buildings erected in the middle of the street be immediately removed.

New York, March 12, 1877.

George W. Blunt, 40 Burling slip.  
Charles H. Marshall & Co., 38 Burling slip.  
Chas. H. Pratt, 34 Burling slip.  
Seeley & Stevens, 32 Burling slip.  
William H. Fogg, 32 Burling slip.  
Sterling & Crane, 26 Burling slip.  
Lowell M. Palmer, 26 Burling slip.  
Union White Lead Mfg. Co. (B. W. How, Sec'y), 26 Burling slip.  
S. W. Knowles, corner Front street & Burling slip.  
Burdett & Dennis, 29 Burling slip.  
A. A. Low & Brothers, 31 Burling slip.  
H. B. Cooper & Co., 38 Burling slip.

Which was referred to the Committee on Law Department.

##### MOTIONS AND RESOLUTIONS.

By Alderman Tuomey—

Resolved, That Thomas C. Vache be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York, in place of Josiah T. Lovejoy, whose term of office has expired.

The President put the question whether the Board would agree with said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—The President, Aldermen Ehrhart, Guntzer, Hall, Joyce, Morris, Phillips, Pinckney, Salmon, Simonson, Slevin, and Tuomey—12.

Negative—Aldermen Cole, Cowing, Lamb, and Lewis—4.

By Alderman Phillips—

Resolved, That August H. Weigle be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York, in place of Charles H. Noyes, whose term of office has expired.

The President put the question whether the Board would agree with said resolution.

Which was decided in the negative by the following vote:

Affirmative—The President, Aldermen Ehrhart, Guntzer, Hall, Morris, Phillips, Pinckney, Simonson, and Tuomey—9.

Negative—Aldermen Cole, Cowing, Joyce, Lamb, Lewis, Salmon, Simonson, and Slevin—7.

Alderman Cole moved to suspend the rules in order to allow him to present a report of the Committee on Salaries and Offices at this time.

The President put the question whether the Board would agree with said motion.

Which was decided in the negative.

By Alderman Cowing—

Resolved, That the Corporation Counsel be and he is hereby directed to draft and prepare an act and send the same to some member representing this city in the present Legislature reversing the order of things now in vogue in this Board, in reference to the appointment of Commissioners of Deeds for this county, so that in the future it shall be the law that the Mayor of this city shall appoint all Commissioners of Deeds, with the consent and approval of the Board of Aldermen.

Alderman Tuomey moved to refer to the Committee on Law Department.

The President put the question whether the Board would agree with said motion.

Which was decided in the affirmative, on a division called by Alderman Pinckney, viz.:

Affirmative—The President, Aldermen Guntzer, Hall, Howland, Joyce, Lamb, Lewis, Morris, Slevin, and Tuomey—10.

Negative—Aldermen Cole, Cowing, Ehrhart, Phillips, Pinckney, Salmon, and Simonson—7.

By Alderman Salmon—

Resolved, That John H. Fagan be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

Subsequently reconsidered, and referred to the Committee on Law Department.

By Alderman Simonson—

Resolved, That the name of Gary G. Moulton, recently appointed a Commissioner of Deeds, be corrected so as to read Gary J. Moulton.

The President put the question whether the Board would agree with said resolution.

Which was decided in the affirmative.

By Alderman Phillips—

That Alexander M. Eagleson be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York, in place of Thomas E. Smith, whose term of office has expired.

The President put the question whether the Board would agree with said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—The President, Aldermen Ehrhart, Guntzer, Hall, Howland, Joyce, Morris, Phillips, Reilly, Simonson, Slevin, and Tuomey—12.

Negative—Aldermen Cole, Cowing, Lamb, Lewis, Pinckney, and Salmon—6.

By Alderman Joyce—

Resolved, That the vacant lots on both sides of Broadway, from Forty-second to Fifty-ninth street, be fenced in, where not already done, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

Which was referred to the Committee on Public Works.

By Alderman Slevin—

Resolved, That permission be and the same is hereby given to James F. Gillen to erect and occupy a fruit stand on the sidewalk, in front of 270 Canal street, the said stand not to exceed 6 x 2½; such permission to continue only during the pleasure of the Common Council.

Alderman Simonson moved to refer to the Committee on Public Works.

Which was lost.

The President then put the question whether the Board would agree with said resolution.

Which was decided in the affirmative, on a division called by Alderman Simonson:

Affirmative—The President, Aldermen Cole, Cowing, Ehrhart, Guntzer, Hall, Joyce, Lamb, Lewis, Phillips, Reilly, Salmon, Slevin, and Tuomey—14.

Negative—Aldermen Pinckney and Simonson—2.

By the President—

Resolved, That a watering-trough for man and beast be erected, under the direction of the Commissioner of Public Works, at the northwest corner of One Hundred and Forty-second street and Third avenue.

Which was referred to the Committee on Public Works.

By Alderman Tuomey—

Resolved, That permission be and the same is hereby given to H. Taylor to place bay-windows in the building on the southeast corner of Seventy-fifth street and Madison avenue, as shown on the annexed diagram, the work to be done at his own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

The President put the question whether the Board would agree with said resolution.

Which was decided in the affirmative.

By Alderman Sheils—

Resolved, That Edward B. O'Donnell be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York, in place and stead of Charles H. Chandler, who has failed to qualify.

Which was referred to the Committee on Salaries and Offices.

Subsequently reconsidered, and referred to the Committee on Law Department.

By the same—

Resolved, That permission be and the same is hereby given to Patrick Allen to erect and occupy a coffee and cake stand in front of the Williamsburgh ferry, in Roosevelt street slip, the same not to exceed in dimensions 12 x 15 feet; such permission to continue only during the pleasure of the Common Council.

Which was referred to the Committee on Public Works.

By the same—

Resolved, That John Rice Finn be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York, in place and stead of John Rice Finn, whose term of office has expired.

Which was referred to the Committee on Salaries and Offices.

Subsequently reconsidered, and referred to the Committee on Law Department.

By Alderman Reilly—

Resolved, That permission be and the same is hereby given to Mary Donevan to keep a stand for the sale of fruit in front of No. 11 Park row, she having obtained permission from the owners of the premises; such permission to continue only during the pleasure of the Common Council.

The President put the question whether the Board would agree with said resolution.

Which was decided in the affirmative, on a division called by Alderman Pinckney, viz.:

Affirmative—The President, Aldermen Cole, Ehrhart, Guntzer, Hall, Joyce, Lamb, Lewis, Reilly, Salmon, Slevin, and Tuomey—12.

Negative—Aldermen Cowing, Howland, Morris, Phillips, Pinckney, and Simonson—6.

By the same—

Resolved, That Edward B. O'Donnell be and he is hereby reappointed a Commissioner of Deeds in and for the City and County of New York, in place of Edward B. O'Donnell, whose term of office has expired.

The President put the question whether the Board would agree with said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—The President, Aldermen Guntzer, Hall, Howland, Joyce, Lamb, Lewis, Morris, Phillips, Pinckney, Reilly, Salmon, Simonson, Slevin, and Tuomey—15.

Negative—Aldermen Cole and Cowing—2.

By Alderman Keenan—

Resolved, That all papers placed on file by the Board of Aldermen on December 28, 1876, be taken from file and referred to the appropriate Committees.

The President put the question whether the Board would agree with said resolution.

Which was decided in the affirmative.

By Alderman Phillips—

Resolved, That Samuel Eckstein be and he is hereby reappointed a Commissioner of Deeds in and for the City and County of New York.

The President put the question whether the Board would agree with said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—The President, Aldermen Ehrhart, Guntzer, Hall, Howland, Morris, Phillips, Pinckney, Reilly, Sheils, Simonson, Slevin, and Tuomey—13.

Negative—Aldermen Cole, Cowing, Joyce, Lamb, Lewis, and Salmon—6.

By Alderman Simonson—

Resolved, That Twelfth avenue, from the northerly line of One Hundred and Thirtieth to One Hundred and Thirty-third street, be regulated and graded, the curb-stones set, the sidewalks flagged a space four feet wide through the centre thereof, the carriageway paved with Belgian pavement, and crosswalks laid at each intersecting street, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

Which was referred to the Committee on Public Works.

By Alderman Hall—

Resolved, That permission be and the same is hereby given to Harry Minor to substitute an ornamental lamp for the ordinary street-lamp now on the lamp-post in front of his theatre, Nos. 235 and 237 Bowery, the work to be done and gas supplied at his own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of Common Council.

Alderman Pinckney moved to amend by striking out the word "substitute," and inserting the word "place," and by striking out the words "for the ordinary street-lamp now."

The President put the question whether the Board would agree with said motion.

Which was decided in the negative.



Alderman Hall moved to amend by adding the following, "said lamp to be kept lighted all night."

The President put the question whether the Board would agree with said motion.

Which was decided in the affirmative.

The President put the question whether the Board would agree with said resolution, as amended.

Which was decided in the affirmative.

By Alderman Cowing—

Whereas, The Committee on Salaries of the Board of Education has reported in favor of a scale of reduction in the salaries of the teachers, except the principals and vice-principals, and those teachers employed at the Normal and Free College; and

Whereas, The Board of Apportionment has cut down the appropriation eighty thousand dollars in the present year's estimate, thus compelling either a reduction in the number of assistant teachers, or in the remuneration paid for their services; and

Whereas, Years of preparation are necessary to fit the teachers for their profession, and many years of anxious labor before even a decent compensation can be obtained; and

Whereas, There are to-day a large number of teachers who, after seven and eight years of successful teaching, receive the paltry salary of \$650; and

Whereas, The work of our teachers is very laborious, wearing, and continuous, being obliged to work more hours, and harder than many other employees of the city government who receive twice the amount of pay; and

Whereas, Fair and reasonable remuneration bring to our schools teachers whose culture and social position fit them as exemplars for our children, while under-paying them disheartens them, and will eventually eliminate from the public service the only element which is entirely free from political pollution; and

Whereas, Instead of laying plans to cut off the stipend which is now given so grudgingly, it is but fair and just that more attention should be given towards equalizing the salaries now so widely divergent between male and female teachers, and improving and increasing our school buildings; and

Whereas, The hope and permanency of our republican institutions depend upon the preservation of our school system as it has existed from the foundation of our government; therefore be it

Resolved, That we the Board of Aldermen of the City of New York, while we are heartily in favor of an honest and economical administration of our city government, yet we heartily deprecate, condemn, and protest against that false and unwise economy in the public expenditures which would commence with the Educational Department first, and leaving hundreds and thousands of city employees of far less importance than our teachers, receiving munificent salaries, far beyond their merits, and we earnestly and respectfully request the Board of Apportionment to transfer any unexpended balances belonging to the Educational Department to the fund to restore the salaries of our public school teachers; and be it further

Resolved, That this Board of Aldermen, as the representatives of the citizens of this great city, fully approve and respectfully ask of our present State Legislature that they will pass the proposed act heretofore offered, giving the Board of Education the complete control and power over the expenditure of all money hereafter raised by the city for educational purposes, and that copies of this preamble and ordinance be transmitted to the Assemblymen and Senators representing this city in the present Legislature.

Alderman Sheils moved to amend by striking out the word "pollution," and inserting in lieu thereof the word "influence."

Which was accepted by Alderman Cowing.

Alderman Cole then moved to refer to the Committee on Law Department.

The President put the question whether the Board would agree with said motion.

Which was decided in the affirmative, on a division called by Alderman Cowing:

Affirmative—Aldermen Cole, Ehrhart, Guntzer, Hall, Joyce, Lamb, Lewis, Reilly, Salmon, Slevin, and Tuomey—11.

