

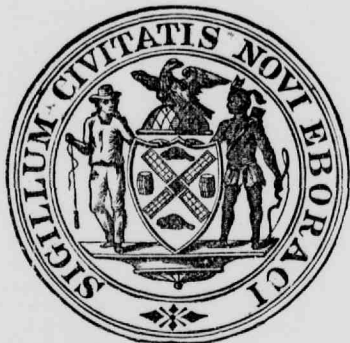
# THE CITY RECORD.

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LAWS OF 1877.

Acts of the Legislature of the State of New York, relating to the City and County of New York, passed at the Regular Session for 1877.

### CHAPTER 37.

AN ACT to amend section one of chapter six hundred and thirty-eight of the Laws of eighteen hundred and sixty-seven, entitled "An act authorizing the New York society for the relief of the ruptured and crippled to hold real and personal estate."

Passed March 6, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows: Section 1. Section one of chapter six hundred and thirty-eight of the laws of eighteen hundred and sixty-seven, entitled "An act authorizing the New York society for the relief of the ruptured and crippled to hold real and personal estate," is hereby amended to read as follows:

§ 1. The New York society for the relief of the ruptured and crippled are hereby authorized to take by purchase, devise or otherwise, and to hold, transfer and convey, for the purposes of this corporation, and for no other purpose, real property to an amount not exceeding the sum of two hundred and fifty thousand dollars in value, and personal property to an amount not exceeding seven hundred and fifty thousand dollars, provided, that any such devise shall be subject to the existing laws in relation to wills, and provided further, that no salary, fees or compensation shall be paid to or received by any trustee or officer of said society out of any funds or property of the society.

§ 2. This act shall take effect immediately.

### CHAPTER 40.

AN ACT to release to certain charitable institutions the interest of the people of the State of New York, in certain personal property formerly of James Kelly, of the city of New York, deceased.

Passed March 9, 1877; by a two-third vote.

The People of the State of New York, represented in Senate and Assembly, do enact as follows: Section 1. All the right, title and interest of the people of this State in and to so much of the personal estate formerly of James Kelly of the city of New York, deceased, as is given and bequeathed or attempted to be given and bequeathed in and by the eighth clause of the last will and testament of said James Kelly, deceased, disposing, or attempting to dispose, of the residuary estate of the said James Kelly, is hereby released to and vested in:

1. The nursery and child's hospital.
  2. The society for the relief of poor widows with small children.
  3. Manhattan eye and ear hospital.
  4. House of rest for consumptives.
  5. Institution of mercy, for St. Joseph's industrial home for destitute children, Eighty-first street and Madison avenue.
  6. Nuns of the order of St. Dominick of the city of New York, for industrial school of the sisters of St. Dominick.
  7. Union home and school for the education and maintenance of the children of our volunteers who are left unprovided for.
  8. St. James' church, for St. James' industrial home.
  9. Home for incurables.
  10. The St. Stephen's home for children.
  11. Home for the aged of the little sisters of the poor of the City of New York.
  12. New York ophthalmic hospital.
  13. Sisters of the poor of St. Francis.
  14. The Samaritan home for the aged of the city of New York,
- equally, share and share alike; and George W. Duer and Lawrence D. Kiernan, the executors of said James Kelly, deceased, and the survivor of them, are hereby authorized to assign, transfer, and pay over to said releasees the said residuary estate of James Kelly, deceased; and all such assignments, transfers and payments shall be as valid and shall have the same effect as if made to the people of this State.

§ 2. Nothing herein contained shall impair, release, or discharge any right, claim, or interest of any next of kin or heirs at law in or to the personal property herein mentioned.

§ 3. This act shall take effect immediately.

### CHAPTER 43.

AN ACT in relation to the foundling asylum of the sisters of charity in the city of New York.

Passed March 15, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows: Section 1. The foundling asylum of the sisters of charity of the City of New York is hereby authorized to lease, purchase, have, hold, convey, and mortgage, for the purposes of its incorporation, lands in any of the counties of this State contiguous to the city of New York, and to erect and maintain thereon all necessary and suitable buildings, provided that the value of such land shall not, in the aggregate, at the time of purchase, exceed seventy-five thousand dollars.

§ 2. The said asylum shall be entitled to and shall have and receive for each and every homeless and needy mother with a nursing infant, who shall reside at the asylum by request of its officers, and nurse her own infant, the sum of eighteen dollars per month, which said sum shall be raised and paid to the said foundling asylum of the sisters of charity in the city of New York, in the same manner, at the same time, and by the same authorities and officers in and at which, and by whom the sum paid to the New York infant asylum as to which it is or may be entitled, as aforesaid, shall or may be raised and paid.

§ 3. Nothing in this act contained shall be construed as exempting from taxation any additional real estate authorized to be held under this act.

§ 4. This act shall take effect immediately.

### CHAPTER 51.

AN ACT to provide for the completion of the court-house in the third judicial district of the city of New York.

Passed March 21, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows: Section 1. The commissioner of public works of the city of New York is hereby authorized and directed to take charge of and supervise the construction of the court-house in the third judicial district of said city, in place and stead of the commissioners for the erection of said court-house whose terms of office expired on the thirty-first day of December, eighteen hundred and seventy-six. All the powers and duties concerning or affecting the erection of said court-house heretofore conferred upon and possessed by said commissioners are hereby transferred to and conferred and devolved upon the said commissioner of public works.

§ 2. The court-room and other rooms on the first floor of said court-house building shall be set apart for the use and occupation of the second district police court of the city of New York, and as soon as the said rooms are completed and finished they shall be assigned and turned over to said police court; the court-room and other rooms on the second floor of said court-house building shall be set apart for the use and occupation of the district court of the city of New York for the third judicial district, and as soon as said rooms are completed and finished they shall be assigned and turned over to said third district court. The prison in connection with said court-house building shall, as soon as finished and completed, be assigned and turned over to the department of public charities and correction of said city. The bell-tower in connection with said court-house building shall, as soon as finished and completed, be assigned and turned over to the fire department of said city.

§ 3. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

§ 4. This act shall take effect immediately.

### CHAPTER 53.

AN ACT relative to lands in the city of New York, devised by Charlotte E. Jenkins, late of said city, deceased, authorizing the mortgaging or sale thereof, and the disposition of the proceeds thereof in accordance with the provisions of the will of said deceased.

Passed March 22, 1877.

The People of the State of New York, represented in Senate and Assembly, do enact as follows: Section 1. On the petition of Margaret G. Kopper, personally, and as executrix and trustee of Charlotte E. Jenkins, late of the city of New York, deceased, and Frederick Kopper, her husband, and Sarah R. Jenkins and their descendants in being (such descendants, while infants, petitioning by a next friend) being the only surviving devisees of Charlotte E. Jenkins, deceased, the supreme court, at a special term thereof, held in the city of New York, may authorize the sale in fee or the mortgaging of the following described land and premises situate, lying and being in the twelfth ward, between One Hundred and Twenty-fourth and One Hundred and Twenty-fifth streets and Lexington and Third avenues in the city of New York, and bounded as follows, namely: Beginning at a point, formed by the intersection of the west line of Third avenue with the north line of said One Hundred and Twenty-fourth street, and running thence westerly, and parallel with One Hundred and Twenty-fourth street, one hundred and fifty feet; thence northerly, and parallel with Third avenue, one hundred feet and eleven inches, more or less, to the centre line of the block; thence westerly, along the centre line of the block, two hundred and sixty-five feet; thence northerly, and parallel with Lexington avenue, one hundred feet and eleven inches, more or less, to the southerly line of One Hundred and Twenty-fifth street; thence easterly, along the southerly line of One Hundred and Twenty-fifth street, four hundred and fifteen feet to the westerly line of Third avenue; thence southerly, along the westerly line of Third avenue, two hundred and one feet and eleven inches to the point or place of beginning; being the same premises devised by the said Charlotte E. Jenkins, in and by her last will and testament, which was admitted to probate in the surrogate's court of the county of New York, January 15, eighteen hundred and sixty-three, and recorded in liber number one hundred and forty-seven, pages one hundred and seventy-eight, et cetera, of will records in said surrogate's office, whereby she devised the undivided one-fourth of the income thereof to her husband, George W. Jenkins (now deceased), for life or until he married again, and the income of the other undivided three-fourths thereof to her daughters Margaret G. Jenkins, Sarah R. Jenkins, and Mary C. Jenkins (since deceased, unmarried and without issue), for life, with remainder in fee as to the share of each, after his or her death, to his or her children or issue, and in case of the death of any without issue to the survivors or survivor and issue of any deceased, and which lands are now held in trust for the benefit of said Margaret G. Jenkins (now Margaret G. Kopper) and Sarah R. Jenkins and their descendants, by the said Margaret G. Kopper and Sarah R. Jenkins, under the provisions of said will and subject to the trusts therein contained, or of any part or parcel thereof, from time to time as may be judged to be expedient and calculated to promote the interest of the descendants of said Margaret G. Kopper and Sarah R. Jenkins (the only surviving devisees under said will as aforesaid), whether yet in being or not, to whom or for whose benefit the trusts under the will of said Charlotte E. Jenkins may enure after the death of said Margaret or Sarah, by the provisions of said will, the court shall appoint one or more suitable person or persons as guardian or guardians for such of them as may be infants, in relation to the proceedings upon such application or petition.

§ 2. Such mortgage or mortgages, sale or sales, shall be made under the direction of the supreme court sitting at any special term in the city of New York, by public auction or at private sale (in case of sale), and the proceeds arising from such mortgage or mortgages, sale or sales, shall be applied in relieving the said property from existing charges and incumbrances, and invested and applied in such manner, from time to time, as the court shall direct, and shall be applied to the use of the same persons and be subject to the same limitations as provided for in the will of the said Charlotte E. Jenkins, in relation to the interests of such issue, provided always that the court may direct the reimbursement out of the proceeds of such mortgage or mortgages, sale or sales, to the life-tenant, of such proportion of any assessments imposed on said premises or any part thereof for permanent improvements, and which have heretofore been or may hereafter be paid by the life tenant as, according to law and the practice of the court, is chargeable against the remaindermen. Any mortgage or mortgages given, or sale or sales made pursuant to this act, shall be reported to the court, and if approved, the said court shall confirm the same and direct a conveyance to be executed by such of the descendants of said Margaret G. Kopper and Sarah R. Jenkins respectively, as may then be in being and of full age, and by a referee appointed by the court, to act in behalf of the infant and unborn descendants of said Margaret G. Kopper and Sarah R. Jenkins respectively, and all other persons in interest.

