

# THE CITY RECORD.

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### LEGISLATIVE DEPARTMENT.

#### BOARD OF ALDERMEN.

##### STATED SESSION.

TUESDAY, July 8, 1879, }  
12 o'clock, M. }

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

##### PRESENT :

Hon. Jordan L. Mott, President ;

##### ALDERMEN

Michael W. Burns,  
Thomas Carroll,  
John Cavanagh,  
Frederick Finck,  
Robert Foster,  
George Hall,  
Robert Hall,

Nicholas Haughton,  
J. Graham Hyatt,  
John W. Jacobus,  
Patrick Keenan,  
Bernard Kenney,  
Terence Kiernan,  
John J. Morris,

Henry C. Perley,  
William R. Roberts,  
William Sauer,  
Thomas Sheils,  
Matthew Stewart,  
Joseph P. Strack.

The minutes of the meeting of July 1, 1879, were read and approved.

##### PETITIONS.

By the President—

Petition to pave One Hundred and Fifteenth street, from Third to Fourth avenue.

NEW YORK, June 1879.

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

GENTLEMEN—We, the undersigned owners of property, taxpayers, citizens, and residents of the City of New York, residing on the line of East One Hundred and Fifteenth street (Harlem), from Third avenue to Fourth avenue, would respectfully petition and pray your Honorable Body that said One Hundred and Fifteenth street, from Third to Fourth avenue, be paved the full width with Belgian or block pavement. This is an improvement very much needed and desired.

Respectfully yours,

James H. Gaffney, 125 East 115th street.  
Alexander M. Lawrence, 127 East 115th street.  
Harriet Elting, 126 East 115th street.  
William Klauser, 128 East 115th street.  
Joseph H. Tooney, 127 East 115th street.  
Leo Fallon, 2104 Third avenue.

G. C. Booth, 2102 Third avenue.  
Constantine Duffy, 129 East 115th street.  
Barnet Wertheim, 117 East 115th street.  
Ferd. Jaeger, 119 East 115th street.  
Timothy Gaffney, 131 East 115th street.

Which was referred to the Committee on Public Works.

##### INVITATIONS.

An invitation was received from E. H. Angamar to inspect personally the operation of the steamer motor "Lillie."

NEW YORK, July 7, 1879.

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

GENTLEMEN—The steam motor "Lillie" having, by the effect of your kind permission, been running about five weeks on the Third avenue and acquired quite an enviable reputation among the people, you are respectfully invited to take a trip on board, so that you may judge personally whether such popularity is or not well deserved.

The "Lillie" will be at the statue, Printing House square, ready to take you up town and back at any day and hour that you will be pleased to mention.

Very respectfully,

E. H. ANGAMAR.

Which was accepted, and, on motion of Alderman Roberts, Friday next, the 11th inst., at 12 M., was fixed as the time for the inspection.

An invitation was received from Bernard Biglin, on behalf of a committee, to attend a reception to be given Edward Hanlan, champion oarsman of the world, upon his arrival in this city.

NEW YORK, July 8, 1879.

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

GENTLEMEN—The committee having in charge the arrangements for a reception to be tendered to Edward Hanlan, the champion oarsman of the world, at Madison Square Garden, on his arrival in this city, would request that your Board do honor them with your presence on that occasion. Due notice of the time of the reception will be given immediately upon the arrival of the steamship.

For the committee,

BERNARD BIGLIN.

Which was accepted.

An invitation was received to attend the reception of the Thomas J. Gill Club, at Terrace Garden, on Tuesday evening, July 8, 1879.

Which was accepted.

##### MOTIONS AND RESOLUTIONS.

By Alderman Perley—

Resolved, That J. C. Julius Langbein 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 Keenan—

Resolved, That James M. Jarvis 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 Kiernan—

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

Which was referred to the Committee on Salaries and Offices.

By Alderman Keenan—

Resolved, That Graham McAdam 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 Carroll—

Resolved, That John Arrow 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 Walter S. Pinckney 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 permission be and the same is hereby given to E. L. Keyes, M. D., to erect three bay-windows on premises at the northeast corner of Park avenue and Thirty-fourth street, the same to be built in accordance with the annexed diagram, the work to be done at his own expense, under the direction of the Commissioner of Public Works ; such permission to continue only during the pleasure of the Common Council.

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

Which was decided in the affirmative.

By Alderman Burns—

Resolved, That permission be and the same is hereby granted to J. Cohn & Co. to retain the (2) two signs now on their premises, No. 232 Church street, the said signs not to obstruct the free use of the street, to be within the stoop-line, and to remain during the pleasure of the Common Council.

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

Which was decided in the affirmative.

By the same—

Resolved. That the Commissioner of Public Works be and is hereby directed to remove the fence which has been placed across Sixty-ninth street, by the proprietor of the place known as Washington Park, at Sixty-ninth street and the Eastern Boulevard, as the said fence forms a complete obstruction to the use of any part of the street between the Eastern Boulevard and the East river.

Which was referred to the Committee on Streets.

By Alderman Sauer—

Resolved, That an additional lamp-post and lamp be placed and lighted on the north side of Forty-third street, between Lexington and Fourth avenues, under the direction of the Commissioner of Public Works.

Which was referred to the Committee on Public Works.

By Alderman Kiernan—

Resolved, That permission be and the same is hereby given to John Coates to erect and retain a sign across the sidewalk in front of premises No. 2222 First avenue ; 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 Finck—

Resolved, That lamp-posts be erected and street-lamps lighted in Eighty-eighth street, from Avenue A to Avenue B, under the direction of the Commissioner of Public Works.

Which was referred to the Committee on Public Works.

By the President—

Resolved, That permission be and the same is hereby given to Eli Bennet to place and keep a watering-trough in front of his premises at the southwest corner of Third avenue and One Hundred and Sixty-sixth street, provided that he pay the usual Croton water tax, the work to be done at his own expense, under the direction of the Commissioner of Public Works ; such permission to continue only during the pleasure of the Common Council.

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

Which was decided in the affirmative.

By Alderman Jacobus—

Resolved, That permission be and the same is hereby given to Edmund Yard to lay a crosswalk from No 252 West Twenty-third street to the sidewalk opposite, the same to be of the usual width and the work to be done at his own expense, under the direction of the Commissioner of Public Works ; such permission to continue only during the pleasure of the Common Council.

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

Which was decided in the affirmative.

##### REMONSTRANCES.

By Alderman Strack—

Remonstrance of the National Academy of Design against an elevated railroad on Fourth avenue.

NEW YORK, June 23, 1879.

To the Honorable the Mayor and Aldermen of the City of New York :

The undersigned members of the Council of the National Academy of Design earnestly protest against the proposed elevated railroad through Fourth avenue to the injury, of the institutions of letters and of art situated on that thoroughfare.

D. Huntington, President.

Alfred Jones, Rec. Secretary.

T. W. Wood, Vice-President.

George Henry Hall, Treasurer.

T. Addison Richards, Cor. Secretary.

Charles Calverley.

Which was referred to the Committee on Streets.

By the President—

Remonstrance of Edward Matthews against an elevated railroad on Fourth avenue.

JUNE 24, 1879.

Hon. EDWARD COOPER, Mayor of New York City :

DEAR SIR—I beg your patience while I add my protest to the many you have already received against the projected elevated railroad in Fourth avenue.

I believe this road should not be built for the following reasons :

First—It is not needed. Four other elevated railroads already exist which have never yet been burdened with traffic to the extent of their capacity. One of these roads is in Third avenue, only two short blocks from the proposed new road. There has been no general popular demand for increased rapid transit. The public are abundantly accommodated by the existing roads.

Second—It will destroy the character of Fourth avenue, a street which seems unfitted for important shops such as crowd Sixth and Third avenues. Its breadth and quiet have especially fitted it for apartment houses, and I need not point out to you that the multiplication of buildings in which many families can be accommodated at reduced rents is the great need of the city, and is certain to continue to attract populations to the metropolis from Brooklyn and Connecticut and New Jersey. For years, owing to high rents, New York poured forth its business men to reside in surrounding country towns. Now the tide has turned, owing largely to the building of apartment houses—for which, as I have said before, no avenue is so fit as Fourth.

Third—It will greatly injure Union square, one of the too few open spaces yet remaining to the city. Union square, with its statues of Washington, Lafayette, and Lincoln, and the memories of the great patriotic mass meetings which cluster around it, is hallowed in the eyes of New Yorkers, who would be sorry indeed to see its beauty and its utility destroyed.