Negative—The President, Aldermen Cowing, Howland, Morris, Phillips, Pinckney, Sheils, and Simonson—8.

Subsequently, on motion of Alderman Reilly, the Committee was instructed to report at the next meeting of the Board.

By Alderman Simonson—

Resolved, That an improved iron drinking fountain for man and beast be erected on the southeast corner of One Hundred and Forty-seventh street and Third avenue, under the direction of the Commissioner of Public Works.

Which was referred to the Committee on Public Works.

By Alderman Cole—

Resolved, That Robert V. Gardner be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York, in place of Daniel F. Curley, whose term of office has expired.

Which was referred to the Committee on Salaries and Offices.

Subsequently reconsidered and referred to the Committee on Law Department.

By Alderman Morris—

Resolved, That the Commissioner of Public Works be and he is hereby authorized and directed to have a lamp-post, with Boulevard lamp, placed on Sixth avenue, at or near the southeast corner of Twenty-third street.

Which was referred to the Committee on Public Works.

(G. O. 73.)

By Alderman Pinckney—

Resolved, That the Commissioner of Public Works be and he is hereby authorized and directed to hire suitable rooms on Grand street and also on Seventy-ninth street, and cause the same to be properly fitted up with the necessary apparatus for testing the illuminating power of the gas supplied to the city by the several gas-light companies, and the consuming capacity of the burners supplied to the public lamps, the expense thereof to be charged to the appropriation for "Lamps and Gas."

Which was laid over.

By Alderman Cole—

Resolved, That the Commissioners of Police be and they are hereby respectfully requested to employ immediately on the work of cleaning the streets, and removing the accumulation of dirt and rubbish with which they are incumbered, every man that can be so employed.

The President put the question whether the Board would agree with said resolution.

Which was decided in the affirmative.

By Alderman Lewis—

Resolved, That I. Pendleton Schenck be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

Subsequently reconsidered and referred to the Committee on Law Department.

By Alderman Simonson—

Whereas, The manner of disposing of the garbage and refuse substances, other than ashes, that is permitted to accumulate in the streets of this city, is a question of absorbing interest, as it intimately concerns the health and comfort of our citizens; and

Whereas, To the ordinary mind, it would seem practicable to devise some method by which the vexed question may be solved. It is admitted on all hands, that heat, if sufficiently intense, will totally consume and destroy animal and vegetable matter; and it must assuredly be in the power of scientific men to produce and control, at a comparatively trifling cost, heat of volume and intensity sufficient to consume every particle of such refuse material; be it therefore

Resolved, That his Honor the Mayor be and he is hereby respectfully requested to call the attention of the Board of Police Commissioners to the subject of cremating the refuse substances referred to in the foregoing preamble, with instructions to investigate the same, and to report the results of their deliberations to the Common Council, with the draft of such ordinance or ordinances as may be necessary, if any, to authorize the introduction of this method of disposing of the city's refuse, should it be found to be practicable.

The President put the question whether the Board would agree with said resolution.

Which was decided in the affirmative.

By Alderman Phillips—

Resolved, That the vacant lots on the block bounded by Madison and Fifth avenues, Eighty-third and Eighty-fourth streets, be fenced in, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

Which was referred to the Committee on Public Works.

By Alderman Keenan—

Resolved, That D. F. Curley be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

Subsequently reconsidered and referred to the Committee on Law Department.

By Alderman Morris—

Resolved, That the Commissioner of Public Works be and he is hereby authorized and directed to remove the lamps now on the lamp-posts on the east side of Greenwich avenue; the south side of West Tenth street, and west side of Sixth avenue, being the block of ground occupied by the Jefferson Market and the New Court-house and Prison, and substitute therefor Boulevard lamps.

Which was referred to the Committee on Public Works.

By Alderman Cole—

Resolved, That Edward Goldschmidt be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York, instead of Henry Remsen, whose term of office has expired.

Which was referred to the Committee on Salaries and Offices.

Subsequently reconsidered and referred to the Committee on Law Department.

By Alderman Keenan—

Resolved, That permission be and the same is hereby given to L. Delmonico to place two (2) ornamental lamp-posts and lamps, the posts not to exceed twenty (20) inches in diameter, in front of his premises, one to be placed on the sidewalk at the southeast corner of Broadway and Twenty-sixth street, and one on the southwest corner of Fifth avenue and Twenty-sixth street, the gas to be supplied from his own meter, the work to be done at his own expense, under the direction of the Commissioner of Public Works; and to remain only during the pleasure of the Common Council.

Which was referred to the Committee on Public Works.

By Alderman Morris—

Resolved, That permission be and the same is hereby given to Timothy O'Donoghue to place and keep a bay-window on the building on the southeast corner of Fourteenth street and University place, as shown on the annexed diagram, the work to be done at his own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

The President put the question whether the Board would agree with said resolution.

Which was decided in the affirmative.

By the same—

Resolved, That permission be and the same is hereby given to the proprietor of Wallack's Theatre, Broadway and Thirteenth street, to erect two ornamental lamps and post in front of the Broadway entrance, and two of the same in front of the Thirteenth street entrance of that building, the gas to be supplied through his own meter at his own expense, and not to exceed the dimensions now prescribed by ordinance.

The President put the question whether the Board would agree with said resolution.

Which was decided in the affirmative.

(G. O. 74.)

By Alderman Tuomey—

Resolved, That a receiving-basin and culvert be built on the northeast corner of Third avenue and Sixty-sixth street, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

Which was laid over.

(G. O. 75.)

By the same—

Resolved, That Croton-mains be laid in Seventy-fifth street, from Fourth to Lexington avenue, by the Commissioner of Public Works, as provided in chapter 477, Laws 1875.

Which was laid over.

#### MOTIONS AND RESOLUTIONS RESUMED.

Alderman Morris moved to suspend the present order of business, in order to call up G. O. 70, being an ordinance, as follows:

AN ORDINANCE to prevent the Danger of Hydrophobia to any of the Inhabitants of the City of New York.

The Mayor, Aldermen, and Commonalty of the City of New York do ordain as follows:

Section 1. Hereafter it shall not be lawful to permit any dog to go abroad loose or at large in any of the public streets, lanes, alleys, highways, parks or places, within the corporate limits of the City of New York, under a penalty of three dollars for each offense, to be recovered against the owner, possessor, or person who harbored such dog, within three days previous to the time of such dog being so found going abroad loose or at large; and the Commissioners of Police are hereby authorized and directed to cause complaint to be made to the Corporation Attorney against the owner or possessor of every dog permitted to go loose or at large within the corporate limits, as aforesaid, for the recovery of the penalties prescribed in this ordinance; such penalty, when collected, to be accounted for semi-monthly, and paid to the Comptroller of said city, and upon the requisition of the Mayor, to be applied towards the payment of enforcing the provisions of this ordinance. Nothing in this ordinance shall prevent any dog from going into any such street, lane, alley, highway, park, or public place, provided such dog shall be held, by such owner or other person, securely by a cord or chain, to be not more than ten feet long, fastened to a collar around the neck of the animal.

Sec. 2. The Mayor of the City of New York is hereby authorized and empowered to take such measures as he may deem most efficient to carry into effect the provisions of section 1 of this ordinance; and for that purpose is further authorized and empowered to appoint two or more persons, each of the age of twenty-one years or upwards, in each of the Assembly Districts in the City of New York, to seize and capture all such dogs found running loose or at large, and to pay such persons so appointed for every such dog so captured and delivered, at a place to be provided and designated by the Mayor, the sum of fifty cents. No person shall hinder or molest any person or persons so appointed by the Mayor while engaged in seizing or capturing and delivering any such dog as aforesaid, or any other person engaged in the performance of any duty enjoined by the provisions of this ordinance, under a penalty of not less than twenty-five nor more than one hundred dollars for every offense, to be sued for and recovered in the manner now provided by law or ordinance for the recovery of penalties for violations of the ordinances of the Common Council, on complaint of the person so hindered or molested; the penalty, when recovered, to be accounted for, paid, and appropriated, as provided in section 1 of this ordinance. The Commissioners of Police are hereby authorized and required to cause the persons so engaged in the performance of any of the duties prescribed by this ordinance, to be protected from hinderance or molestation.

Every dog mentioned in this ordinance, when so captured and delivered as aforesaid, if not claimed by the owner thereof, or any other person, within a period of forty-eight hours thereafter, shall, within six hours after the expiration of the time, be killed and destroyed in such manner as may be determined upon by the Mayor. Any owner or other person who may claim such dog shall, before being placed in possession thereof, pay therefor the sum of three dollars.

Sec. 3. The person authorized to pay for the capture of such dogs shall render under oath, semi-monthly, a statement of all the dogs so captured and killed, and the amount paid therefor, to the Mayor of this city, who shall thereupon certify the same to the Comptroller, when a warrant for the amount shall be drawn in favor of the said Mayor for the sum thus expended, which shall be paid and the other expenses of enforcing the provisions of this ordinance, until otherwise ordered, from the appropriation for "City Contingencies."

Sec. 4. The provisions of this ordinance shall apply only to dogs owned or claimed by residents of this city; and any person who shall present any such dog, and claim payment for the capture thereof, which shall not be owned or captured within the corporate limits of this city, shall thereby incur a penalty of ten dollars.

Sec. 5. Chapter XLIV. of the Revised Ordinances of 1866, and all other ordinances or parts of ordinances inconsistent or conflicting with the provisions of this ordinance, are hereby repealed.

Sec. 6. This ordinance shall take effect immediately.

The President put the question whether the Board would agree with said motion.

Which was decided in the affirmative.

He then offered the following as an amendment, and moved to recommit the subject to the Committee on Law Department:

To amend section 1 of the dog ordinance by adding the following amendment and making it part of said section:

[Every owner, possessor, or person who harbors any dog shall take out a permit for each dog at the Permit Bureau, paying the sum of two dollars (\$2) for the same. All permits and renewals of the same shall be dated from the first day of May in each and every year, and shall be for one year from date, and all renewals shall be one dollar (\$1.) Said permit shall have the name of the owner and the number of the permit or license on it. Any dog so licensed must have a collar around his neck with a metal tag attached having the number of the license on it, and any dog so licensed must, when in the street, be held by such owner or other person, secured by a cord, rope, or chain, not more than six feet in length. But the owner, at his option, may use instead of the above, a muzzle, constructed so as to prevent the dog from biting. Any dog that is not so secured, although he is licensed, shall be captured the same as if no license was granted. No dog having a collar and tag with the number of his license on it around his neck, that may be in a wagon or other vehicle belonging to his owner, shall be captured.] Any person appointed by his Honor the Mayor to capture dogs who shall permit any person to take one or more dogs from him for nothing or for pay, shall be arrested and taken before a Police Justice, and upon the facts being proven, the Judge shall impose a fine of not less than \$10 or more than \$50 for each offense.

No person except those appointed by the Mayor will be allowed to capture dogs under a penalty of \$50.

Every person thus appointed shall be furnished with a metal badge, for which he must pay, and every badge shall have across the top the word "Licensed," in the centre a dog's head, and across the bottom the number of his license, and he shall wear the badge at all times when on duty in a conspicuous place on the front of his person.

Any person may make a complaint of persons having dogs unlicensed, the police stations, and the officer in command shall entertain the same, and all policemen on patrol duty must report all violations of this ordinance the same as any other violation of a Corporation ordinance. All such reports shall be transmitted to the Corporation Attorney, the same as for other violations of city ordinances; and, in addition to the \$3 license fee, shall be added all costs and suits of the same as for any other violation of the city ordinances.



Licenses may be granted any time in April, but must be dated to take effect from the 1st of May following; complaints and suits to commence immediately after that date.