§ 3. All sales and conveyances made as aforesaid, in pursuance of such authority or direction, shall be valid and effectual to vest in the purchaser or purchasers, and his or their assigns, the fee simple absolute in and to the lands so conveyed as against all the descendants of said Margaret G. Kopper and Sarah R. Jenkins respectively, whether in being or not, and all persons whomsoever deriving any rights or interests in said property under and by virtue of said will, and every mortgage made as aforesaid, in pursuance of such authority and direction, shall be a valid mortgage, and shall be binding and effectual as against all persons having any claim to, or interest in the premises under the will of the said Charlotte E. Jenkins, deceased, whether yet in being or not, and on a foreclosure and sale thereof by due proceedings at law, if any such sale should hereafter be made under such mortgage, the title of the purchaser under said sale shall be valid and free and discharged of all claims of all persons having any interest in the said premises under the will of the said Charlotte E. Jenkins, deceased, whether in being or not.

§ 4. This act shall take effect immediately.

### CHAPTER 60.

AN ACT in relation to running ferry boats by the Union ferry company of Brooklyn across the East river.

Passed March 23, 1877.

The People of the State of New York, represented in Senate and Assembly, do enact as follows: Section 1. The Union ferry company of Brooklyn is hereby required to run a ferry boat from the foot of Whitehall street, in the city of New York, to the foot of Atlantic avenue, in the city of Brooklyn, once in every twelve minutes from five o'clock in the morning until ten o'clock at night, and once in every half-hour from ten o'clock at night to five o'clock in the morning, during the present lease.

§ 2. This act shall take effect immediately.



## CHAPTER 64.

AN ACT to amend section seven of chapter six hundred and thirty-three of the laws of eighteen hundred and sixty-six, entitled, "An act in relation to the benevolent fund of the late volunteer fire department in the city of New York," passed April seventeenth, eighteen hundred and sixty-six, as amended by chapter nine hundred and sixty-two of the laws of eighteen hundred and sixty-seven, and as further amended by chapter two hundred and ninety-seven of the laws of eighteen hundred and seventy.

Passed March 27, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows: Section 1. Section seven of the act, entitled "An act relating to the benevolent fund of the late volunteer fire department in the City of New York," passed April seventeenth, eighteen hundred and sixty-six, as amended by chapter nine hundred and sixty-two of the laws of eighteen hundred and sixty-seven, is hereby amended so as to read as follows:

§ 7. The said corporation shall be entitled to receive, and there shall be paid to them, the percentage or tax on the receipts of the foreign fire insurance companies doing business in the City of New York, as provided by chapter five hundred and forty-eight of the laws of eighteen hundred and fifty-seven, for nine years, from the seventeenth day of April, eighteen hundred and seventy-seven, and all returns and undertakings required by said act shall be made to the treasurer of the said corporation, who shall pay over to the treasurer of the New York fire department relief fund one-half of the amount so received, each year, for the use and benefit of the said New York fire department relief fund, as provided by section fourteen of chapter seven hundred and forty-two of the laws of eighteen hundred and seventy-one.

## CHAPTER 90.

AN ACT further to amend chapter one hundred and six of the laws of eighteen hundred and sixty-five, entitled "An act to incorporate the New York infant asylum."

Passed April 2, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows: Section 1. Section twenty-two of chapter one hundred and six of the laws of eighteen hundred and sixty-five, entitled "An act to incorporate the New York infant asylum," is hereby further amended so as to read as follows:

§ 22. In each and every year after this act shall take effect, the board of supervisors of the city and county of New York shall levy and collect by tax, at the same time and in the same manner as the contingent charges and expenses of the city and county are levied and collected, and pay over to said corporation a sum of money at the rate of thirty-eight cents per day, in monthly payments, for each and every child received and maintained by said asylum; and it shall be the duty of the comptroller of said city to reimburse and pay over the difference between thirty-eight cents per day and the amount actually received by said asylum from said supervisors since the passage of the amendment dated April eighteenth, eighteen hundred and seventy-two, to the aforesaid act of incorporation of eighteen hundred and sixty-five. It is further provided that whenever any homeless or needy mother has received care and attendance in the lying-in wards of the New York infant asylum, the managers of said asylum shall be entitled to receive and shall receive from the county treasurer, as herein above provided, the sum of twenty-five dollars for said care and obstetric attendance, and whenever any mother thus domiciled and attended at the birth of her child, and whenever any other homeless or needy mother with a nursing infant resides at the asylum, by the request of its officers, and wet nurses her own infant, the managers of said institution shall be entitled to receive, and shall receive from the county treasurer, the sum of eighteen dollars per month and proportionally for any fraction of a month for each mother so remaining under their charge in said asylum, provided such residence shall exceed the period of two months, to be paid as hereinbefore provided, in monthly, quarterly or annual payments as said managers may request; but the managers of the said institution shall not be entitled to receive the said monthly allowance for a longer period than for one year for any mother so remaining.

§ 2. This act shall take effect immediately.

## CHAPTER 101.

AN ACT to provide for making to the New York infirmary for women and children allowances and payments for the care and maintenance of lying-in and nursing women.

Passed April 6, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows: Section 1. Whenever any homeless, or needy mother has received care and attendance in the lying-in wards of the New York infirmary for women and children, the managers of said infirmary shall be entitled to receive, and shall receive from the public treasury and funds of the city of New York, the sum of twenty-five dollars for said care and obstetric attendance in each of said cases. And whenever any mother thus domiciled and attended at the birth of her child, and whenever any other homeless or needy mother with a nursing infant resides at said infirmary at the request of or by permission of its officers, and wet nurses her own infant, the managers of said infirmary shall be entitled to receive, and shall receive, as aforesaid, the sum of eighteen dollars per month, and proportionally for any fraction of a month, for each mother so remaining under their charge in said institution; provided such residence shall exceed the period of two months. The several payments hereinbefore mentioned shall be made monthly, quarterly, or annually, as the officers of said infirmary shall request the comptroller of said city in writing; and provided further, that said institution shall not be entitled to receive the said monthly allowance of eighteen dollars for a longer period than for one year for any mother so remaining continuously.

§ 2. In each and every year after this act shall take effect, the board of supervisors of the city and county of New York, or the officers or board charged by law with the duty of levying and collecting taxes shall levy and collect by tax at the same time and in the same manner as the contingent charges and expenses of said city and county are levied and collected, such sum or sums as shall provide for the several payments in the first section of this act provided, and it shall be the duty of the comptroller and chamberlain of said city, and of all other officers charged by law with the duty of making payments out of the treasury of said city to make said payments as in said first section of this act is provided.

§ 3. This act shall take effect immediately.

## CHAPTER 125.

AN ACT to release to Edward Kennedy and others the right, title and interest of the people of the State of New York to certain real estate in the city of New York.

Passed April 13, 1877, by a two-third vote.

The People of the State of New York, represented in Senate and Assembly, do enact as follows: Section 1. All the estate, right, title and interest of the people of the State of New York, of, in and to all those lots of land situate in the city of New York, of which Robert Kennedy, late of said city, died seized and possessed and the buildings erected thereon, now known as numbers one hundred and forty-three, one hundred and forty-five, one hundred and forty-seven, one hundred and forty-nine, one hundred and sixty-one, one hundred and sixty-three, and one hundred and sixty-five Maiden lane; numbers one hundred and fifty-nine and one hundred and sixty Front street, and numbers seventy-six and seventy-seven South street, all in the said city of New York, with the appurtenances thereunto respectively belonging, is hereby released to Edward Kennedy as devisee, under the will of Jane Kennedy, deceased, who was a daughter and one of the devisees under the will of the said Robert Kennedy, to Theophilus J. Levett, as devisee under the will of Sophia E. Levett, deceased, who was a daughter and one of the devisees under the will of the said Robert Kennedy, to Charlotte A. A. Disbrowe and Jane Harriet Wise as heirs at law of Charlotte Disbrowe, deceased, who was a daughter and one of the devisees under the will of the said Robert Kennedy, to Charlotte A. A. Disbrowe and Theophilus J. Levett as grantees of Isabella Campbell, who is a daughter and one of the devisees under the will of the said Robert Kennedy, in the same proportions and to the same extent as if the said several above-named heirs at law, grantees and devisees had been citizens of the United States at the time of the death of, conveyance from, or devise by, the said several daughters and devisees of the said Robert Kennedy, or of any or either of them, to them, their heirs and assigns forever, subject, however, to, and charged with, any valid and existing trust created by the will of the said Robert Kennedy, relating to, or affecting said real estate, or any part thereof. And the said Theophilus J. Levett, Edward Kennedy, Charlotte A. A. Disbrowe and Jane Harriet Wise are hereby authorized to sell, convey, mortgage and devise the same in the same manner and with like effect as if they were citizens of the United States of America.

§ 2. Nothing herein contained shall be construed to impair, release or discharge any right, claim or interest of any heir at law, devisee or grantee of the said Robert Kennedy, or of any creditor by judgment, mortgage or otherwise.

§ 3. This act shall take effect immediately.

## CHAPTER 159.

AN ACT relating to the payment of assessments for local improvements in the city of New York.

Passed April 17, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows: Section 1. All assessments for local improvements in the city of New York, confirmed prior to the passage of this act, except as provided in section four of this act, may be paid by the person liable to pay the same in three equal installments, as follows: The first installment on or before the thirty-first day of December, eighteen hundred and seventy-seven; the second installment on or before the thirty-first day of December, eighteen hundred and seventy-eight; and the third installment on or before the thirty-first day of December, eighteen hundred and seventy-nine, with interest at the rate of eight per cent. per annum thereon. But nothing in this section shall prohibit the person liable to pay an assessment from paying the whole amount of such assessment in one payment under the provisions of law in force prior to the passage of this act.

§ 2. All assessments for local improvements in the city of New York, confirmed after the passage of this act, and prior to the thirty-first day of December, eighteen hundred and seventy-seven, may be paid at the option of the person liable to pay the same, in three equal installments, as follows: The first installment on or before the thirty-first day of December, eighteen hundred and seventy-eight; the second installment on or before the thirty-first day of December, eighteen hundred and seventy-nine; and the third installment on or before the thirty-first day of December, eighteen hundred and eighty, with interest at the rate of eight per cent. per annum thereon.

