

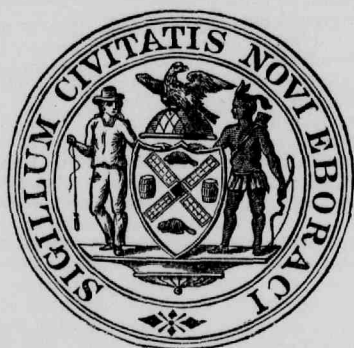
THE CITY RECORD.

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LEGISLATIVE DEPARTMENT.

BOARD OF ALDERMEN.

STATED SESSION.

TUESDAY, February 19, 1878,
2 o'clock P. M.

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

PRESENT:

Hon. William R. Roberts, President;

ALDERMEN

Bernard Biglin,
Thomas Carroll,
Ferdinand Ehrhart,
William H. Gedney,
John W. Guntzer,
George Hall,

John W. Jacobus,
Patrick Keenan,
Terence Kiernan,
Samuel A. Lewis,
John J. Morris,
Henry C. Perley,

Lewis J. Phillips,
Joseph C. Pinckney,
William Sauer,
Thomas Sheils,
James J. Slevin,
Louis C. Waehner.

The minutes of the last meeting were read and approved.

MESSAGES FROM HIS HONOR THE MAYOR.

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

EXECUTIVE DEPARTMENT—CITY HALL,
NEW YORK, February 19, 1878.

To the Honorable the Common Council:

GENTLEMEN—I herewith transmit a communication from the Commissioner of Public Works relative to the bills now before the Legislature in regard to the proper distribution of Croton water and the repavement of streets and avenues.

As this communication sets forth the grounds upon which the proposed legislation is asked for, I recommend that the same receive your earnest consideration.

Very respectfully,

SMITH ELY, JR., Mayor.

DEPARTMENT OF PUBLIC WORKS,
COMMISSIONER'S OFFICE, ROOM 19, CITY HALL,
NEW YORK, February 18, 1878.

Hon. SMITH ELY, JR., Mayor:

SIR—My attention has been called to a letter of the Comptroller, addressed to you, dated the 5th instant, in relation to certain proposed legislation touching two subjects of great importance to this city, viz.: the proper distribution of Croton water and the repavement of streets and avenues, both of which directly pertain to the Department of Public Works, and as there seems to be some misunderstanding as to the intent of the bills introduced, I deem it my duty to make a written statement in the matter, though I have already given to you a brief verbal explanation.

First, as to the water question. On May 28, 1875, the Legislature passed a law "to extend the distribution of Croton water through the City of New York, including the two new wards, and to lay the necessary mains therefor, and to deliver it at higher elevations."

By the second section of this act the Commissioner of Public Works is authorized (when thereunto authorized by a three-fourths vote of the Common Council, approved by the Mayor), "to expend for materials, labor, and other services in laying pipes to extend the distribution of Croton water * * * and in laying mains necessary to deliver said water at higher levels and in greater quantities, an additional sum not exceeding one million five hundred thousand dollars."

Under this law about \$800,000 has been expended and a large amount of water-pipe laid, nearly all within the past two years, but up to this time nothing has been done under the law to carry out one of its most important objects, as expressed in its title, viz.: "to deliver water at a higher elevation."

The great necessity of some proper works and appliances for this purpose was more especially apparent during the droughts of 1876 and 1877, when many houses situated on elevated ground were deprived of water in their upper stories, and, in some instances, even in the basements.

My quarterly reports to you contain frequent allusions to the matter of what is technically called a "high-service supply." Many citizens who are inconvenienced by want of sufficient pressure at their premises have made earnest appeals for the extension of the high-service water now pumped up near Manhattanville, but this water has already been distributed to the utmost capacity of the works at that point. Accordingly, early last year I prepared an ordinance to be submitted to the Common Council authorizing the erection of the necessary pumping engines on the land which had been expressly reserved for these works, between Ninety-seventh and Ninety-eighth streets, when that part of the Aqueduct was taken down; but upon submitting it to the Corporation Counsel I was advised that the authority under the law to do more than lay pipes was doubtful, and that an amendment by the Legislature would be advisable, in order to provide for the distribution of water at higher elevation.

The words of the amendment were inserted in the Corporation Counsel's office as follows: "And erecting or constructing such structures and fixtures as the said Commissioner of Public Works may deem necessary" to deliver said water at higher levels, etc.

This amended bill was introduced in the Assembly last session, with your approval, and indeed without dissent from anyone. It passed the Assembly almost unanimously, and was only lost in the Senate for want of time.

The amendment is a proper one, and properly worded, if the original intent of the law is to be carried out. It would be as unnecessary in such a law to describe the engines and pumps to be erected as it would to specify the diameter of pipes to be laid. This will be done in the ordinances of the Common Council (a three-quarters vote being necessary), approved by the Mayor, without which no work of any kind under this law can be undertaken.

The total expenditure is still limited to \$1,500,000, of which not exceeding \$500,000 can be spent in any one year. The balance yet unexpended is \$700,000. The cost of the pumping engines and necessary structures will not exceed \$200,000. This sum is more than ample for the purpose, and considering the great benefit to be accomplished, and that the law of 1875 by its title intended to provide for this high-service, it does not seem unreasonable that \$200,000 out of \$1,500,000 authorized should be devoted to this purpose.

In my report for the third quarter of 1877 I stated that the same bill would be re-introduced in the session of 1878, and you will recollect that before sending it to Albany I consulted you again upon the subject.

If this law of 1875 is to continue in force, it seems eminently proper that it should be amended so as to carry out its original design, and as this Department is held responsible for all matters connected with the water supply, it was highly proper that I should call to your notice the defective language of the original bill and the proper mode of amendment.

The absolute control and responsibility finally rests with the Mayor and the Common Council, and if they do not choose to sanction an expenditure for high-service, no outlay can be made. The mere perfecting of the law by the proposed amendment does not authorize one dollar of additional

expenditure beyond the total sum of \$1,500,000, and not any of that except, as above stated, under ordinances of the Common Council. I found there was a misapprehension upon this point by some members of the Committee on Cities (before whom I recently appeared at their request), and it seems to me the Comptroller labors under the same misconception.

Second, as to the bill to amend an act to provide for the repavement of streets, avenues, and public places in the City of New York, passed May 28, 1875.

This is now the third session of the Legislature in which this amendment has been introduced, and its inception came about in this wise:

Before the passage of the law of 1875, which authorizes the repavement of streets, to the extent of \$500,000 annually (if so much shall be appropriated by the Board of Estimate and Apportionment), all of which is to be assessed on the city at large, the work of repavement had been done under ordinances of the Common Council, and the cost thereof was assessed upon the property benefited. It was not supposed that this old law was repealed by the law of 1875, and my predecessor made some contracts for repavement, under the old law, when the Corporation Counsel decided that these contracts were invalid, the law under which repavement had been done by special assessment being abrogated by the law of 1875.

When I entered upon the duties of my office, many applications were made by citizens for the repavement of streets represented to be in a condition seriously affecting the interests of property owners and residents on their line; but no appropriation for repavement having been made either for 1875 or 1876, their requests could not be complied with. These citizens then desired to repave their streets under the former law, the cost to be assessed upon their property. On learning that this was not admissible, the law having been repealed, there seemed to be no remedy but to appeal to the Legislature for the restoration of the original law, so that they could cure the evil of bad pavements by having the cost assessed upon their property.

Accordingly such a bill was introduced by the parties interested in 1876, and again in 1877, but failed to pass. The bill introduced this session is an exact transcript of the printed bill of last year. The objectionable clause, about the confirmation of previous contracts, doubtless referred to those contracts which had been entered into in good faith, as above explained, and upon which some work had been done before it was discovered that they were made invalid by the law of 1875, but the language was too vague, and not being necessary to the real object of the law, viz.: to authorize the repavement of streets by special assessment on the property fronting thereon, and on the application of the owners of two-thirds of such front, was stricken out of the bill as reported.

The simple question is, shall citizens be authorized to have their streets repaved by paying for it themselves, if they deem it to their interest so to do? New streets now receive their first pavement in this manner, by petition and ordinance, and there seems to be no objection to repavement in the same manner.

Losses may occur to the city in new streets, where the property is unimproved, but where repavements are likely to be called for there seems to be no danger of loss by failure to meet assessments, as the property has long been built up, and the assessment would be the merest fraction of the value of the property.

While this bill had not its origin in this Department, I am free to say I can see no objection to it, unless it is intended to do away with the issue of assessment bonds altogether.

But, as I have explained above, their issue for the repavement of old streets would be as unobjectionable as possible, because there is scarcely any possibility of loss.

As long as repavement of our dilapidated streets is provided for by a general appropriation, there will probably not be many petitions to repave under special assessment; but if some future Board of Apportionment should, for two or three consecutive years, make no appropriation for repavements, it would be a denial of justice to prevent property owners from having their streets repaved and assessed upon the property immediately benefited.

So strong was the sentiment in favor of increased appropriations for improving our streets, that a bill passed both houses of the Legislature, at its last session, authorizing the issue of bonds to the amount of \$200,000, to be immediately expended in repavements south of Fourteenth street. The subject was deemed so important that you joined with me in a letter to the Governor, requesting his approval of the act, but it failed to become a law.

For the reasons above set forth, I trust the amended bills to secure high-service water, and to provide for repavement by assessment, upon petition of the owners of two-thirds of the property, now before the Legislature, will receive your sanction. Even if the proposed policy of stopping the further issue of assessment bonds shall prevail, no harm can arise from merely perfecting the Water and Paving bills as now reported.

It is scarcely necessary to assure you of my earnest desire to aid in reducing the heavy load of debt and taxation which rests upon the city, and of my hearty co-operation in effecting this object.

The expenditures of this Department of every kind for the year 1877 were but a little over three millions of dollars, while the average expenditures per annum from 1871 to 1876 were seven and three-quarter millions, showing a difference of more than four and a half millions of dollars per annum. This seems to me to be a very practical way of reducing taxation, debt, and assessments. While I remain in the Department I shall endeavor to keep the expenditures within the smallest sum consistent with the proper construction and maintenance of the works under its charge.

Very respectfully,

ALLAN CAMPBELL, Commissioner of Public Works.

Which was referred to the Committee on Public Works.

PETITIONS.

By Alderman Morris—

Protest of workmen of the Fifteenth Ward, Seventh Assembly District, against appropriating any portion of Washington Parade Ground for armory purposes.

To the Honorable the Board of Aldermen of the City of New York:

GENTLEMEN—At a meeting of the "Workingmen's Union" of the Seventh Assembly District, held at their hall, No. 71 West Fourth street, on Saturday evening, February 16, Thomas Leary, Esq., in the chair, John A. Carolin, Secretary; the following preamble and resolutions were unanimously adopted:

Whereas, A proposition has been made to convert "Washington Parade Ground" to other uses than those for which it was originally intended; and

Whereas, The said square is and ought to remain intact, as it is the only breathing place that the tired and overworked residents of the Eighth, Ninth, Fifteenth, and Sixteenth Wards have, and indeed all that the toilers below Fourteenth street now possess, believing, as we do, that we who have not the means to spend our summers in the country or at the sea-side resorts, still are entitled to some consideration, not alone for ourselves but for our children, and should be left one green spot, one open place in which to enjoy the free air of heaven; and

Whereas, There are many among us who have not the means to go to Central Park as often as we desire; and

Whereas, The health of a densely populated district contiguous to Washington square, and absolutely needing it as a breathing spot, calls for some expression from its inhabitants, who love its free air and the recreation it affords;

Resolved, That we hereby most respectfully petition the Board of Aldermen, knowing that they respect the petition of the toiler and the capitalist alike, and believing that both classes are interested in the preservation of this bright spot in New York, to see to it that our "Washington square" remains as it is and as it ought to be, "the Central Park of lower New York;"

Resolved, That a copy of the foregoing preamble and resolution be transmitted to the Board of Aldermen of the City of New York.

JOHN A. CAROLIN, Secretary.

Which was referred to the Committee on County Affairs.

THOMAS LEARY, Chairman.

MOTIONS AND RESOLUTIONS.

By Alderman Carroll—

Resolved, That permission be and is hereby granted to Alberto Negrini to place an ornamental post and lamp in front of his premises No. 231 South Fifth avenue, at his own expense, and that the said lamp be lighted at the expense of the said Alberto Negrini, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

Alderman Morris moved to amend by inserting "not to exceed the dimensions prescribed by ordinance."

Which was accepted by Alderman Carroll.

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

Which was decided in the affirmative.

By Alderman Sauer—

Resolved, That Croton water-mains be laid in Sixty-fourth street, between Tenth and Eleventh avenues, as provided in section 2, chapter 477, Laws of 1875, under the direction of the Commissioner of Public Works.

Which was referred to the Committee on Public Works.

By Alderman Sheils—

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

Which was referred to the Committee on Salaries and Offices.

By Alderman Perley—

Resolved, That Alexander A. Cauldwell be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By the same—

Resolved, That the sidewalk on the east side of Second avenue, between Sixty-fourth and Sixty-fifth streets be flagged full width, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

Which was referred to the Committee on Public Works.