Every dog captured must be delivered at the Pound to the person appointed by the Mayor for that purpose.

Any agent, conductor, or driver in charge of a public conveyance having or receiving any passenger or passengers in said vehicle with a dog, shall be arrested by the police, and taken before a Police Justice, and upon conviction shall be fined not less than \$5, or more than \$10, for every offense. Any appointed dog-catcher who shall take away from any person any dog that is complying with this ordinance in full shall be arrested, and taken before a Police Justice, and upon conviction, shall be fined not less than \$10, or more than \$50.

All dogs that are delivered to the Pound, and not redeemed by the owner within the specified time, may be redeemed by any other person, on paying the \$3 fine for his redemption, and complying with this ordinance.

The Mayor is authorized and directed to publish this ordinance and amendment in full, in two of the morning and two of the evening papers, two insertions each, any time within three weeks before the law goes into effect, and charge the same to "City Contingencies" for enforcing the dog law.

Alderman Joyce moved that the amendment of Alderman Morris be laid on the table.

The President put the question whether the Board would agree with said motion.

Which was decided in the negative.

Alderman Cowing moved that the Board do now resolve itself into a Committee of the Whole, for the consideration of the ordinance.

But he subsequently withdrew the motion.

The President then put the question whether the Board would agree with the motion of Alderman Morris, to recommit.

Which was decided in the affirmative.

Whereupon Alderman Morris presented the following:

THE AMERICAN SOCIETY  
FOR THE PREVENTION OF CRUELTY TO ANIMALS,  
HEADQUARTERS, FOURTH AVENUE, COR. TWENTY-SECOND STREET,  
NEW YORK, March, 1877.

*Memorial to the Honorable the Board of Aldermen of the City of New York:*

Whereas, It is generally conceded that effectual legislation is needed to abate the evil of allowing vagrant dogs and cats to incumber the streets and other public places of the city, thereby occasioning both apprehension, as well as painful commiseration on the part of beholders;

Therefore, to the end that these suffering and abandoned animals may be decently and humanely removed and disposed of, The American Society for the Prevention of Cruelty to Animals respectfully suggest that the draft of an ordinance accompanying this memorial receive the approval of your Honorable Body.

In support of such recommendation the undersigned begs permission to offer a few pertinent reflections.

Firstly—The proposition contained in the ordinance lately introduced to your Honorable Body, for the payment of a sum of money to certain persons who will capture and deliver to a place to be indicated all dogs found running at large, is both objectionable on the ground of public morality as well as ineffectual in suppressing the evil complained of. In order to illustrate this latter fact, let it be supposed that instead of fifty cents a reward of five dollars were given for every dog so captured and delivered. Would not the laws of trade assert themselves in the case of the dog, and, stimulated by the profits resulting from such traffic, would not the novel demand experience an increased enterprise and competition for its adequate supply on the part not only of local dealers, but more largely, perhaps, from the keen-witted external tradesmen?

Secondly—It was proved to the satisfaction of the officers of this society that the ordinance which existed a few years ago, and which inflicted so much terror, demoralization, and theft upon our citizens at the time, while it destroyed numberless dogs and depleted the city treasury, did not perceptibly reduce the number of that race of animals in the streets.

Thirdly—I regard it as injudicious to impose any tax whatever on these animals, for the reason that there are many poor people who regard their pets as the most devoted friends they have—and with justice, too, perhaps—who could not afford to take from their scanty earnings the sum required for the indulgence of their affections.

The purpose would be better accomplished if all owners of animals were exposed to the risk of having them seized when found running at large, and be compelled to pay a penal sum for their redemption. As for muzzling the dogs, it is a well-ascertained physiological fact that by thus impeding the natural secretions of the animal, it is rendered more exposed to disease and madness, if not hydrophobia.

Fourthly—Fortunately, for our guidance, a sister city—Philadelphia—has successfully combated this difficulty by appropriating a piece of ground, along with some necessary and inexpensive structure thereon, and has confided to the Pennsylvania Society for the Prevention of Cruelty to Animals the removal of said creatures without scandal or inhumanity. Surely, if this evil is of the magnitude attributed to it, this city, which annually pays about a million of dollars for not keeping its streets clean, can afford the inconsiderable cost of effectually suppressing what the public are pleased to regard as a great nuisance; and this society, while sharing the prevailing opinion in that regard, but in the supreme desire of seeing the painful necessity executed in a manner becoming the civilization of our people, places its services at your command, without other remuneration than to be reimbursed the actual expenses thereby incurred.

Very respectfully,

Your most obedient servant,

HENRY BERGH, President.

AN ORDINANCE for the removal of vagrant animals in the City of New York.

The Mayor, Aldermen, and Commonalty of the City of New York do ordain as follows:

Section 1. No dog or cat shall be permitted to go abroad loose or at large in any of the public streets, lanes, highways, parks, places within the corporate limits of the City of New York. Any dog taken by any person through any such thoroughfare, park, or place shall be held by such person securely by a cord or chain, not over six feet in length, fastened to a collar around the neck of the animal.

Sec. 2. No dog shall be taken or carried by any person in or upon any street railroad car, or omnibus in said city. Any person violating the provisions of this section, and also the conductor or driver of any such car or omnibus who shall permit any dog to be taken therein or thereon not so held and fastened, shall be arrested and taken before a Police Justice, and upon conviction, shall be fined not less than five nor more than ten dollars for every such offense.

Sec. 3. The Mayor of the City of New York and the American Society for the Prevention of Cruelty to Animals are entrusted with the execution of this ordinance, and are hereby authorized and empowered to take such measures as they shall deem most expedient to enforce the same. All dogs and cats found loose, or at large, as aforesaid, shall be seized, captured, and delivered by such persons as they shall designate, at a place to be provided and indicated by the Mayor, where such animals, if not within forty-eight hours thereafter claimed and redeemed by the owner or by some other person, shall be killed and destroyed in such manner and by such persons as the Mayor and said society shall designate.

Sec. 4. The expenses attending the enforcement of this ordinance, together with the items thereof, and the vouchers therefor, and a statement of all the animals so captured, redeemed or killed, duly verified by the persons entrusted therewith, and designated as aforesaid, shall be certified monthly by the said Mayor and society to the Comptroller, when a warrant for the amount shall be drawn in favor of said Mayor and society, for the sum thus expended, which shall be paid, until otherwise ordered, from the appropriation for "City Contingencies."

Sec. 5. Chapter XLIV. of the Revised Ordinances of 1866, and all other ordinances or parts of ordinances inconsistent or conflicting with the provisions of this ordinance are hereby repealed.

Sec. 6. This ordinance shall take effect immediately.

Which was also referred to the Committee on Law Department.

#### REPORTS.

The Committee on Salaries and Offices, to whom have been referred a number of papers, being resolutions appointing sundry persons Commissioners of Deeds, find it impossible to act on them, and they therefore respectfully return them to your Honorable Body, and the Committee beg to be discharged from their further consideration. The Committee are compelled to adopt this course in consequence of the frequent practice by some members of your Honorable Body of introducing resolutions appointing persons Commissioners of Deeds without any regard to the papers referred to, and in possession of the Committee on Salaries and Offices on the same subject, thus precluding the Committee from making a correct or satisfactory report to your Honorable Body.

Since the 1st of January, 1877, forty Commissioners of Deeds have been appointed by the Board of Aldermen; of these one Alderman has had six, another four, three Aldermen have had three each, seven two each, seven members of the Board one each, and three members have had none appointed. Some of these appointments cannot be approved as they are incorrect, and in one instance a vacancy has been filled three times before the report was received from the County Clerk that such a vacancy existed.

This is at variance with the resolution adopted by your Honorable Body on the 15th ult., to the effect that the "Committee on Salaries and Offices, in recommending persons for appointment as Commissioners of Deeds, that they shall be in the ratio in which the members are entitled to said appointments."

The following resolution is therefore respectfully offered for your adoption:

Resolved, That the Committee on Salaries and Offices be discharged from the further consideration of the subject of the appointment of Commissioners of Deeds, as mentioned in the papers referred to said Committee and hereto annexed.

WM. L. COLE, } Committee on  
RUFUS B. COWING, } Salaries  
G. HALL, } and Offices.

The President put the question whether the Board would agree with said resolution.

Which was decided in the affirmative.

Alderman Tuomey moved to refer the papers reported by the Committee on Salaries and Offices to the Committee on Law Department.

The President put the question whether the Board would agree with said motion.

Which was decided in the affirmative.

Alderman Pinckney moved that the votes by which all papers were referred to the Committee on Salaries and Offices, at this meeting, be reconsidered.

The President put the question whether the Board would agree with said motion.

Which was decided in the affirmative.

He then moved that all such papers be referred to the Committee on Law Department.

The President put the question whether the Board would agree with said motion.

Which was decided in the affirmative.

(G. O. 76.)

The Committee on Public Works, to whom was referred the annexed resolution and ordinance in favor of fencing vacant lots south side of One Hundred and Eighteenth street, 237 feet east of First avenue, respectfully

#### REPORT:

That, having examined the subject, they believe the proposed improvement to be necessary. They therefore recommend that the said resolution and ordinance be adopted.

Resolved, That the four vacant lots on the south side of One Hundred and Eighteenth street, commencing 237 feet east of First avenue, be fenced in, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

THOMAS SHEILS, } Committee  
WILLIAM SALMON, } on  
WILLIAM JOYCE, } Public Works.  
S. N. SIMONSON,  
J. C. PINCKNEY,

Which was laid over.

(G. O. 77.)

The Committee on Public Works, to whom was referred the annexed petition of property-owners to have McComb's Dam and Kingsbridge road lighted with gas, respectfully

#### REPORT:

That, having examined the subject, they believe the proposed improvement to be necessary. They therefore recommend that the following resolution be adopted:

Resolved, That wooden lamp-posts be erected and lamps lighted with naphtha or other illuminating gas as the Commissioner of Public Works may select, the lamp-posts to be placed not less than 150 feet apart in the road leading from Kingsbridge road to Central avenue, known as the "McComb's Dam and Kingsbridge road;" "also the road leading from it to Central avenue, a distance of about 1,000 feet, and known as the road to Tremont," the work to be done under the direction of the Commissioner of Public Works.

THOMAS SHEILS, } Committee  
WILLIAM JOYCE, } on  
WM. SALMON, } Public Works.  
JOS. C. PINCKNEY,  
S. N. SIMONSON,

Which was laid over.

(G. O. 78.)

The Committee on Public Works, to whom was referred the annexed petition in favor of fencing vacant lots bounded by Second and Third avenues, Seventy-first and Seventy-second streets, respectfully

#### REPORT:

That, having examined the subject, they believe the proposed improvement to be necessary. They therefore recommend that the annexed resolution and ordinance be adopted.

Resolved, That the plot of ground bounded by Second and Third avenues, Seventy-first and Seventy-second streets, be fenced in, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

THOMAS SHEILS, } Committee  
WM. SALMON, } on  
WILLIAM JOYCE, } Public Works.  
J. C. PINCKNEY,  
S. N. SIMONSON,

Which was laid over.

(G. O. 79.)

The Committee on Public Works, to whom was referred the annexed resolution and ordinance in favor of laying gas-mains and lighting street-lamps in Eightieth street, Boulevard to Riverside drive, respectfully

#### REPORT:

That, having examined the subject, they believe the proposed improvement to be necessary. They therefore recommend that the said resolution and ordinance be adopted.

Resolved, That gas-mains be laid, lamp-posts erected, and street-lamps lighted in Eightieth street, from the Boulevard to Riverside avenue.