§ 3. Nothing in this act shall prevent the person liable to pay any assessment, from paying the whole amount thereof in one payment, under the provisions of the laws in force relating to assessments for local improvements prior to the passage of this act.

§ 4. Nothing herein contained shall in any manner affect the rights or remedies of the said city in relation to said assessments and the recovery thereof, except that the payments of each of said installments shall be made as herein provided. Upon a failure in the payment of any one of said installments of any assessment, as herein provided, the privileges by this act conferred shall be forfeited, and the said assessments or any balance thereof remaining unpaid, may, upon such forfeiture, be enforced as if this act had never been passed. No provision of this act shall be construed as applicable to or affecting an assessment, for the collection of which assessment the property has been sold, or any assessment upon which an installment of one-third of the amount thereof has been paid under the provisions of chapter one hundred and three of the laws of eighteen hundred and seventy-six.

§ 5. This act shall take effect immediately.

## CHAPTER 165.

AN ACT to authorize the trustees of the New York and Brooklyn bridge to change the site of a portion of Frankfort street, between Pearl and Jacob streets, in the city of New York.

Passed April 19, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows: Section 1. The trustees of the New York and Brooklyn bridge are hereby authorized to acquire and take in the manner provided by law for acquiring and taking land for the purposes of said bridge, a strip of land adjoining the southerly line of said bridge as the same is located, extending from Pearl to Cliff street, in the city of New York, of the same width as Frankfort street, between those streets, and not less than fifty-two feet six inches in width, and also a triangular piece of land bounded by Cliff street, Frankfort street, and a straight line drawn in continuation of the southerly line of said strip of land to the southerly side of Frankfort street, near Jacob street; which said strip and triangular piece of land are hereby declared to be necessary for the purposes of said bridge; and the said trustees, upon acquiring the said strip and triangular piece of land, shall regulate, pave and open the same in conjunction with Frankfort street for public use and travel; and the same shall thereafter vest in the mayor, aldermen, and commonalty of the city of New York, in the same estate and with the same powers thereover as that corporation possesses in and over the residue of Frankfort street in said city; and thereupon and upon acquiring also the land fronting and abutting on Frankfort street, lying within the lines of the said bridge, as the said bridge has been located, between Pearl and Jacob streets aforesaid; and compensating the owners of land fronting or abutting on Frankfort street, between Pearl and Cliff streets, for any damage sustained by them, by reason of closing Frankfort street, between Pearl street and the southerly line of the said bridge as aforesaid; the said trustees may take, use, occupy, and hold for the purposes of said bridge, so much of said Frankfort street as lies between Pearl street and the southerly line of said bridge as aforesaid, except so much thereof as is intersected by Cliff street.

§ 2. This act shall take effect immediately.

## CHAPTER 186.

AN ACT to amend chapter seven hundred and forty-two of the laws of eighteen hundred and seventy-one, entitled "An act in relation to storage and the use and control of the fire-alarm telegraph, the incumbrance of hydrants, and other purposes connected with the prevention and extinguishment of fires therein, and imposing certain powers and duties upon the board of fire commissioners of the said city."

Passed April 27, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows: Section 1. Chapter seven hundred and forty-two of the laws of eighteen hundred and seventy-one, entitled "An act in relation to storage and the keeping of combustible material in the city of New York, the use and control of the fire hydrants, and other purposes connected with the prevention and extinguishment of fires therein, and imposing certain powers and duties upon the board of fire commissioners of the said city," passed April twenty-sixth, eighteen hundred and seventy-one, is hereby amended so as to read as follows:

## RELIEF FUND.

§ 14. All fines imposed by the board of commissioners of the fire department in the city of New York, upon members of the fire department force, by way of discipline, and collectable from pay or salary, and all rewards in money, fees, gifts, and emoluments that may be paid or given for account of extraordinary services by any member of said force (except when allowed to be retained by said member, or given to endow a medal, or other permanent or competitive reward), and all proceeds of suits for penalties under this act, and all license fees payable under the same, shall be received by the treasurer of the said board for the time being, and applied by him for the purposes of the trust fund hereinafter created. The commissioners of the fire department in the city of New York for the time being, and their successors in office, are hereby created and declared to be the trustees of the fund to be known as "the New York fire department relief fund," and the treasurer of the said board, for the time being, who shall be the treasurer ex-officio of said relief fund, shall receive all moneys applicable to the same, and deposit the same as such treasurer of such relief fund, to the credit of such relief fund, in a savings bank to be selected by said trustees, and continue to receive and deposit funds applicable to the same as received, to the credit of said fund, or to invest the same on bond and mortgage on improved property, worth twice the amount loaned, or in public stocks, as said trustees may deem most advantageous for the object of such fund, and said trustees are empowered to make all necessary contracts, and to take all necessary remedies in the premises. And the said treasurer of the said relief fund shall receive from the treasurer of the relief fund of the metropolitan fire department the amounts of money to the credit of that fund, and apply the same to the purposes of the fund herein created. And the said trustees, for and on behalf of the uses and purposes of said fund, shall be entitled to receive, and there shall be paid to them, all duties, taxes, allowances, fines, penalties and fees to which the fire department of the city of New York, as at any time heretofore established, has been or is entitled, and shall, from and after the seventeenth of April, eighteen hundred and seventy-seven, and for the term for which the same may be granted, receive one-half the percentage or tax on the receipts of the foreign fire insurance companies doing business in the city of New York, as provided by chapter five hundred and forty-eight of the laws of eighteen hundred and fifty-seven, and as appropriated for five years from its passage by an act entitled "An act in relation to the benevolent fund of the late volunteer fire department in the city of New York," passed April seventeen, eighteen hundred and sixty-six, as amended by chapter nine hundred and sixty-two of the laws of eighteen hundred and sixty-seven; and as extended for seven years from the seventeenth of April; eighteen hundred and seventy, by chapter two hundred and ninety-seven of the laws of eighteen hundred and seventy, and as further extended for nine years from April seventeen, eighteen hundred and seventy-seven; and the treasurer of the said benevolent fund of the late volunteer fire department is hereby empowered and directed to account for and pay to the treasurer of the relief fund herein created, the said one-half part of said percentage and taxes as fully as though the same were provided for in the said act, and the amendments thereto, as soon as he shall from time to time receive the same, and the receipt of said treasurer of said relief fund shall be his full acquittance for the amount so paid, and the amounts so received shall be applied to and used for the purposes of said relief fund as herein provided; and the said trustees may take, by gift, grant, demise, or bequest, any money, real or personal property, rights of property, or other valuable thing, the annual income of which shall not exceed thirty thousand dollars in the whole; and if, in any year, when the condition of the



said relief fund shall render it, in the judgment of the said trustees, necessary, the board of fire commissioners may receive from the authorities of the city of New York a sum of not exceeding five thousand dollars, to be included in the annual estimate of the board, and drawn and collected by them in like manner as the other moneys applicable to their expenses; and such amounts, so obtained, shall, in like manner, be paid to and applied by the treasurer to the use of said fund, by deposit or investment as hereinbefore provided, as the trustees thereof shall direct; provided that the sum of two hundred thousand dollars, which may be received and accumulated under the provisions of this act, shall be reserved and retained as a permanent fund, the annual income of which may be made available for the use and purposes of said relief fund. The said treasurer of the relief fund hereby created, shall execute a bond for the faithful performance of his duties, in like manner as his present official bond is drawn, executed and filed, and in such penal sum as the said board of commissioners shall direct. The board of fire commissioners shall have the power, by a unanimous vote, to retire from all service in the said fire department, or to relieve from service at fires, any officer or member of the uniformed force of the said department who may, upon an examination by the medical officer, ordered by the said fire commissioners, be found to be disqualified, physically or mentally, for the performance of his duties; and the said officer or member so retired from service shall receive from the said relief fund an annual allowance, as pension in case of the total disqualification for service, or as compensation for limited service, in case of partial disability; in every case the said board of fire commissioners to determine the circumstances thereof; and said pension or allowance so allowed to be in lieu of any salary received by such officer or member at the date of his being so relieved or retired from fire duty in said department; and the said department shall not be held liable for the payment of any claim or demand for services thereafter rendered; and the amount of such pension or allowance shall be determined upon the following conditions: In case of total permanent disability, caused in or induced by the actual performance of the duties of his position, or which may occur after ten years' active and continuous service in the said fire department, the amount of annual pension to be allowed shall be one-third of the annual compensation allowed such officer or member, as salary, at the date of his retirement from the service, or, in proportion to the number of officers and members so retired, as the condition of the fund will warrant. In case of total permanent disability not caused in or induced by the actual performance of the duties of his position, or which shall have occurred before the expiration of ten years' active and continuous service in the said fire department the amount of annual pension to be allowed shall be one-third of the annual compensation allowed such officer or member, as salary, at the date of his retirement from the service, or, in proportion to the number of officers and members so retired, as the condition of the fund will warrant. In case of partial permanent disability, caused in or induced by the actual performance of the duties of his position, or which may occur after ten years' active and continuous service in the said fire department, the officer or member so disabled shall be relieved from active service at fires, but shall remain a member of the uniformed force, subject to the rules governing said force, and to the performance of such light duties as the medical officer of the said department may certify him to be qualified to perform; and the annual allowance to be paid such officer or member shall be one-half of the annual compensation allowed as salary at the date of his being so relieved, or such less sum, in proportion to the number of officers and members so retired, as the condition of the fund will warrant.

In case of partial permanent disability, not caused in or induced by the actual performance of the duties of his position, or which may occur before ten years' active and continuous service in the said fire department, the officer or member so disabled shall be relieved from active service at fires, but shall remain a member of the uniformed force, subject to the rules governing said force, and to the performance of such light duties as the medical officer of the said department may certify him to be qualified to perform, and the annual allowance to be paid such officer or member shall not exceed one-third of the annual compensation allowed as salary at the date of his being so relieved, or such less sum as the said board may, in their discretion determine, or as the condition of the fund will warrant. If any officer or member of the said fire department shall die while in the service of the same, and shall leave a widow, or, if no widow, any child or children under the age of sixteen years, a sum of not exceeding three hundred dollars, or such less sum as, in the opinion of the trustees, the condition of the fund will justify, by way of annuity, shall be paid to such widow so long as she remains unmarried, or to such child or children so long as the youngest of said children continues under the age of sixteen years. In every case, the board of fire commissioners shall determine the circumstances thereof, and order payment of the annuity to be made in such proportion to the various representatives (in case there shall be more than one), as they may deem just, by drafts to be signed by each trustee; but nothing herein contained shall render any payment of said annuity obligatory upon the said board or upon said trustees, or chargeable as a matter of legal right; and the board of commissioners may, at any time, order such annuity to be reduced or to cease.