By Alderman Jacobus—

AN ORDINANCE to amend chapter XXXVII. of the Ordinance of 1866, entitled "Of carts and cartmen, dirt carts, public carts, and garbage carts."

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

Section 1, chapter XXXVII., of the Ordinance of 1866, is hereby amended and shall read as follows:

ARTICLE I.

OF CARTS AND CARTMEN.

Section 1. Every cart, truck, wagon, dray, or other vehicle drawn by one or more horses or other animals, which shall be kept, used, driven, or employed for the transportation or conveyance of anything whatsoever from place to place within the city of New York, shall be deemed a "public cart" within the meaning of this chapter, and every person who shall set up, or so keep, use, drive, or employ any such public cart without first obtaining license therefor from the Mayor of said city, as is hereinafter provided, shall be deemed guilty of a violation of this chapter.

Sec. 2. The Mayor shall, from time to time, license and appoint so many and such persons as he may think proper to set up and keep public carts in said city. All persons licensed, as aforesaid, to keep public carts shall be deemed to be public cartmen within the meaning of this chapter; but it shall not be lawful for any person to receive or hold a license to keep public carts, or to be a public cartman, unless he be a citizen of the United States and resident within the State of New York, and is the actual owner of the cart or carts, with good horses therefor, so licensed to be kept as public carts; and the Mayor may examine, under oath, all persons applying for or holding any such license, or the renewal thereof, touching their qualifications as aforesaid; and all licenses other than to persons so qualified shall be void.

Sec. 3. The Mayor shall require and receive for the use of the city from every person to whom he may grant a license, for every one-horse truck, cart, or wagon or other vehicle, two dollars; for every two-horse truck, wagon or other vehicle, three dollars; and half the above for renewal, as hereinafter provided.

Sec. 4. All licenses to persons to keep public carts and to be public cartmen shall expire on the last day of October next after the date thereof, and it shall be lawful for the Mayor to renew and continue any or all of such licenses for a year succeeding such last day of October, provided that the applicant therefor continues in all things qualified, as hereinbefore provided, to hold such license, and the application be made therefor, prior to the expiration thereof, at such time as may be appointed by the Mayor.

Sec. 5. No public cart shall be driven or used within said city except by a duly licensed public cartman; and the person to whom license is granted to keep and use a public cart shall, for all the purposes of this chapter, be considered the owner thereof, and responsible for all articles intrusted to and for the conduct of the driver thereof, and liable to all forfeitures, penalties, and punishments herein contained or provided.

Sec. 6. Every public cart shall have fairly painted on the outside of the square of the after-part of the shaft, or on some other conspicuous place, on each side, so as to be easily seen, the number of the license therefor, in plain figures, and the driving or using of a public cart, without its being so numbered, shall be deemed a violation of this chapter.

Sec. 7. Every person licensed, as aforesaid, to keep a public cart, upon failing to renew the license for, or disposing of, or parting with the same, shall deface, remove, and obliterate the license number therefrom, and failing or neglecting to do so shall be deemed to be a violation of this chapter.

Sec. 8. Every person, upon receiving a license to keep a public cart, or to be a public cartman, shall report his residence to the Mayor; and upon changing his residence, shall, in like manner, report his new residence, and the failing or neglecting to do so shall be deemed a violation of this chapter.

Sec. 9. It shall not be lawful for any person other than a public cartman to keep, use, drive, or employ any cart or other vehicle with numbers or figures thereon similar to or resembling the numbers on public carts, or for any person licensed to keep public carts to place or have any number for which he may have received license on more than one cart, or to use more carts as public carts than he may have license for.

Sec. 10. The Mayor may assign to the owner of each duly licensed public cart, a stand, where such cart may remain waiting to be employed, and also a stand where it may remain at other times, provided that no such stand shall be assigned for a cart to remain at such other times in front of the premises of any person other than the owner of such cart, against the wishes of the occupant thereof; and provided further, that carts shall not be permitted to stand two abreast in any of the streets; and every public cartman who shall permit his cart to stand loaded, or waiting for employment, or to remain at other times at any place other than the one so assigned for such carts shall be deemed guilty of a violation of this chapter.

Sec. 11. The Mayor, and the several officers and members of the Police Department and magistrates, shall have power and authority to order the driver or other person having charge of any public cart or any other vehicle, to remove such cart or other vehicle away from any place in any of the streets, or on any of the wharves or docks of said city which, in his or their opinion, may be improperly incumbering such street or wharf, or obstructing or impeding the public travel, and any and every person neglecting or refusing to comply with or obey any such order shall be deemed guilty of a violation of this chapter.

Sec. 12. It shall be the duty of every person driving or having charge of a public cart to give to any person requesting it his name and place of residence, his number and the number of the cart he is driving or in charge of, and the name and place of residence of the owner thereof; and the refusal to do so shall be deemed a violation of this chapter.

Sec. 13. If any accident or injury shall happen to any person or any carriage, vehicle, or other thing by reason of coming in contact with any public cart, or other cart or vehicle, or the horse or horses attached thereto, or anything loaded thereon while the same is moving, it shall be the duty of the person driving or having charge of the same to immediately stop, and, if necessary, render his assistance, and to give his name and residence, and to give the number of the cart or other vehicle he was driving, and the name and residence of the owner thereof, under penalty of fifty dollars, to be recovered from the driver or owner of any such cart or other vehicle.

Sec. 14. It shall not be lawful for any public cartman, or for any person driving or having charge of any public cart, or any other cart, wagon, or other vehicle, to drive or back any such public cart, or any other vehicle, on to the sidewalk of any of the streets of said city, or to stop any such cart or any other vehicle on any of the crosswalks or intersection of streets, so as to obstruct or hinder the travel along such crosswalks or intersections of streets, or to place any such carts or other vehicles crosswise of any street or wharf of said city except to load thereon or unload therefrom articles of greater weight each than two hundred pounds; but in no case shall it be lawful for any person to permit such cart or other vehicle to remain so crosswise of any street for a longer period than may be actually necessary for such purpose, and not to exceed five minutes.

Sec. 15. It shall not be lawful for any cart, wagon, coach, public cart, or any other vehicle to be driven through any of the streets of the city of New York at a greater speed than six miles an hour; nor shall it be lawful for any such vehicle to be driven around the corner of any of the streets of said city with the horse or horses thereto traveling at a faster gait than a walk; and all and every such public carts, and all other vehicles, when passing through or along any of the streets of said city shall, when meeting any other vehicle, be driven to the right-hand side of the way, so that such vehicles shall pass clear of each other; and it shall be unlawful for any such public cart, carriage, or any other vehicle, or the horse or horses attached thereto, to be driven foul of or against any person, vehicle, or any other thing whatever in any of the streets or on any of the docks and wharves of said city.

Sec. 16. No cart, dray, truck, or wagon shall be driven over any of the wharves or piers of the city of New York at a greater rate of speed than a walk, under a penalty of five dollars, to be sued for and recovered from the owner or owners, or driver thereof, severally and respectively.

Sec. 17. The Mayor shall require and receive for the use of the city from every person to whom he may grant a license to drive a public truck or cart or other vehicle, one dollar, and fifty cents for renewal. He may grant license to any person over nineteen years of age to be a driver of a public cart or truck.

Sec. 18. The prices or rates to be charged for the loading, transportation, and unloading of goods, wares, and other articles shall be as follows, to wit:

Oils, molasses, and all casks under 1,500 pounds weight.....	\$0 75
Over 1,500 pounds and under 2,000 pounds.....	1 00
For every 100 pounds, and other ponderous articles of 1,000 pounds weight and upwards at the same rate.....	11
Hay, loose, per load.....	2 00
Bricks, when handled and piled, per load.....	75
Hoop poles, loose, per load.....	1 00
Timber and lumber, per load.....	75

Beef and pork, for every five barrels.....	75
Calves, sheep, and lamb, per load.....	75
Coal, per ton.....	75
Cotton, for every three bales.....	75
Earthenware, loose, per load.....	1 00
Oil floor-cloths in boxes or rolls of less than ten feet in length, per load.....	75
Of twenty feet and less than twenty-five feet.....	1 00

(Twenty-four feet and upwards as may be agreed on.)

Salt, for every twenty bushels.....	75
Cut stone, per load.....	75
Slates or tiles, per load.....	75
Household furniture, per load of one-horse truck, within two miles.....	2 00
When the distance exceeds two miles, an extra 50 cents more for each and every additional mile.....	50
For loading or housing to first or ground floor.....	50
And for each flight of stairs, up or down.....	25
For a double-truck load, within two miles.....	3 00
When the distance exceeds two miles, an extra \$1.00 more for every additional mile.....	1 00
For loading, unloading, and housing to first or ground floor.....	50
And for every flight of stairs, up or down.....	50

When a private contract is made, each party shall be held to the amount so agreed on.

In shipping goods, wares, or other merchandise at any of the shipping lines by railroad, steamboat, or sailing vessel, when a truck is kept in line waiting to ship goods more than thirty minutes, the truckman shall be entitled to an extra allowance at the rate of one dollar per hour for the time so detained.

Sec. 19. Every public cartman and public porter shall be entitled to be paid the legal rate or compensation allowed and provided in this chapter immediately upon the carting or transportation of any article or thing, and it may be lawful for any such public cartman or public porter, to retain any article or thing so carted or transported by him for which he is not so paid his cartage, and to convey the same without delay to the office of the Superintendent of Police, and he shall be entitled to the lawful rate of pay or compensation for the so conveying. All disputes or disagreements as to distance or rates of compensation, between public cartmen or public porters and persons employing them or owing for cartage or transportation, shall be determined by the Mayor.

Sec. 20. It shall not be lawful for any public cartman, or any other person, to cart or transport through any of the streets of said city, any planks, poles, spars, timber, or other thing exceeding thirty feet in length, except on a suitable truck or other vehicle, and such plank or other thing shall be placed lengthwise thereon, so as not to project at either end beyond the line of the side or width of such truck or other vehicle; and all persons so carting or transporting any such poles, planks, timber, spars, or other things in any other manner shall be deemed guilty of a violation of this chapter.

Sec. 21. It shall not be lawful for the driver or other person having charge of any public cart, dirt cart, or any other vehicle to be off or away from any such cart or any other vehicle while the same is moving or passing along any of the streets or avenues of said city; nor shall it be lawful for any public cartman, while waiting for employment at any place assigned for his cart, to stand waiting for employment at any other place, or to snap or flourish his whip, or to be away from his cart, unless from necessity or on business, or to sit or stand about the doorsteps or platforms, or in front of any house, store, or other building, to the annoyance of the occupants thereof.

Sec. 22. It shall not be lawful for any person who has been licensed to keep public carts, or to be a public cartman, and whose license has been suspended or revoked by the Mayor, to keep, drive, or use any public cart in the city of New York, under the penalty of twenty-five dollars for every such offense.

Sec. 23. Every cartman who shall be duly licensed in the city of New York shall be permitted to place and have his cart, when unemployed, in front of the house or premises where he shall at the time reside, or in front of the stable where he shall at the time stable his horse; provided that such cart shall be placed on the street upon the carriage-way thereof, in close proximity to the curb-stone next to his said residence or stable, and shall not extend beyond said curb-stone any greater distance than the width of such cart, nor beyond the line of the lot on which his said residence or stable is situated, and provided that such place of residence or stable shall be specified upon the license for such cart.

Sec. 24. It shall be the duty of the person or officer exercising the duties of Superintendent of Carts to visit daily the several stands and places in the city where cartmen are in the habit of waiting for employment, and to see that all the ordinances regulating carts and cartmen, including dirt carts, are in every respect complied with.

Sec. 25. It shall be the special duty of the said person or officer to ascertain whether any carts are driven by persons who have not received licenses therefor, and to report such and all other offenses or violations of the law to the Attorney of the Corporation.

Sec. 26. All ordinances or parts of ordinances inconsistent or conflicting with the provisions of this ordinance are hereby repealed.

Sec. 27. This ordinance shall take effect immediately.

Which was referred to the Committee on Law Department.

By Alderman Foster—

Resolved, That the resolution recently adopted by this Board, appointing James C. Hawley a Commissioner of Deeds in and for the City and County of New York, in place of Abraham L. Davis, whose term of office has expired, be and is hereby amended so that the name of Abraham L. Davis shall read Abraham B. Davis.

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

Which was decided in the affirmative.

By Alderman Ehrhart—

Resolved, That the Comptroller be and he is hereby authorized and directed to draw his warrant in favor of Captain Charles Koss, Treasurer of the Fifth Regiment, for the sum of three hundred and sixty-four dollars (\$364), that amount being required to pay bill of Otto's Fifth Regiment Band for services on the occasion of the obsequies of the late Vice-President Henry Wilson, and charge the same to the proper appropriation.

Which was referred to the Committee on Finance.

By Alderman Slevin—

Resolved, That Edward O'H. Jervois be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By the same—

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

Which was referred to the Committee on Salaries and Offices.

By Alderman Sauer—

Resolved, That Thomas E. Barrett be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York, in place and stead of S. B. Hamburgis, who has failed to qualify.