Fourth—It will injure individual property-owners along the whole line of the route irreparably. Fourth avenue has been abandoned by trade, and if this railroad is built it must be given up by dwellings and apartment houses. What, then, is there left for the property-owners? When neither shops nor residences are possible, to whom can they rent their buildings? I speak feelingly, for I am just completing, at very great cost, a large fire-proof apartment house on the corner of Fourth avenue and Eighteenth street which will accommodate over fifty families. At present rentals each family would pay about an average of \$1,400, or a total of \$70,000 a year. If this projected road is built I doubt if the apartments can be rented at all. They certainly cannot to the class of tenants for which the building was erected, and the rent would not in any event be over one-half of what it will be if the road is not built. This is a direct loss to one property-owner of \$35,000 a year, surely a very large sum for any one person to contribute for the benefit of a corporation which will give no compensation whatever.

Fifth—It will decrease the taxable value of the real estate of the city to the extent of between \$15,000,000 and \$20,000,000. I have been an expert in New York real estate for fifteen years and more, and I have carefully estimated the reduction in rentals which this road will cause, and I cannot put the resulting decrease in the selling value of the property at any less than \$15,000,000—I think \$20,000,000 is nearer the figure. This reduction in the taxable property of the city will, of course, tend to increase the proportion of taxation throughout the island ; it is a forced contribution from all the taxpayers of the city to the corporation which builds the road. The argument that as the two existing roads have combined, a third road must be built or there will be a monopoly, is of no weight whatever to anyone who has studied the railroad problem in this country. Competition is not the proper way to control railroads ; and it is as easy for three roads to combine as two. Small popular

benefit is likely to result from the building of a third road by the corporation, which alone has kept its car fare at six cents, to mention a small thing, and which, to point out one great wrong, has by its combinations and discriminations in freights wrought untold damage to the commerce of the metropolis.

Your obedient servant,

EDWARD MATTHEWS.

Which was referred to the Committee on Streets.

#### MOTIONS AND RESOLUTIONS RESUMED.

By the President—

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

Which was referred to the Committee on Public Works.

#### COMMUNICATIONS FROM DEPARTMENTS AND CORPORATION OFFICERS.

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

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE, July 5, 1879.

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, 1879, 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.....	\$1,000 00	\$42 00
Contingencies—Clerk of the Common Council.....	250 00	29 03
Salaries—Common Council.....	107,000 00	53,531 50
Legal expenses incurred by the Common Council in 1878, in defending the members thereof, on indictment for passing ordinances relating to pretended obstructions in the streets, under resolution of the Common Council of October 14, 1878.....	10,000 00	10,000 00

RICHARD A. STORRS, Deputy Comptroller.

Which was ordered on file.

#### COMMUNICATIONS.

The President laid before the Board the following communication:

The undersigned, on behalf of the New York Market Company, Coudert Brothers, John T. Low, Samuel Low, the Blanco Estate, and other owners of real estate in the City of New York, hereby protests and objects to the action and proceedings of the Board of Supervisors of the City of New York, in proceeding this day in relation to the attempted confirmation of certain alleged assessment rolls for each of the wards of said city, hereinafter mentioned, for the following reasons:

I.—That certain writs of certiorari have been made out of the Supreme Court to review certain decisions of the Commissioners of Taxes and Assessments for the City of New York, in relation to the valuation of certain real estate therein situate, and that said writs have been served upon said Commissioners, but that the undersigned has been denied any opportunity to discover whether the property valuations affected by said writs of certiorari are included in said alleged assessment rolls, and, if so, to object to the including of said property and valuations.

II.—And the undersigned hereby further protests and objects to the action and proceedings of the said Board of Supervisors in refusing the undersigned a hearing prior to taking any action and proceedings in respect of said alleged assessment rolls.

III.—And the undersigned hereby further protests and objects to the action and proceedings of said Board of Supervisors, had this day, for the reason that assessment rolls for each of the several wards of said city, made and certified in compliance with section 12 of chapter 302 of the Laws of 1859, have not this day been delivered by the said Commissioners to said Supervisors, as required by said statute.

IV.—And the undersigned hereby further protests and objects to the action and proceedings of the said Board of Supervisors, for the reason that an inspection of certain alleged assessment rolls—which rolls were not publicly produced and delivered to said Board of Supervisors, but, as stated by the President of said Board to the undersigned this day, had been received from the said Commissioners about fifteen minutes before the meeting of said Supervisors, had not been examined by said Supervisors, but were on their way back to said Commissioners at thirty minutes past 12—was denied to the undersigned.

And the undersigned hereby further protests and objects to the action and proceedings of the said Board of Supervisors, had this day, as being illegal and informal in other respects, and for the reasons as may hereafter more fully appear.

New York, July 7, 1879.

JAMES GRAYDON JOHNSTON,

Attorney for New York Market Co.,

Coudert Brothers, and other property owners.

Which was referred to the Committee on Finance.

#### MOTIONS AND RESOLUTIONS AGAIN RESUMED.

Alderman Haughton moved to discharge the Committee on Streets from the further consideration of the subject of constructing additional elevated railroads in this city, particularly on the Fourth avenue and other streets, from the Grand Central Depot to the City Hall, being the report of the Commissioners of Rapid Transit presented to this Board in a message from his Honor the Mayor, June 24, 1879.

Alderman Sauer, in opposing the motion, charged that Alderman Haughton made the motion from corrupt motives, and stated that it was done for a consideration.

After discussion, Alderman Haughton asked that a Special Committee of five be appointed to investigate the charges made by Alderman Sauer, and asked to name as the Committee, Aldermen Roberts, Morris, Perley, Finck, and Keenan.

The President put the question, on the motion of Alderman Haughton, to discharge the Committee from consideration of the report of the Rapid Transit Commissioners.

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

Affirmative—Aldermen Burns, Carroll, Finck, Foster, G. Hall, R. Hall, Haughton, Hyatt, Jacobus, Kenney, Kiernan, Morris, Perley, Roberts, Stewart, and Strack—16.

Negative—The President, Aldermen Cavanagh, Keenan, Sauer, and Sheils—5.

Alderman Jacobus moved that the Board do now reject the report of the Commissioners of Rapid Transit, and refuse the consent of the local authorities to the routes laid down in the report of said Commissioners.

Alderman Perley moved to amend by excepting the portion of the report relating to elevated railroads in Fifty-ninth street and Fourth avenue.

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

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

Affirmative—Aldermen Cavanagh, Keenan, Perley, Sauer, and Sheils—5.

Negative—The President, Aldermen Burns, Carroll, Finck, Foster, G. Hall, R. Hall, Haughton, Hyatt, Jacobus, Kenney, Kiernan, Morris, Roberts, Stewart, and Strack—16.

The President then put the question whether the Board would agree with the motion of Alderman Jacobus, to reject the report of the Commissioners of Rapid Transit.

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

Affirmative—Aldermen Burns, Carroll, Finck, Foster, G. Hall, R. Hall, Haughton, Hyatt, Jacobus, Kenney, Kiernan, Morris, Perley, Roberts, Stewart, and Strack—16.

Negative—The President, Aldermen Cavanagh, Keenan, Sauer, and Sheils—5.

Alderman Sheils asked to be excused from voting.

But the Board denied his request.

Subsequently Alderman Haughton moved a reconsideration of the vote by which the report of the Rapid Transit Commissioners was rejected.

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

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

Affirmative—The President and Alderman Keenan—2.

Negative—Aldermen Burns, Carroll, Cavanagh, Finck, Foster, G. Hall, R. Hall, Haughton, Hyatt, Jacobus, Kenney, Kiernan, Morris, Perley, Roberts, Stewart, and Strack—17.

The President here appointed as the Special Committee, asked for by Alderman Haughton, Aldermen Roberts, Morris, Finck, Perley, and Keenan.

Alderman Morris moved that the Committee be empowered to send for persons and papers and to employ a stenographer.

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

Which was decided in the affirmative.

By Alderman Keenan—

Resignation of J. S. Nelson as a Commissioner of Deeds.

Which was accepted.

Whereupon he offered the following:

Resolved, That William E. Rudischhauser be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York, in place of Jesse S. Nelson, who has resigned.

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

Which was decided in the affirmative by the following vote, viz.:

Affirmative—The President, Aldermen Burns, Carroll, Finck, Foster, G. Hall, R. Hall, Haughton, Hyatt, Jacobus, Keenan, Kenney, Kiernan, Morris, Perley, Roberts, Sheils, Stewart, and Strack—19.

#### REPORTS.

(G. O. 236.)