## LIFE INSURANCE FUND.

There shall be deducted from the monthly pay of each officer and fireman of said department, and from that of such of the other employees of said department as shall desire to avail themselves of this provision, the monthly sum of one dollar, which shall be received and held by the treasurer of the relief fund herein created, in the like manner as the other moneys herein provided to be paid to him; and which shall be known as the New York fire department life insurance fund; and in the case of the death of any member or employee of said department in the service thereof, and so contributing, there shall be paid to the widow or legal representative of such deceased member or employee the sum of one thousand dollars out of the money so assessed; and in the case, by reason of the number of deaths, the aggregate amount of money so provided to be assessed and collected should prove inadequate to make such payment, then the assessment may, in the discretion of said trustees, be increased to not exceeding the sum of two dollars in each month's pay; and if in any year, owing to any excessive mortality in the uniformed force, the condition of said life insurance fund shall render it, in the judgment of the said trustees, necessary, a sum not exceeding five thousand dollars may be transferred and paid over from the said relief fund to the said life insurance fund, for the use and purpose of said life insurance fund. Chapter seven hundred and fifty-six of the laws of eighteen hundred and sixty-six is hereby repealed.

§ 2. This act shall take effect immediately.

## CHAPTER 187.

AN ACT relative to summary proceedings to recover the possession of lands for non-payment of rent, and for holding over after expiration of term, in the city of New York.

Passed April 28, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows: Section 1. No justice of the district courts in the city of New York shall hereafter have jurisdiction under the statutes relative to summary proceedings to recover the possession of lands for non-payment of rent, and for holding over after expiration of term unless the premises, the possession of which is sought to be recovered, are located in the judicial district in and for which said justice was elected. Provided, however, that on the first hearing of any such proceeding the justice before whom such proceeding is brought, may, on motion of either party thereto, make an order directing the trial of the issues therein to be held before the justice of an adjoining district.

§ 2. The justice elected in each district must hold court at his court-room and at no other place, for the hearing and disposing of proceedings under the statutes referred to in the first section of this act; if he be unable to hear such proceedings by reason of illness or absence from the place where his court is held, or if said justice be a necessary witness in any such proceeding, or if for any reason he be disqualified to try the issues in any such proceeding, all power and jurisdiction by the said statutes conferred on him may be exercised in his stead by a justice of any of the other district courts of the city of New York, acting for him and in his place and stead.

§ 3. This act shall take effect on the first day of July, eighteen hundred and seventy-seven.

## CHAPTER 195.

AN ACT to enable the trustees of the seaman's fund and retreat in the city of New York, to borrow money.

Passed April 30, 1877.

The People of the State of New York, represented in Senate and Assembly, do enact as follows: Section 1. The trustees of the seaman's fund and retreat in the city of New York, are hereby authorized to borrow an additional sum of money, not exceeding five thousand dollars, on the lands on which the hospital and buildings are erected and the lands adjacent thereto belonging to said institution, to be applied to the purposes of said corporation. And they are hereby authorized to execute and deliver a bond and mortgage on said lands or any part thereof to secure the payment of said money so to be borrowed, with interest. Said bond and mortgage shall be made payable at a time not more than a year from their date, and shall be paid out of the proceeds of the sale of real estate, occupied by said institution, on Staten Island, as provided by chapter five hundred and sixty-nine of the Laws of eighteen hundred and seventy, and the acts amendatory thereof.

§ 2. This act shall take effect immediately.

## CHAPTER 199.

AN ACT to facilitate the establishment of a botanical garden in the city of New York.

Passed April 30, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows: Section 1. Samuel B. Ruggles, William E. Dodge, junior, and John Jay Cisco, and all who now are or hereafter may become associates for the purpose, are hereby constituted a body corporate by

the name of "The Trustees of the Botanical Garden in the city of New York," with power to establish within the said city a garden for the promotion of botanical science, and the improvement of horticulture.

§ 2. For the purposes above declared the said corporation shall possess the general powers and privileges, and be subject to the general liabilities, contained in the third title of the eighteenth chapter of the first part of the revised statutes, so far as the same may be applicable, and may not have been modified or repealed.

§ 3. Within six months after the passage of this act the three corporators first above-named, or any two of them, shall collect subscriptions sufficient to provide for the due preparation of a tract of land, having an area of at least three acres, for the reception of plants proper for the proposed garden, including in such area the necessary foot-walks, and shall thereby commence the establishment of such garden.

§ 4. Before the expiration of said six months the said three corporators, or any two of them, shall notify their associate subscribers to said fund to attend a meeting, at which nine of said subscribers shall be chosen trustees of the said corporation. They shall be divided by lot into three classes of three each, one of which classes shall hold office for one year, another for two years, and another for three years. At each subsequent election, which shall be held annually in January, only three trustees shall be chosen, who shall hold office for three years.

§ 5. The sums to be raised by subscriptions, forming the capital stock of the said corporation, shall be divided in shares of twenty-five dollars each, and shall be faithfully applied to the necessary expense of constructing and maintaining the said garden. It may be increased from time to time to an aggregate amount of three hundred thousand dollars, to be applied in part to the creation of a permanent fund to meet the yearly expenses of the said garden.

§ 6. The trustees shall be elected by the holders of the certificates for such shares, each share to be entitled to one vote. No holder of the shares shall be personally liable for any debts of the corporation. The said corporation shall not at any time create any debt exceeding its cash assets then in hand.

§ 7. The officers of the said corporation shall be a president, two vice-presidents, a recording secretary, a corresponding secretary, a treasurer, and a librarian. Any other officers or assistants may be appointed in pursuance of by-laws which the said corporation may establish for the management of its property and conduct of its affairs. Such by-laws shall not be established or changed except at the regular meetings of the trustees, which shall be held monthly. Annual meetings of the shareholders shall be held before the election in January each year, at which the trustees shall present a report in detail of all their receipts and disbursements during the preceding year.

§ 8. The department of parks of the city of New York, or any other department, or municipal officer, or authority, that may at any time hereafter be legally substituted in its place, is hereby empowered in their or his sole discretion, to permit the corporation hereby created, by a written resolution, or other instrument in writing, to be duly authenticated and recorded in the office of the register in and for the city and county of New York, to establish the said garden within that portion of the city bounded by Seventy-seventh street, Eighty-first street, Eighth avenue and Ninth avenue, originally laid out on the map or plan of the city, and since legally opened as "Manhattan square," and expressly annexed to Central park by the act of the legislature of April twenty-three, eighteen hundred and sixty-four (chapter three hundred and nineteen of the laws of eighteen hundred and sixty-four), and to occupy for said garden any part of the lands within those boundaries, except the portions set apart for the building containing, or to contain "The Museum of Natural History," a portion of which building is already completed, and the remaining portions whereof may be completed from time to time, according to the plan prescribed for the whole. It is hereby expressly provided, that no part of the garden herein-above-mentioned shall be placed or kept within ten feet of the outer walls of any building now erected, or which may be hereafter erected for said museum, or for any addition thereto. Any permission to the said corporation to occupy said lands shall contain the express condition that the said corporation shall and will at any time thereafter, after six months' previous written notice from the public authorities in charge of said parks, surrender to them the whole or any portion of the lands so to be occupied by the said garden, and retain, with the consent of said park commissioners, only the right of removing therefrom any of its plants, shrubbery, or other property.

§ 9. The corporation hereby created shall not be subject to any rent, tax, assessment, or other charge for its occupation of the said lands, which it shall use only for the purposes herein-above-mentioned. It shall at all times have free access to the said lands, and may erect and maintain any hot-houses, green-houses, or other structures needed for such use, and may inclose any portion or portions of such garden by such hedges or other partitions, as may be necessary to protect its trees, plants, shrubbery, and structures from injury. The public shall be allowed full and uninterrupted passage during the day-time across and over all the foot-walks of said garden, and it shall be the duty of the municipal authorities in charge of the parks, at all times to furnish a sufficient police to secure the said garden and its structures from disturbance or pillage.

§ 10. The said corporation shall be at full liberty at any time to discontinue its occupation and use of said lands, and to remove the said garden and its contents to any other portion of the city of New York within the present corporate limits.

§ 11. This bill shall take effect immediately.

## CHAPTER 206.

AN ACT regulating the practice in the surrogate's court of the county of New York, respecting testimony taken in contested matters, and as to the issue of letters of guardianship to testamentary guardians.

Passed May 2, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows: Section 1. The stenographer of the surrogate's court of the county of New York, shall hereafter make one plain copy of the minutes of the testimony taken by the said surrogate in all contested matters before him as such surrogate, and the said minutes shall be securely bound in volumes of a convenient size and shape, which said volumes shall be indorsed upon their backs "stenographic minutes," and numbered numerically, beginning with number one.

§ 2. In all such contested matters, the said surrogate shall not hereafter be required to record the testimony taken therein, nor shall he be required to record the testimony heretofore taken in such contested matters, and not yet recorded, but the record thereof shall refer to such testimony as filed in his office, giving the number of the volume and page of the said stenographer's minutes of the said testimony, and where a will has been contested, the fact of such contestation shall be stated in the record thereof.

§ 3. The record of all such contested matters, and the said stenographer's minutes, may be certified by the clerk to the surrogate's court, and shall be as effectual for all purposes as if the said testimony had been recorded in the manner now prescribed by law, and a certified or exemplified copy of the record of all such matters shall be as effectual for all purposes of evidence as if said testimony was annexed to and formed a part of said certified or exemplified copy.

§ 4. A testamentary guardian appointed in any last will and testament which shall be admitted to probate by said surrogate, shall, if he accepts the appointment, qualify within thirty days after said probate, by taking an oath similar to that now required of general guardians, and thereupon said surrogate shall issue letters of guardianship to him, or he may renounce such appointment.

§ 5. If such testamentary guardian does not appear, and qualify or renounce his said appointment within said thirty days, then such proceedings may be taken for his renunciation as may now by law be taken against an executor who fails to qualify or renounce his appointment.