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

Which was decided in the affirmative, on a division, viz.:

Affirmative—The President, Aldermen Biglin, Carroll, Ehrhart, Gedney, Guntzer, Hall, Jacobus, Keenan, Kiernan, Lewis, Morris, Perley, Phillips, Pinckney, Sauer, Sheils, Slevin, and Waehner—19.

PETITIONS RESUMED.

By Alderman Phillips—

Petition to lay Croton mains in One Hundred and Thirtieth street, between Sixth and Seventh avenues.

HARLEM, February 14, 1878.

Honorable Board of Aldermen of the City of New York:

GENTLEMEN—Your petitioners would ask your Honorable Body to have the Croton mains laid in One Hundred and Thirtieth street, between Sixth and Seventh avenues,

And much oblige your petitioners,

Wm. H. Payne,	Z. T. Halpin,
James P. Rogers,	I. T. Macklin,
Milton J. Hardy,	David J. Dean,
James Norris,	James Pettit,
Isaac T. Brown,	

Which was referred to the Committee on Public Works.

RESOLUTIONS RESUMED.

By Alderman Carroll—

Resolved, That gas-mains be laid, lamp-posts erected, and street-lamps lighted in Prospect street, between Main street and Boston road (Twenty-fourth Ward), under the direction of the Commissioner of Public Works.

FEBRUARY 11, 1878.

To the Honorable Board of Aldermen of the City of New York:

We the undersigned, citizens of West Farms Precinct, in the Twenty-fourth Ward of this city, and residing in our own estates situated adjacent to Prospect street, which extends from Main street on Bronx river westward to the Boston road and street car track about five hundred feet, we beg leave to represent to your Honorable Body that while nearly all our streets are lighted with gas-lamps, Prospect street yet remains without this convenience. Lamps are more needed in our street than in any other in the village, for since we were annexed to New York no repairs have been made to our roadway, and its protruding rocks and stones render it dangerous to carriages, and even to foot

passengers in the night. The taxable property on this short street is assessed at about \$15,000. The number of lamps required is only five.

Now, we would respectfully petition your honors to give us these lights, not by extra assessments on our property, but at the public and general expense, to which your petitioners have hitherto and ever expect to cheerfully contribute their just proportion.

John Simonson.	J. C. Rowland.
Robert B. Wilson.	Mary A. Mapes.
Daniel Mapes, Jr.	Catharine A. Mapes.
James Wilson.	Alphonso Wood.
S. W. Walker.	James G. Rowland.

Which was referred to the Committee on Public Works.

By Alderman Hall—

Resolved, That permission be and the same is hereby given to James H. Batty & Co. to retain the sign now in front of their premises, No. 87 Bleecker street; such permission to continue only during the pleasure of the Common Council.

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

Which was decided in the affirmative.

By Alderman Keenan—

Resolved, That John Kennedy be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York, in place of Cornelius Farley, who has failed to qualify.

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

Which was decided in the affirmative, on a division, viz.:

Affirmative—The President, Aldermen Biglin, Carroll, Ehrhart, Gedney, Guntzer, Hall, Keenan, Kiernan, Lewis, Morris, Perley, Phillips, Pinckney, Sauer, Sheils, Slevin, and Wachner—18.

By Alderman Sauer—

Resolved, That permission be and is hereby given to John J. Fredericks to erect an iron stairway inside of the stoop-line in front of the premises occupied by him, No. 93 Park place; such permission to continue only during the pleasure of the Common Council.

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

Which was decided in the affirmative.

By Alderman Kiernan—

Resolved, That the vacant lots on the northeast corner of Eighty-third street and Second avenue being twenty-five feet front on Second avenue, and running easterly two hundred feet, be fenced in, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

Which was referred to the Committee on Public Works.

By Alderman Gedney—

Resolved, That permission be and the same is hereby given to G. A. Hankinson to place and keep a banner sign from the third story of factory building No. 247 West Forty-seventh street; such permission to continue only during the pleasure of the Common Council.

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

Which was decided in the affirmative, on a division, viz.:

Affirmative—Aldermen Biglin, Carroll, Gedney, Guntzer, Hall, Jacobus, Keenan, Kiernan, Lewis, Perley, Sauer, Sheils, and Slevin—13.

Negative—The President, Aldermen Ehrhart, Morris, Phillips, Pinckney, and Wachner—6.

By Alderman Sauer—

Resolved, That the Superintendent of Buildings be and he is hereby instructed to make a thorough inspection of the building used as an armory by the 71st Regiment, N. G. S. N. Y., located on Broadway, Sixth avenue, and Thirty-fifth and Thirty-sixth streets, and report to this Board, at his earliest convenience, if in his opinion the building is in a safe condition and fitted for the purposes for which it is now occupied.

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

Which was decided in the affirmative.

By Alderman Lewis—

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

Which was referred to the Committee on Salaries and Offices.

By Alderman Phillips—

Resolved, That the Croton water-mains and gas-mains be laid in One Hundred and Fourth street, between Fourth and Fifth avenues; the Croton water-mains to be laid as provided in section 2, chapter 477, Laws of 1875.

Which was referred to the Committee on Public Works.

By Alderman Lewis—

Resolved, That Joseph H. Stiner be and is hereby reappointed a Commissioner of Deeds in and for the City and County of New York, to take effect from and after the expiration of his present term, which will be on the second day of March, 1878.

Which was referred to the Committee on Salaries and Offices.

By Alderman Keenan—

Resolved, That Henry G. Leask be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By Alderman Biglin—

Resolved, That permission be and the same is hereby given to F. Skelton to place and keep on the sidewalk, near the curb-stone, in front of his place of business, No. 1274 Broadway, a small board sign, not more than four feet high, eighteen inches long, and one inch thick, during the day-time; such permission to continue only during the pleasure of the Common Council.

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

Which was decided in the affirmative.

By Alderman Wachner—

Resolved, That crosswalks be laid at the intersecting streets of Seventh avenue, between Fourteenth and Twenty-third streets, where not now laid, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

Which was referred to the Committee on Public Works.

By Alderman Sauer—

Resolved, That permission be and the same is hereby given to Rohe Brothers to lay a four-inch cast-iron pipe from a point on the north side of Thirty-sixth street, distant 375 feet east of Eleventh avenue, in front of their packing establishment, through Thirty-sixth street to the Eleventh avenue, thence through the Eleventh avenue to Thirty-fifth street, and thence through Thirty-fifth street to the North river, for the purpose of obtaining a supply of water to be used for the extinguishment of fires, the supply of Croton water in the neighborhood being inadequate; the work to be done at their own expense and under the direction of the Commissioner of Public Works.

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

Which was decided in the affirmative.

By Alderman Ehrhart—

Resolved, That permission be and the same is hereby granted to William Hall & Sons to retain their present hoisting arrangement in front of No. 99 Forsyth street; such permission to continue only during the pleasure of the Common Council.

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

Which was decided in the affirmative.

By Alderman Kiernan—

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

Which was referred to the Committee on Salaries and Offices.

By Alderman Sheils—

Whereas, The exclusion of children, graduates of the several parish and other private schools in this city, from the Normal College and College of the City of New York, is so unjust to a large and influential class of citizens that action should be taken to prevent a longer continuance of this unjust discrimination. The full force of the wrong thus done the parents of such children will be best understood when it is known that, as tax-payers, they pay their full proportion of the expenses of our entire system of common school education, including the expenses of both colleges, and their proportion of the money extorted from this city annually for educational purposes in other portions of this State, without the slightest benefit or advantage from either, and, in addition, pay the expense of educating their own children in schools of their own selecting, thus saving the city the annual per capita cost of every child so educated, during the primary and other preliminary periods of instruction, until qualified for admission to the public colleges, when, no matter what degree of merit their children may have attained as scholars, they are refused admission to these misnamed free colleges; be it therefore

Resolved, That the Board of Education be and they are hereby requested, and so far as this Board, either as the Common Council of this city, or the Board of Supervisors of this county have the power, instructed to modify the rules established for admission to the Normal College and the College of the City of New York, so as to admit to participation in the benefits of either or both colleges the children of all persons residents of this city, irrespective of the schools from which such students may have received their preparatory course of instruction, who may have attained the qualifications necessary to pass the examination now required for admission to either college by children graduating from the public schools.

Alderman Pinckney moved to refer to the Committee on Arts and Sciences.

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

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

Affirmative—Aldermen Ehrhart, Gedney, Jacobus, Morris, and Pinckney—5.

Negative—The President, Aldermen Biglin, Carroll, Guntzer, Hall, Keenan, Kiernan, Lewis, Perley, Phillips, Sauer, Sheils, Slevin, and Wachner—14.

Alderman Morris moved that the paper be laid over.

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

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

Affirmative—Aldermen Ehrhart, Gedney, Hall, Jacobus, Morris, Perley, Pinckney, and Sauer—8.

Negative—The President, Aldermen Biglin, Carroll, Guntzer, Keenan, Kiernan, Lewis, Phillips, Sheils, Slevin, and Wachner—11.

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

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

Affirmative—The President, Aldermen Biglin, Carroll, Guntzer, Hall, Jacobus, Keenan, Kiernan, Lewis, Perley, Phillips, Sauer, Sheils, Slevin, and Wachner—15.

Negative—Aldermen Ehrhart, Morris, and Pinckney—3.

Alderman Gedney was excused from voting.

By the President—

To the Honorable the Board of Aldermen:

GENTLEMEN—I have the honor to report that I have concluded my labors as Reviser of the City Ordinances, and herewith transmit the manuscript of the Ordinances of the City of New York as revised and corrected.

No new ordinances have been added, but those repealed, annulled, or superseded have been omitted and duly noted.

The Charter of 1873, and amendments, with a summary or digest of the acts of the Legislature relating to each Department of the City Government, and such notes, historical and other statements as were deemed necessary and proper, have been incorporated for the benefit of popular as well as professional use.

To insure the correctness of this revision I respectfully ask a reference of the subject to a committee, with whom I shall be glad to confer, if such be the pleasure of your Honorable Board.

Yours, very respectfully,

EBENEZER B. SHAFER,
Commissioner for the Revision of City Ordinances.

New York, February 19, 1878.

Which was referred to the Committee on Law Department.

MOTIONS AND RESOLUTIONS RESUMED.

Alderman Sheils moved to discharge the Committee on Public Works from the further consideration of a resolution to permit William McGrath to keep a stand in front of Nos. 27 and 29 Centre street.

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

Which was decided in the affirmative.

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

Which was decided in the affirmative.

REPORTS.

(G. O. 53.)

The Committee on Ferries and Docks, to whom was referred the annexed resolution requesting the Department of Docks to place, where practicable, on every pier at which steamboats or other vessels receive or discharge passengers, a third string-piece, six feet from and parallel with either one of the outer ones, the entire length of every such pier, for the protection of pedestrians, respectfully

REPORT:

That your Committee are clearly of opinion that a measure such as is proposed in the resolution is almost indispensably necessary, in order to afford to pedestrians, particularly women and children, a much needed protection from horses and vehicles using such piers. They therefore respectfully recommend the adoption of the resolution.

Resolved, That the Department of Docks be and is hereby requested to place, where practicable, on every pier at which steamboats or other vessels receive or discharge passengers in this city, a third "string-piece," six feet from and parallel with either of the outer ones, and of like dimensions, the entire length of every such pier, in order to protect such passengers from annoyance or danger from vehicles; and that in every subsequent leasing of any such pier, a provision of this character be inserted in the lease; also that the said Department compel owners of private piers used for such purposes to provide a like appliance for the comfort and safety of pedestrians.

THOS. CARROLL,	} Committee on Ferries and Docks.
B. BIGLIN,	
THOMAS SHEILS,	

Which was laid over.

(G. O. 54.)

The Committee on Public Works, to whom was referred the annexed resolution and ordinance in favor of curb, gutter, etc., One Hundred and Eighty-fifth street, from Kingsbridge road to Tenth avenue, respectfully

REPORT:

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

Resolved, That One Hundred and Eighty-fifth street, from Kingsbridge road to Tenth avenue, be graded, curbed, guttered, and sidewalks laid, and that the same be done under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

THOMAS SHEILS,	} Committee on Public Works.
THOS. CARROLL,	
GEO. HALL,	
J. C. PINCKNEY,	
B. BIGLIN,	

Which was laid over.

(G. O. 55.)

The Committee on Public Works, to whom was referred the annexed petition and resolution in favor of having Croton-mains laid in East Seventieth street, between First avenue and Avenue A, respectfully

REPORT:

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

Resolved, That the Commissioner of Public Works be and he is hereby authorized and directed to lay Croton-mains in East Seventieth street, between First avenue and Avenue A, all to be done in accordance with chapter 477, Laws of 1875.

THOMAS SHEILS,	} Committee on Public Works.
THOS. CARROLL,	
GEO. HALL,	
J. C. PINCKNEY,	
B. BIGLIN,	

Which was laid over.

(G. O. 56.)

The Committee on Public Works, to whom was referred the annexed petition and resolution in favor of having gas-mains laid, etc., in One Hundred and Ninth and One Hundred and Tenth streets, between First avenue and Harlem river, respectfully

REPORT:

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

Resolved, That gas-mains be laid, lamp-posts erected, and street-lamps lighted in One Hundred and Ninth and One Hundred and Tenth streets, between First avenue and Harlem river, under the direction of the Commissioner of Public Works.