The Committee on Streets, to whom was referred the annexed resolution in favor of substituting boulevard lamps for the square lamps, on Fifth avenue, from One Hundred and Twentieth street to the 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 boulevard lamps be substituted for the square lamps now on Fifth avenue, from One Hundred and Twentieth street to the Harlem river, under the direction of the Commissioner of Public Works.

MATTHEW STEWART, } Committee  
BERNARD KENNEY, } on  
WILLIAM SAUER, } Streets.

Which was laid over.

#### MOTIONS AND RESOLUTIONS AGAIN RESUMED.

By Alderman Keenan—

Resolved, That Joseph Kohler 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.

#### MESSAGES FROM HIS HONOR THE MAYOR.

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

MAYOR'S OFFICE, NEW YORK, July 8, 1879.

To the Honorable the Board of Aldermen:

GENTLEMEN—I herewith transmit an account of the expenses and receipts of the Mayor's office and the Bureau of Permits, during the three months ending June 30, 1879, together with a statement in detail of the amounts paid for salaries to clerks and subordinates in said office and bureau, and the general nature of their duties during the same period.

EDWARD COOPER, Mayor.

Statement of the Expenditures of the Mayor's Office and Bureau of Permits, during the three months ending June 30, 1879.

For Salaries—	
Mayor.....	\$3,000 00
Clerks and subordinates in Mayor's office.....	2,700 00
Marshals and subordinates in Marshal's office.....	1,500 00
	\$7,200 00
Bureau of Permits.....	2,349 87
For Contingent Expenses.....	889 33

Statement of Receipts and Payments of the Mayor's Office, for the three months ending June 30, 1879.

For fees, licenses, and fines collected in the office of the Mayor's Marshal—	
For account of the City Treasury.....	\$5,231 00
For account of the Sinking Fund.....	12,665 50
	\$17,896 50

For license fees of places of amusement—	
P. T. Barnum.....	\$150 00
Harry Miner's.....	500 00
Tony Pastor's.....	500 00
Theatre Comique.....	500 00
San Francisco Minstrels.....	500 00
Park Theatre.....	500 00
Haverley's Theatre.....	500 00
Union Square Theatre.....	500 00
Bunnell's American Museum.....	500 00
Standard Theatre.....	500 00
Olympic Theatre.....	500 00
American Theatre.....	500 00
Academy of Music.....	500 00
Madison Square Theatre.....	500 00
Wallack's Theatre.....	500 00
Bowery Theatre.....	500 00
Harry Hill's.....	500 00
London Theatre.....	500 00
Terrace Garden.....	500 00
Fifth Avenue Theatre.....	250 00
Tivoli Theatre.....	500 00
Broadway Theatre.....	250 00
Volk's Garden.....	150 00
Eliza Traub's.....	150 00
Van Amburgh's Museum.....	150 00
Grand Opera House.....	500 00
Aquarium.....	500 00
National Garden.....	150 00
	\$11,750 00
For relief of the Szegedin sufferers.....	148 25

#### PAYMENTS.

Paid by Mayor's Marshal to the Chamberlain—	
For account of the City Treasury.....	\$5,231 00
For account of the Sinking Fund.....	12,665 50
	\$17,896 50
License fees for places of amusement paid to the Treasurer of the Society for the Reformation of Juvenile Delinquents, as provided by chapter 836 of Laws of 1872.....	\$11,750 00
Paid to August Belmont, Treasurer Szegedin Relief Committee.....	148 25

Statement of Receipts and Payments of the Bureau of Permits, during the three months ending June 30, 1879.

For stands, signs, and other privileges.....	\$8,166 00
For dog licenses.....	4,903 00
	\$13,069 00

#### PAYMENTS.

To the Chamberlain..... \$13,069 00

Statement of Receipts and Payments in the Mayor's Office for account of the Dog Pound, to June 30, 1879.

Received from the Comptroller.....	\$500 00
Paid John McMahon, Keeper, for expenses of Dog Pound.....	400 00

Statement in detail of the amounts for Salaries of Clerks and Subordinates in the Mayor's Office, and in the Bureau of Permits, for the three months ending June 30, 1879.

James E. Morrison, Secretary.....	\$875 00
John Tracey, General Clerk.....	500 00
Wm. A. Marshall, Clerk.....	250 00
Charles P. Chipp, Clerk.....	250 00
David S. White, Stenographer.....	375 00
Henry D. Appleton, Clerk.....	250 00
Michael W. Brown, Messenger.....	200 00
	\$2,700 00

## Marshal's Office.

John Tyler Kelly, First Marshal.....	\$625 00
Herman Schroeter, Second Marshal.....	375 00
Lloyd Milnor, Temporary Clerk.....	250 00
A. M. Petshaw, Clerk.....	250 00

1,500 00

## Bureau of Permits.

Daniel S. Hart, Registrar.....	\$600 00
Robert Prati, Interpreter.....	300 00
Philippe N. Gaulon, Clerk.....	249 99
Charles M. Roth, Clerk.....	199 98
Edward L. Waterbury, Clerk.....	199 98
Bernard Neis, Inspector.....	199 98
James P. Burns, Inspector.....	199 98
Wm. H. Megie, Temporary Inspector.....	199 98
Geo. R. Cole, Temporary Inspector.....	199 98

2,349 87

Total amount paid for salaries.....\$6,549 87

Which was ordered on file.

## UNFINISHED BUSINESS.

Alderman Keenan, as provided in section 13 of chapter 335, Laws of 1873, called up veto message of his Honor the Mayor of resolution, as follows:

Resolved, That permission be and the same is hereby given to the Dry Dock, East Broadway and Battery Railroad Company, to erect a shed not exceeding 15 x 25 feet, on four posts, on the open space known as the Tweed plaza, formed by the junction of Canal street, East Broadway and Rutgers street, to be used as a resting place for the horses of the company, during the summer months only; the work to be done at their own expense.

The Board then proceeded to reconsider the same in the manner prescribed by law, and upon a vote being taken thereon, was adopted, notwithstanding the objections of his Honor the Mayor, by the following vote, viz.:

Affirmative—Aldermen Burns, Carroll, Cavanagh, Finck, Foster, G. Hall, R. Hall, Haughton, Hyatt, Jacobus, Keenan, Kenney, Kiernan, Roberts, Sauer, and Stewart—16.

Negative—The President, Aldermen Morris, Perley, and Strack—4.

Alderman Morris called up G. O. 235, being a resolution, as follows:

Resolved, That the Comptroller be and he is hereby authorized and directed to draw a warrant in favor of Ashley W. Cole, for the sum of seventy dollars (\$70), to be in full payment for bill annexed, for services as stenographer rendered the Special Committee on Investigation of District Courts, the amount to be charged to the appropriation for "City Contingencies."

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

Which was decided in the affirmative by the following vote, viz.:

Affirmative—The President, Aldermen Burns, Carroll, Cavanagh, Finck, Foster, G. Hall, R. Hall, Haughton, Hyatt, Jacobus, Keenan, Kenney, Kiernan, Morris, Perley, Roberts, Stewart, and Strack—19.

Alderman Strack called G. O. 226, being a resolution, as follows:

Resolved, First—That pursuant to section 1, chapter 476, Laws of 1875, the Commissioner of Public Works be and he is hereby authorized and directed to pave with granite-block pavement—

New street, from Beaver to Wall street.  
Exchange place, from Broadway to William street.  
Church street, from Vesey to Chambers street.  
Centre street, from Chambers to Canal street, except where now paved with Belgian pavement.  
White street, from Broadway to West Broadway.  
Mercer street, from Bleecker to Eighth street.  
Seventh avenue, from Forty-seventh to Fifty-ninth street, except in rail-tracks.  
University place, from Eighth to Fourteenth street, except where now paved with Belgian pavement.

Seventeenth street, from Broadway to Fifth avenue.  
Front street, from Maiden lane to Fulton street.  
Clarkson street, from Varick street to North river.  
Great Jones street, from Bowery to Broadway.  
Ninth street, from Second to Third avenue.  
Fifteenth street, from Sixth to Seventh avenue.  
Nineteenth street, from Third to Fourth avenue.  
Nineteenth street, from Fifth to Sixth avenue.