§ 6. Objections may be filed against the issue of letters of guardianship to the testamentary guardian named in any last will and testament by any party interested in the will of the testator, for any of the causes which now render an executor incompetent to act as such, and thereupon such proceedings shall be had as are now by law prescribed, where objections are filed against the issue of letters testamentary to an executor named in any last will and testament.

§ 7. Until letters of guardianship shall be duly issued to a testamentary guardian, he shall have no power or authority over the persons or estates of the minors for whom he is named as such guardian.

§ 8. This act shall take effect immediately.

## CHAPTER 274.

AN ACT conferring certain powers on the clerk of the surrogate's court of the county of New York.

Passed May 16, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows: Section 1. The clerk of the surrogate's court of the county of New York may sign and certify any of the records of said court, including the certificate required by law to be endorsed upon last wills and testaments, and also the certificate of the record thereof, and he may also sign and certify all the undersigned records of said surrogate's office in the same manner as the said surrogate is authorized and empowered to sign and certify said records by virtue of chapter nine of the laws of eighteen hundred and seventy-four.

§ 2. The said clerk may also, under and subject to the direction of the surrogate, issue any order of said surrogate's court to which a party is entitled as of course, including orders to show cause where no injunction or stay of proceedings is granted in said order.

§ 3. The certificate and signature of said clerk to said records and orders shall be as effectual for all the purposes thereof as if the same had been made by the said surrogate. But nothing herein contained shall be construed to authorize the said clerk to exercise any of the aforesaid powers, whenever the surrogate shall otherwise direct, or to deprive the surrogate of the power to do the same.

§ 4. This act shall take effect immediately.



## CHAPTER 278.

## AN ACT in relation to the improvement of the Croton aqueduct in the city of New York.

Passed May 17, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The comptroller of the city of New York is hereby authorized, empowered and directed to borrow, in the name of the mayor, aldermen, and commonalty of the city of New York, by the issue of bonds or stock, payable at such time as the comptroller shall determine, bearing such rate of interest as he may deem proper, not exceeding seven per centum per annum, such sums of money, not to exceed seventy thousand dollars, as shall be necessary to pay for the lands and material which have been purchased by the department of public works in said city for the improvement of the Croton aqueduct in said city, under authority of section one of chapter two hundred and fifty-two of the laws of eighteen hundred and seventy-five.

§ 2. This act shall take effect immediately.

## CHAPTER 289.

## AN ACT to provide for the adjustment and payment of a deficiency in the State tax of eighteen hundred and seventy-four, arising out of the annexation of the towns of Morrisania, West Farms and Kingsbridge, in the county of Westchester, to the city and county of New York.

Passed May 19, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The comptroller is authorized and directed to cancel, upon the books in his office, a charge of eighty-seven thousand nine hundred dollars and twenty cents, against the county of Westchester, for a deficiency in the State tax of eighteen hundred and seventy-four, with all interest thereon, and of said sum to charge the sum of seventy-six thousand seven hundred and two dollars and eighty-nine cents, with any interest which has accrued or shall accrue thereon, at the rate of three per cent., to the city and county of New York; and to charge the sum of eleven thousand one hundred and ninety-seven dollars and thirty-one cents thereof, with any interest which has accrued or shall accrue thereon, at the rate of three per cent., to the county of Westchester as now constituted.

§ 2. The board of estimate and apportionment of the city and county of New York are authorized and required to include the said amount of seventy-six thousand seven hundred and two dollars and eighty-nine cents, with all interest thereon, in their estimate for the year eighteen hundred and seventy-eight, in addition to the proportion of the State tax for such year to be paid by the said city and county of New York, and the same shall thereupon be raised, levied, assessed and collected by tax upon the estates, real and personal, subject to taxation in said city, in the manner provided by chapter three hundred and thirty-five of the laws of eighteen hundred and seventy-three, with regard to the assessment and collection of taxes in said city.

§ 3. The board of supervisors of the county of Westchester are authorized and required to include the said amount of eleven thousand one hundred and ninety-seven dollars and thirty-one cents, with all interest thereon, in their annual levy and assessment of taxes for the year eighteen hundred and seventy-seven, in addition to the proportion of the State tax for such year to be paid by the said county, and the same shall thereupon be raised, levied, assessed and collected by tax upon the estates, real and personal, subject to taxation in said county in the manner provided by law.

§ 4. The amounts so directed to be levied and collected shall be paid to the comptroller of the state, in full payment and discharge of such deficiency, in addition to the proportion of the State tax for the present year required to be paid by said city and county of New York and said county of Westchester.

§ 5. This act shall take effect immediately.

## CHAPTER 295.

## AN ACT to provide for the payment of the award made by the board of audit, created under chapter two hundred and twelve of the laws of eighteen hundred and seventy-seven.

Passed May 19, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The treasurer shall pay, on the warrant of the Comptroller, out of any moneys in the treasury received from the United States on account of war claims, to the treasurer of the city and county of New York, in trust for the ninth regiment, National Guard, State of New York, as a portion of the uniform fund of said regiment, the sum of twenty-one thousand nine hundred and fifty-six dollars and eleven cents, which sum is hereby appropriated for such purpose, payable from moneys so received, being the amount of the award made by the board of audit, created under chapter two hundred and twelve of the laws of eighteen hundred and seventy-seven, as due to said regiment.

§ 2. This act shall take effect immediately.

## CHAPTER 298.

## AN ACT to provide for payment for the use and occupation of the rooms occupied by the several courts provided for by chapter three hundred and twenty-nine of the laws of eighteen hundred and seventy-four, entitled "An act to re-enact and amend an act entitled 'An act to provide for the annexation of the towns of Morrisania, West Farms and Kingsbridge, in the county of Westchester, to the city and county of New York,'" passed May twenty-third, eighteen hundred and seventy-three.

Passed May 21, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The mayor, aldermen and commonalty of the city of New York are hereby made liable to pay for the use and occupation, by the district court in the city of New York for the tenth judicial district, of the second floor of the building at the northeast corner of the Southern boulevard and Third avenue, in the twenty-third ward of the city of New York, and also for the use and occupation and appurtenances by the sixth police justices' district court, of premises at the southwest corner of Washington avenue and Mott street, in the twenty-fourth ward of the city of New York, between January one, eighteen hundred and seventy-four, and August one, eighteen hundred and seventy-five, such compensation as shall be determined to be fair and reasonable, by a commission consisting of the mayor and comptroller of the city of New York, and such commissioner of the department of taxes and assessments of the said city as the said comptroller shall, and he is hereby directed to designate, within ten days after the passage of this act, the determination of a majority to be the decision of the commission.

§ 2. Claimants may be heard before the commission upon ten days' notice to the department of finance, and upon the hearing, witnesses may be examined for and against the claim. The commissioners are, and each of them is, hereby authorized to administer an oath to witnesses. The attendance of witnesses may be compelled by subpoena, signed by any commissioner.

§ 3. The commissioners, or a majority of them, shall certify and report in writing, and file in the office of the comptroller of the city of New York, their determination upon each claim brought before them, and such determination shall be final and binding upon all parties concerned.

§ 4. The comptroller of the city of New York is hereby authorized and directed to raise such sums of money as may be necessary to make all payments herein provided for by the issue of revenue bonds in anticipation of the taxes of the year eighteen hundred and seventy-eight, and said moneys, so to be raised, shall be paid for the claims referred to in this act. The revenue bonds herein mentioned shall bear interest at the rate of not exceeding seven per cent. per annum.

§ 5. The board of estimate and apportionment of the city of New York are hereby authorized, directed and required to cause to be included in the taxes to be levied and raised in the said city of New York for the year eighteen hundred and seventy-eight, upon the estate subject to taxation in the city and county of New York, an amount sufficient to pay the revenue bonds herein directed to be issued by the said comptroller in anticipation of the collection of the said taxes, with all interest due or to become due thereon.

§ 6. This act shall take effect immediately.

## CHAPTER 304.

## AN ACT in relation to countersigning warrants for payments from the treasury of the city of New York.

Passed May 21, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Any warrant hereafter drawn upon the treasury of the city of New York for a less sum than four hundred dollars, after being duly audited and signed by the comptroller of said city, may be signed by the mayor, either personally or by some person designated by him to perform that duty. Such designation shall be in writing, and shall be filed in the office of the city chamberlain, and in the office of the comptroller, and the mayor may in writing revoke such designation, which revocation shall be filed in the office of the comptroller.

§ 2. This act shall continue in force only until the first day of January, eighteen hundred and seventy-nine.

§ 3. This act shall take effect immediately.

## CHAPTER 315.

## AN ACT further to amend chapter three hundred and twenty of the laws of eighteen hundred and seventy-two, entitled "An act to amend an act in relation to the rates of wharfage, and to regulate piers, wharves, bulkheads, and slips, in the cities of New York and Brooklyn."

Passed May 22, 1877.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section one of chapter three hundred and twenty of the laws of eighteen hundred and seventy-two, entitled "An act to amend an act in relation to the rates of wharfage, and to regulate piers, wharves, bulkheads, and slips, in the cities of New York and Brooklyn," is hereby further amended so as to read as follows:

§ 1. It shall be lawful to charge and receive, within the cities of New York, Brooklyn, and Long Island City, wharfage and dockage at the following rates, namely: From every vessel that uses or makes fast to any pier, wharf, or bulkhead within said cities, or makes fast to any vessel lying at such pier, wharf, or bulkhead, or to any other vessel lying outside of such vessel, for every day or part of a day, as follows: From every vessel of two hundred tons burden and under, two cents per ton, and for every vessel over two hundred tons burden, two cents per ton for each of the first two hundred tons, and one-half of one cent per ton for every additional ton, except that all canal boats navigating the canals of this State, vessels known as North river barges, market boats, oyster boats and barges, sloops employed upon the rivers and waters of this State, and schooners exclusively employed upon the rivers and waters of this State, shall pay the same rates as such boats or barges were liable to pay under the provisions of the act passed April tenth, eighteen hundred and sixty; but no boat or vessel over fifty tons burden shall pay less than fifty cents for a day or a part of a day, and the class of sailing vessels now known as lighters, shall be at one-half the first above rates; but every other vessel making fast to a vessel lying at any pier, wharf, or bulkhead within said cities, or to another vessel outside of such vessel, or at anchor within any slip or basin, when not receiving or discharging cargo or ballast, one-half the first above rates; and from every vessel or floating structure, other than those above-named, or used for transportation of freight or passengers, double the first above rates, except that floating grain elevators shall pay one-half the first above rates; and every vessel that shall leave a pier, wharf, bulkhead, slip, or basin, without first paying the wharfage or dockage due thereon, after being demanded of the owner, consignee, or person in charge of the vessel, shall be liable to pay double the rates established by this act.