THOMAS SHEILS,	} Committee on Public Works.
THOS. CARROLL,	
GEO. HALL,	
J. C. PINCKNEY,	
B. BIGLIN,	

Which was laid over.

(G. O. 57.)

The Committee on Public Works, to whom was referred the annexed resolution and ordinance in favor of flagging the sidewalk on the south side of Fifty-seventh street, between Second and Third avenues, respectfully

REPORT:

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

Resolved, That the sidewalk on the south side of Fifty-seventh street, between Second and Third

avenues, be flagged full width, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

THOMAS SHEILS,
THOMAS CARROLL,
GEO. HALL,
J. C. PINCKNEY,
B. BIGLIN,

Committee
on
Public Works.

Which was laid over.

(G. O. 58.)

The Committee on Public Works, to whom was referred the annexed resolution in favor of having gas-mains laid, etc., in Tenth avenue, between Seventy-second and Seventy-seventh streets, respectfully

REPORT:

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

Resolved, That gas-mains be laid, lamp-posts erected, and street-lamps lighted in Tenth avenue, between Seventy-second and Seventy-seventh streets, under the direction of the Commissioner of Public Works.

THOMAS SHEILS,
THOS. CARROLL,
GEO. HALL,
J. C. PINCKNEY,
B. BIGLIN,

Committee
on
Public Works.

Which was laid over.

(G. O. 59.)

The Committee on Public Works, to whom was referred the annexed resolution in favor of having boulevard lamps substituted for the ordinary street-lamps in front of St. Phillip's Church, Church of the Holy Communion, and Zion's Church, respectfully

REPORT:

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

Resolved, That boulevard lamps be substituted for the ordinary street-lamps on the lamp-posts now in front of St. Phillip's Church, 309 Mulberry street, also in front of the entrance to the Church of the Holy Communion, one on Sixth avenue and one on Twentieth street, also on the lamp-post in front of Zion's Church, corner of West Tenth and Bleecker streets, under the direction of the Commissioner of Public Works.

THOMAS SHEILS,
THOS. CARROLL,
GEO. HALL,
J. C. PINCKNEY,
B. BIGLIN,

Committee
on
Public Works.

Which was laid over.

The Committee on Law Department, to whom was referred the annexed communication from his Honor the Mayor, inclosing letters from the Postmaster-General and the Secretary of the Treasury of the United States, together with one from Thomas L. James, custodian of U. S. Building and Postmaster of this city, respectfully

REPORT:

That, upon examination of the papers, it appears that the Commissioners of the Fire Department have made application to the United States Government for permission to establish a lookout and fire-signal station in the tower of the U. S. Building, at the southerly end of the park.

It appears, on the other hand, that the United States Government are desirous, in order to facilitate the reception and delivery of the mails, to acquire an additional piece of land for the purpose of erecting a permanent structure or inclosure which would cover the southerly sidewalk of the street, running from Park row to Broadway, and ask the cession of the same from the city by purchase or grant at a nominal sum or in consideration of the grant of said privilege asked for by the authorities of the City of New York.

As your Committee are in doubt as to the power of the Corporation of New York to grant the privilege asked for, unless some additional legislation should be procured from the Legislature of the State, they would recommend that the opinion of the Counsel to the Corporation be requested in the subject matter herein mentioned, and therefore submit the following resolution for consideration:

Resolved, That the Counsel to the Corporation be and he is hereby requested to inform this Board, with all convenient speed, what power, if any, exists to authorize the Mayor, Aldermen, and Commonalty of the City of New York to cede to the United States for public purposes the sidewalk on the southerly side of the street running across the northerly front of the United States Building, at the junction of Park row and Broadway, for a nominal consideration, and, if no such power exists, to prepare and submit to this Board a draft of an act to be presented to the Legislature authorizing such cession for such consideration as may be agreed upon by and between the Commissioners of the Sinking Fund, acting for and in behalf of City of New York, and the Secretary of the Treasury and the Postmaster-General, respectively, acting for and in behalf of the United States Government.

Resolved, That the Clerk of this Board transmit to the Counsel to the Corporation this report and resolution, with all the accompanying inclosures, upon receiving them from his Honor the Mayor with his approval.

L. C. WAEHNER,
GEO. HALL,
J. C. PINCKNEY,

Committee
on
Law Department.

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

(G. O. 60.)

The Committee on Law Department, to whom was referred the annexed preamble, with resolution, instructing your Committee to prepare and submit an ordinance to compel the owner or owners, occupant or occupants of every rowboat or other small vessel to display a red light in the night-time, when navigating any of the waters within the jurisdiction of the City of New York, respectfully

REPORT:

That, in obedience to the instructions so given, your Committee have prepared and herewith present an ordinance which they believe will answer the purpose intended, viz.: to prevent accidents to persons in small boats in the harbor of New York, by being run down by steamboats, and also to assist in preventing depredations by river thieves.

Your Committee respectfully recommend the adoption of the ordinance.

AN ORDINANCE to prevent accidents to persons in small boats in any of the navigable waters within the jurisdiction of the City of New York.

The Mayor, Aldermen, and Commonalty of the City of New York do ordain as follows:
Section 1. Every owner or occupant of any row-boat or other small vessel, except the boats owned or used by the Police Department, while engaged in navigating or sailing upon any of the waters within the corporate limits of the City of New York, after dark and during the night-time, shall display a bright red light from the bow or stern of every such boat or vessel, suspended from the top of a pole to be not less than four feet above the gunwale of every such boat or vessel, under the penalty of not exceeding ten dollars fine, or imprisonment in the City Prison not exceeding ten days, or by both fine and imprisonment, in the discretion of the Court or Police Magistrate, for every such offense or violation of this ordinance.

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

Sec. 3. This ordinance shall take effect immediately.

L. C. WAEHNER,
GEO. HALL,
J. C. PINCKNEY,

Committee
on
Law Department.

Which was laid over.

MOTIONS AND RESOLUTIONS AGAIN RESUMED.

By Alderman Hall—

Resolved, That Samuel Peyser be and hereby is appointed a Commissioner of Deeds in and for the City and County of New York, in place of

Which was referred to the Committee on Salaries and Offices.

COMMUNICATIONS FROM THE DEPARTMENTS AND CORPORATION OFFICERS.

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

OFFICE OF THE COMMISSIONER OF JURORS,
NEW YORK, January 2, 1878.

To the Honorable the Board of Aldermen:

GENTLEMEN—In compliance with the provisions of sec. 1118, chap. 448, of the Laws of 1876, I herewith transmit for your consideration the report of the Commissioner of Jurors for the year ending December 31, 1877.

Under the provisions of the act above mentioned, it becomes the duty of the Commissioner to summon before him every resident of the City of New York and examine him as to his qualifications as a juror. If upon such examination it appears that the person summoned is exempt from such service, by reason of the several provisions of said act relating to exemptions, it becomes the duty of the Commissioner to file the proof and enter the exemption upon the books of his office. If the person sum-

moned is found to be a competent juror, the corresponding entry must be made upon the registers of the office.

Under this provision of law, upwards of sixty thousand persons have been summoned to appear and show cause during the current year. Of this very large number, over forty-nine thousand have appeared and declared their exemption, of which sixteen thousand have been exempted on the ground of not possessing the necessary property qualification of two hundred and fifty dollars in real or personal estate. Over thirteen thousand are aliens (most of whom are engaged in business pursuits), four thousand are exempt members of the Militia and Fire Departments, or are now serving therein, and the balance are incompetent by reason of age, mental incapacity, or engaged in professional pursuits, as physicians, lawyers, teachers, etc.

During the year, in the neighborhood of thirty-six thousand liable jurors have been drawn and summoned for duty in the several courts of the city, distributed among the Supreme, Superior, Common Pleas, Marine Court, and the Courts of General Sessions, as well as the grand jurors for the Courts of Oyer and Terminer and General Sessions.

In addition to this, it is the duty of the Commissioner to designate and select jurors for the several District Courts in said city, amounting in the aggregate to over one thousand jurors.

If, upon the summoning of the jurors before mentioned for the several courts, they do not appear and answer, it is the duty of the judge to impose a fine upon each delinquent juror. A return of such fine and the particulars thereof must be transmitted to the Commissioner by the clerks of the several courts, and he in turn must notify each delinquent of the amount and particular of said fine, with an order to show cause why payment of such fine should not be enforced.

If, upon such appearance, the delinquent shows that he was unable to attend by reason of not having been legally notified, or on account of sickness or absence, or from any reasonable cause he was not able to attend, the fine is remitted.

If it appears that the juror failed to attend by any carelessness or neglect on his part the fine is enforced.

The fines thus collected pay all the expenses of this office, including clerk hire of deputies, clerks, messengers, printing, stationery, postage, etc., and the balance is returned to the City Treasury.

Although the past year has been one of unusual business depression, the office has been self-sustaining, and a balance remains to be paid into the City Treasury without in any way impairing the efficiency of the jury service. On the contrary, the judges of the several courts have taken occasion to express their great gratification that the jurors summoned have attended more promptly and have performed their duty more satisfactorily than has been the case for many years.

The Commissioner has deemed it his duty to call attention to the foregoing fact in relation to the office, in view of the adoption of the new code, which has materially changed and added to the duties of his position, and that the character and importance of the functions of the office have not heretofore been properly understood.

Hereto annexed will be found a detailed report of the receipts and expenditures for the year ending December 31, 1877, together with the receipt of the City Chamberlain and the certificate of the Board for the enforcement of jury fines.

Moneys received from jurors fined during the period specified (as per Schedule "A") \$12,800 00
Moneys paid for salaries and other expenses of office during same period (as per Schedule "B") 11,940 50

Balance paid City Chamberlain (as per certificate marked "C") \$859 50

All of which is respectfully submitted.

THOMAS DUNLAP, Commissioner of Jurors.

The annexed account having been examined by a committee and found correct as to its details, is audited and certified by us, members of the Board for the Enforcement of Jury Fines, this 5th day of February, 1878.

NOAH DAVIS, President of the Board.

H. A. GILDERSLEEVE, Secretary of the Board.

HENRY ALKER.

City and County of New York, ss.:

Thomas Dunlap, being duly sworn, deposes and says: That he occupies the position of Commissioner of Jurors in for the City and County of New York, and that the annexed is a just and faithful account of all receipts and payments, by items—showing the name of the person from whom each sum of money was received and to whom each sum of money was paid; and that it is in all respects just and true, and that he has not received any sum of money during the year for which he has not charged himself in the account.

THOMAS DUNLAP.

Sworn and subscribed to this 31st day of January, 1878.

CHARLES DONOHUE, J.

"A."

Receipts.

Alexander, Joseph J.	\$50 00	Dix, Henry	\$50 00
Ammidown, E. H.	50 00	Donnell, Ezekial J.	50 00
Astor, John Jacob	50 00	Duer, Denning, Jr.	50 00
Appleton, Daniel F.	50 00	Davis, Gilbert F.	50 00
Andrews, Chas.	50 00	Davis, George W.	50 00
Arnold, Francis B.	50 00	Denny, Thomas, Jr.	50 00
Aborn, Robert W.	50 00	Deas, Zacharias	50 00
Agostini, Joseph	50 00	Davis, Thomas J.	50 00
Alexander, James H.	50 00	Dodge, William E.	50 00
Baker, George F.	50 00	Deforest, James G.	50 00
Borden, M. C. D.	50 00	Daie, Henry	50 00
Booth, Otis W.	50 00	Davis, Fellows	50 00
Bliss, Cornelius M.	50 00	De Bost, Leon D.	50 00
Babbitt, B. T.	50 00	Ellis, John W.	50 00
Bell, John A.	50 00	Francke, Jonas R.	50 00
Brown, Wm. B.	50 00	Fahnstock, Harris O.	50 00
Bourin, Michael G.	50 00	Fisher, Nathaniel	50 00
Banyer, Goldsborough	50 00	Fearing, William R.	50 00
Bowdoin, George S.	50 00	Farrell, William D.	50 00
Barnes, Wm. E.	50 00	Fisher, Irving R.	50 00
Bates, Edwin	50 00	Foot, Frederick W., Jr.	50 00
Boyd, George H.	50 00	Fanshawe, Geo. A.	50 00
Beer, Julius	50 00	Fosdick, Charles B.	50 00
Baird, John	50 00	French, Francis O.	50 00
Belden, William	50 00	Fisher, Joel E.	50 00
Brinckerhoff, Vanwyck	50 00	Fearing, Charles N.	50 00
Brandon, Edward	50 00	Groesbeck, Ernest	50 00
Blodgett, Chas. T.	50 00	Gantz, George F.	50 00
Bennett, Alfred	50 00	Gautier, Dudley G.	50 00
Baker, Francis	50 00	Goddard, Fred'k N.	50 00
Bliss, George	50 00	Gross, Jr., John L.	50 00
Butman, James D.	50 00	Griswold, Chas. N.	50 00
Benedict, James A.	50 00	Gandy, Sheppard	50 00
Brown, John C.	50 00	Gautier, Josiah H.	50 00
Bergenstein, Charles	50 00	Graham, M.	50 00
Burkhalter, Charles M.	50 00	Hatch, Stephen D.	50 00
Bonner, Robert	50 00	Hauselt, Charles	50 00
Bryce, Wm.	50 00	Higginson, James J.	50 00
Bostwick, Jabez A.	50 00	Hatfield, E. T., Jr.	50 00
Beach, Alfred E.	50 00	Harrens, Henry P.	50 00
Bernheimer, Emanuel	50 00	Higgins, Elias S.	50 00
Constable, James M.	50 00	Hays, Jacob	50 00
Cossitt, F. H.	50 00	Harberger, John S.	50 00
Casilear, John W.	50 00	Hartshorne, James M.	50 00
Clerke, Wm. B.	50 00	Hall, Peleg	50 00
Colt, Harris	50 00	Hill, Jerome L.	50 00
Cameron, A. M.	50 00	Hatch, Rufus	50 00
Clarkson, Jr., David	50 00	Hoffman, Wm. B.	50 00
Cady, J. C.	50 00	Harris, John P.	50 00
Chickering, Chas. F.	50 00	Hartshorne, Richard B.	50 00
Cushman, Joseph S.	50 00	Hendrickson, John B.	50 00
Cryder, Duncan	50 00	Hewson, John H.	50 00
Constable, Frederick A.	50 00	Hallgarten, Julius	50 00
Debost, August B.	50 00	Hallgarten, Adolph	50 00
Day, Clarence S.	50 00	Hutchinson, Wm. J.	50 00
Darrow, William	50 00	Humphrey, James H.	50 00
Dana, Samuel B.	50 00	Hartley, Marcellus	50 00
Dolan, Henry	50 00	Hoyt, Louis T.	50 00
Donald, Peter	50 00	Hazard, R. N.	50 00
Darling, Alfred B.	50 00	Ives, Theodore M.	50 00