## Second—With Trap-block Pavement.

Water street, from Fulton to Market street.  
Madison street, from Market to Clinton street.  
Twenty-first street, from Seventh to Eighth avenue.  
Twenty-fourth street, from Lexington avenue to East river.  
First avenue, from Thirtieth to Thirty-sixth street.  
Twenty-sixth street, from Seventh to Eighth avenue.  
Tenth avenue, from Thirty-first to Forty-second street.  
Thirty-seventh street, from Sixth to Seventh avenue.  
Forty-fifth street, from Lexington to Fourth avenue.  
Forty-fifth street, from Madison to Fifth avenue.  
Fifty-sixth street, from Fifth to Sixth avenue.  
Fifty-sixth street, from Seventh to Ninth avenue.  
Fifty-seventh street, from Sixth to Seventh avenue.  
Fifty-eighth street, from Sixth to Ninth avenue.

## Third—With Macadam Pavement.

Fifth avenue, from Seventy-second to Ninetieth street.

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

Which was decided in the affirmative by the following vote, viz.:

Affirmative—The President, Aldermen Burns, Carroll, Cavanagh, Finck, Foster, G. Hall, R. Hall, Haughton, Hyatt, Jacobus, Kenney, Kiernan, Morris, Perley, Roberts, Stewart, and Strack—18.

Alderman Haughton, as provided in section 13 of chapter 335, Laws of 1873, called up veto message of his Honor the Mayor of resolutions, as follows:

Resolved, That permission be and the same is hereby given to Patrick May to place and keep meat-rack on sidewalk at curb-stone in front of his premises, No. 427 First avenue; such permission to continue only during the pleasure of the Common Council.

Resolved, That permission be and the same is hereby given to P. J. Gilmartin to erect and maintain a meat-rack twenty feet in length and of the usual height, in front of premises No. 28 Spring street, the work to be done at his own expense; such permission to continue only during the pleasure of the Common Council.

The Board then proceeded to reconsider the same in the manner prescribed by law, and upon a vote being taken thereon was finally lost by the following vote, viz.:

Affirmative—Aldermen Burns, Carroll, Cavanagh, Foster, G. Hall, R. Hall, Haughton, Hyatt, Jacobus, Kenney, Kiernan, Roberts, Stewart—13.

Negative—The President, Aldermen Finck, Perley, and Strack—4.

Alderman Burns, as provided in section 13 of chapter 335, Laws of 1873, called up veto message of his Honor the Mayor of resolution, as follows:

Resolved, That permission be and the same is hereby given to H. P. O'Farrell to erect and retain canvas curtain at No. 50 Cortlandt street, corner of Greenwich; such permission to continue only during the pleasure of the Common Council.

The Board then proceeded to reconsider the same in the manner prescribed by law, and upon a vote being taken thereon was adopted, notwithstanding the objections of his Honor the Mayor, by the following vote, viz.:

Affirmative—Aldermen Burns, Carroll, Cavanagh, Finck, Foster, G. Hall, R. Hall, Haughton, Hyatt, Jacobus, Kenney, Kiernan, Roberts, Stewart, and Strack—15.

Negative—The President—1.

Alderman Stewart, as provided in section 13 of chapter 335, Laws of 1873, called up veto message of his Honor the Mayor of resolution, as follows:

Resolved, That permission be and the same is hereby given to Augustus Schaffel to erect a post and sign in front of premises No. 239 Madison street, the work to be done at his own expense; such permission to continue only during the pleasure of the Common Council.

The Board then proceeded to reconsider the same in the manner prescribed by law, and upon a vote being taken thereon was adopted, notwithstanding the objections of his Honor the Mayor, by the following vote, viz.:

Affirmative—Aldermen Burns, Carroll, Cavanagh, Finck, Foster, G. Hall, R. Hall, Haughton, Hyatt, Jacobus, Kenney, Kiernan, Roberts, Stewart, and Strack—15.

Negative—The President—1.

## MOTIONS AND RESOLUTIONS AGAIN RESUMED.

Alderman G. Hall 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 next, the 15th inst., at 12 o'clock, M.

JACOB M. PATTERSON, JR., Clerk.

## LAWS OF NEW YORK, 1879.

## CHAPTER 456.

AN ACT to amend chapter three hundred and seventy-six of the laws of eighteen hundred and seventy-six, entitled "An act to prevent the deposit of mud, earth, soil, ashes or refuse in the North or Hudson river, and to prevent the filling up the navigable waters of said river and to preserve the navigation thereof," passed May twentieth, eighteen hundred and seventy-six.

Passed June 3, 1879; three-fifths being present.

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

Section 1. Section four of chapter three hundred and seventy-six of the laws of eighteen hundred and seventy-six, entitled "An act to prevent the deposit of mud, earth, soil, ashes or refuse in the North or Hudson river, and to prevent the filling up the navigable waters of said river, and to preserve then avigation thereof," passed May twentieth, eighteen hundred and seventy-six, is hereby amended so as to read as follows:

Sec. 4. This act shall not apply to the depositing of substances upon the building of wharves or piers, upon or the filling in of land under water granted by the people of the State of New York to any person, or persons, provided, a permanent and substantial bulkhead be first properly and securely built enclosing the whole area of any such pier or wharf proposed to be so built or constructed; or the waters now dyked off by the river commissioners for improving the channel of the river, or when such act which otherwise would be an offense is done by direction of any public officer having charge of the improvement of the river. Nor shall this act apply to the sweeping, washing or clearing from the decks of canal boats, freight, passenger or pleasure boats or vessels, of such dirt only as collects naturally thereon from the use thereof by human beings using the same for transportation or pleasure, nor the hauling of fire from the furnace grate of any steamboat having state rooms above the main deck, provided no coal or ashes shall be dumped from the ash-box of said steamboat except as authorized in the first section of this act, nor to the setting of shad poles in the shad season, nor to the use of any other devices or contrivances for the purpose of fishing in any season of the year, but no such setting of shad poles or devices for fishing shall be allowed below the northerly line established by the Harbor Commissioners of the city of New York; nor shall this act apply to throwing overboard the refuse and waste matter which ordinarily accumulates in and about canal boats engaged in the transportation of goods and merchandise. But this act shall not be construed to authorize the throwing in said water of food or any contrivance or device in which food may be kept, carried or preserved.

Sec. 2. This act shall take effect immediately.

## CHAPTER 457.

AN ACT to authorize the Commissioners of the Sinking Fund of the City and County of New York to renew a lease of certain lands to The Orphans' Home and Asylum of the Protestant Episcopal Church, in New York.

Passed June 3, 1879.

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

Section 1. Whereas the commissioners of the sinking fund of the city and county of New York did, on or about the sixth day of April, eighteen hundred and sixty-one, lease to The Orphans' Home and Asylum of the Protestant Episcopal Church, in New York, a plot of ground at the southwest corner of Forty-ninth street and Lexington avenue, being one hundred feet five inches on Lexington avenue, by three hundred and five feet on Forty-ninth street, which lease is about to expire; and whereas the said lessees have erected buildings for the maintenance of an asylum and an infirmary at large expense from moneys contributed almost entirely by private charity, and have for many years successfully carried on an asylum almost entirely by private charity; the commissioners of the sinking fund of the city and county of New York are hereby authorized and empowered to renew such lease so made to the said The Orphans' Home and Asylum of the Protestant Episcopal Church, in New York, for a period of twenty-one years from the date of the expiration of the same, at a nominal rent of one dollar per year, as provided in said lease, or to grant a new lease of the said premises upon the same terms and conditions as are provided in such lease about to expire.

Sec. 2. This act shall take effect immediately.

## CHAPTER 478.

AN ACT to amend chapter one hundred and twenty-five of the laws of eighteen hundred and seventy-eight, entitled "An act relating to contracts for lighting the public lamps in the city of New York."

Passed June 5, 1879; three-fifths being present.

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

Section 1. Section one of chapter one hundred and twenty-five of the laws of eighteen hundred and seventy-eight, entitled "An act relating to contracts for lighting the public lamps in the city of New York," is hereby amended so as to read as follows:

§ 1. The board authorized to make and enter into contracts for lighting the streets, avenues and places of the city of New York with gas, consisting of the mayor, comptroller and commissioner of public works, is hereby authorized and empowered to contract for such lighting the public lamps on the streets, avenues, piers, parks and places, with gas or other illuminating material in said city, by one or more contracts to be let at public lettings, as provided by law, for a period of one year, or any part of a year, and commencing and terminating at any dates the said board may determine; and the care and maintenance of such lamps shall be under the supervision of the commissioner of public works. Provided always that the department of public parks shall have exclusive authority to decide when and where any new lamps shall be put up and lighted in any of said parks or places under its control.

Sec. 2. All acts or parts of acts inconsistent with this act are hereby repealed.

Sec. 3. This act shall take effect immediately.

## CHAPTER 480.

AN ACT to provide a supply of wholesome water to the twenty-fourth ward of the city of New York, and to enable the mayor, aldermen and commonalty of the city of New York to obtain the same.