THOMAS SHEILS, } Committee  
WM. SALMON, } on  
WILLIAM JOYCE, } Public Works.  
S. N. SIMONSON,  
J. C. PINCKNEY,

Which was laid over.

(G. O. 80.)

The Committee on Public Works, to whom was referred the annexed resolution in favor of laying gas-mains, etc., in One Hundred and Twenty-ninth street, from Boulevard to Twelfth avenue, respectfully

#### REPORT:

That, having examined the subject, they believe the proposed improvement to be necessary. They therefore recommend that the said resolution be adopted.

Resolved, That gas-mains be laid, lamp-posts erected, and street-lamps lighted in One Hundred and Twenty-ninth street, between the Boulevard and Twelfth avenue, under the direction of the Commissioner of Public Works.

THOMAS SHEILS, } Committee  
WM. SALMON, } on  
WILLIAM JOYCE, } Public Works.  
S. N. SIMONSON,  
J. C. PINCKNEY,

Which was laid over.

(G. O. 81.)

The Committee on Streets, to whom was referred the annexed resolution in favor of renumbering One Hundred and Twenty-seventh street, between Third and Fourth avenues, respectfully

#### REPORT:

That, having examined the subject, they believe the proposed improvement to be necessary. They therefore recommend that the said resolution be adopted.

Resolved, That One Hundred and Twenty-seventh street, between Third and Fourth avenues, be renumbered, under the direction of the Commissioner of Public Works.

BRYAN REILLY, } Committee  
J. J. SLEVIN, } on  
L. J. PHILLIPS, } Streets.

Which was laid over.

(G. O. 82.)

The Committee on Streets, to whom was referred the annexed resolution to change the name of Hoboken street to Canal street, respectfully

#### REPORT:

That Hoboken street is but one block long, viz., from Washington to West streets, and is only built upon on the south side of the street, and that the same being a continuation of Canal street on the south side, believe that the same should be known and designated as Canal street. They therefore recommend that the following resolution be adopted:

Resolved, That the name of Hoboken street be changed to Canal street, and numbered continuously with the numbers now in Canal street.

BRYAN REILLY, } Committee  
J. J. SLEVIN, } on  
L. J. PHILLIPS, } Streets.

Which was laid over.

(G. O. 83.)

The Committee on Streets, to whom was referred the annexed petition, resolution, and ordinance in favor of paving One Hundred and Third street, from Fourth to Lexington avenue, and Lexington avenue, from One Hundred and Third to One Hundred and Fourth street, respectfully



## REPORT:

That, having examined the subject, they believe the proposed improvement to be necessary. They therefore recommend that the said resolution and ordinance be adopted.

Resolved, That One Hundred and Third street, from Lexington to Fourth avenue, and Lexington avenue, from One Hundred and Third to One Hundred and Fourth street, be paved with Belgian or trap-block pavement, and that at the several intersecting streets and avenues crosswalks be laid where not now laid, and relaid where those now laid are, in the opinion of the Commissioner of Public Works, not in good repair, or are not upon a grade adapted to the grade of the proposed new pavement, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

BRYAN REILLY, } Committee  
J. J. SLEVIN, } on  
L. J. PHILLIPS, } Streets.

Which was laid over.

(G. O. 84.)

The Committee on Streets, to whom was referred the annexed resolution in favor of renumbering Forty-fifth street, between Seventh and Eighth avenues, respectfully

## REPORT:

That, having examined the subject, they believe the proposed improvement to be necessary. They therefore recommend that the said resolution be adopted.

Resolved, That Forty-fifth street, between the Seventh and Eighth avenues, be renumbered, under the direction of the Commissioner of Public Works.

BRYAN REILLY, } Committee  
J. J. SLEVIN, } on  
LEWIS J. PHILLIPS, } Streets.

Which was laid over.

The Committee on Railroads, to whom was referred the annexed resolution to cause an examination to be made of the safeguards placed at the stations of the New York Elevated Railroad Company, respectfully recommend that the accompanying resolution offered by Alderman Simonson be adopted.

Whereas, Numerous accidents, some of them fatal, have occurred on the New York Elevated Railroad, occasioned in every instance by insufficient safeguards at the different stations, to prevent passengers from attempting to enter or leave the cars while in motion at such stations, implying a criminal want of precaution on the part of the officers or managers of the said railroad company; be it therefore

Resolved, That his Honor the Mayor be and he is hereby respectfully requested to cause an inspection of such stations to be made by the Commissioner of Public Works, or the Engineers in his Department, and such necessary safeguards to be provided by the said railroad company as he or they may direct, and to be such as will prevent the possibility of a recurrence of such accidents.

JOHN W. GUNTZER, } Committee on  
RUFUS B. COWING, } Railroads.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

## MESSAGES FROM HIS HONOR THE MAYOR.

The President laid before the Board the following message from his Honor the Mayor:

EXECUTIVE DEPARTMENT—CITY HALL, }  
NEW YORK, March 15, 1877.

To the Honorable the Common Council:

GENTLEMEN—I return herewith, without my approval, G. O. 33, "To erect a free drinking-hydrant, for man and beast, on the southeast corner of Broadway and Fiftieth street," etc.

I find that there is now a free hydrant at the corner of Seventh avenue and Fiftieth street, within two hundred feet of the point designated in the resolution, and I therefore consider the erection of an additional free hydrant at the place designated in the resolution unnecessary.

SMITH ELY, JR., Mayor.

Resolved, That a free drinking-hydrant for man and beast be erected on the southeast corner of Broadway and Fiftieth street, under the direction of the Commissioner of Public Works.

Which was laid on the table, and ordered to be printed in full in the CITY RECORD.

The President laid before the Board the following message from his Honor the Mayor:

EXECUTIVE DEPARTMENT—CITY HALL, }  
NEW YORK, March 15, 1877.

To the Honorable the Common Council:

GENTLEMEN—I herewith return, without my approval, G. O. 12, "To pave One Hundred and Twenty-first street, from First avenue to Harlem river with Belgian pavement."

One Hundred and Twenty-first street, from Avenue A to the Harlem river, has not yet been sewered, and will also require to be regulated and graded for about one hundred feet from the river before the street could be properly paved.

The ordinance should be amended so as to read from First avenue to Avenue A, as to proceed with the rest of the work work would be premature.

SMITH ELY, JR., Mayor.

Resolved, That One Hundred and Twenty-first street, from First avenue to Harlem river, be paved with Belgian or trap-block pavement, and that at the several intersecting streets and avenues crosswalks be laid where not now laid, and relaid where those now laid are, in the opinion of the Commissioner of Public Works, not in good repair, or are not upon a grade adapted to the grade of the proposed new pavement, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

Which was laid on the table, and ordered to be printed in full in the CITY RECORD.

The President laid before the Board the following message from his Honor the Mayor:

EXECUTIVE DEPARTMENT—CITY HALL, }  
NEW YORK, March 15, 1877.

To the Honorable the Common Council:

GENTLEMEN—I return herewith, without my signature or approval, General Order 40, being a resolution and ordinance that Twelfth avenue, from the north end of the Riverside Drive to One Hundred and Thirty-third street, be regulated and graded, curb and gutter stones set, and the sidewalks flagged four feet wide through the centre thereof.

I find that under an ordinance approved December 31, 1875, Twelfth avenue, from One Hundred and Twenty-ninth to One Hundred and Thirtieth street, has been partially regulated and graded. The present ordinance should be amended by striking out "from the north end of the Riverside Drive," and inserting in lieu thereof "from the northerly line of One Hundred and Thirtieth street," in order that the present ordinance may not conflict with the one previously passed.

SMITH ELY, JR., Mayor.

Resolved, That Twelfth avenue, from the north end of the Riverside Drive to One Hundred and Thirty-third street, be regulated and graded, curb and gutter stones set, and the sidewalks flagged four feet wide through the centre thereof, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

Which was laid on the table, and ordered to be printed in full in the CITY RECORD.

The President laid before the Board the following message from his Honor the Mayor:

EXECUTIVE DEPARTMENT—CITY HALL, }  
NEW YORK, March 15, 1877.

To the Honorable the Common Council:

GENTLEMEN—I herewith return the ordinance to amend sections 5, 7, and 11 of chapter 48 of the Revised Ordinances of 1866, entitled "Of swine and neat cattle running at large, and herein of public pounds," with my approval of the provisions of said ordinance amending sections 5 and 7 of said chapter 48 of the Revised Ordinances, and without my approval of the provisions of said ordinance amending section 11 of said chapter 48 of the Revised Ordinances.

Section 11, as proposed to be amended, provides that all fines and penalties imposed by the ordinance shall be collected by the pound-master before delivery of the impounded swine or neat cattle to the owner. I do not believe that the Common Council have the power to confer upon the pound-masters the authority to collect fines and penalties, and even if the Common Council had such power, I do not think it would be proper or expedient to confer such authority on the pound-masters.

In addition to this, section 11, as proposed to be amended, is clearly inconsistent with section 5 as amended, inasmuch as by the provisions of section 5 it is made the duty of the pound-master to deliver the impounded swine and neat cattle on receiving the amount of his fees for keeping and feeding the same, while by the provisions of section 11 it is required that all fines and penalties shall be collected before the delivery of the impounded swine and neat cattle to the owners.

For these reasons I feel constrained to withhold my approval of the provisions of the ordinance amending section 11 of said chapter 48 of the Revised Ordinances of 1866.

SMITH ELY, JR., Mayor.

AN ORDINANCE to amend sections 5, 7, and 11 of chapter 48 of the Revised Ordinances of 1866, entitled "Of swine and neat cattle running at large, and herein of public pounds."

The Mayor, Aldermen, and Commonalty of the City of New York do ordain as follows:

Section 1. Sections 5, 7, and 11 of chapter 48 of the Revised Ordinances shall be as follows:

Section 5. If the owner of any such swine or neat cattle, or any other person entitled to redeem the same, shall appear and claim the same at any time before a sale thereof, it shall be the duty of the Pound Master to deliver the same, on receiving the amount of his fees for keeping and feeding the

same, not exceeding one dollar for each beast for every twenty-four hours, and at that rate for any less period of time.

Sec. 7. If no person shall appear to claim such swine or neat cattle within three days after the same may have been impounded, it shall be the duty of the Pound Master to give three days' notice of the sale thereof.

Sec. 11. All fines and penalties imposed by the preceding sections of this ordinance shall be collected by the said Pound Master before delivering of such swine or neat cattle to the owner, and all sums received by said Pound Master as fines and penalties shall be paid to the Comptroller of the City of New York on the first day of each month.

Sec. 2. All ordinances or parts of ordinances inconsistent or conflicting with the provisions of this ordinance are hereby annulled, rescinded, and repealed.

Sec. 3. This ordinance shall take effect immediately.

Which was laid on the table, and ordered to be printed in full in the CITY RECORD.

The President laid before the Board the following message from his Honor the Mayor:

EXECUTIVE DEPARTMENT—CITY HALL, }  
NEW YORK, March 15, 1877.

To the Honorable the Common Council:

GENTLEMEN—I return herewith, without my approval, the resolution "to permit William L. Burke to retain the show-case in front of his store, No. 214 Broadway."

The owner of the premises adjoining No. 214 Broadway objects to permission being granted to Mr. Burke to retain his show-case, and I am therefore constrained to withhold my approval.

SMITH ELY, JR., Mayor.

Resolved, That permission be and the same is hereby given to William L. Burke to retain the show-case now in front of his store, No. 214 Broadway, provided such show-case does not extend outwardly beyond the stoop or area line; such permission to continue only during the pleasure of the Common Council.

Which was laid on the table, and ordered to be printed in full in the CITY RECORD.