Isham, Wm. B.	\$50 00	Steiger, Ernest	\$50 00
Jewett, William	50 00	Shotwell, Theodore	50 00
Johnstone, John E.	50 00	Sutton, Effingham B.	50 00
Jaffray, Edward S.	50 00	Stagg, Ferdinand	50 00
Jones, John D.	50 00	Sherman, Gardiner	50 00
Jewett, Jr., John L.	50 00	Solari, Emanuel	50 00
James, Daniel W.	50 00	Selters, Ambrose M.	50 00
Joseph, Lawrence	50 00	Strong, Wm. L.	50 00
Kurshudt, Frederick A.	50 00	Smith, Edgar M.	50 00
Kohn, Alfred	50 00	Stokes, Jr., James	50 00
Kernochan, James P.	50 00	Stellway, Gustave	50 00
Keeler, John	50 00	Stuyvesant, R. B.	50 00
Kennedy, Harvey	50 00	Schepp, Leopold	50 00
Kennedy, Wm. L.	50 00	Swann, Joseph	50 00
Kuttruff, Adolph	50 00	Stephens, John L.	50 00
Kuhne, Frederick	50 00	Strauss, Nathan	50 00
King, Richard	50 00	Sturgis, Russell	50 00
Kennedy, R. L.	50 00	Seymour, Jr., William	50 00
Lavanburg, Samuel	50 00	Smith, Donald	50 00
Langdon, Walter	50 00	Stevens, Henry K.	50 00
Lazarus, Frank	50 00	Smith, Wm. A.	50 00
Loeb, Solomon	50 00	Sargent, George H.	50 00
Ludlow, E. H.	50 00	Stevens, Samuel	50 00
Lehman, Emanuel	50 00	Steinway, William	50 00
Lang, Samuel R.	50 00	Stuyvesant, A. V.	50 00
Linsley, John H.	50 00	Sands, Philip J.	50 00
Lapsley, Howard	50 00	Stuyvesant, Rutherford	50 00
Lavanburg, Samuel	50 00	Schermerhorn, E. H.	50 00
Livingston, R. J.	50 00	Stewart, John A.	50 00
Moore, Wm. H. H.	50 00	Stearns, John N.	50 00
Mertens, William	50 00	Thomas, Abm D. L.	50 00
Morrison, E. A.	50 00	Thomson, David	50 00
Mosle, George	50 00	Tefft, Wm. E.	50 00
Munford, Lewis W.	50 00	Truman, H. H.	50 00
Moore, Frederick L.	50 00	Taylor, Peter B.	50 00
McKim, John A.	50 00	Townsend, John P.	50 00
McLanahan, G. N.	50 00	Thurston, Wm. R.	50 00
McAlpin, David H.	50 00	Taylor, Wm. B.	50 00
McKeever, James L.	50 00	Taylor, James H.	50 00
Moore, Wm. H. H.	50 00	Taylor, Henry A. C.	50 00
Nicoll, Matthias	50 00	Thurston, Wm. R.	50 00
Niles, Lucien H.	50 00	Thackston, Chas. A.	50 00
Nathan, Harman H.	50 00	Taylor, Frank B.	50 00
Niles, Lucien H.	50 00	Underhill, Townsend	50 00
Osborn, Chas. J.	50 00	Unger, Charles	50 00
Olcott, Clarence W.	50 00	Vanderpoel, A. E.	50 00
Olephant, Robt. M.	50 00	Van Iderstein, John	50 00
Oppenheim, Edw. L.	50 00	Van Emburgh, David B.	50 00
Palmer, John C.	50 00	Vail, Henry F.	50 00
Perkins, Henry W.	50 00	Williams, Richard S.	50 00
Phoenix, Lloyd	50 00	Weil, Henry	50 00
Pond, Samuel G.	50 00	Wyckoff, Jacob L.	50 00
Potter, William A.	50 00	Woodward, Samuel A.	50 00
Payson, William	50 00	Woodward, John F.	50 00
Pell, Arthur	50 00	Ward, Samuel G.	50 00
Powell, William	50 00	Work, John C.	50 00
Pott, Francis	50 00	West, Joseph J.	50 00
Pattison, Thomas A.	50 00	White, Ross	50 00
Roosevelt, James A.	50 00	Wynkoop, James D.	50 00
Rose, Arthur B.	50 00	Ward, George Cabot	50 00
Robinson, Eugene	50 00	Wallenstein, David	50 00
Roe, Livingston	50 00	Winthrop, Robert	50 00
Roosevelt, James A.	50 00	Walker, Evan T.	50 00
Rogers, John	50 00	Wolf, Abraham	50 00
Rutten, August	50 00	Wickert, Leopold	50 00
Riker, Elijah H.	50 00	Young, James H.	50 00
Russell, Salem T.	50 00	Young, James H.	50 00
Roome, William H.	50 00		
Scofield, Ebenezer	50 00		
		Total	\$12,800 00

"B."

Expenditures.

G. K. Ackerman	\$1,999 92	John J. Dunlap	\$386 66
A. J. Keegan	1,599 96	Joseph Jacobs	28 25
J. M. Jarvis	1,399 94	Mrs. Steinat (Cleaner)	240 00
John J. Byrnes	1,049 96	Hussey's Post (delivering notices)	379 94
Wm. T. McGrath	741 90	National Printing Co.	186 67
Thomas Dunlap	800 00	Postage	17 00
Frank P. Dunlap	866 66	Five directories	25 00
Patrick Cunningham	1,200 00	Advertising, as directed by sec. 1094,	
Frank D. Johnstone	400 00	chap. 448, Laws of 1876	42 00
William Dunlap	266 66		
Cornelius Fiske	349 98	Total	\$11,940 50

"C."

Receipt of Chamberlain.

NEW YORK, January 16, 1878.

Received from Thomas Dunlap, Commissioner of Jurors, eight hundred and fifty-nine dollars and fifty cents, being the balance of moneys received in his office from January 1, 1877, to December 31, 1877, inclusive.

(\$859.50.)

J. NELSON TAPPAN, Chamberlain,
Per J. Price.

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

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

LAW DEPARTMENT,
OFFICE OF THE COUNSEL TO THE CORPORATION,
NEW YORK, February 14, 1878.

To the Honorable the Common Council:

GENTLEMEN—I duly received copies of certain preambles, and of the following resolution, adopted by your Honorable Body on the 4th, and approved by his Honor the Mayor on the 5th of January ult.

"Resolved, That the Counsel to the Corporation be and he is hereby instructed to ascertain and report to the Board the extent of the liability of the city for the moneys so paid, whether into the city treasury, or yet retained by the Excise Commissioners, including the defalcation by the treasurer of the Commissioners, if there is any fund now, or that can hereafter be made available to make good the latter amount, and the sums heretofore paid into the city treasury, for which no licenses have or will be issued; and if, in his opinion, the city is liable."

I do not think the city is liable to refund the moneys received by the late Board of Excise Commissioners, and which, it is stated, were misappropriated by one of the Commissioners.

The statutes under which the Board acted do not require the applicant for a license to deposit his license fee at the time of making such application, and it certainly was not the legal duty of such applicants to make such deposit at that time. As the law did not contemplate that the license would be paid until the license was actually issued, it is difficult to see what legal right the Board had to receive the moneys in question. It seems to me that the payment of the license fee prior to the granting of the license was a voluntary arrangement, entered into between the Board of Excise and the persons who deposited the money, without authority of law; and that for this reason the city cannot be held liable for any sums that may have been misappropriated.

Moreover, even in those cases in which licenses are actually granted, excise moneys, under existing laws, are not paid nor received for the benefit of the city treasury, after deducting certain expenses, subject to the action of the Board of Estimate and Apportionment in appropriating the same for charitable purposes. This fact doubtless presents an additional reason why, as matter of law, the city is not liable for any moneys which may have been misappropriated by a member of the late Board of Excise.

With regard to the moneys received by said Board, and paid into the city treasury, in excess of the amounts paid for licenses actually granted, or to be granted, the matter stands in a different position. I do not see that the city has any equitable or legal right to retain moneys which have

been paid into the treasury by the Board of Excise, and against which no licenses have been, or hereafter are to be granted.

With regard to the moneys received by the said Board of Excise, and which, as I am informed, are now deposited in certain banks in this city, they would seem to be held under some such voluntary arrangement as above described.

If the statements heretofore published in the newspapers as to the amount of the defalcation of Mr. Owen Murphy are correct, the moneys deposited in such banks, together with those above referred to, which are in the city treasury, will not be sufficient to reimburse all persons who have paid license fees, but to whom no licenses have been or can be granted.

The question as to the manner in which the funds available for the purpose are to be distributed among the various persons claiming to have their license fees refunded will have to be considered hereafter, when all the facts in regard to the matter have been ascertained. The report of the Commissioners of Accounts, which, I presume, will be made before a great while, will doubtless afford information without which it is at the present time difficult to determine precisely what course should be taken with reference to the refunding of any Excise money for which claim shall be made.

I am, gentlemen, yours respectfully,

W. C. WHITNEY, Counsel to the Corporation.

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

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

LAW DEPARTMENT,
OFFICE OF THE COUNSEL TO THE CORPORATION,
NEW YORK, February 16, 1878.

To the Honorable the Common Council:

GENTLEMEN—In compliance with the request contained in the resolution adopted by your Honorable Body on the fifteenth, and approved by his Honor the Mayor on the twenty-fourth of January ult., I have prepared a memorial to the Legislature, praying for the passage of a bill to authorize the Common Council to change the name of the Boulevard, or any part thereof, and conferring upon the Common Council the same power to name and to change the name of said Boulevard, or any part thereof, as is now possessed by it in relation to streets and avenues in this city.

I have also prepared a draft bill, conferring such authority upon the Common Council, and have transmitted to the President of the Senate and Speaker of the Assembly copies of such memorial, draft bill, and of a resolution of the West Side Association, requesting the Common Council to change the name of the Boulevard to Broadway, and also of the communication of his Honor the Mayor to the Common Council, dated January 4, 1878, in which he disapproved the resolution previously adopted by your Honorable Body, making such change in the name, and recommended that application be made to the Legislature to pass an act authorizing such change.

I am, gentlemen, yours respectfully,

WM. C. WHITNEY, Counsel to the Corporation.

Which was ordered on file.

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

CITY OF NEW YORK—DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE, February 16, 1878.

To the Honorable the Board of Aldermen:

Weekly statement, showing the appropriations made under the authority contained in section 112, chapter 335, Laws of 1873, for carrying on the Common Council from January 1 to December 31, 1878, both days inclusive, and of the payments made up to and including the date hereof, for and on account of each appropriation.

Title of Appropriations.	Am't of Appropriations.	Payments.
City Contingencies	\$1,250 00
Contingencies—Clerk of the Common Council	250 00
Salaries—Common Council	106,000 00	\$9,009 86

JOHN KELLY, Comptroller.

Which was ordered on file.

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

DEPARTMENT OF BUILDINGS,
OFFICE OF SUPERINTENDENT, No. 2 FOURTH AVENUE,
NEW YORK, February 18, 1878.

To the Honorable the Board of Aldermen:

GENTLEMEN—In pursuance of the resolution adopted by your Honorable Board, February 5th instant, and transmitted to the undersigned February 16th instant, directing the examination of the building known as Essex Market, and to report to your Board, I respectfully submit the following report of such examination.