Passed June 5, 1879; three-fifths being present.

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

Section 1. The mayor, aldermen and commonalty of the city of New York are hereby authorized by and through their commissioner of public works to contract with the city of Yonkers, or the board of water commissioners of the city of Yonkers, for a supply of wholesome water for the twenty-fourth ward of said city of New York, from the water-works or water belonging to them, or under their charge and control, for such time, in such quantities and at such prices as may be agreed upon by them, and the said city of Yonkers, or the said board of water commissioners are also hereby authorized to contract as aforesaid, with the said mayor, aldermen and commonalty and to supply water according to said contract.

Sec. 2. The said commissioner of public works is hereby authorized and directed, as soon as the water shall have been contracted for as in the preceding section mentioned, to procure forthwith, to purchase and lay, provide and make ready for use, from time to time, so many mains and pipes and other means and appliances, and erect so many hydrants as may be necessary and sufficient to distribute and supply the said water to and through the said twenty-fourth ward, or such part of it as may require or be in need of the same, and which cannot, or ought not, in his judgment, be supplied from the Croton water-works, and to purchase, provide, do and perform all things necessary or proper to enable the said twenty-fourth ward, or said part, and the inhabitants thereof, to obtain and have an abundant supply of water at all times, and for such purpose in case of necessity or convenience, to arrange and agree with the owner of lands in said ward for an irrevocable license or permission to enter upon, lay, repair, keep in order, protect and maintain mains, pipes, conduits and hydrants in through and upon said lands.

Sec. 3. The said commissioner of public works is hereby authorized to fix and from time to time to alter special rates or charges for said water supplied to any house, building or any other erection or structure, including washers and hydrants in said ward, and to make such arrangements and rules as may be proper to ascertain the quantity of water used therein, or by means thereof, and such

rates or charges shall be a lien until paid, upon the lands upon which such house, building, or other erection or structure may stand or be situated, and shall be collectable, at the same time, and in the same manner, including sales for unpaid taxes, as the ordinary tax imposed on the same land.

Sec. 4. The board of estimate and apportionment of the city of New York are hereby authorized and directed to appropriate the sum of twenty-five thousand dollars to carry out the provisions of this act; twelve thousand five hundred dollars thereof to be so appropriated by said board for the current year, and the sum of twelve thousand five hundred dollars thereof to be appropriated by said board for the year eighteen hundred and eighty; and the comptroller of the city of New York shall draw his warrants from time to time upon the treasurer of the city of New York for the said amounts, or so much thereof as may be necessary to pay the accounts for the same as audited and certified by the commissioner of public works as due to the city of Yonkers under section one of this act, and for the expenses of procuring, purchasing, laying, providing and making ready for use the mains, pipes, and other means and appliances, and for the erection of hydrants and other necessary expenses of this act.

Sec. 5. All acts and parts of acts, so far as they are inconsistent with this act, are hereby repealed.

Sec. 6. This act shall take effect immediately.

#### CHAPTER 481.

AN ACT to amend chapter three hundred and seventy-nine of the laws of eighteen hundred and seventy-eight, entitled "An act relative to judgments entered upon forfeited recognizances in the city and county of New York."

Passed June 5, 1879; three-fifths being present.

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

Section 1. Section one of chapter three hundred and seventy-nine of the laws of eighteen hundred and seventy-eight, entitled "An act relative to judgments entered upon forfeited recognizances in the city and county of New York," is hereby amended so as to read as follows:

§ 1. Any one of the judges presiding at the court of general sessions of the peace in and for the city and county of New York, and any justice presiding at a court of oyer and terminer in said county, in whichever court any recognizance shall be forfeited, may upon the certificate of the district attorney of the county of New York that the people of the State of New York have lost no rights by reason of the failure of a surety to produce a principal in compliance with the terms of a recognizance given by them, and that by reason of the principal being produced the said people of the State of New York are in as good a position to prosecute said principal as when such failure occurred, whether such principal has been tried or whether a nolle prosequi has been entered or not, by order vacate and set aside or modify any judgment heretofore entered or that may be hereafter entered upon the forfeiture of such recognizance against such principal and surety or against either and as to either, on payment to the chamberlain of the city of New York of all costs included in such judgment or judgments and of all expenses incurred in the apprehension or recapture of such principal, and if such fine shall have been paid or judgment collected in whole or in part upon such forfeited recognizance the court may in its discretion direct the same or any part thereof to be remitted, and the officers, district attorney, chamberlain of the city of New York, in whose hands the money remains, must pay the same or the part remitted, according to the order, retaining the costs, if any, as aforesaid.

Sec. 2. This act shall take effect immediately.

#### CHAPTER 484.

AN ACT for the relief of Warren S. Sillocks, Joshua S. Cooley and Thomas Kirkpatrick.

Passed June 6, 1879; three-fifths being present.

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

Section 1. The comptroller of the city of New York is hereby authorized to audit, and, if in his judgment the said claims are just and proper, to pay the claims of Warren S. Sillocks, Joshua S. Cooley and Thomas Kirkpatrick against the city of New York for merchandise furnished to the board of aldermen of the city of New York, and the board of supervisors of the county of New York prior to the year eighteen hundred and seventy-two, upon proof of the market value of the said merchandise at the time when furnished, and proof that the same was ordered by resolution of the said boards of Aldermen and supervisors respectively.

Sec. 2. This act shall take effect immediately.

#### CHAPTER 495.

AN ACT to amend chapter three hundred and ninety-eight of the laws of eighteen hundred and seventy-eight, entitled "An act for the relief of John Hogan, and to authorize the comptroller of the city of New York to pay the amount which may be found due from said city to said Hogan for granite furnished for a bridge in said city."

Passed June 9, 1879; three-fifths being present.

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

Section 1. Section one of chapter three hundred and ninety-eight of the laws of eighteen hundred and seventy-eight, entitled "An act for the relief of John Hogan, and to authorize the comptroller of the city of New York to pay the amount which may be found due from said city to said Hogan for granite furnished for a bridge in said city," is hereby amended so as to read as follows:

§ 1. The comptroller of the city of New York is hereby authorized and required to examine into the claim of John Hogan for cut granite stone supplied for the building of a bridge over Spuyten Duyvil creek, and the expenses incurred by him in connection with the granite stone supplied in accordance with the terms of a certain contract made by the said John Hogan with the mayor, aldermen and commonalty of the city of New York in August, eighteen hundred and seventy, and upon proof which shall be satisfactory to said comptroller that the said contract was made and entered into by the said John Hogan in good faith, and that said cut granite was delivered by him on the ground at the site of said bridge for the purposes of said contract, the said comptroller shall audit and certify the amount which he shall find to be the just and true value of said cut granite stone when so delivered, and the amount of such expenses incurred as aforesaid, and shall report the same to the board of estimate and apportionment, who shall thereupon include the amount in the estimate for eighteen hundred and seventy-nine. Such amount shall be certified by the said comptroller as an addition to said estimate to the board of supervisors of the city, and upon such certificate the said amount shall be held to be appropriated for the purposes herein specified, and shall be paid by the said comptroller in full payment, satisfaction and discharge of all claims on the part of the said John Hogan under and in virtue of said contract.

Sec. 2. This act shall take effect immediately.

#### CHAPTER 504.

AN ACT to amend chapter nine hundred and eight of the laws of eighteen hundred and sixty-seven, entitled "An act for the regulation of tenement and lodging-houses in the cities of New York and Brooklyn."

Passed June 16, 1879; three-fifths being present.

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

Section 1. Section thirteen of chapter nine hundred and eight of the laws of eighteen hundred and sixty-seven, entitled "An act for the regulation of tenement and lodging-houses in the cities of New York and Brooklyn," is hereby amended so as to read as follows:

§ 13. It shall not be lawful hereafter to erect for, or convert to, the purposes of a tenement or lodging-house, a building on any lot where there is another building on the same lot, unless there is a clear open space exclusively belonging thereto, and extending upwards from the ground of at least ten feet between said buildings, if they are one story high above the level of the ground; if they are two stories high, the distance between them shall not be less than fifteen feet; if they are three stories high, the distance between them shall not be less than twenty feet; and if they are more than three stories high, the distance between them shall not be less than twenty-five feet. At the rear of every building hereafter erected for or converted to the purposes of a tenement or lodging-house on any lot, there shall be a clear, open space of not less than ten feet between it and the rear line of the lot. But when thorough ventilation of such open spaces can be otherwise secured, such distances may be lessened or modified in special cases by a permit from the board of health. No one continuous building shall be built or converted to the purposes of a tenement or lodging-house in the city of New York upon an ordinary city lot, to occupy more than sixty-five per centum of the said lot, and in the same proportion if the lot be greater or less in size than twenty-five feet by one hundred feet; but this provision shall not apply to corner lots, and may be modified in other special cases by a permit from the board of health.