## COMMUNICATIONS FROM THE DEPARTMENTS AND CORPORATION OFFICERS.

The President laid before the Board the following message from the Comptroller:

CITY OF NEW YORK—DEPARTMENT OF FINANCE, }  
COMPTROLLER'S OFFICE, March 10, 1877.

To the Honorable the Board of Aldermen:

Weekly Statement, showing the appropriations made under the authority contained in sec. 112, chapter 335, Laws of 1873, for carrying on the Common Council from January 1 to December 31, 1877, both days inclusive, and of the payments made up to and including the date hereof, for and on account of each appropriation.

Title of Appropriations.	Am't of Appropriations.	Payments.
City Contingencies.....	\$5,000 00	.....
Contingencies—Clerk of the Common Council.....	500 00	.....
Salaries—Common Council.....	109,000 00	\$18,249 78

JOHN KELLY, Comptroller.

Which was ordered on file.

The President laid before the Board the following communication from the Commissioner of Public Works:

DEPARTMENT OF PUBLIC WORKS,  
COMMISSIONER'S OFFICE, ROOM 19, CITY HALL, }  
NEW YORK, March 15, 1877.

To the Honorable the Board of Aldermen:

GENTLEMEN—In accordance with the provisions of section 1, chapter 476, Laws of 1875, I hereby certify and report to your Honorable Board that the safety, health, and convenience of the public require that the following-named streets be repaved:

West Broadway, from Chambers to Canal street.  
College place, from Chambers to Barclay street.  
Ferry street, from Gold street to Peck slip.  
Spruce street, from Nassau to Gold street.  
John street, from Broadway to Water street.  
Warren street, from Broadway to West street.  
Maiden lane, from Broadway to South street.  
Nassau street, from Spruce to Wall street.  
Franklin street, from West Broadway to Centre street.  
Dey street, from Broadway to West street.  
Cortlandt street, from Broadway to West street.  
Murray street, from Broadway to West street.  
Wall street, from William to Hanover street.  
Liberty street, from Maiden lane to West street.  
Rector street, from Broadway to West street.  
Washington street, from Battery place to Liberty street.  
Pearl street, from Fulton street to Coenties slip.

I recommend that all of the above-named streets, excepting the two last named, be paved with granite-block pavement, and that Washington street and Pearl street be paved with trap-block pavement, of which mode and manner of paving said streets I hereby approve.

Very respectfully,

ALLAN CAMPBELL, Commissioner of Public Works.

Which were referred to the Committee on Public Works.

The President laid before the Board the following communication from the Public Parks:

DEPARTMENT OF PUBLIC PARKS,  
36 UNION SQUARE (EAST), }  
NEW YORK, March 8, 1877.

Hon. HENRY D. PURROY, President of the Board of Aldermen:

SIR—I have the honor to acknowledge receipt of two resolutions of the Board of Aldermen, adopted February 21, 1877, approved by the Mayor February 28, 1877, the one requesting the Commissioners of this Department, to report "why the lamps around the statue of Franklin, in Printing House square, are not lighted at night;" the other directing this Department "to erect four lamp-posts and light four Boulevard lamps in or near the coping or base for the railing surrounding the Lincoln monument, at Union square, at equal distances apart."

In reply to these resolutions, I beg leave to state that the cost of lighting lamps, etc., in the parks and places, is paid out of the appropriation for the maintenance of such parks and places. This appropriation for the year 1877 is so limited that all lamps not actually indispensable have been discontinued for the present, and, among others, those at the Franklin statue.

I beg leave to state further that the Department is not in a condition to increase its expenses this year by erecting lamp-posts at Lincoln monument and paying for the lighting of the same. Regretting the inability of the Department in this regard,

I am yours, etc.,

WM. R. MARTIN, President D. P. P.

Which was referred to the Committee on Lands and Places.

The President laid before the Board, the following communication from the Department of Parks:

DEPARTMENT OF PUBLIC PARKS,  
36 UNION SQUARE (EAST), }  
NEW YORK, March 8, 1877.

Hon. HENRY D. PURROY, President of the Board of Aldermen:

SIR—I have the honor to acknowledge receipt of a resolution adopted by the Board of Aldermen, February 21, 1877, approved by the Mayor February 28, 1877, directing that chains be placed on Third Avenue Bridge, at each end of the opening of the draw, etc.

I beg leave to state that chains have been placed on the bridge, as directed by the resolution, and orders given further, to carry out the provisions of the same.

I remain, yours, etc.,

WM. R. MARTIN, President D. P. P.

Which was referred to the Committee on Lands and Places.

The President laid before the Board the following communication from the Corporation Counsel:

LAW DEPARTMENT,  
OFFICE OF THE COUNSEL TO THE CORPORATION, }  
NEW YORK, March 9, 1877.

To the Honorable the Common Council:

GENTLEMEN—I duly received the resolution adopted by your Honorable Body on the 21st of February, ultimo, and approved by his Honor, the Mayor, on the 28th of February:

"Resolved, That the Counsel to the Corporation be and he is hereby requested to inform this Board, at his earliest convenience, if the decision recently given by the Court of Appeals in the case of Zbroski against The Mayor, etc., affects or relates to the construction of sewers in the Twenty-third and Twenty-fourth Wards of this city."

It was provided, among other things, in section 1, chapter 329 of the Laws of 1874, known as the "Amended Annexation Act," that all that territory comprised within the limits of the towns of Morrisania, West Farms, and Kingsbridge, should be set off from the County of Westchester and annexed to, merged in, and made part of the City and County of New York, and should thereafter



constitute a part of the City and County of New York, subject to the same laws, ordinances, regulations, obligations, and liabilities, and entitled to the same rights, privileges, franchises, and immunities in every respect, and to the same extent, as if such territory had been included in said City and County of New York at the time of the grant and adoption of the first charter and organization thereof, and had so remained up to the passage of said act.

Section 14 of said charter gave the Commissioners of the Department of Public Park exclusive power to locate and construct sewers within the territory so annexed to the City of New York, and, among other things, provided, that all proceedings thereafter to be taken by virtue of said act, by said commissioners, to locate and construct sewers, should be taken and prosecuted by said commissioners under and in pursuance of the provisions of the laws then in force for the construction of such works, on which might thereafter be passed for the taking and prosecuting of proceedings in the City of New York by said commissioners or the Commissioner of Public Works.

It was decided in the case of Zbrowski, referred to in the above resolution, that the Commissioner of Public Works could lawfully construct sewers within the territory comprised in the City of New York prior to the annexation of said portion of Westchester County, without any ordinances of the Common Council authorizing the construction of such sewers.

I am of the opinion that, under said decision, and the provisions of law above referred to, it is not necessary that sewers constructed by the Commissioners of the Department of Public Parks in the Twenty-third and Twenty-fourth Wards should be authorized by ordinances of the Common Council.

I am, gentlemen, yours respectfully,

W. C. WHITNEY,

Counsel to the Corporation.

Which was ordered on file and directed to be printed in the CITY RECORD.

The President laid before the Board the following communication from the Counsel to the Corporation:

LAW DEPARTMENT,  
OFFICE OF THE COUNSEL TO THE CORPORATION,  
NEW YORK, March 8, 1877.

To the Honorable the Common Council of the City of New York:

GENTLEMEN—I have received a copy of a resolution passed by your Honorable Body on the 1st instant, and approved by his Honor the Mayor on the 5th instant, requesting me to inform you:

First—Has it ever been judicially determined whether or not the Corporation of the City of New York has the legal right to exact from our street railroad companies a license tax for each and every car run by them?

Second—If it has, when and by what court, and has any appellate court passed on the question?

Third—Are there any suits now pending against any of the companies for the recovery of a license tax, if so, how many, against what companies, and when are they likely to be reached?

Fourth—Has the city, in your judgment, the legal right to exact from the companies a license tax for each car run by them?

In answer to the first and second of the above questions, I would say, that the question of the right of the city to exact a license fee from street car companies was brought before the Court of Appeals in two cases; the first of which is the Mayor, Aldermen and Commonalty of the City of New York against the Second Avenue Railroad Company, reported in the 32 New York reports, Court of Appeals, page 261; and the second is the case of the Mayor, Aldermen, Commonalty of the City of New York against the Third Avenue Railroad Company, reported in the 33 New York reports, Court of Appeals, page 42. These two cases were brought to recover from the several railroads the penalties imposed by the ordinance of the Common Council of December 31, 1858, upon street railroad companies for running passenger cars without a license, and the question arose directly of the right of the city to exact of those two companies the license fee of fifty dollars provided by the above mentioned ordinance.

The Court of Appeals decided that municipal corporations can legislate only in respect to regulations of police and internal government, and not for the mere imposition of a duty or sum of money for revenue purposes, and that an ordinance imposing a license duty upon city cars for revenue purposes only, was not an ordinance for police and internal government.

The decision of these two cases, however, depended in a great measure upon the construction of the grant to the assignors of the company of the franchise to build the road and run street cars. In the case of the Second Avenue Railroad it was decided that the grant to the assignors of the company was in the nature of a contract; that as in that contract, nothing was mentioned of any license duty to be paid by the company, and there was no license duty provided by any law or ordinance at that time, the imposing of a license duty subsequently, was imposing a new term into the contract, and was, therefore, a violation of the contract which the court would not sustain.

In the case of the Third Avenue Railroad Company the assignors of the company had agreed to pay such license fee as was then provided by law, as, however, the penalty sought to be recovered in the action was for not paying the license fee imposed by an ordinance, enacted subsequent to the grant of the franchise, the Court of Appeals held that, that likewise was the importing of a new term into the contract, and that the case depended upon the same principles as the case of the Second Avenue Railroad Company.

I believe the question of the right of the city to impose a license tax upon street railroad companies for each and every car run, has not been brought before the courts in the case of any other railroad company.

In reply to the third question, I have to say, that there are now pending and at issue, eleven actions brought by me some months since against eleven different companies for the recovery of license fees. These actions cover the license fees of several years back, it having been assumed apparently heretofore that the decisions referred to, settled the whole controversy adversely to the city. The companies against which actions have been brought are the Third Avenue Railroad Company; the Sixth Avenue Railroad Company; the Eighth Avenue Railroad Company, the Ninth Avenue Railroad Company; the Hudson River Railroad Company; the Central Park North River and East River Railroad Company; the Houston street, West street and Pavonia Ferry Railroad Company; the Bleeker street and Fulton Ferry Railroad Company; the Broadway and Seventh Avenue Railroad Company; the Dry Dock, East Broadway and Battery Railroad Company; and the Forty-second street and Grand street Ferry Railroad Company. These actions, or some of them, I expect to be able to try in May or June.

In reply to the fourth question, I have to say that the whole subject will be fully considered and settled in this litigation.

You ask my opinion as to the power of the city to exact license fees. I do not think that the city has a general power to impose burdens for revenue purposes only, in the shape of license fees, upon railroad or other companies; but I am of the opinion that the most, if not all, of the horse car companies are liable to the payment of the license fees sued for.

I am, gentlemen, yours respectfully,

WM. C. WHITNEY, Counsel to the Corporation.

Which was ordered on file, and directed to be printed in the CITY RECORD.

#### INVITATIONS.

The President laid before the Board an invitation from Karl Klein to attend a reception and ball of the Separate Troop Cavalry, at Concordia Hall, on Wednesday, April 4, 1877.

Which was accepted.

The President laid before the Board an invitation from the Irish Societies to review the procession on Saturday, March 17, 1877, at 2 o'clock P. M., at Union Square.

Which was accepted.