## CHAPTER 317.

## AN ACT in relation to arrears of taxes in the city of New York, and to provide for the reissuing of revenue bonds in anticipation of such taxes.

Passed May 22, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. At any time within one year, after the passage of this act, any person may pay to the comptroller of the city of New York the amount of any tax upon real property belonging to such person, heretofore laid or imposed and now remaining unpaid, together with interest, at eight per cent. per annum, to be calculated from the time that such tax was imposed to the time of such payment, and the comptroller shall make and deliver to the person so making such payment a receipt therefor, and shall forthwith cancel the record of any such tax. Upon such payment such tax shall cease to be a lien upon the property and shall be deemed fully paid, satisfied and discharged, and there shall be no right to any further interest or penalty by reason of such tax not having been paid within the time heretofore required by law, or by reason of any statute heretofore passed requiring the payment of any penalty or interest over seven per cent upon any unpaid tax.

§ 2. Any revenue bonds heretofore issued in anticipation of the taxes in the first section specified, which may fall due and become payable before such taxes are collected, may be reissued by the comptroller of said city, in whole or in part, for such period as he may determine, not exceeding one year.

§ 3. This act shall take effect immediately.

## CHAPTER 323.

## AN ACT for the relief of William McDonald, for materials supplied for the repairs of certain roads in the city of New York.

Passed May 25, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The comptroller of the city of New York is hereby authorized and required to examine into the claim of William McDonald for materials supplied to the mayor, aldermen and commonalty of the city of New York, and used by the officers of said city in repairing Kingsbridge road in said city, from the fourteenth day of July, eighteen hundred and sixty-nine, to the seventeenth day of June, eighteen hundred and seventy; and upon proof, which shall be satisfactory to said comptroller, that said materials were supplied in good faith, and appropriated and used in repairing the roads of said city, said comptroller shall audit and certify the amount which he shall find to be justly due as the value of said materials, not to exceed the sum of twenty-five hundred dollars, and shall report the same to the board of estimate and apportionment of said city, who shall thereupon make an appropriation for the payment of the amount so audited and certified, and the said comptroller shall thereupon draw his warrant upon the treasury of the city of New York for said amount, and deliver the same to the said William McDonald.

§ 2. This act shall take effect immediately.

## CHAPTER 418.

## AN ACT to provide for paying for services and materials furnished in caring for and burying certain members of the national guard killed and wounded in public service.

Passed June 5, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The comptroller of the city of New York is hereby authorized and required to examine, adjust, and pay, as he may think just and equitable, the claims of Stephen Merritt and others now on file in the department of finance in said city, for medical attendance and services performed and materials furnished in caring for and burying members of the national guard, State of New York, killed and wounded while in the discharge of their duty in suppressing a riot in the city of New York, on the twelfth day of July, eighteen hundred and seventy-one; provided that the amount allowed and paid on account of said claims shall not exceed the sum of eighteen hundred dollars.

§ 2. To provide funds for the payment of said claims, the comptroller is hereby authorized to borrow such amount as may be necessary upon revenue bonds of the city of New York, payable within the next fiscal year after issue, and for the redemption of which the board of estimate and apportionment shall make provision in the next annual estimates.

§ 3. This act shall take effect immediately.

\*So in the original.

## CHAPTER 434.

## AN ACT to amend chapter one hundred and eighty-four of the laws of eighteen hundred and sixty-six, entitled "An act for the better protection of seamen in the port and harbor of New York."

Passed June 8, 1877; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section three of chapter one hundred and eighty-four of the laws of eighteen hundred and sixty-six, entitled "An act for the better protection of seamen in the port and harbor of New York," is hereby amended so as to read as follows:

§ 3. It shall not be lawful for any sailors' hotel or sailors' boarding-house keeper, or the employees of any sailors' hotel or boarding-house keeper, to engage in the business of shipping seamen for any vessel, nor for any such person having boarded any vessel made fast to any wharf in the port of New York, to neglect or refuse to leave said vessel after having been ordered so to do by the master or person having charge of such vessel.

§ 2. Section six of said act is hereby amended so as to read as follows:

§ 6. There shall be, and is hereby created, a board denominated a board of commissioners for licensing sailors' hotels or boarding-houses in the cities of New York and Brooklyn, consisting of one person, to be selected by each of the following corporate bodies or associations, respectively, to wit: The Chamber of Commerce of the State of New York; the American Seamen's Friend Society, in New York; the New York Board of Underwriters; the Marine Society of New York; the Society for promoting the Gospel among Seamen in the port of New York, and the Shipowners' Association of the State of New York.



## APPROVED PAPERS.

*Ordinances, Resolutions, etc., approved by the Mayor during the week ending June 23, 1877.*

Resolved, That John E. Eustis be and he is hereby appointed a Commissioner of Deeds, in place of John McManus, who has resigned.

Adopted by the Board of Aldermen, June 12, 1877.  
Approved by the Mayor, June 20, 1877.

Resolved, That permission be and the same is hereby given to Francis Gillen to erect a post for shutters in front of 75 Mulberry street, 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.

Adopted by the Board of Aldermen, June 12, 1877.  
Approved by the Mayor, June 20, 1877.

Resolved, That a lamp-post be erected and street-lamp lighted in front of No. 3 Minetta place, under the direction of the Commissioner of Public Works.

Adopted by the Board of Aldermen, June 12, 1877.  
Approved by the Mayor, June 20, 1877.

Resolved, That the Commissioner of Public Works be and he is hereby authorized and directed to lay Croton water-mains in Eightieth street, between Boulevard and Riverside avenue, as provided in section 2, chapter 477, Laws of 1875.

Adopted by the Board of Aldermen, June 12, 1877.  
Approved by the Mayor, June 20, 1877.

Resolved, That the Commissioner of Public Works be and he is hereby authorized and directed to lay Croton water-mains, twelve inches diameter, in Mercer street, from Canal to Eighth street, and in Crosby street, between Howard and Bleecker streets, with the necessary large fire-hydrants and connections with cross streets, as provided in section 2, chapter 477, Laws of 1875.

Adopted by the Board of Aldermen, June 12, 1877.  
Approved by the Mayor, June 20, 1877.

Resolved, That permission be and the same is hereby given to Edward Purcell to substitute a Boulevard lamp for the ordinary lamp now on the lamp-post in front of No. 412 West Fifty-seventh street, at his own expense; also, that Michael Brennan be and is hereby permitted to erect a lamp-post and light a Boulevard lamp in front of No. 410 West Fifty-seventh street, the work to be done and gas supplied at his own expense, under the direction of the Commissioner of Public Works; such permission in both cases to continue only during the pleasure of the Common Council.

Adopted by the Board of Aldermen, June 12, 1877.  
Approved by the Mayor, June 20, 1877.

Resolved, That gas-mains be laid, lamp-posts erected, and street-lamps lighted in One Hundred and Twenty-eighth street, between Sixth and Seventh avenues, under the direction of the Commissioner of Public Works.

Adopted by the Board of Aldermen, June 12, 1877.  
Approved by the Mayor, June 20, 1877.

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

Adopted by the Board of Aldermen, June 12, 1877.  
Approved by the Mayor, June 20, 1877.

Resolved, That permission be and the same is hereby given to Victor Freund & Son to retain a sign in front of their premises, No. 760 Third avenue, they having obtained permission from the owners of the premises and the whole block; such permission to continue only during the pleasure of the Common Council.

Adopted by the Board of Aldermen, June 12, 1877.  
Approved by the Mayor, June 20, 1877.

Resolved, That the Commissioner of Public Works be and he is hereby directed to erect the necessary structure or building for a dog pound on the ground belonging to the city at the foot of East Sixteenth street, to enable the Mayor to carry out the provisions of the ordinance, passed April 30, 1877; the expense of such structure or building to be paid out of the unexpended balances of the appropriations for the Department of Public Works for the year 1876, when the same shall be transferred by the Board of Estimate and Apportionment.

Adopted by the Board of Aldermen, June 12, 1877.  
Approved by the Mayor, June 20, 1877.

Resolved, That permission be and the same is hereby given to William Behling to erect a watering-trough in front of his premises, No. 625 West Fifty-first street, 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.

Adopted by the Board of Aldermen, June 12, 1877.  
Approved by the Mayor, June 20, 1877.

Resolved, That the resolution passed by the Board of Aldermen, April 10, 1877, and approved by the Mayor, April 17, 1877, granting permission to John M. Toucey to lay a five-inch wrought-iron pipe in Sixty-fifth and other streets, be and the same is hereby amended by inserting after the words "East river" the words "or to Sixty-third street to the East river," and, as amended, the same be adopted.

Adopted by the Board of Aldermen, June 12, 1877.  
Approved by the Mayor, June 20, 1877.

Resolved, That H. Schoenfeld be permitted to erect a post for shutters in front of No. 25 Avenue D.

Adopted by the Board of Aldermen, June 12, 1877.  
Approved by the Mayor, June 20, 1877.

Resolved, That the Comptroller be and he is hereby authorized and directed to draw a warrant in favor of Sanders Wilson for the sum of fifty dollars, to be in payment of annexed bill for supplying the office of the Clerk of this Board, for the use of the public, all printed Senate and Assembly bills and documents of the session of the State Legislature for the present year, and charge the amount to the appropriation for "City Contingencies."

Adopted by the Board of Aldermen, June 12, 1877.  
Approved by the Mayor, June 20, 1877.

Resolved, That the word "north" be and is hereby stricken from the eleventh subdivision of section 1 of article 5 of an ordinance amending an ordinance in relation to public or hackney coaches in the City of New York, as amended by ordinance passed December 20, 1876, so that said subdivision, when so amended, shall read as follows: "Stand No. 11, south and west sides of Madison square."

Adopted by the Board of Aldermen, June 21, 1877.  
Approved by the Mayor, June 22, 1877.

FRANCIS J. TWOMEY,  
Clerk Common Council.