Sec. 2. The fourteenth section of the said act is hereby amended so as to read as follows:

§ 14. In every such house hereafter erected or converted, every habitable room, except rooms in the attic, shall be in every part not less than eight feet in height from the floor to the ceiling; and every habitable room in the attic of any such building, shall be at least eight feet in height from the floor to the ceiling, throughout not less than one-half the area of such room. Every such room shall have, at least, one window, connecting with the external air, or over the door a ventilator of perfect construction, connecting it with a room or hall which has a connection with the external air, and so arranged as to produce a cross-current of air. The total area of window or windows in every room communicating with the external air shall be at least one-tenth of the superficial area of every such room; and the top of one, at least, of such windows shall not be less than seven feet and six inches above the floor, and the upper half, at least, shall be made so as to open the full width. Every habitable room of a less area than one hundred superficial feet, if it does not communicate directly with the external air, and is without an open fire-place, shall be provided with special means of ventilation by a separate air-shaft extending to the roof, or otherwise, as the board of health may prescribe. But in all houses hereafter erected or converted in the city of New York, which shall be used, occupied, leased or rented for a tenement or lodging-house, every room used, let, or occupied by any person or persons for sleeping shall have at least one window, with a movable sash, having an opening of not less than twelve square feet, admitting light and air directly from the public street or the yard of the said house, unless sufficient light and ventilation shall be otherwise provided, in a manner and upon a plan approved by the board of health.

Sec. 3. Whenever it shall be certified to the board of health of the city of New York, by the sanitary superintendent, that any tenement-house or room therein is so overcrowded that there shall be afforded less than six hundred cubic feet of air to each occupant of such building or room, the said board may, if it deem the same to be wise or necessary, issue an order requiring the number of occupants of such building or room to be reduced, so that the inmates thereof shall not exceed one person to each six hundred cubic feet of air-space in such building or room. Such excess in the number of occupants shall be reduced to the standard hereby designated within ten days after the service of an order therefor upon the owner, lessee, occupant, or agent of such building or room. Whenever there shall be more than ten families living in any tenement-house, in which the owner thereof does not reside there shall be a janitor, housekeeper, or some other responsible person, who shall reside in the said house and have charge of the same, if the board of health shall so require.

Sec. 4. The board of estimate and apportionment of the city of New York shall, within twenty days after the passage of this act, transfer from any unexpended balances standing to the credit of any department of said city, or shall otherwise provide, and shall annually hereafter appropriate to the credit of the health department the sum of ten thousand dollars, to be known as The Tenement-House Fund, to be expended by the board of health.

Sec. 5. The board of police of the city of New York, upon the requisition of the board of health of the city of New York shall detail to the service of the said board of health, for the purpose of the enforcement of the provisions of this act, and of chapter nine hundred and eight of the laws of eighteen hundred and sixty-seven, in the said city, not exceeding thirty suitable officers and men of experience, of at least five years' service in the police force, provided that the board of health shall pay monthly to the board of police a sum equal to the pay of all officers and men so detailed. These officers and men shall belong to the sanitary company of police, and shall report to the president of the board of health. The board of health may report back to the board of police for punishment any member of said company guilty of any breach of orders or discipline, or of neglecting his duty, and thereupon the board of police may detail another officer or man in his place; and the discipline of said members of the sanitary company shall be in the jurisdiction of the board of police; but at any time the board of health may object to the efficiency of any member of said sanitary company, and thereupon another officer or man may be detailed in his place.

Sec. 6. Every owner or person violating any provision of this act shall be liable to pay a penalty of ten dollars for each and every day that such offense shall continue. Such penalty may be sued for and recovered by the board of health, and when recovered shall be paid over to the city chamberlain, and become part of the Tenement House Fund. In every proceeding for a violation of this act, and in every such action for a penalty, the owner shall be prima facie the person liable to pay such penalty, and after him the person who is the lessee of the whole house, in preference to the tenant or lessee of a part thereof. In any such action the owner, lessee, and occupant, or any two of them, may be made defendants, and judgment may be given against the one or more shown to be liable as if he or they were the sole defendant or defendants.

Sec. 7. This act shall take effect immediately.

#### CHAPTER 511.

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

Passed June 16, 1879; three-fifths being present.

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

Section 1. Every canal boat and any vessel engaged in freighting brick on the Hudson river occupying a berth next to any pier, wharf, or bulkhead in the cities of New York or Brooklyn, and engaged in delivering cargo upon said pier, wharf or bulkhead, or receiving cargo therefrom, shall pay wharfage at the rate of fifty cents for every day or part of a day while so engaged; but when unloaded such canal boat or vessel aforesaid, shall pay wharfage at the rate of thirty cents per day or part thereof, but no canal boat or vessel lying in any slip between two adjacent piers shall be required to pay full wharfage to the owners or lessees of both said piers for the same day, notwithstanding such canal boat or barge may, during said day, have changed her location between said piers; provided that they shall pay one-half rates to each owner or lessee when they have changed their locations between said piers; and the word day, whenever it occurs in this act, or in the act to which this is additional, shall be taken and construed to mean twenty-four hours.

Sec. 2. This act shall take effect immediately.

### LAW DEPARTMENT.

The following schedules form a report of the transactions of the office of the Counsel to the Corporation, for the week ending July 5, 1879.

*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.

Chas. Green vs. John H. McCullough—To recover value of personal property alleged to have been taken by defendant from 23 Eldridge street, February 27, 1877, \$1,947.50.  
In re the petition of William De Forrest Manice et al., administratrix, etc., of Edward A. Manice, deceased—To vacate assessment for regulating, grading, etc., Broadway, from Thirty-second to Fifty-ninth street.  
Amelia Rasines vs. Charles and Emeline Fox, the Mayor, Aldermen and Commonalty of the City of New York—To foreclose a mortgage against Charles and Emeline Fox; the city a judgment creditor against Michael Duffy.  
Richard M. Collard—Salary as janitor of Third District Court, from January 1 to April 1, 1879, at \$1,200, \$300.  
F. Le Roy Satterlee—Services as a medical expert, between February 1, 1877, and April 1, 1877, \$500.  
In re the petition of Daniel R. Kendall—To vacate assessment for One Hundred and Tenth and One Hundred and Twenty-fourth streets, underground drains between Fifth and Eighth avenues.

##### SUPERIOR COURT.

James O'Neil—Balance on contract, etc., for small cobble stone, etc., furnished Department of Public Docks, \$4,947.64.

#### SCHEDULE "B."

##### JUDGMENTS ENTERED AND ORDERS OF THE GENERAL AND SPECIAL TERMS.

John J. Cott—Judgment entered in favor of plaintiff, for \$3,273.49.  
George A. Vogel—Judgment entered in favor of city for \$122.80.  
Matter of Boston Road, etc.—Order entered appointing William H. Wickham, Bernard Smyth, and Gunning S. Bedford Commissioners of Estimate and Assessment.  
William H. Tracy, executor, etc.—Judgment entered in favor of plaintiff, for \$9,158.18, by consent.

In re Ferdinand Meyer—Order entered to vacate the assessment.  
People, ex rel. Richard Watkins vs. Henry C. Perley et al.—Judgment entered in favor of defendants, dismissing complaint, and for \$68.19, costs, etc.  
John McGuire vs. Robert Boyd, The Mayor, etc., N. Y.—Referee's report filed that plaintiff recover from Mayor, etc., \$8,409.69, together with costs.  
Chas. Harft vs. Chas. McDonnell—Order of discontinuance entered.

## SCHEDULE "C."

## SUITS AND SPECIAL PROCEEDINGS TRIED OR ARGUED.

People, ex rel. John M. Matthews vs. Board of Police—Certiorari argued; decision reserved.  
People, ex rel. Thomas Burns vs. Board of Police—Certiorari argued; decision reserved.  
Matter of One Hundred and Fiftieth street—Reference proceeded.  
Matter of Ninety-first street—Reference proceeded.  
Matter of One Hundred and Forty-ninth street—Reference proceeded.  
People, etc., agst. Arthur McGovern—Trial McGovern before Justice Kilbreth begun.  
WILLIAM C. WHITNEY, Counsel to the Corporation.