#### MOTIONS AND RESOLUTIONS RESUMED.

By Alderman Reilly—

Resolved, That permission be and the same is hereby given to John Gilmartin to erect a stand 4 x 2 on the sidewalk in front of No. 168 Chatham street, he having received the consent of the owner of the property in front of the same, the work to be done at his own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

Alderman Simonson moved to refer the paper to the Committee on Public Works.

The President put the question whether the Board would agree with said motion.

Which was decided in the negative, on a division called by Alderman Simonson, viz.:

Affirmative—Aldermen Cowing, Ehrhart, Howland, Morris, Phillips, Pinckney, and Simonson

—7. Negative—The President, Aldermen Cole, Guntzer, Hall, Joyce, Lamb, Lewis, Reilly, Salmon, Sheils, Slevin and Tuomey—12.

The President put the question whether the Board would agree with said resolution.

Which was decided in the affirmative, on a division again called by Alderman Simonson, viz.:

Affirmative—The President, Aldermen Cole, Ehrhart, Guntzer, Hall, Joyce, Lamb, Lewis, Reilly, Salmon, Sheils, Slevin and Tuomey—13.

Negative—Aldermen Cowing, Howland, Morris, Phillips, Pinckney, and Simonson—6.

#### PETITIONS RESUMED.

By the President—

Petition for permission to establish a rifle range near Kingsbridge.

Which was referred to the Committee on Law Department.

#### UNFINISHED BUSINESS.

Alderman Phillips called up G. O. 53, being a resolution, as follows:

Resolved, That the Commissioner of Public Works be and he is hereby authorized and directed to cause Croton-water mains to be laid in One Hundred and Thirty-fourth street, between Willis avenue and Brown place, as provided for in chapter 477, section 2, Laws of 1875, and subsequent acts.

The President put the question whether the Board would agree with the said resolution.

Which was decided in the affirmative by the following vote (three-fourths of all the members elected voting in favor thereof).

Affirmative—The President, Aldermen Cole, Ehrhart, Guntzer, Hall, Howland, Joyce, Lamb, Lewis, Morris, Phillips, Pinckney, Reilly, Salmon, Sheils, Simonson, Slevin, and Tuomey—18.

Alderman Cowing called up G. O. 71, being the rules and ordinance of the Board, as reported by the Committee on Law Department, as follows:

#### RULES AND ORDERS OF THE BOARD OF ALDERMEN.

I. At the hour appointed for the meeting of the Board, the President shall take the chair, and the members be called to order.

II. In case the President shall not attend, the Clerk, on the appearance of a quorum, shall call the Board to order, when a President pro tem. shall be appointed by the Board for that meeting, or until the appearance of the President.

III. After the reading and approving of the minutes, the order of business, which shall not in any case be departed from, except by the consent of a majority of the members present voting therefor, shall be as follows:

1st. Presentation of Petitions.

2d. Motions or Resolutions.

3d. Report of Committees.

4th. Communications and Reports from the Departments or Corporation offices.

5th. Unfinished Business.

6th. Special Orders of the Day.

7th. Messages and Papers from the Mayor may be considered at any time.

IV. Whenever the President may wish to leave the chair, he shall have power to substitute a member in his place, provided that substitution shall not continue beyond the day on which it is made.

V. The President, in all cases, has the right of voting; and when the Board shall be equally divided, including his vote, the question shall be lost.

VI. Whenever it shall be moved and carried, that the Board go into Committee of the Whole, the President shall leave the chair, and shall appoint a chairman of the Committee of the Whole, who shall report the proceedings of the Committee. The rules of the Board shall be observed in the Committee of the Whole, except the rules respecting the calls of the ayes and nays for the previous question and limiting the time for speaking.

VII. On motion, in Committee, to rise and report, the question shall be decided without debate.

VIII. No amendment shall be allowed in the Board on any question which has been decided in Committee of the Whole, unless by the consent of majority of the members present.

IX. If the question in debate contain several points, any member may have the same divided, provided the division called for embodies a distinct principle or statement of fact.

X. When any question has been once put and decided, it shall be in order for any member to move for the reconsideration thereof; but no motion for the reconsideration of any vote shall be made after the ordinance, resolution, or act shall have gone out of the possession of the Board; and no motion of reconsideration shall be taken more than once on the same day.

XI. Immediately after the adjournment of each meeting of the Board it shall be the duty of the Clerk to prepare a brief abstract, omitting all technical and formal details, of all resolutions and ordinances introduced or passed, and of all recommendations of Committees, and of all final proceedings, as well as full copies of all messages from the Mayor, and all reports of Departments or offices, and at once transmit the same to the person authorized to supervise the publication of the CITY RECORD. No resolution or ordinance providing for or contemplating the alienation or appropriation, or leasing any property of the city, terminating the lease of any property or franchise, or the making of any specific improvement, or the appropriation or expenditure of public moneys, or authorizing the incurring of any expense, or the taxing or assessing of property in the city, shall be passed or adopted until five days after such abstract of its provisions shall have been published, and in all cases the yeas and nays upon the final passage of the resolution or ordinance shall be published. He shall thereafter certify and send to the Mayor every act, ordinance, and resolution which has passed this Board, and deliver to the Mayor, certified, all ordinances and resolutions which shall have passed and which are required to be submitted to him for approval. It shall be the duty of the Clerk to make and keep a list of all messages, acts, resolutions, ordinances, and reports, not finally or specially disposed of, being unfinished business, in order of priority, which list shall be called "General Orders," and each member in his turn shall be entitled to call up two in succession, commencing each meeting with the member occupying the seat next to the one having had the last call at the preceding meeting.

XII. The President shall preserve order and decorum, and shall decide questions of order subject to an appeal to the Board.

XIII. Every member, previously to his speaking, shall rise from his seat and address himself to the President.

XIV. When two or more members shall rise at once, the President shall name the member who is first to speak.

XV. No member shall speak more than twice to the same question, without leave of the Board, nor more than once until every member choosing to speak shall have spoken.

XVI. While a member is speaking, no member shall entertain any private discourse or pass between him and the chair.

XVII. No question on a motion shall be debated and put to the vote, unless the same be seconded. When a motion is seconded, it shall be stated by the President before debate; and every such motion shall be reduced to writing, if any member desire it. When the President has directed the Clerk to call the roll, all debate on the question pending shall cease. Any member requesting to be excused from voting may make, when his name is called, or immediately after the roll shall have been called, and before the result shall be announced, a brief statement of the reasons for making such request, not exceeding two minutes in time, and the Board, without debate, shall decide if it will grant such request. The member may withdraw his request, and vote on the question.

XVIII. After a motion is stated by the President, it shall be deemed to be in the possession of the Board; but it may be withdrawn at any time by the mover, before decision or amendment, unless a vote is called for, and a majority of the members object.

XIX. When a question is before the Board, no motion shall be received, except as herein specified, which motions shall have precedence in the order stated, viz.:

1. To amend it;
2. To commit it;
3. To lay on the table;
4. To postpone it;
5. For the previous question, or,
6. To adjourn.

XX. A motion to lay on the table shall be decided without amendment or debate; and a motion to commit, or refer, or place on file, until it is decided, shall preclude all amendments and debate on the main question.

XXI. A motion to adjourn shall always be in order, and shall be decided without debate, and, upon being disposed of, shall not be renewed, until some intermediate question has been proposed, or other business shall have intervened.

XXII. The previous question, until it is decided, shall preclude all amendments and debate, and shall be put in this form—"Shall the main question be now put?"

XXIII. Every member who shall be present when a question is put shall vote for or against the same, unless the Board shall excuse him, or unless he is immediately interested in the question, in which case he shall not vote; but no member shall be permitted to vote upon a question when division is called, unless present when his name is called in regular order.

XXIV. Any member called to order shall immediately sit down, unless permitted to explain, and the Board, if appealed to, shall decide the case, but without debate. If there be no appeal, the decision of the chair shall be submitted to.

XXV. All questions shall be put in the order they are moved, except, in filling up blanks, the longest time and the largest sum shall be first put.

XXVI. The yeas and nays shall be taken at the request of a member, and the name of the member calling for the division shall be entered on the minutes.

XXVII. Upon a division of the Board, the names of those who vote for and those that vote against the question shall be entered on the minutes; any member may change his vote previous to the announcement of the vote of the Board by the President.

XXVIII. All appointments of officers shall be by resolution, unless dispensed with by the consent of the Board, and a majority of the whole number of the members elected to the Board shall be necessary to constitute a choice.

XXIX. No member shall absent himself without permission from the President.

XXX. All Committees shall be appointed by the President, unless otherwise ordered by the Board.

XXXI. Committees appointed to report on any subject referred to them by the Board shall report the facts in relation to the subject referred, with their opinion thereon, in writing, and shall attach thereto all resolutions, petitions, remonstrances, and other papers relative to the matter referred; and no report shall be received, except the same be signed by a majority of the Committee; but nothing contained in this rule shall prevent a minority of any Committee from submitting a report; and no report shall be printed in document form, unless by the express direction of the Board, specifying the number of copies to be printed.

XXXII. Every petition, remonstrance, or other written application intended to be presented to the Common Council may be delivered to the President or any member of the Board, and the member to whom it shall be given shall examine the same, and indorse thereon the name of the applicant and the substance of such application, and sign his name thereto; which indorsement only shall be



Affirmative—The President, Aldermen Cole, Cowing, Ehrhart, Guntzer, Hall, Joyce, Lamb, Lewis, Morris, Phillips, Pinckney, Reilly, Salmon, Sheils, Simonson, Slevin, and Tuomey—18.

COMMISSIONERS OF THE COUNTY COURT-  
HOUSE.  
Office, Room B, third floor, northwest corner County  
Court-house.

Boat, male and female clothing, gold and silver watches, revolvers, coffee, rope, brooms, and several small amounts of cash taken from prisoners.

C. A. ST. JOHN,  
Property Clerk.



Wm. IRWIN,  
Secretary D. P. P.



DEPARTMENT OF PUBLIC PARKS,  
36 UNION SQUARE,  
NEW YORK, March 13, 1877.

# CONSTRUCTION, REMODELLING, AND REMOVAL OF CASES FOR THE MUSEUM OF NATURAL HISTORY BUILDING.

PROPOSALS, IN SEALED ENVELOPES, WILL be received at the office of the Department of Public Parks, 36 Union Square, New York City, until Wednesday, the 28th day of March, 1877, at the hour of half-past nine o'clock A. M., when they will be publicly opened by the head of the said Department and read—

For the construction, remodelling, and removal of cases for the Museum of Natural History, situated on Manhattan Square, in the Central Park, in the City of New York.

The work to be executed in accordance with the terms of the contract, and specifications and the plans prepared by said Department therefor.

The time allowed for the completion of the work will be determined by the said Department after the contract is awarded.

Each proposal must state, both in figures and in writing, a gross sum for the whole work.

No proposal will be considered unless accompanied by the consent, in writing, of two responsible householders or freeholders of the City of New York, their respective places of business or residence being named, to the effect that they will become bound as sureties in the sum of ten thousand dollars for the faithful performance of the contract, should it be awarded upon that proposal, and that if the said person or persons making the proposal shall omit or refuse to execute said contract, they will pay to the Corporation any difference between the sum to which he or they would be entitled upon its completion, and that which the Corporation may be obliged to pay to the person to whom the contract shall be awarded at any subsequent letting.

Each proposal must state the name and place of residence of the person making the same; the names of all persons interested with him therein; that it is made without collusion with any other person making an estimate for the same work; and that no member of the Common Council, head of a Department, chief of a bureau, deputy thereof, clerk therein, or other officer of the Corporation is directly or indirectly interested therein, or in the supplies or work to which it relates, or in any portion of the profits thereof.