## BOARD OF EDUCATION.

WEDNESDAY, June 20, 1877.

The Board of Education held a stated session, at the Hall of the Board, on Wednesday, June 20, at 4 o'clock, P. M.

Present—William Wood, Esq., President, and Commissioners Barker, Beardslee, Bell, Dowd, Goulding, Halsted, Jelliffe, Place, Traud, Vermilye, Walker, Watson, West, Wetmore, Wheeler, Wickham, and Wilkins—18.

Absent—Commissioners Cohen, Hazeltine, and Kelly—3.

The minutes of the preceding session were approved.

The President laid before the Board communications from the several Boards of Trustees, as follows:

From the Fourth, Sixth, Tenth, Eleventh, and Thirteenth Wards, nominating Teachers for Evening Schools. Referred to the Committee on Evening Schools.

From the Second, Fifth, Ninth, Tenth, Twelfth, Thirteenth, Sixteenth, Nineteenth, Twentieth, and Twenty-second Wards, relative to absence of Teachers. Referred to the Committee on Teachers, with power.

From the First Ward, asking that certain deductions from teachers' salaries, in consequence of closing school on Carnival day be refunded. Referred to the Committee on By-Laws, Elections and Qualifications.

From the Third Ward, relative to the removal of the Janitress of Primary School No. 37. Referred to the Committee on Buildings.

From the Fourth Ward, relative to the will of Ephraim Holbrook, making provision for school libraries. Referred to the Committee on By-Laws, Elections and Qualifications.

From the Trustees of the Ninth Ward, asking for authority to close Primary School No. 18 for repairs, etc. Leave granted.

From the Trustees of the Twelfth Ward, relative to a re-award of contract for carpenter work on Grammar School Building No. 39. Referred to the Finance Committee.

From the Trustees of the Thirteenth Ward, asking for camp-stools for use on public occasions. Referred to the Committee on School Furniture.

Also, to add a story to Primary School Building No. 20. Referred to the Committee on Buildings.

From the Trustees of the Nineteenth Ward, asking that the public exercises of Grammar School No. 18 may be held in a public hall.

A resolution was offered by Commissioner Halstead and leave granted.

From the Nineteenth Ward, relative to the transfer of Mrs. E. T. Waterman. Referred to the Committee on Teachers.

From the Twenty-second Ward, asking for authority to purchase a lot adjoining Grammar School Building No. 51. Referred to the Committee on Sites and New Schools.

From the Twenty-third Ward, relative to an award for furniture for Grammar School No. 62, made by the Board of Education, setting aside the award made by the Trustees. Referred to the Finance Committee.

The President laid before the Board the following communications:

From the President of the House of Refuge, relative to the non-reception of truants under the compulsory law. Referred to the Committee on By-laws, Elections, and Qualifications.

From the Corporation Counsel, relative to the title to lot of ground adjoining Grammar School No. 28, and a reply from the President of the Board relative thereto. A resolution was adopted requesting the Counsel to the Corporation to have a title effected.

From the New York Academy of Sciences, relative to botanical culture and scientific uses of the public parks. Referred to the Committee on Course of Studies and School Books.

Applications were received from A. S. D. Gomez, James Shannon, and James Armstrong for appointment as Assistants in the Depository. Referred to the Committee on Supplies.

From Jared S. Babcock, asking that his book of "Miscellaneous Words" be added to the list of supplies. Referred to the Committee on Course of Study and School Books.

From Harper Brothers, asking that their Introductory Geography be added to the list of supplies. Referred to the Committee on Course of Study and School Books.

From Professor J. Morvillier, relative to his claim for services. Referred to the Committee on By-laws, Elections, and Qualifications.

From Prof. J. Z. K. M. Hesser, relative to corporal punishment. Referred to the Committee on By-laws, etc.

From Arthur, Phelps, Knevals & Ransom, attorneys, relative to unsettled judgments, and dues thereon. Referred to the Committee on By-laws, etc.

The special order of the day, being the reports of the Committee on By-laws, etc., relative to corporal punishment, was, on motion, postponed to the second meeting in September.

Reports from Standing Committees were presented, as follows:

Commissioner Watson presented a report from the Committee on Colored Schools, asking for \$1,600 for repairs, etc. Referred to the Finance Committee.

Commissioner Baker presented a report from the Auditing Committee, approving a bill of W. Kerneys. Adopted.

Commissioner Walker presented a report from the Committee on Course of Study and School Books, relative to Professor Miller's drawing charts. Adopted.

Also, to place Harper's Introductory Geography on the lists. Adopted.

Commissioner West presented a report from the Committee on By-laws, etc., adverse to closing schools on the 29th of June, and adhering to July 3, under the By-laws. Adopted.

Commissioner Halsted presented a report from the Committee on Teachers, relative to paying Miss Grace W. Clark for services rendered in Primary School No. 28. Adopted.

Also, adverse to paying two teachers in Grammar School No. 27, employed contrary to the By-laws. Adopted.

Also, appointing Miss Mary Wilson Principal of Grammar School No. 19, Female Department. Adopted.

Also, fining Miss Joanna Stack ten days' pay for violating the By-law on Corporal Punishment. Adopted.

Also, adverse to paying a Teacher for services, inconsistent with the By-laws. Adopted.

Commissioner Dowd presented a report from the Finance Committee, to appropriate \$753.08 to pay for alterations, etc., in the Seventeenth Ward. Adopted.

Also, to appropriate \$1,600 for repairs on Colored Schools. Adopted.

Also, to appropriate an additional amount on a re-award of contract for furniture for Grammar School No. 62. Adopted.

Commissioner Dowd presented a report from the special committee appointed, on the request of Commissioner Goulding, to investigate certain statements relative to his business. The committee decided that, under the law, they were not competent to return a judgment, and were without jurisdiction in the premises, and asked to be discharged. Adopted.

On motion, the Board adjourned.

L. D. KIERNAN, Clerk.

## HEALTH DEPARTMENT.

HEALTH DEPARTMENT,  
No. 301 MOTT STREET,  
NEW YORK, June 19, 1877.

The Board of Health met this day.

284 orders for the abatement of nuisances were made.

The Attorney was directed to commence suits for non-compliance with the orders of the Board in 19 cases, and for violation of the Sanitary Code in 4 cases.

## Reports Received.

From the Sanitary Superintendent: On operations of the Sanitary Bureau; on contagious diseases; on slaughter-houses; on work performed by Disinfecting Corps; weekly report from Riverside Hospital; on applications for permits; on certain street pavements; on condition of Grammar School No. 19; certificate of drainage; on application for license as scavenger.

From the Attorney and Counsel: Weekly report.

From the Deputy Register of Records: Weekly letter on mortality; weekly mortuary statement; weekly abstract of marriages, births and still-births; weekly report on deaths from diphtheria, scarlatina, membranous croup, and malarial and cerebro-spinal fevers.

## Communications Received.

From Dr. Henry R. Stiles: Application for appointment.

From New York Academy of Sciences: Recommending improvements in the public parks of New York.

## Communications Received from other Departments.

From Department of Finance, weekly statement of Comptroller.

From Police Department, reports on violation of the Sanitary Code.

From Department of Public Charities and Correction, relative to accommodation of site of Reception Hospital recently burned; announcing sale of school-ship "Mercury."



From Fire Department, respecting storage of powder on west side of Madison avenue, south of Fifty-fourth street.  
From Common Council of the City of New York, resolution relative to nuisance at oil works, Hunter's Point, L. I.

*Communications referred to other Departments for the necessary action.*

To the Department of Public Works—On condition of street in Avenue B, between East Seventeenth and East Sixteenth streets; sewer basin at northwest corner of Columbia and Delancey streets; sidewalk in Delancey street, between 220 and 222; Pitt street, between Stanton and Rivington streets; Norfolk street, between Hester and Grand streets.  
To the Board of Education—On sidewalk in front of Grammar School No. 19, East Fourteenth street.

*Bills Audited.*

D. Appleton.....	\$7 00
J. McNamara.....	9 36
M. S. Thompson.....	229 76
American Condensed Milk Company.....	49 76
Page, Kidder & Fletcher.....	150 36

*Permits Granted.*

To drive 3 cows daily from Denman place, near Union avenue, to Springhurst, east of Southern Boulevard.  
To drive 7 cows daily from Ninety-first street and Madison avenue to Ninety-fourth street, between Lexington and Madison avenues.  
To drive 2 cows daily from Fourth avenue, between Eightieth and Eighty-first streets, to Madison avenue, between Eightieth and Eighty-first street.  
To drive 4 cows daily from One Hundred and Thirty-sixth street, near College avenue, to One Hundred and Thirty-sixth street, east of Willis avenue.  
To drive 4 cows daily from Second avenue, between Ninety-eighth and Ninety-ninth streets, to First avenue, corner Eighty-fifth street.  
To keep 10 chickens at 619 Ninth avenue.  
To erect a four-story apartment house at 10 Miller's court.

*Seizures of Unwholesome Meat.*

Report on seizure of unwholesome meat at Washington Market was received.

*Resolutions.*

Whereas, The health laws specially provide that the Board of Health "may afford such medical relief to and among the poor as in its opinion the protection of the public health may require;"  
Whereas, A large number of deaths occur in each summer from diarrheal diseases, amounting during the past six years to 24,000, of which 21,000 were children under five years of age;

Whereas, during the last summer fifty physicians were appointed to visit the tenement houses, to give advice and medicine to such children and parents of those as had no physician, in order to prevent the deaths from diarrheal diseases; and

Whereas, The investigation made by the Chairman of the Sanitary Committee shows that fewer deaths happened during last year from this class of diseases than during any of the previous hot summers, 1868, 1870, and 1872, notwithstanding the high average heat, and the increased population;

Resolved, That the Board of Estimate and Apportionment be requested to transfer to the Board of Health, from the unexpended balance of last year, \$5,000, for carrying on the same work this season.

Resolved, That the annual report of this Board for 1876 be immediately prepared for publication, and that the officers of this Board be directed to forward to the Secretary their reports for that year.

Resolved, That the Department of Public Works be respectfully requested, for sanitary reasons, to give special attention to the street culverts during the summer months, and to keep the culvert basins at all times filled with water.