## DEPARTMENT OF PUBLIC CHARITIES AND CORRECTION.

## DAILY MEETINGS, JUNE 23 TO 28, 1879.

Present—Commissioners Cox, Brennan, and Hess.

## Communications Received.

From Penitentiary—List of prisoners received during week ending June 23, 1879: Males, 27; females, 7. On file.  
From Lunatic Asylum, Blackwell's Island—History of 7 patients received during week ending June 21, 1879. On file.  
From New York City Asylum for Insane, Ward's Island—History of 10 patients received during week ending June 21, 1879. On file.  
From City Prison—Amount of fines received during week ending June 21, 1879, \$151. On file.  
From Department of Docks—Directions being given to Engineer-in-Chief to make necessary repairs to Docks of this Department. On file.

## Appointments.

June 23. Fannie Van Nostrand, Attendant, Lunatic Asylum.  
24. Susan Boole, Attendant, Homoeopathic Hospital.  
25. James Kerrigan, Night Watchman, Bellevue Hospital.  
25. Terence B. Gilsenan, Attendant, N. Y. City Asylum for Insane.  
28. Roger O'Halloran, Attendant, N. Y. City Asylum for Insane.

## Resignations.

June 24. Frank H. Farrell, Night Watchman, Bellevue Hospital.  
26. Kate Murphy, Nurse, Idiot Asylum.

## Dismissals.

June 26. Daniel Regan, Attendant, N. Y. City Asylum for Insane.

JOSHUA PHILLIPS, Secretary.

## APPROVED PAPERS.

Resolved, That this Common Council hereby protests against locating a hospital for the reception of patients afflicted with contagious and infectious diseases, as proposed, at or near the foot of East Seventeenth street, which is near the centre of one of the most densely populated districts of this city, where liability to spread the contagion among the people is the greatest, and recommend, instead, that the Board of Health establish such hospital at or near the grounds of the present Bellevue Hospital.

Adopted by the Board of Aldermen, June 17, 1879.

Received from his Honor the Mayor, July 1, 1879, without his approval or objections thereto; therefore, as provided in section 11, chapter 335, Laws of 1873, the same became adopted.

Resolved, That John Cunningham be and is hereby appointed a City Surveyor.

Adopted by the Board of Aldermen, June 17, 1879.

Received from his Honor the Mayor, July 1, 1879, 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 Maria Prato to place and keep a stand on the southeast corner of Sixth avenue and Twenty-third street, in front of the premises occupied by the Excelsior Bank, the bank authorities having given their consent, the said stand to be under the stairway of the elevated railroad depot; such permission to continue only during the pleasure of the Common Council.

Adopted by the Board of Aldermen, June 17, 1879.

Received from his Honor the Mayor, July 1, 1879, 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 Chester T. Milligan to erect a pedestal, with a wooden mortar placed thereon, in front of his premises on west side of Third avenue, between One Hundred and Forty-second and One Hundred and Forty-third streets; such permission to continue only during the pleasure of the Common Council.

Adopted by the Board of Aldermen, June 17, 1879.

Received from his Honor the Mayor, July 1, 1879, without his approval or objections thereto; therefore, as provided in section 11, chapter 335, Laws of 1873, the same became adopted.

Resolved, That the name of Marcus Block, recently appointed a Commissioner of Deeds, be and is hereby corrected so as to read Marcus Bloch.

Adopted by the Board of Aldermen, June 24, 1879.

Received from his Honor the Mayor, July 2, 1879, without his approval or objections thereto; therefore, as provided in section 11, chapter 335, Laws of 1873, the same became adopted.

Whereas, The public offices of the Corporation will be closed on Friday, July 4, 1879, and no business will be transacted therein, it being a legal holiday, and as closing or only partially opening these offices on the day following (Saturday), July 5, 1879, would not seriously, if at all, inconvenience the public, or interfere injuriously with the public business, while it would afford an opportunity to a great many persons of enjoying a limited vacation; be it therefore

Resolved, That the heads of the several Departments of the City Government be and they are hereby authorized and requested to close their respective offices on Saturday, July 5, 1879, when in their opinion no detriment thereby will be done to the public business, or to partially open such public offices should they deem that the interest of the public requires it.

Adopted by the Board of Aldermen, July 1, 1879.

Approved by the Mayor, July 1, 1879.

Whereas, The property lying between Sixteenth and Seventeenth streets, Avenue C and the East river, was conveyed to the City of New York, to be used exclusively for the purpose of a public market; and

Whereas, It is understood that a portion of the land included in the conveyance above referred to is to be used as a site for an hospital for the reception of patients suffering from small-pox and other contagious and infectious diseases; be it therefore

Resolved, That the Counsel to the Corporation be and he is hereby respectfully requested to report to this Board, at his earliest convenience, by what right any portion of said property can be used for any other than market purposes, and if in his opinion such proposed use will not vitiate the title of the city to the property.

Adopted by the Board of Aldermen, July 1, 1879.

Approved by the Mayor, July 1, 1879.

## METEOROLOGICAL OBSERVATORY

OF THE

## DEPARTMENT OF PUBLIC PARKS.

## CENTRAL PARK, NEW YORK.

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

## ABSTRACT OF REGISTERS FROM SELF-RECORDING INSTRUMENTS

For the Week Ending July 5, 1879.

## Barometer.

DATE.	JUNE AND JULY.	7 A. M.		2 P. M.		9 P. M.		Mean for the Day.	MAXIMUM.		MINIMUM.	
		Observed Height.	Reduced to Freezing.	Observed Height.	Reduced to Freezing.	Observed Height.	Reduced to Freezing.		Observed Height.	Reduced to Freezing.	Observed Height.	Reduced to Freezing.
Sunday,	29	29.732	29.607	29.716	29.599	29.744	29.638	29.615	29.866	29.765	12 P. M. 29.730	29.589
Monday,	30	29.936	29.835	30.028	29.898	30.114	30.000	29.911	30.130	30.032	12 P. M. 29.866	29.765
Tuesday,	1	30.248	30.142	30.308	30.181	30.300	30.179	30.167	30.292	30.187	12 P. M. 30.130	30.032
Wednesday,	2	30.292	30.187	30.256	30.108	30.216	30.078	30.124	30.292	30.187	0 A. M. 30.168	30.046
Thursday,	3	30.142	30.028	30.142	29.978	30.058	29.912	29.973	30.168	30.046	0 A. M. 30.042	29.904
Friday,	4	30.022	29.895	29.958	29.788	29.936	29.809	29.830	30.042	29.904	0 A. M. 29.908	29.738
Saturday,	5	30.126	30.028	30.214	30.100	30.230	30.137	30.088	30.262	30.173	12 P. M. 30.008	29.883

Mean for the week..... 29.958 inches.  
Maximum " at 12 P. M., July 1..... 30.187 "  
Minimum " at 12 M., June 29..... 29.589 "  
Range " ..... .598 "

## Thermometers.

DATE.	JUNE AND JULY.	7 A. M.		2 P. M.		9 P. M.		MEAN.	MAXIMUM.		MINIMUM.		MAXIMUM.
		Dry Bulb.	Wet Bulb.	Dry Bulb.	Wet Bulb.	Dry Bulb.	Wet Bulb.		Dry Bulb.	Wet Bulb.	Dry Bulb.	Wet Bulb.	
Sunday,	29	75	68	73	69	68	64	72.0	71	66	64	62	73
Monday,	30	66	63	77	67	71	64	71.3	67	63	5 A. M. 62	5 A. M. 62	73
Tuesday,	1	68	61	75	64	73	64	72.0	66	60	4 A. M. 59	4 A. M. 59	73
Wednesday,	2	67	62	83	68	80	68	76.7	70	63	5 P. M. 60	5 P. M. 60	73
Thursday,	3	71	66	90	71	83	70	81.3	71	67	6 A. M. 66	6 A. M. 66	73
Friday,	4	76	68	92	71	76	70	81.3	72	67	6 A. M. 68	6 A. M. 68	73
Saturday,	5	65	60	71	63	63	60	66.3	67	61	12 P. M. 59	12 P. M. 59	73

Dry Bulb. Wet Bulb.  
Mean for the week..... 74.4 degrees..... 65.7 degrees.  
Maximum for the week, at 4 P. M., 4th..... 94. " at 4 P. M., 4th..... 72. "  
Minimum " at 4 A. M., 1st..... 60. " at 4 A. M., 1st..... 59. "  
Range " " ..... 34. " ..... 13. "

## Wind.

DATE.	JUNE AND JULY.	DIRECTION.			VELOCITY IN MILES.				FORCE IN POUNDS PER SQUARE FOOT.				
		7 A. M.	2 P. M.	9 P. M.	7 A. M.	2 P. M.	9 P. M.	Distance for the Day.	7 A. M.	2 P. M.	9 P. M.	Max.	Time.
Sunday,	29....	SSW	WSW	NW	33	46	52	131	0	1 1/4	1/4	7 1/4	1.10 P. M.
Monday,	30....	WNW	NW	NW	28	37	18	83	1 1/4	1/4	0	4 1/4	2.40 P. M.
Tuesday,	1....	NW	N	S	20	38	13	71	1/4	1/4	1/4	3/4	9.15 P. M.
Wednesday,	2....	SW	SSW	SSW	53	39	42	134	1/4	1/4	0	1 1/4	10.40 A. M.
Thursday,	3....	SW	WSW	SSW	79	49	37	165	1/4	2 1/2	1/4	2 1/2	2 P. M.
Friday,	4....	SW	SW	SE	78	77	81	236	3/4	1/4	0	6 1/4	7 P. M.
Saturday,	5....	NE	ESE	SE	75	70	44	189	1	1/4	0	4 1/2	8 A. M.