The Department reserves the right to reject any or all proposals. Proposed sureties must verify their consent by affidavit.

Forms of proposals may be obtained, and the terms of the contract (including the specifications), settled as required by law, seen at the office of the Secretary, as above.

The plans can also be seen at the office of the Department.

Proposals must be addressed to the President of the Department of Public Parks, and indorsed "Proposals for Construction, Remodelling, etc., of Cases, Museum of Natural History," and shall also be indorsed with the name or names of the person or persons presenting the same and the date of presentation.

WM. R. MARTIN, President;  
H. G. STEBBINS,  
JAMES F. WENMAN,  
WM. C. WETMORE,  
Commissioners D. P. P.

WM. IRWIN,  
Secretary D. P. P.

## BOARD OF EDUCATION.

SEALED PROPOSALS WILL BE RECEIVED AT the office of the Clerk of the Board of Education, corner of Grand and Elm streets, until Tuesday, March 20, 1877, at 4 P. M., for supplying the coal and wood required for the public schools in this city, for the ensuing year—say ten thousand five hundred (10,500) tons of coal, more or less, and one thousand one hundred (1,100) cords of oak, and six hundred and fifty (650) cords of pine wood, more or less. The coal must be of the best quality of white ash, furnace, egg, stove, and nut sizes, clean and in good order, two thousand two hundred and forty (2,240) pounds to the ton, and must be delivered in the bins of the several school buildings at such times and in such quantities as required by the Committee on Supplies.

The proposals must state the mines from which it is proposed to supply the coal (to be furnished from the mines named, if accepted), and must state the price per ton of two thousand two hundred and forty (2,240) pounds.

The quantity of the various sizes of coal required will be about as follows, viz.: Eight thousand five hundred (8,500) tons of furnace size, one thousand (1,000) tons of stove size, four hundred (400) tons of egg size, and six hundred (600) tons of nut size.

The oak wood must be of the best quality, the stick not less than three (3) feet long. The pine wood must be of the best quality, Virginia, and not less than three (3) feet six (6) inches long. The proposal must state the price per cord of one hundred and twenty-eight (128) cubic feet, solid measure, for both oak and pine wood, and also the price per cord per load for sawing, and the price per cord per load for splitting, the quantity of oak wood to be split only as required by the Committee on Supplies. The wood will be inspected and measured under the supervision of the Inspector of Fuel of the Board of Education, and must be delivered at the schools as follows: Two-thirds of the quantity required from the 10th of June to the 15th of September, and the remainder as required by the Committee on Supplies; said wood, both oak and pine, must be delivered sawed, and, when required, split, and must be piled in the yards, cellars, vaults, or bins of the school buildings, as may be designated by the proper authority. The contracts for supplying said coal and wood to be binding until the first day of June, 1878. Two sureties for the faithful performance of the contract will be required, and each proposal must be accompanied by the signatures and residences of the proposed sureties. No compensation will be allowed for delivering said coal and wood at any of the schools, nor for putting and piling the same in the yards, cellars, vaults, or bins of said schools.

Proposals must be directed to the Committee on Supplies of the Board of Education, and should be indorsed "Proposals for Coal," or "Proposals for Wood," as the case may be.

The Committee reserve the right to reject any or all proposals received.

RUFUS G. BEARDSLEE,  
JAMES M. HALSTED,  
DAVID WETMORE,  
EVERETT P. WHEELER,  
HENRY P. WEST,  
Committee on Supplies.

NEW YORK, March 5, 1877.

SEALED PROPOSALS WILL BE RECEIVED BY the Board of School Trustees of the Ninth Ward, at the Hall of the Board of Education, corner of Grand and Elm streets, until Tuesday, the 20th day of March, 1877, and until 4 o'clock P. M., on said day, for alterations and repairs of Primary School-house No. 18, on Waverley place, near Bank street.

Sealed proposals will also be received at the same time and place for the furniture required for said school.

Plans and specifications may be seen and blanks for proposals obtained at the office of the Superintendent of School Buildings, No. 146 Grand street, third floor.

Two responsible and approved sureties, residents of this city, will be required from each successful bidder.

The party submitting a proposal and the parties proposing to become sureties must each write his name and place of residence on said proposal.

The Trustees reserve the right to reject any or all of the proposals submitted.

CHARLES S. WRIGHT,  
E. DENISON, M. D.,  
HENRY DAYTON,  
WILLIAM H. ELY,  
DAVID M. EARL,  
Board of School Trustees, Ninth Ward.

Dated New York, March 5, 1877.

## JURORS.

### NOTICE

#### IN RELATION TO JURORS FOR STATE COURTS.

OFFICE OF THE COMMISSIONER OF JURORS,  
NEW COUNTY COURT-HOUSE,  
NEW YORK, June 1, 1876.

APPLICATIONS FOR EXEMPTIONS WILL BE heard here, from 9 to 4 daily, from all persons hitherto liable or recently serving who have become exempt, and all needed information will be given.

Those who have not answered as to their liability, or proved permanent exemption, will receive a "jury enrollment notice," requiring them to appear before me this year. Whether liable or not, such notices must be answered (in person, if possible, and at this office only) under severe penalties. If exempt, the party must bring proof of exemption; if liable, he must also answer in person, giving full and correct name, residence, etc., etc. No attention paid to letters.

Persons "enrolled" as liable must serve when called or pay their fines. No mere excuse will be allowed or interference permitted. The fines, received from those who, for business or other reasons, are unable to serve at the time selected, pay the expenses of this office, and if unpaid will be entered as judgments upon the property of the delinquents.

All good citizens will aid the course of justice, and secure reliable and respectable juries, and equalize their duty by serving promptly when summoned, allowing their clerks or subordinates to serve, reporting to me any attempt at bribery or evasion, and suggesting names for enrollment. Persons between sixty and seventy years of age, summer absentees, persons temporarily ill, and United States and District Court jurors are not exempt.

Every man must attend to his own notice. It is a misdemeanor to give any jury paper to another to answer. It is also punishable by fine or imprisonment to give or receive any present or bribe, directly or indirectly, in relation to a jury service, or to withhold any paper or make any false statement, and every case will be fully prosecuted.

THOMAS DUNLAP, Commissioner,  
County Court-house (Chambers street entrance)

## DEPARTMENT OF TAXES AND ASSESSMENTS.

DEPARTMENT OF TAXES AND ASSESSMENTS,  
NO. 32 CHAMBERS STREET,  
NEW YORK, January 6, 1877.

NOTICE IS HEREBY GIVEN THAT THE BOOKS of Annual Record of the Assessment upon the Real and Personal Estate of the City and County of New York for the year 1877, will be open for inspection and revision, on and after Monday, January 8, 1877, and will remain open until the 30th day of April, 1877, inclusive, for the correction of errors and the equalization of the assessments of the aforesaid real and personal estate.

All persons believing themselves aggrieved must make application to the Commissioners during the period above mentioned, in order to obtain the relief provided by law.

ALBERT STORER,  
Secretary.

## CORPORATION NOTICES.

ALL PARTIES PRESENTING CLAIMS FOR DAMAGE to property by reason of closing the Bloomingdale road, are required in filing such claims, to produce their title deeds to said property.

THOMAS B. ASTEN,  
JOHN MULLALLY,  
EDWARD NORTH,  
WILLIAM L. WILEY,  
Board of Assessors.

OFFICE BOARD OF ASSESSORS,  
NEW YORK, February 27, 1877.

PUBLIC NOTICE IS HEREBY GIVEN TO THE owner or owners, occupant or occupants of all houses and lots, improved or unimproved lands affected thereby, that the following assessments have been completed and are lodged in the office of the Board of Assessors for examination by all persons interested, viz.:

- No. 1. Regulating, grading, setting curb and gutter stones and flagging, Sixty-eighth street, from Third avenue to the East River, except between First and Third avenues.
- No. 2. Regulating, grading, setting curb and gutter stones and flagging, Avenue A, from Fifty-fourth to Fifty-seventh street.
- No. 3. Regulating, grading, setting curb and gutter stones and flagging, Forty-third street, from First avenue to the East River.
- No. 4. Regulating, grading, setting curb and gutter stones and flagging, One Hundred and Twenty-fourth street, from Eighth avenue to St. Nicholas avenue.
- No. 5. Belgian pavement in One Hundred and Twenty-sixth street, from Second to Seventh avenue.
- No. 6. Belgian pavement in Fifty-ninth street, from First avenue to Avenue A.
- No. 7. Belgian pavement in Sixtieth street, from Tenth to Eleventh avenue.
- No. 8. Belgian pavement in Fiftieth street, from Tenth to Eleventh avenue.
- No. 9. Belgian pavement in Fifty-eighth street, from Tenth to Eleventh avenue.
- No. 10. Belgian pavement in Bogart street, from West street to Thirtieth avenue.
- No. 11. Belgian pavement in One Hundred and Twenty-seventh street, from Third to Sixth avenue.
- No. 12. Belgian pavement in Fifty-sixth street, from Second to Third avenue.
- No. 13. Sewer in Tenth avenue, between Seventy-fifth and Seventy-seventh streets, with branches.
- No. 14. Sewer in One Hundred and Fifth street, between Third and Fourth avenues.
- No. 15. Sewer in One Hundred and Sixteenth street, between Seventh and Eighth avenues.
- No. 16. Laying crosswalks in Lexington avenue at the intersection of Seventy-eighth street.
- No. 17. Laying crosswalks at each of the intersections of Madison avenue and Eighty-sixth, Eighty-seventh, Eighty-eighth, and Eighty-ninth streets.

The limits embraced by such assessment include all the several houses and lots of ground, vacant lots, pieces and parcels of land situated on—

- No. 1. Both sides of Sixty-eighth street, from Third avenue to the East River, and to the extent of half the block at the intersecting avenues.
- No. 2. Both sides of Avenue A, between Fifty-fourth and Fifty-seventh streets, and to the extent of half the block at the intersections of Fifty-fourth, Fifty-fifth, and Fifty-seventh streets.
- No. 3. Both sides of Forty-third street, from First avenue to the East River, and to the extent of half the block at the intersection of First avenue.
- No. 4. Both sides of One Hundred and Twenty-fourth street, from Eighth avenue to Avenue St. Nicholas.
- No. 5. Both sides of One Hundred and Twenty-sixth street, from Second to Seventh avenue, and to the extent of half the block at the intersecting avenues.
- No. 6. Both sides of Fifty-ninth street, from First avenue to Avenue A, and to the extent of half the block at the intersecting avenues.
- No. 7. Both sides of Sixtieth street, from Tenth to Eleventh avenue, and to the extent of half the block at the intersecting avenues.

No. 8. Both sides of Fiftieth street, from Tenth to Eleventh avenue, and to the extent of half the block at the intersecting avenues.

No. 9. Both sides of Fifty-eighth street, from Tenth to Eleventh avenue, and to the extent of half the block at the intersecting avenues.

No. 10. Both sides of Bogart street, from West street to Thirtieth avenue, and to the extent of half the block at the intersection of West street and Thirtieth avenue.

No. 11. Both sides of One Hundred and Twenty-seventh street, from Third to Sixth avenue, and to the extent of half the block at the intersecting avenues.

No. 12. Both sides of Fifty-sixth street, from Second to Third avenue, and to the extent of half the block at the intersecting avenues.

No. 13. Both sides of Tenth avenue, from Seventy-fifth to Seventy-seventh street, and blocks bounded by Seventy-fifth and Seventy-seventh streets, Ninth avenue and the Boulevard.