Yours, respectfully,

W. W. ADAMS,

Sup't of Buildings.

DEPARTMENT OF BUILDINGS,
OFFICE OF SUPERINTENDENT, No. 2 FOURTH AVENUE,
NEW YORK, February 17, 1878.

W. W. ADAMS, Esq., Superintendent, etc.:

SIR—As directed by you, the undersigned have made a careful examination of the premises situated on the north side of Grand street bounded by Ludlow, Essex, and Essex Market place, and known as Essex Market, the upper portion thereof being occupied as an armory by the Sixty-ninth Regiment, N. G. S. N. Y. We find that the construction of the building is good, being divided through centre by a heavy brick wall, and subdivided by iron columns and girders from foundation to under side of top floor. We can find no defects in the general construction of the building excepting some few cracks in exterior walls in the dead work between arches and sills of windows, caused, in our opinion, by a slight settlement in the piers, but these do not impair the strength of the building.

The plastering we find in a very bad condition, particularly in the main drill-room, which has been badly washed by leakage from the roof, and portions of same fallen, and we are of the opinion that the clench is broken, and the entire plastering should be taken off and replastered. In other portions we find the plastering also in a bad condition, and in many places fallen down; the roofing over southerly half of building should be replaced, as the tin is badly eaten away. We would also beg to call your attention to the condition of the water-closets in said building, which are in a very bad state, of insufficient size, and badly arranged, the ventilation being entirely inadequate.

The iron gratings covering areas have nearly all rotted or corroded away at ends, and some portions are in a very dangerous condition, and in these respects we recommend that the building be thoroughly repaired.

Respectfully yours,

HENRY J. DUDLEY,

Deputy Superintendent.

ANDREW OWENS,

Chief of Bureau of A. and V.

ROBT. MCGINNIS,

Chief of Bureau of Inspection.

Which was referred to the Committee on County Affairs.

UNFINISHED BUSINESS.

Alderman Guntzer called up G. O. 13, being a resolution and ordinance, as follows:

Resolved, That the vacant lots on the northerly side of Seventeenth street, and the southerly side of Eighteenth street, between Avenues A and B, be fenced in, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

He then moved that the paper be placed on file.

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

Which was decided in the affirmative.

Alderman Hall called up G. O. 16, being a resolution, as follows:

Resolved, That Croton-mains be laid in Mott avenue, from a point therein where now laid, at or near One Hundred and Fiftieth street, to the Railroad bridge crossing the Spuyten Duyvil Railroad, on said avenue, under the direction of the Commissioner of Public Works, in pursuance of section 2, chapter 477, Laws of 1875.

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

Which was decided in the affirmative, on a division, viz.:

Affirmative—The President, Aldermen Biglin, Carroll, Ehrhart, Gedney, Guntzer, Hall, Jacobus, Keenan, Kiernan, Lewis, Morris, Perley, Phillips, Pinckney, Sauer, Sheils, Slevin, and Wachner—19.

Alderman Hall called up G. O. 17, being a resolution, as follows:

Resolved, That Croton-mains be laid in One Hundred and Fiftieth street, between Mott and Walton avenues, in the Twenty-third Ward of the City of New York, in pursuance of section 2, chapter 477, Laws of 1875, under the direction of the Commissioner of Public Works.

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

Which was decided in the affirmative, on a division, viz.:

Affirmative—The President, Aldermen Biglin, Carroll, Ehrhart, Gedney, Guntzer, Hall, Jacobus, Keenan, Kiernan, Lewis, Morris, Perley, Phillips, Pinckney, Sauer, Sheils, Slevin, and Wachner—19.

Alderman Sauer called up G. O. 48, being a resolution and ordinance, as follows:
Resolved, First—That in pursuance of section 1, chapter 467, Laws of 1875, the Commissioner of Public Works be and he is hereby authorized and directed to pave with granite-block pavement:

Barclay street, from Broadway to College place.
Washington square roadway, from Fifth avenue to South Fifth avenue.
Waverley place, from Broadway to Christopher street.
Mercer street, from Canal to Bleecker street.
Fourteenth street, from University place to Ninth avenue.
Fifteenth street, from Broadway to Fifth avenue.
Irving place, from Fourteenth to Twentieth street.
Seventh avenue, from Fourteenth to Forty-third street.
Fifteenth street, from Third to Fourth avenue.
Morris street, from Broadway to Greenwich street.

Second—With trap-block pavement:

Water street, from Whitehall to Fulton street.
Madison street, from Pearl to Market street.
Market street, from Division street to East river.
Clinton street, from Division street to East river.
Pearl street, from Broadway to New Bowery.
Twenty-third street, from Third avenue to East river.
Forty-second street, from Third to Fourth avenue.
Barrow street, from Washington place to West street.
White street, from Broadway to Centre street.
One Hundred and Twenty-eighth street, from Fourth to Sixth avenue.

Third—With macadam pavement:

Fifth avenue, from Fifty-ninth to Seventy-second street.
Fifth avenue, from One Hundred and Twenty-fourth to One Hundred and Thirtieth street.
The President put the question whether the Board would agree with said resolution.
Which was decided in the affirmative, on a division, viz.:
Affirmative—The President, Aldermen Biglin, Carroll, Ehrhart, Gedney, Guntzer, Hall, Jacobus, Keenan, Kiernan, Lewis, Morris, Perley, Phillips, Pinckney, Sauer, Sheils, Slevin, and Wachner—19.

Alderman Sauer called up O. O. 42, being an ordinance, as follows:

AN ORDINANCE to amend an ordinance entitled "An ordinance in relation to awnings and side curtains in the City of New York," which became adopted May 4, 1876.

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

Section 1. Section 1 of the above-entitled ordinance is hereby amended by inserting after the word "tin" the words "or other metal," also, by inserting before the words "in Broadway" the words "across the sidewalk;" also by adding thereto, at the end thereof, the following: "No drop or hood awning shall be less than seven feet in the clear, in every part thereof, above the sidewalk, nor project outwardly from any building beyond the stoop or area line of the street, nor shall a permit for any such hood or drop awning be necessary;" so that said section, when so amended, shall read as follows:

§ 1. Any person, by applying at the Permit Bureau and paying the sum of one dollar per annum, may obtain a permit to maintain or erect an awning "of tin or other metal or canvas," in front of his premises for one year from date of such permit, on the following conditions: He must first obtain the written consent of the owner or occupant of the premises in front of which he intends to erect said awning, together with the consent of the occupant of the premises on each side; the said awning not to be higher than the second story of said building, and in no case to be covered with wood, nor the posts to exceed forty inches in circumference; but no permit shall be granted to erect or maintain any awning across the sidewalk in Broadway, Fifth avenue, Lexington avenue, or Madison avenue. No drop or hood awning shall be less than seven feet in the clear, in every part thereof, above the sidewalk, nor project outwardly from any building beyond the stoop or area line of the street, nor shall a permit for any such hood or drop awning be necessary.

Sec. 2. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed.

Sec. 3. This ordinance shall take effect immediately.

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

Which was decided in the affirmative, on a division, viz.:

Affirmative—The President, Aldermen Biglin, Carroll, Ehrhart, Gedney, Guntzer, Hall, Jacobus, Keenan, Kiernan, Lewis, Morris, Perley, Phillips, Pinckney, Sauer, Sheils, Slevin, and Wachner—19.

Alderman Carroll called up G. O. 30, being a resolution and ordinance, as follows:

Resolved, That Sixtieth (60th) street, from Boulevard to Ninth avenue, be flagged full width, where not already done, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

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

Which was decided in the affirmative, on a division, viz.:

Affirmative—The President, Aldermen Biglin, Carroll, Ehrhart, Gedney, Guntzer, Hall, Jacobus, Keenan, Kiernan, Lewis, Morris, Perley, Phillips, Pinckney, Slevin, and Wachner—17.

Aldermen Guntzer and Sheils having left the room without permission of the Chair, Alderman Keenan moved that the Sergeant-at-Arms be instructed to compel their return to the Board.

Subsequently, the Sergeant-at-Arms returned, accompanied by Alderman Guntzer.

When, on motion of Alderman Pinckney, Alderman Guntzer was permitted to explain the cause of his absence, in violation of the Rules and Orders of the Board.

After such explanation, Alderman Morris moved that Alderman Guntzer be excused from further attending at this meeting of the Board.

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

Which was decided in the affirmative.

Alderman Carroll called up G. O. 37, being a resolution and ordinance, as follows:

Resolved, That the sidewalk on the north side of Fifty-eighth street, from Lexington to Fourth avenue, be flagged full width, where not already so flagged, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

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

Which was decided in the affirmative, on a division, viz.:

Affirmative—The President, Aldermen Biglin, Carroll, Ehrhart, Gedney, Guntzer, Hall, Jacobus, Keenan, Kiernan, Lewis, Morris, Perley, Phillips, Pinckney, Slevin, and Wachner—17.

Alderman Morris called up G. O. 43, being a preamble and ordinance, as follows:

Whereas, In a large portion of the arrests made by the police for disorderly conduct or intoxication, the persons so arrested are found to have on them at the time a pistol of some kind, and as the records of the criminal courts will show that in the largest portion of the arrests for murder or felonious assault the criminal claims he was drunk, and was, therefore, unfit to carry any weapon of any kind, particularly as the majority of those arrested are twenty-five years of age, and as such persons are always ready and willing to insult respectable citizens, and draw a pistol on any and every occasion, while the better and law-abiding class try to obey the laws and protect themselves with nothing but nature's weapons; therefore be it ordained by the Mayor, Aldermen, and Commonalty of the City of New York, in Common Council convened, as follows:

Section 1. Every person, except judges of the Federal, State, and municipal governments, authorized by law to make arrests, and persons to whom permits shall have been issued, as hereinafter provided, who shall have in his possession within the City of New York a pistol of any description, concealed on his person, or not carried openly, shall be deemed guilty of a misdemeanor, and shall be punished, on conviction, by a fine not exceeding ten dollars, or, in default of payment of such fine, by imprisonment not exceeding ten days.

Sec. 2. Any person, except as provided in section 1 of the ordinance, who has occasion to carry a pistol for his protection, may apply to the officer in command at the station-house of the precinct where he resides, and such officer, if satisfied that the applicant is a proper and law-abiding person, shall give said person a recommendation to the Superintendent of Police, or the inspector in command at the Central Office in the absence of the Superintendent, who shall issue a permit to the said person allowing him to carry a pistol of any description.

Sec. 3. If, at the time of the arrest, a pistol of any description shall be found concealed on the person of, or not carried openly by, any one arrested for disorderly conduct or intoxication, the officer making the arrest shall state such fact to the police magistrate before whom the prisoner is brought, and shall make a separate complaint against such prisoner for violation of this ordinance.

Sec. 4. This ordinance shall take effect immediately.

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

Which was decided in the affirmative, on a division, viz.:

Affirmative—The President, Aldermen Biglin, Carroll, Ehrhart, Gedney, Hall, Jacobus, Keenan, Kiernan, Lewis, Morris, Perley, Phillips, Pinckney, Slevin, and Wachner—16.

MOTIONS AND RESOLUTIONS AGAIN RESUMED.

Alderman Pinckney moved that the Board do now adjourn.

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

Which was decided in the affirmative.

And the President announced that the Board stood adjourned until Tuesday, February 26th, 1878, at 2 o'clock P. M.

FRANCIS J. TWOMEY, Clerk.

LAW DEPARTMENT.

The following Schedules form a report of the transactions of the office of the Counsel to the Corporation for the week ending February 16, 1878:

The Mayor, Aldermen, and Commonalty of the City of New York are defendants, unless otherwise mentioned.

SCHEDULE "A."

SUITS AND SPECIAL PROCEEDINGS INSTITUTED.

SUPREME COURT.

In the matter of the application of Joseph Elliott—For an award of \$500 made to unknown owners, opening a "new avenue."
In re the petition of Richard A. Taylor, administrator—To vacate an assessment for paving Twenty-fourth street, from First avenue to Madison avenue.
In re the petition of Mary E. Farrell—To vacate a sale made for non-payment of assessments for Eighty-sixth street grading and Third avenue sewer.
In re the petition of Mary E. Farrell—To vacate a sale made for non-payment of an assessment for Eighty-sixth street regulating, etc., and Avenue A regulating, etc.
In re petition of Augustus Whiting and al., executor, etc.—To vacate a sale made for non-payment of an assessment for Twelfth avenue opening.

COMMON PLEAS.

Emilie Mayfarth, executrix, etc.—To recover amount paid of an assessment for paving Ludlow street; assessment afterwards vacated, \$138.96.
Elizabeth White, executrix, etc.—To recover amount paid of assessment for Broome street paving; assessment afterwards vacated, \$153.95.

UNITED STATES DISTRICT COURT.

In the matter of George Hoffman, a bankrupt—Warrant in bankruptcy issued.

SCHEDULE "B."

JUDGMENTS ENTERED AND ORDERS OF THE SPECIAL AND GENERAL TERMS.