Whereas, The Sanitary Superintendent and City Sanitary Inspector has certified, under and pursuant to the provisions of chapter 566 of the Laws of 1871, and of chapter 549 of the Laws of 1875, amendatory thereof, that it is necessary for the protection of the public health that the parts and parcels of land within the corporate limits of the City and County of New York, hereinafter described, need to be drained by other means than by sewers; it is hereby

Ordered, That the said certificate be filed among the records of the Board of Health of the Health Department of the City of New York, and that duplicates thereof, duly signed by the said Sanitary Superintendent and City Sanitary Inspector, be forwarded to the Mayor, Aldermen, and Commonality of the City of New York, for their designation of the Department to do the work required under and pursuant to the provisions of section 1 of chapter 549 of the Laws of 1875; and it is further

Ordered and directed, pursuant to the provisions of the acts hereinbefore recited, that the following-named parts and parcels of land within the corporate limits of the City and County of New York shall be drained by other means than by sewers, by and under the direction of the Department of said city and county hereafter authorized and empowered to do such work by the Mayor, Aldermen, and Commonality of the City and County of New York, pursuant to section 1, chapter 549 of the Laws of 1875, said parts and parcels of land being situate as follows, viz.: Those parts and parcels of land bounded on the north by One Hundred and Sixty-fifth street, on the east by Morris avenue, on the south by a line one hundred feet south of and parallel to One Hundred and Forty-fourth street, on the west by Sheridan avenue, from One Hundred and Sixty-fifth street to One Hundred and Fifty-third street, and the Harlem Railroad, from One Hundred and Fifty-third street to One Hundred and Forty-fourth street.

Resolved, That the Attorney be and is hereby directed to commence suits in the name of this Board against the following-named persons for violation of the Sanitary Code:

Isaac V. Briggs, 235 East One Hundred and Twenty-fourth street.  
— Turnbull, 23 Park row.  
Ino. Woods, stand, 245 Washington Market.  
Dr. Henry R. Pratt, West Farms.

Resolved, That upon the report of the Sanitary Superintendent to the effect that Breivogel & Cramer, scavengers, have performed their work in a satisfactory manner, this Board respectfully recommends to his Honor the Mayor a renewal of the license as scavenger to the said Breivogel & Cramer for one year.

Resolved, That the Register of Records be and is hereby authorized and directed to correct the register of deaths in the following cases:

Manuela Peasant to Manuela Pesant, nativity of parents from France to Spain, deceased March 20, 1877; Marie Conception Gonzales to Maria Conception Lopez Gozales, deceased February 15, 1877.

*Sanitary Bureau.*

The following is a record of the work performed in the Sanitary Bureau for the week ending June 16, 1877:

The total number of inspections made by the Sanitary and Assistant Sanitary Inspectors was 1,838, as follows, viz.: 3 public buildings, 830 tenement-houses, 162 private dwellings, 63 other dwellings, 14 manufactories and workshops, 14 stores and warehouses, 38 stables, 2 markets, 62 slaughter-houses, 4 milk inspections, 1 bone-house, 1 fat-rendering establishment, 1 public sewer, 1 wool house, 21 sunken and vacant lots, 1 pier, 2 roadways, 56 yards, courts, and areas, 57 cellars and basements, 197 waste-pipes and drains, 217 privies and water-closets, 56 streets, gutters, and sidewalks, 5 dangerous stairways, 7 cisterns and cesspools, 3 dangerous chimneys, 3 violations of Code, 15 other nuisances, together with 2 visits of the Inspectors to cases of contagious diseases.

The number of reports thereon received from the Inspectors was 747.  
During the past week 178 complaints were received from citizens, and referred to the Sanitary and Assistant Sanitary Inspectors for investigation and report.

Permits were issued to consignees of 93 vessels to discharge cargoes, on vouchers from the Health Officer of the Port.

193 permits were granted scavengers to empty, clean, and disinfect privy-sinks.  
The Disinfecting Corps have visited 32 dwellings where contagious diseases were found, and have disinfected and fumigated 31 houses, 31 privy-sinks, together with clothing, bedding, etc.

The Special Disinfecting Corps have disinfected 2,657 privy-sinks, 283 cellars, 428 yards, courts, and areas, 173 garbage-boxes, and 152½ miles of street gutters.

2 cases of small-pox were removed to hospital by the Ambulance Corps.

The following is a comparative statement of cases of contagious disease reported at this Bureau for the two weeks ending June 16, 1877:

Week Ending	Typhus Fever.	Typhoid Fever.	Scarlet Fever.	Cerebro-Spinal Meningitis.	Measles.	Diphtheria.	Small-pox.
June 9.....	0.	3.	75.	3.	62.	29.	4.
June 16.....	0.	3.	99.	2.	52.	40.	2.

By order of the Board.

EMMONS CLARK, Secretary.

METEOROLOGICAL OBSERVATORY

OF THE

DEPARTMENT OF PUBLIC PARKS.

CENTRAL PARK, NEW YORK,

Latitude 40° 45' 58" N. Longitude 73° 57' 58" W. Height of Instruments above the Ground, 53 feet; above the Sea, 97 feet.

ABSTRACT OF REGISTERS FROM SELF-RECORDING INSTRUMENTS,  
For the Week Ending June 16, 1877.

*Barometer.*

DATE.	JUNE.	7 A. M.	2 P. M.	9 P. M.	MEAN FOR THE DAY.	MAXIMUM.		MINIMUM.	
		REDUCED TO FREEZING.	REDUCED TO FREEZING.	REDUCED TO FREEZING.	REDUCED TO FREEZING.	REDUCED TO FREEZING.	TIME.	REDUCED TO FREEZING.	TIME.
Sunday,	10.....	29.697	29.695	29.831	29.741	29.898	12 P. M.	29.697	7 A. M.
Monday,	11.....	29.987	30.008	30.042	30.012	30.067	12 P. M.	29.898	0 A. M.
Tuesday,	12.....	30.121	30.154	30.139	30.138	30.154	2 P. M.	30.067	0 A. M.
Wednesday,	13.....	30.187	30.163	30.131	30.160	30.188	11 A. M.	30.131	12 P. M.
Thursday,	14.....	30.102	30.052	30.094	30.083	30.131	0 A. M.	30.037	5 P. M.
Friday,	15.....	30.098	30.050	29.998	30.048	30.097	9 A. M.	29.995	12 P. M.
Saturday,	16.....	29.897	29.817	29.800	29.838	29.987	0 A. M.	29.780	6 P. M.

Mean for the week..... 30.003 inches.  
Maximum " at 11 A. M., June 13..... 30.188 "  
Minimum " at 7 A. M., " 10..... 29.697 "  
Range " ..... .491 "

*Thermometers.*

DATE.	JUNE.	7 A. M.	2 P. M.	9 P. M.	MEAN.	MAXIMUM.		MINIMUM.		MAXIMUM.
		Dry Bulb.	Wet Bulb.	Dry Bulb.	Wet Bulb.	Dry Bulb.	Wet Bulb.	Dry Bulb.	Wet Bulb.	In Sun.
Sunday,	10	72	69	70	66	67	60	69.7	65.0	79
Monday,	11	58	52	62	54	62	59	60.5	55.0	68
Tuesday,	12	60	57	69	62	63	60	64.0	59.7	71
Wednesday,	13	62	60	73	67	67	64	67.3	63.6	75
Thursday,	14	68	65	80	72	68	66	72.0	67.7	81
Friday,	15	68	66	83	76	77	72	76.0	71.3	83
Saturday,	16	73	70	75	71	74	71	74.0	70.7	77

Mean for the week..... 69.1 degrees.  
Maximum for the week, at 2 P. M., 15th..... 83. " at 2 P. M., 15th..... 76. "  
Minimum " " at 5 A. M., 12th..... 57. " at 5 A. M., 11th..... 52. "  
Range " " ..... 26. " ..... 24. "

*Wind.*

DATE.	JUNE.	DIRECTION.			VELOCITY IN MILES.				FORCE IN POUNDS PER SQUARE FOOT.				
		7 A. M.	2 P. M.	9 P. M.	7 A. M.	2 P. M.	9 P. M.	Distance for the Day.	7 A. M.	2 P. M.	9 P. M.	Max.	Time.
Sunday,	10....	SSE	SSW	WSW	35	62	49	146	¾	¾	0	6½	0.50 P. M.
Monday,	11....	NNE	ENE	ESE	47	18	17	82	0	¾	0	1½	0.30 A. M.
Tuesday,	12....	E	SE	SSE	7	18	25	50	0	¾	0	¾	6.50 P. M.
Wednesday,	13....	WSW	SE	E	17	30	44	91	0	¾	0	¾	4.30 P. M.
Thursday,	14....	SSW	SSW	E	43	57	60	160	0	¾	0	6	5 P. M.
Friday,	15....	SW	SE	SE	5	31	39	75	0	¾	0	1	5.30 P. M.
Saturday,	16....	S	SW	SW	62	63	66	191	0	¾	0	1	1.10 P. M.

Distance traveled during the week..... 795 miles.  
Maximum force " " ..... 6½ pounds.

DATE.	JUNE.	Hygrometer.			Clouds.			Rain and Snow.			
		FORCE OF VAPOUR.	RELATIVE HUMIDITY.		CLEAR, O. OVERCAST, 10.			DEPTH OF RAIN AND SNOW IN INCHES.			
		7 A. M.	2 P. M.	9 P. M.	7 A. M.	2 P. M.	9 P. M.	Time of Beginning.	Time of Ending.	Duration.	Amount of Water.
								H. M.			Depth of Snow.
Sunday,	10	.668	.586	.425	85	80	64	8 Cu.	8 Cu. S.	8 Cu.	0.30 P. M.
Monday,	11	.309	.449	.460	64	61	83	8 Cu.	5 Cu. S.	Hazy	5 P. M.
Tuesday,	12	.426	.462	.478	82	65	83	Hazy	Hazy	Hazy	.....
Wednesday,	13	.491	.581	.556	88	72	84	3 Cir. Cu.	3 Cir. Cu.	4 Cir.	.....
Thursday,	14	.577	.677	.612	84	66	89	3 Cir. Cu.	8 Cir. Cu.	3 Cir.	5 P. M.
Friday,	15	.612	.802	.718	89	71	77	Hazy	Hazy	Hazy	6 P. M.
Saturday,	16	.693	.704	.718	85	81	86	Hazy	8 Cir. Cu.	0	11 A. M.

Total amount of water for the week..... .34 inch.

DANIEL DRAPER, Director.