No. 14. Both sides of One Hundred and Fifth street, from Third to Fourth avenue, and west side Lexington avenue, between One Hundred and Fifth and One Hundred and Sixth streets, and south side One Hundred and Sixth street, extending 100 feet westerly of Lexington avenue.

No. 15. Both sides of One Hundred and Sixteenth street, from Seventh to Eighth avenue.

No. 16. Both sides of Seventy-eighth street, extending half the block on either side of Lexington avenue.

No. 17. Both sides of Madison avenue, between Eighty-sixth and Eighty-ninth streets, and to the extent of half the block at the intersecting streets.

All persons whose interests are affected by the above-named assessments, and who are opposed to the same, or either of them, are requested to present their objections in writing to the Board of Assessors, at their office, No. 19 Chatham street, within thirty days from the date of this notice.

THOMAS B. ASTEN,  
JOHN MULLALLY,  
EDWARD NORTH,  
WILLIAM L. WILEY,  
Board of Assessors.

OFFICE BOARD OF ASSESSORS,  
NEW YORK, March 1, 1877.

## FINANCE DEPARTMENT.

WILLIAM KENNELLY, AUCTIONEER.

REAL ESTATE BELONGING TO THE CORPORATION of the City of New York, to be leased at auction, on Friday, March 16, 1877.

The leases of the following described property belonging to the Corporation of the City of New York, will be sold at public auction at the New County Court-house, on Friday, March 16, 1877, at 11 o'clock A. M., for the term of two years from May 1, 1877:

- Rooms second floor Centre Market, part not occupied as an armory.
- No. 160 Wooster street.
- No. 53 Spring street.
- No. 61 Chatham street.
- No. 89 Chatham street.
- No. 91 Chatham street.
- No. 93 Chatham street.
- No. 61 Thompson street.
- No. 458 East Houston street.

Lots on south side Sixty-eighth street, between Third and Lexington avenues, Nos. 12 to 16.

Lots on east side Lexington avenue, between Sixty-seventh and Sixty-eighth streets, Nos. 22 to 25.

Lots on north side Sixty-seventh street, between Third and Lexington avenues, Nos. 26 to 30, 31 to 33.

Stables on Tompkins and Mangin streets, 79 ft. 6 in. x 200 feet, 123 feet north of Rivington street.

Stables on south side Twenty-fourth street, 300 feet west of Tenth avenue, 30 x 98.9, in accordance with the following

### TERMS OF SALE.

Twenty per cent. on the yearly rent bid for each parcel to be paid to the Collector of City Revenue at the time and place of sale; and the successful bidder will be required, at the same time, to have an obligation executed by two sureties, to be approved by the Comptroller, for carrying into effect the terms of sale.

Twenty per cent., when paid, will be credited on the first quarter's rent; or, forfeited, if the lessee does not execute the lease and bond within fifteen days after the sale; and the Comptroller shall be authorized, at his option, to resell the premises bid off by those failing to comply with the terms as above; and the party so failing to comply to be liable for any deficiency that may result from such resale.

No person will be received as lessee or surety who is delinquent on any former lease from the Corporation. No bid will be accepted from any person who is in arrears to the Corporation upon debt or contract, or who is a defaulter, as security or otherwise, upon any obligation to the Corporation. Sec. 99 of Charter of 1873.

The leases will contain the usual covenants and conditions, reserving to the Corporation the right to cancel the lease whenever the premises may be required by them for public purposes.

All repairs will be made at the expense of the lessees, and no deduction whatever will be allowed for damage by reason of any sickness or epidemic that may prevail in the city during the continuance of the lease.

The lessees will be required to give a bond for double the amount of the annual rent, with two sureties, to be approved by the Comptroller, conditioned for the payment of the rent quarter-yearly, and the fulfillment on their part of the covenants of the lease.

COMPTROLLER'S OFFICE,  
NEW YORK, March 6, 1877.

JOHN KELLY,  
Comptroller.

## REAL ESTATE RECORDS.

THE ATTENTION OF LAWYERS, REAL Estate Owners, Monetary Institutions engaged in making loans upon real estate, and all who are interested in providing themselves with facilities for reducing the cost of examinations and searches, is invited to these Official Indices of Records, containing all recorded transfers of real estate in the City of New York from 1653 to 1857, prepared under the direction of the Commissioners of Records.

Grantors, grantees, suits in equity, insolvents' and Sheriffs' sales, in 61 volumes, full bound, price, \$100 00  
The same, in 25 volumes, half bound, price, 50 00  
Complete sets, folded, ready for binding, 15 25  
Records of Judgments, 25 volumes, bound, 10 00

Orders should be addressed to "Mr. Stephen Angell, Comptroller's Office, New County Court-house."

JOHN KELLY,  
Comptroller

COMPTROLLER'S OFFICE,  
NEW YORK, February 6, 1877.

DEPARTMENT OF FINANCE,  
BUREAU FOR THE COLLECTION OF ASSESSMENTS,  
ROTUNDA, NEW COUNTY-HOUSE,  
NEW YORK, January 23, 1877.

## NOTICE TO PROPERTY-HOLDERS.

PROPERTY-HOLDERS ARE HEREBY NOTIFIED that the following assessment list was received this day, in this Bureau, for collection:

CONFIRMED JANUARY 17, 1877.

Setting curb and gutter stones, and flagging full width in Madison avenue, from Sixtieth to Seventieth street.

All payments made on the above assessment on or before March 24, 1877, will be exempt (according to law) from interest. After that date interest will be charged at the rate of seven (7) per cent. from the date of confirmation.

The Collector's office is open daily from 9 A. M. to 2 P. M. for the collection of money, and until 4 P. M. for general information.

EDWARD GILON,  
Collector of Assessments

DEPARTMENT OF FINANCE,  
BUREAU FOR THE COLLECTION OF ASSESSMENTS,  
ROTUNDA, NEW COUNTY-HOUSE,  
NEW YORK, February 21, 1877.

## NOTICE TO PROPERTY-HOLDERS.

PROPERTY-HOLDERS ARE HEREBY NOTIFIED that the following assessment lists were received this day in this Bureau for collection:

CONFIRMED FEBRUARY 14, 1877.

Sixty-ninth street, regulating, curb, gutter, and flagging, from Third avenue to East river.

One Hundred and Fifty-ninth street, grading, from Third avenue to Elton avenue.

Madison avenue, crosswalks, at each intersection with One Hundred and Twentieth, One Hundred and Twenty-first, One Hundred and Twenty-second, One Hundred and Twenty-third, One Hundred and Twenty-fourth, One Hundred and Twenty-fifth, One Hundred and Twenty-sixth, One Hundred and Twenty-seventh, One Hundred and Twenty-eighth, One Hundred and Twenty-ninth, One Hundred and Thirtieth, One Hundred and Thirty-first, and One Hundred and Thirty-second streets.

Fourth avenue, crosswalks, at intersection with Sixty-fifth street.

Bloomfield street, curb, gutter, and flagging, between West street and Thirtieth avenue.

Seventieth street, curb, gutter, and flagging, from Lexington to Madison avenue.

One Hundred and Sixteenth street, curb, gutter, and flagging, from Seventh to Eighth avenue.

Eleventh avenue, east side, curb, gutter, and flagging, between Thirty-sixth and Thirty-seventh streets.

One Hundred and Forty-fifth street, paving, curb gutter, and flagging, from Seventh avenue to Boulevard.

Thirty-sixth street, paving, from Eleventh avenue to North river.

Fortieth street, paving, from First to Second avenue.

Eighty-second street, paving, from Second to Third avenue.

Manhattan street, paving, from Avenue St. Nicholas to One Hundred and Twenty-fifth street.

Centre street, sewer between Pearl and Canal streets.

Avenue A, sewer, between Eighty-ninth and Ninety-second streets, with branches.

One Hundred and Sixteenth street, basins, northeast and southeast corners of Sixth avenue.

Basin, southeast corner Forty-fifth street and Broadway.

Basins, northwest corner Fifty-third street and Sixth avenue.

All payments made on the above assessments on or before April 22, 1877, will be exempt (according to law) from interest. After that date interest will be charged at the rate of seven (7) per cent. from the date of confirmation.

The Collector's office is open daily from 9 A. M. to 2 P. M. for the collection of money, and until 4 P. M. for general information.

EDWARD GILON,  
Collector of Assessments.

## SUPREME COURT.

In the matter of the application of the Department of Public Works, for and in behalf of the Mayor, Aldermen, and Commonality of the City of New York, relative to the opening of One Hundred and Fifty-sixth street, from the westerly line of Kingsbridge road to the easterly line of Eleventh avenue; One Hundred and Fifty-seventh street, from the westerly line of the Road or Public Drive, near the Harlem river, to the easterly line of Eleventh avenue; One Hundred and Fifty-eighth street, from the westerly line of Kingsbridge road to the Hudson river; and One Hundred and Fifty-ninth street, from the westerly line of the Road or Public Drive, near the Harlem river, to the easterly line of Eleventh avenue, in the City of New York.

NOTICE IS HEREBY GIVEN THAT THE BILL of the costs, charges, and expenses incurred by reason of the proceedings in the above-entitled matter, will be presented for taxation to one of the Justices of the Supreme Court, in the New County Court-house, at the City Hall in the City of New York, on the 17th day of March, 1877, at 10½ o'clock in the forenoon.

SMITH E. LANE,  
JOHN T. MCGOWAN,  
DENNIS O'DONOGHUE,  
Commissioners.

Dated New York, March 2, 1877.

In the matter of the application of the Department of Public Works, for and in behalf of the Mayor, Aldermen, and Commonality of the City of New York, relative to the opening of One Hundred and Fifty-sixth street, from the westerly line of Kingsbridge road to the easterly line of Eleventh avenue; One Hundred and Fifty-seventh street, from the westerly line of the Road or Public Drive, near the Harlem river, to the easterly line of Eleventh avenue; One Hundred and Fifty-eighth street, from the westerly line of Kingsbridge road to the Hudson river; and One Hundred and Fifty-ninth street, from the westerly line of the Road or Public Drive, near the Harlem river, to the easterly line of Eleventh avenue, in the City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to the owner or owners, occupant or occupants, of all houses and lots and improved or unimproved lands affected thereby, and to all others whom it may concern:

That our report herein will be presented to the Supreme Court of the State of New York, at a Special Term thereof, to be held in the New County Court-house, at the City Hall, in the City of New York, on the 17th day of April, 1877, at the opening of the Court on that day, and that then and there, or as soon thereafter as counsel can be heard thereon, a motion will be made that the said report be confirmed.

Dated New York, March 3, 1877.

SMITH E. LANE,  
JOHN T. MCGOWAN,  
DENNIS O'DONOGHUE,  
Commissioners.

## LEGISLATIVE DEPARTMENT

THE COMMITTEE ON LAW DEPARTMENT will meet every Monday, at 2 o'clock P. M., in Room No. 16, City Hall.

SAMUEL A. LEWIS,  
GEORGE HALL,  
HENRY E. HOWLAND,  
Committee on Law Department.

THE COMMITTEE ON FINANCE WILL MEET in Room No. 16, City Hall, every Monday, at 3 o'clock P. M.

PATRICK KEENAN,  
WILLIAM L. COLE,  
SAMUEL A. LEWIS,  
JOHN J. MORRIS,  
JOSEPH C. PINCKNEY,  
Committee on Finance.

THE COMMITTEE ON PUBLIC WORKS WILL meet in Room No. 16, City Hall, every Tuesday, at 1 o'clock P. M.

THOMAS SHEILS,  
WILLIAM JOYCE,  
WILLIAM SALMON,  
STEPHEN N. SIMONSON,  
JOSEPH C. PINCKNEY,  
Committee on Public Works.