In re Ernest L. McCracken—Order entered denying motion to vacate assessment.
Joseph F. Rogers—Order entered discontinuing action, without costs.
John McGuire vs. South Brooklyn Saw Mill Company, et al.—Order entered that the defendants, The Mayor, etc., pay \$916.65 into court, amount admitted by them to be due.
People, ex rel. John C. Sanders—Order entered denying relator's motion for a writ of peremptory mandamus.
In re James A. Deering, executor, etc.—Order entered denying motion to vacate sale.
In re Trustees of the Presbytery of the City of New York—Order entered vacating the sale.
People, ex rel. Joseph H. Munday, agst. The Board of Fire Commissioners of New York—Order and decree of restoration entered restoring relator to his position in the Department under the Board, and for \$186.91 costs.
People, ex rel. Daniel Lawson, agst. The Board of Fire Commissioners of New York—Order and decree of restoration entered restoring relator to his position in the Department under the Board, and for \$60.31 costs.
People, ex rel. Joseph M. Kelly, agst. The Board of Fire Commissioners of New York—Order and decree of restoration entered restoring relator to his position in the Department under the Board, and for \$60.41 costs.
People, ex rel. Charles E. Simms, against the Board of Fire Commissioners of the City of New York—Order and decree of restoration entered restoring relator to his position in the Department and for \$84.65, costs.
People, ex rel. William Terhune, vs. same—Order and decree of restoration entered restoring relator to his position in the Department and for \$84.65, costs.
People, ex rel. John Royal, vs. same—Order and decree of restoration entered restoring relator to his position in the Department and for \$84.65, costs.
People, ex rel. David Graham, vs. same—Order and decree of restoration entered restoring relator to his position in the Department and for \$78.41, costs.
People, ex rel. Michael F. Cummings, vs. same—Order and decree of restoration entered restoring relator to his position in the Department and for \$78.41, costs.
The Mayor, etc., against Wm. M. Tweed—Judgment entered in favor of the city for \$10,851,197.09.
The Mayor, etc., vs. Wm. M. Tweed and George S. Miller—Judgment entered in favor of the city for \$500,027.19.
The Mayor, etc., vs. Wm. M. Tweed and Ed. Marrener—Judgment entered in favor of the city for \$550,027.19.
In re John H. Bird—Order entered denying motion to vacate sale.
In re Hannah C. Walcott—Order entered denying motion to vacate sale.
In re St. Mark's Episcopal Church in the Bowery—Order entered denying motion to vacate the assessment.
In re Wm. F. Rowland—Order entered reducing the assessment.
In the matter of Jacob Zeigler—Order entered that the Comptroller pay the award of \$277, balance to petitioner, after deducting for assessment on adjacent property.
In re Abraham Scholle—Order entered reducing the assessment.
Jos. Spears et al. vs. The Mayor, etc., et al.—Judgment entered in favor of plaintiff, for \$159.85 costs.
In re Trustees of the Presbytery of New York—Order entered vacating the sales.
In re Emigrant Industrial Savings Bank—Order entered denying the motion to vacate assessment.
In re Martin Zborowski—Order entered vacating the sale.
John W. Salter—Judgment entered in favor of plaintiff for \$390.19.
In re Betty Goodkind—Order entered vacating the assessment.
In re Wm. L. Skidmore et al.—Orders entered vacating the assessment.
In re Chas. F. Southmayd—do do
In re Mutual Life Insurance Company—Order entered vacating the sale.
In re Morris Littman—Judgment entered upon remittitur in favor of the city, for \$127.26.
Application of Jos. Elliott—Order entered that Comptroller pay the award into court.
William B. Whiteman—Judgment entered in favor of the city, for \$152.46.
John W. Salter—Judgment entered in favor of plaintiff, for \$327.76.

SCHEDULE "C."

SUITS AND SPECIAL PROCEEDINGS TRIED OR ARGUED.

William Baird—Tried before Larremore, J., and a jury. Verdict for plaintiff for \$7,500.
James McKenna—Plaintiff examined before trial.
Bridget King—do do

WILLIAM C. WHITNEY, Counsel to the Corporation.

APPROVED PAPERS.

Resolved, That permission be and the same is hereby given to Samuel Grunburg to place and keep a meat rack in front of his premises, No. 34 Henry 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, January 26, 1878.

Received from his Honor the Mayor, February 15, 1878, without his approval or objections thereto; therefore, as provided in section 11, chapter 335, Laws of 1873, the same became adopted.

Resolved, That permission be and the same is hereby given to Richard Roach to place and keep two posts in front of his premises No. 1646½ Second avenue, for the purpose of hanging meat thereon, the hooks to be not less than seven feet above the level of the sidewalk, 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, February 5, 1878.

Received from his Honor the Mayor, February 15, 1878, without his approval or objections thereto; therefore, as provided in section 11, chapter 335, Laws of 1873, the same became adopted.

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

Adopted by the Board of Aldermen, January 10, 1878.

Approved by the Mayor, January 15, 1878.

DEPARTMENT OF FINANCE,
BUREAU FOR THE COLLECTION OF ASSESSMENTS,
No. 16 NEW COURT-HOUSE, CITY HALL PARK,
NEW YORK, February 14, 1878.

NOTICE TO PROPERTY-HOLDERS.

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

CONFIRMED FEBRUARY 7, 1878; ENTERED FEBRUARY 8, 1878.

Avenue A, paying from 86th to 93d street.

All payments made on the above assessment on or before April 15, 1878, will be exempt (according to law) from interest. After that date interest will be charged at the rate of seven (7) per cent. from the date of entry.

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

EDWARD GILON,
Collector of Assessments

DEPARTMENT OF FINANCE,
BUREAU FOR THE COLLECTION OF ASSESSMENTS,
No. 16, NEW COURT-HOUSE, CITY HALL PARK,
NEW YORK, January 17, 1878.

NOTICE TO PROPERTY-HOLDERS.

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

CONFIRMED AND ENTERED DECEMBER 15, 1877.

Fourth avenue crosswalks, south side of Seventy-fifth street.

Fourth avenue crosswalks, south side of Eighty-first street.

All payments made on the above assessments on or before March 18, 1878, will be exempt (according to law) from interest. After that date interest will be charged at the rate of seven (7) per cent. from the date of confirmation.

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

EDWARD GILON,
Collector of Assessments.

DEPARTMENT OF FINANCE,
BUREAU FOR THE COLLECTION OF ASSESSMENTS,
No. 16 NEW COURT-HOUSE, CITY HALL PARK,
NEW YORK, January 7, 1878.

NOTICE TO PROPERTY-HOLDERS.

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

CONFIRMED AND ENTERED DECEMBER 31, 1877.

90th street, sewer, between 8th and 10th avenues.

44th street, regulating, grading, etc., from 1st to 3d avenue.

3d avenue, regulating and paving, from Westchester avenue to 163d street.

3d avenue, regulating and paving, from 163d street to northern boundary 25th Ward.

All payments made on the above assessments on or before March 8, 1878, will be exempt (according to law) from interest. After that date interest will be charged at the rate of seven (7) per cent. from the date of confirmation.

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

EDWARD GILON,
Collector of Assessments.

WILLIAM KENNELLY, AUCTIONEER.

SALE OF FERRY FRANCHISES.

THE FRANCHISES TO RUN THE FOLLOWING ferries and a lease of the wharf property belonging to the city, in any set apart for ferry purposes at each of said ferries, will be sold at public auction to the highest bidder, at the office of the Comptroller of the City of New York, on Thursday, November 8, 1877, at 12 o'clock, noon, for the period of five years from November 1, 1877, except as otherwise stated:

Ferry from Peck Slip, New York City, to the foot of One Hundred and Thirtieth street at Third Avenue, Harlem, with an intermediate landing at or near Eighty-fourth street, East river.

Ferry from Fulton Market slip, New York City, to Mott Haven, with an intermediate landing at or near Eighty-fourth street, East river, until May 1, 1879.

Ferry as now established from foot of Roosevelt street, in the City of New York, East river, to South Seventh street, Brooklyn, Eastern District, together with the bulkheads and slips adjacent to and east of the wharf property at foot of Roosevelt street, East river, owned by the Bridge Company, and now occupied for said ferry.

Bidders must bid for the franchise and lease of wharf property of each ferry separately, but no bid will be received unless it includes an offer for both the ferry franchise and wharf property.

The form of the lease required to be executed by the highest bidder can be seen at the office of the Comptroller.

All bids will be regarded as made with reference to said form of lease, and in case the highest bidder shall neglect to execute a lease according to said form, for ten days after said sale, his bid will, at the option of the Comptroller and the Board of the Department of Docks, be rejected.

The leases will contain a covenant requiring the lessees to pay rent quarterly to the Comptroller.

The minimum rate for which the ferry franchise or license to operate such ferries shall be used or enjoyed has been appraised and set by the Commissioners of the Sinking Fund at five per cent. per annum upon the gross receipts for ferrage collected at the New York landing-place for the ferry as now established from the foot of Roosevelt street, New York, to South Seventh street, Brooklyn, and at two and one-half per cent. per annum upon the gross receipts collected for ferrage for the ferries from Peck slip, New York, to the foot of One Hundred and Thirtieth street, Third Avenue, Harlem; and from Fulton Market slip, New York, to Mott Haven, such percentage to be paid quarterly to the Corporation, and a covenant will be contained in each lease requiring the lessees to make and deliver to the Comptroller of the City of New York, quarterly, a statement in writing, verified by oath or affirmation of the lessee, or of such proper officer of the lessee as may be designated by the Comptroller, of the actual total gross receipts for ferrage received by such lessee during the preceding three months, and also, that the lessee shall keep regular books of account, showing the daily gross receipts of the ferry leased, and allow said Comptroller, or any person designated by him, to examine such books.

The franchise will be put up and knocked down to the person offering to pay the largest percentage.

All moneys received for the conveyance of passengers, animals, vehicles, or freight from New York to be collected at the landing place in New York, or, if collected elsewhere, to be included in the receipts upon which such percentage is to be calculated and paid.

No bid less than such percentage on such gross receipts will be entertained.

The successful bidder will be required to pay to the Collector of City Revenue the sum of fifteen hundred dollars immediately after the franchise shall have been struck down to him, as security for the execution and performance of the lease, such amount to be credited on the rent when the same becomes due.

Security, satisfactory to the Comptroller, will be required for the punctual performance by the lessees of the covenants of the lease of the franchise in their behalf.

Each purchaser of a lease will be required, at the time of the sale, and in addition to the auctioneer's fees, to pay to the Department of Docks twenty-five per cent. of the amount of the annual rent bid for the wharf property, as security for the execution of the lease, and which twenty-five per cent. will be applied to the payment of the rent for such property first accruing under the lease, when executed, or forfeited if the lessee neglects or refuses to execute the lease and bond after being duly notified that the lease is prepared and ready for signature, or, in case the bid be finally rejected, will be returned to the bidder.

Lessees will be required to pay their rent for the wharf property quarterly, in advance, in compliance with a stipulation therefor in the form of the lease adopted.

The franchise and the lease of the wharf property, if any, of each ferry will be put up and sold together to the highest bidder, subject to the condition hereinafter expressed, and subject also to the right of the Comptroller and the Board of the Department of Docks to reject any or all bids, if deemed to be for the interest of the city.

The right to reject any bid, if deemed to be to the interest of the City of New York, is reserved by the Commissioners of the Sinking Fund.

By order of the Commissioners of the Sinking Fund.

JOHN KELLY,
Comptroller;
JACOB A. WESTERVELT,
HENRY F. DIMOCK,
JACOB VANDERPOEL,
Board of Department of Docks.

COMPTROLLER'S OFFICE,
NEW YORK, November 1, 1877.

The above sale is adjourned to Thursday, November 15, 1877, at 12 o'clock, noon, at the same place.

COMPTROLLER'S OFFICE,
NEW YORK, November 8, 1877.

The above sale is adjourned to Thursday, November 22, 1877, at 12 o'clock, noon, at the same place.

COMPTROLLER'S OFFICE,
NEW YORK, November 15, 1877.

The above sale is adjourned to Thursday, December 13, 1877, at 12 o'clock, noon, at the same place.

COMPTROLLER'S OFFICE,
NEW YORK, November 22, 1877.

The above sale is adjourned to Thursday, December 27, 1877, at 12 o'clock, noon, at the same place.

COMPTROLLER'S OFFICE,
NEW YORK, December 13, 1877.

The above sale is adjourned to Thursday, January 10, 1878, at 12 o'clock, noon, at the same place.

COMPTROLLER'S OFFICE,
NEW YORK, December 27, 1877.

The above sale is adjourned to Thursday, January 17, 1878, at 12 o'clock, noon, at the same place.

COMPTROLLER'S OFFICE,
NEW YORK, January 10, 1878.

The above sale is adjourned to Thursday, January 31, 1878, at 12 o'clock, noon, at the same place.

COMPTROLLER'S OFFICE,
NEW YORK, January 17, 1878.

The above sale is adjourned to Thursday, February 14, 1878, at 12 o'clock, noon, at the same place.

COMPTROLLER'S OFFICE,
NEW YORK, January 31, 1878.

The above sale is adjourned to Thursday, February 28, 1878, at 12 o'clock, noon, at the same place.

COMPTROLLER'S OFFICE,
NEW YORK, February 14, 1878.

WILLIAM KENNELLY, AUCTIONEER.

SALE OF FERRY FRANCHISE.

PURSUANT TO ADJOURNMENT.

THE FRANCHISE TO RUN THE FOLLOWING ferry and a lease of the wharf property belonging to the city, set apart for ferry purposes at said ferry, will be sold at public auction to the highest bidder, at the office of the Comptroller of the City of New York, on Thursday, October 25, 1877, at 12 o'clock, noon, for the period of five years from November 1, 1877, namely:

Ferry from Ninety-second street, East river, to Astoria, Queens County, Long Island.

Bidders must bid for the franchise and lease of wharf property of said ferry separately, but no bid will be received unless it includes an offer for both the ferry franchise and wharf property.

The form of the lease required to be executed by the highest bidder can be seen at the office of the Comptroller.

All bids will be regarded as made with reference to said form of lease, and in case the highest bidder shall neglect to execute a lease according to said form for ten days after said sale, his bid will, at the option of the Comptroller and the Board of the Department of Docks, be rejected.

The leases will contain a covenant requiring the lessees to pay rent quarterly to the Comptroller.

The successful bidder will be required to pay to the Collector of City Revenue the sum of fifteen hundred dollars immediately after the franchise shall have been struck down to him, as security for the execution and performance of the lease, such amount to be credited on the rent when the same becomes due.

Security, satisfactory to the Comptroller, will be required for the punctual performance by the lessees of the covenants of the lease of the franchise in their behalf.

The minimum price for which the lease of said wharf property connected with the ferry from Ninety-second street, East river, to Astoria, Long Island, will be sold, has been fixed by the Board of the Department of Docks at the following sum, namely:

For bulkhead at foot of Ninety-second street, East river, and for premises at foot of Fulton street, Astoria, as now occupied for ferry purposes, at \$250 per annum.

The premises connected with the said ferry, to be taken in the condition in which they were in on the 1st day of August, 1877, and all repairs and rebuilding thereof, and dredging at said ferry during the term leased, to be done at the expense and cost of the lessees.

The purchase of the lease will be required, at the time of the sale, and in addition to the auctioneer's fees, to pay to the Department of Docks twenty-five per cent. of the amount of the annual rent bid for the wharf property, as security for the execution of the lease, and which twenty-five per cent. will be applied to the payment of the rent for such property first accruing under the lease, when executed, or forfeited if the lessee neglects or refuses to execute the lease and bond after being duly notified that

the lease is prepared and ready for signature, or, in case the bid be finally rejected, will be returned to the bidder.

Lessees will be required to pay their rent for the wharf property quarterly, in advance, in compliance with a stipulation therefor in the form of the lease adopted.

The franchise and the lease of the wharf property, of said ferry will be put up and sold together to the highest bidder, subject to the condition hereinafter expressed, and subject also to the right of the Comptroller and the Board of the Department of Docks to reject any or all bids, if deemed to be for the interest of the city.

The right to reject any bid, if deemed to be to the interest of the City of New York, is reserved by the Commissioners of the Sinking Fund.

By order of the Commissioners of the Sinking Fund.
Dated New York, October 20, 1877.

JOHN KELLY,
Comptroller;
JACOB A. WESTERVELT,
HENRY F. DIMOCK,
JACOB VANDERPOEL,
Board of Department of Docks.

The above sale is adjourned to Thursday, November 8, 1877, at 12 o'clock, noon, at the same place.

COMPTROLLER'S OFFICE,
NEW YORK, October 25, 1877.

The above sale is adjourned to Thursday, November 15, 1877, at 12 o'clock, noon, at the same place.

COMPTROLLER'S OFFICE,
NEW YORK, November 8, 1877.

The above sale is adjourned to Thursday, November 22, 1877, at 12 o'clock, noon, at the same place.

COMPTROLLER'S OFFICE,
NEW YORK, November 15, 1877.

The above sale is adjourned to Thursday, December 13, 1877, at 12 o'clock, noon, at the same place.

COMPTROLLER'S OFFICE,
NEW YORK, November 22, 1877.

The above sale is adjourned to Thursday, December 27, 1877, at 12 o'clock, noon, at the same place.

COMPTROLLER'S OFFICE,
NEW YORK, December 13, 1877.

The above sale is adjourned to Thursday, January 10, 1878, at 12 o'clock, noon, at the same place.

COMPTROLLER'S OFFICE,
NEW YORK, December 27, 1877.

The above sale is adjourned to Thursday, January 17, 1878, at 12 o'clock, noon, at the same place.

COMPTROLLER'S OFFICE,
NEW YORK, January 10, 1878.

The above sale is adjourned to Thursday, January 31, 1878, at 12 o'clock, noon, at the same place.

COMPTROLLER'S OFFICE,
NEW YORK, January 17, 1878.

The above sale is adjourned to Thursday, February 14, 1878, at 12 o'clock, noon, at the same place.

COMPTROLLER'S OFFICE,
NEW YORK, January 31, 1878.

The above sale is adjourned to Thursday, February 28, 1878, at 12 o'clock, noon, at the same place.

COMPTROLLER'S OFFICE,
NEW YORK, February 14, 1878.

REAL ESTATE RECORDS.

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

Grantees, grantees, suits in equity, insolvents' and Sheriffs' sales, in 61 volumes, full bound, price, \$100 00

The same, in 25 volumes, half bound, price, 50 00

Complete sets, folded, ready for binding, price, 15 00

Records of Judgments, 25 volumes, bound, price, 10 00

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

JOHN KELLY,
Comptroller

COMPTROLLER'S OFFICE,
NEW YORK, February 9, 1877.

DEPARTMENT OF TAXES AND ASSESSMENTS.

DEPARTMENT OF TAXES AND ASSESSMENTS,
No. 32 CHAMBERS STREET,
NEW YORK, January 12, 1878.

NOTICE IS HEREBY GIVEN THAT THE BOOKS of Annual Record of the assessed valuation of Real and Personal Estate of the City and County of New York for the year 1878, will be open for inspection and revision, on and after Monday, January 14, 1878, and will remain open until the 30th day of April, 1878, inclusive, for the correction of errors and the equalization of the assessments of the aforesaid real and personal estate.

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

By order of the Board,
ALBERT STORER,
Secretary.

POLICE DEPARTMENT.

POLICE DEPARTMENT, 300 MULBERRY STREET,
NEW YORK, February 12, 1878.

PUBLIC NOTICE IS HEREBY GIVEN THAT this Department will sell seven horses of the Mounted Squad and eleven horses of the Bureau of Street Cleaning, at public auction, on Monday, the 25th day of February, 1878, at 12 o'clock M., at the stables of Van Tassel & Kearney, No. 170 East 13th street.

By order of the Board,
S. C. HAWLEY,
Chief Clerk.

POLICE DEPARTMENT CITY OF NEW YORK,
PROPERTY CLERK'S OFFICE,
300 MULBERRY STREET,
NEW YORK, January 31, 1878.

OWNERS WANTED BY THE PROPERTY Clerk of the Police Department, City of New York, 300 Mulberry street, Room 39, for the following property now in his custody without claimants:

Black bags and contents, horse blankets, lace curtains, revolvers, gold glasses, tub butter, bag coffee, starch, twenty tubs putty, lot pig iron, and small amount of money taken from prisoners and found in street.

C. A. ST. JOHN,
Property Clerk.

DEPARTMENT OF DOCKS.

DEPARTMENT OF DOCKS,
117 AND 119 DUANE STREET,
NEW YORK, 14th February, 1878.

TO CONTRACTORS.

PROPOSALS FOR FURNISHING GRANITE STONES FOR BULKHEAD OR RIVER WALL.

SEALED PROPOSALS FOR FURNISHING THIS material, indorsed as above, and with the name or names of the person or persons presenting the same and the date of presentation, and addressed to "The President of the Department of Docks," will be received at this office until 12 o'clock M. of

TUESDAY, 26TH FEBRUARY, 1878.

at which time and place the bids will be publicly opened by the head of said Department and read. The award of the contract will be made as soon as practicable after the opening of the bids.

Any bidder for this contract must be known to be engaged in, and well prepared for the business, and shall give security for the faithful performance of his contract, in the manner prescribed and required by ordinance, in the sum of four thousand dollars.

The Engineer's estimate of the work to be done is as follows:

To be furnished cut in accordance with specifications—580 pieces of granite, consisting of

"A." 255 Headers and containing about 11,200 cubic feet; and

"B." 264 Stretchers, and 61 Coping Stones, containing about 5,033 cubic feet.

For further particulars, see drawings annexed to the specifications.

The time allowed for the completion of the contract is to the fifteenth day of August, 1878, and the damages to be paid by the contractor for each day that the contract may be unfulfilled, after the said time has expired, Sundays and holidays not to be excepted, are, by a clause in the contract, fixed and liquidated at fifty dollars per day.

Bidders will state in their proposals the price per cubic foot of the stone to be furnished in conformity with the annexed specifications, by which the bid will be tested. This price is to cover the expenses of freight, loading and unloading, and all other expenses necessary for the complete performance and fulfillment of the contract.

Bidders will write out the amount of their estimate for doing this work, in addition to inserting the same in figures.

Should the lowest bidder or bidders neglect or refuse to accept to contract within forty-eight (48) hours after written notice that the same has been made to his or their bid or proposal, or if, after acceptance, he or they should refuse or neglect to execute the contract for forty-eight hours after notice that the same is ready for execution, he or they shall be considered as having abandoned it, and as in default to the Corporation; and the contract will be re-advertised and re-let, and so on until it is accepted and executed.

Bidders are required to state in their proposals their names and places of residence, the names of all persons interested with them therein; and if no other person be so interested, the proposal shall distinctly state the fact; and also that the bid is made without any connection with any other person making any estimate for the same material, and that it is in all respects fair, and without collusion or fraud; and also that no member of the Common Council, Head of a Department, Chief of a Bureau, Deputy thereof or Clerk therein, or other officer of the Corporation, is directly or indirectly interested therein, or in the supplies or work to which it relates, or in any portion of the profits thereof; which proposals must be verified by the oath, in writing, of the party, making the estimate, that the several matters stated therein are in all respects true. Where more than one person is interested, it is requisite that the verification be made and subscribed by all the parties interested.

Each proposal shall be accompanied by the consent, in writing, of two householders or freeholders of the City of New York, with their respective places of business or residence, to the effect that if the contract be awarded to the person or persons making the bid, they will, on its being so awarded, become bound as his or their sureties for its faithful performance; and that if said person or persons shall omit or refuse to execute the contract, they will pay to the Corporation any difference between the sum to which said person or persons would be entitled on its completion and that which the Corporation may be obliged to pay to the person to whom the contract may be awarded at any subsequent letting; the amount in each case to be calculated upon the estimated amount of the work by which the bids are tested. The consent above mentioned shall be accompanied by the oath or affirmation, in writing, of each of the persons signing the same, that he is a householder or freeholder in the City of New York, and is worth the amount of the security required for the completion of the contract, over and above all his debts of every nature, and over and above his liabilities as bail, surety, and otherwise; and that he has offered himself as surety in good faith, and with the intention to execute the bond required by section 6 of chapter 574, Laws of 1871, and by section 27 of chapter VIII. of the Revised Ordinances of the City of New York, if the contract may be awarded to the person or persons for whom he consents to become surety. The adequacy and sufficiency of the security offered is to be approved by the Comptroller of the City of New York, after the award is made, and prior to the signing of the contract.

Bidders are informed that no deviation from the specifications will be allowed, unless under the written instructions of the Engineer-in-Chief.

No proposal will be accepted from, or contract awarded to, any person who is in arrears to the Corporation, upon debt or contract, or who is a defaulter, as surety or otherwise, upon any obligation to the Corporation.

The right to decline all the proposals is reserved, if deemed for the interest of the Corporation.

Bidders are requested, in making their bids, to use the blank prepared for that purpose by the Department, a copy of which, together with the form of the agreement, including specifications, and showing the manner of payment for the material, can be obtained upon application at the office of the Department, Room No. 6.

JACOB A. WESTERVELT,
HENRY F. DIMOCK,
JACOB VANDERPOEL,
Commissioners of the Department of Docks.

HEALTH DEPARTMENT.

HEALTH DEPARTMENT No. 301 MOIT STREET,
NEW YORK, February 8, 1878.

AT A MEETING OF THE BOARD OF HEALTH of the Health Department of the City of New York, held at its office on the 8th day of February, 1878, the following resolution was adopted:

Resolved, That the following sections of the Sanitary Code be and are hereby annulled:

Section 33. That no person shall, in the built-up portion of the City of New York, or adjacent thereto, sell or have for sale any fish in or from any vehicle, or in any street or public place, from which all parts which are not usually cooked for food have not been removed.

Section 62. That no person shall become, or continue, or engage as, or in the business of a butcher, at or in any public or private market or stand in the City of New York, without a permit therefor from this Department.

Section 66. That no person engaged in the selling or keeping for sale of any fish, meat, birds, fowl, fruit, or vegetables, shall, without a permit from this Department, occupy or encroach upon any portion of any street or sidewalk, or public place in the City of New York.