Distance traveled during the week..... 1,009 miles.  
Maximum force " " ..... 7 1/4 pounds.

DATE.	JUNE & JULY.	Hygrometer.			Clouds.			Rain and Snow.			
		FORCE OF VAPOR.		RELATIVE HUMIDITY.	CLEAR, o.		OVERCAST, 10.	DEPTH OF RAIN AND SNOW IN INCHES.			
		7 A. M.	2 P. M.	9 P. M.	7 A. M.	2 P. M.	9 P. M.	Time of Beginning.	Time of Ending.	Duration.	Amount of Water.
Sunday,	29	.591	.655	.543	68	81	79	7 Cir. Cu.	8 Cu.	7 Cir.	12 M. 3.30 P. M. 3 30 .16 ..
Monday,	30	.536	.527	.503	84	57	66	0	7 Cu.	0	2.30 P. M. 3.30 P. M. 1 00 .07 ..
Tuesday,	1	.443	.449	.476	65	52	59	0	3 Cir.	4 Cir.	..... .. .. .. ..
Wednesday,	2	.489	.483	.524	74	43	51	0	0	0	..... .. .. .. ..
Thursday,	3	.572	.502	.558	75	36	49	0	9 Cu.	3 Cir.	..... .. .. .. ..
Friday,	4	.577	.476	.652	64	32	73	0	2 Cir.	9 Cu.	7 P. M. 9 P. M. 2 00 .46 ..
Saturday,	5	.451	.469	.478	73	62	83	8 Cu.	4 Cu.	0	..... .. .. .. ..

Total amount of water for the week..... .69 inch.

DANIEL DRAPER, Director.

## LAW DEPARTMENT.

LAW DEPARTMENT,  
OFFICE OF THE COUNSEL TO THE CORPORATION,  
NEW YORK, June 30, 1879.

Hon. JAMES F. WENMAN, *President of the Department of Public Parks:*

SIR—In your letter to me of the 14th of May last, you state the following facts:  
Under the authority given by section 3 of chapter 534 of the Laws of 1871, and section 16 of chapter 329 of the Laws of 1874, plans for a bridge over the Harlem river, were adopted by the Commissioners of the Department of Public Parks, October 18, 1876. The location of the proposed bridge was fixed by the Commissioners on the line extending from the intersection of the centre line of Madison avenue and One Hundred and Thirty-ninth street, on the westerly side, to the intersection of the centre line of One Hundred and Thirty-eighth street with the bulkhead line, on the easterly side of the river, the bridge to extend from bulkhead to bulkhead. Proposals were invited, and bids received, for building the bridge on this line, but the opening of the bids was indefinitely postponed, September 19, 1877, and no further action has been taken upon them. The Commissioners now propose to build the bridge on another line, extending perpendicularly across the river from a point on the westerly side, 33.45 feet south of the intersection of the southerly line of One Hundred and Thirty-ninth street with the bulkhead line, and twenty feet back, intersecting the centre line of One Hundred and Thirty-eighth street, on the easterly side, twenty feet back from the bulkhead line.

You request my opinion, first, as to whether the commissioners can change the location of said bridge, as now proposed; and second, whether the temporary approaches of the bridge, which will be of trestle-work, can, without rendering the city liable in damages, be constructed over the triangular space marked A B C, represented on the map transmitted with your letter, in front of the westerly end of the proposed bridge.

Chapter 534 of the Laws of 1871 gave the Commissioners of the Department of Public Parks ample authority to locate so many bridges over the Harlem river, and at such points as they should deem advisable. It was provided, among other things, in section 1 of that act, that all maps, plans, and profiles, with field notes and explanations, should be in duplicate, and should be certified by the chief officer of said commissioners, and that one set should be filed of record in the office of the Register of Westchester county, and the other set should remain of record in the office of the Board of Commissioners. It was also further provided in said section that after the filing of said maps, plans, and profiles, as aforesaid, the power of the said commissioners to lay out, establish, or alter any bridge across the Harlem river should absolutely cease and determine.

It was provided, among other things, in section 10 of chapter 345 of the Laws of 1879, that the direction of the bridges hereafter to be constructed over the Harlem river shall be at right angles to the course of the improved channel, and that the height of the bridges, in the clear, at the draws, shall not be less than twenty-four feet above the high waters of spring tides, and that the number and size of the bridge piers within the improved channel shall first be approved by the Engineer of the United States in charge. It is evident that the bridge referred to in your letter cannot now be built as originally located, because it was not planned to be constructed at right angles to the course of the improved channel, and unless the location can be changed, it cannot be built at all.

From an examination of the matter made by me soon after the receipt of your letter, it seemed quite clear that the question of the power of the Commissioners to change the location of the bridge depended upon whether the maps, plans, and profiles of the bridge had been prepared and certified, and filed, as provided in said act of 1871. I accordingly requested to be furnished with information as to what the action of the Park Department had been in these respects, and full information upon these points having been but recently received by me, my answer to your letter has been delayed until the present time.

Since the passage of the amended Annexation act, there may be some question as to whether the maps, plans, and profiles of bridges located over the Harlem river should be filed in the office of the Register of Westchester County, or in the office of the Register of the City and County of New York. They must, however, be filed in one or the other of those offices. I am informed by Mr. McLean, the engineer for the construction of the proposed bridge, that he has made inquiry at the office of the Register of this city, and that no such maps, plans, or profiles can be found in that office, nor is there any record that any of them were ever filed there. I have also been furnished with a certificate of the Register of Westchester County, dated June 25, 1879, in which he certifies that he has searched in his office for a map of location of bridges over Harlem river, etc., required to be filed in his office by chapter 534 of the Laws of 1871, and that he finds no such map now on file in his office.

I have also received a letter from Mr. McLean, stating that there is no record in the Department of Public Parks showing that any map of said bridge was certified or filed; also that Mr. Julius Munckwitz, who was Superintendent of the Parks at the time the bridge was located, is positive that no map of the bridge was ever filed. I have also been furnished with a letter from General George S. Greene, the engineer formerly in charge of the bridge, in which he states that he has no recollection of the filing of any map, and is quite confident that none was filed. Also a letter from Hon. William R. Martin, formerly President of the Department of Parks, in which he states that he does not think any map was ever filed. I have also received from Mr. McLean a copy of the minutes of the Board of the Commissioners of the Department of Parks, showing the action taken by the Department in relation to said bridge, and which, it is stated, contains all that is to be found in the minutes of the Park Department in relation to this matter.

There is, in the copy of minutes furnished me, a confusion in the dates which I cannot understand; but the action taken by the department appears to have been as follows:

"At a meeting held October 18, 1876, the President offered the following resolution:  
"Resolved, That the plans for an iron bridge over the Harlem river, from One Hundred and Thirty-ninth street on the west side to One Hundred and Thirty-eighth street on the east side of said river, presented to the Board on the 20th of September, be adopted. That the Engineer of Construction be directed to prepare and present specifications for the construction of said bridge, and that when they are approved, the Secretary insert the necessary advertisements for proposals."

It is then stated that this resolution was adopted on January 6, 1875, which I suppose is a mistake of the date.

Under date of October 25, 1876, is the following:  
"Bridge over the Harlem river. From Engineer of Construction, submitting specifications for the construction of the bridge over Harlem river at One Hundred and Thirty-ninth street."

Under date of October 18, 1876, the following:  
"President moved that the said specifications be approved. The President put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof."

Of course, a resolution offered October 18, 1876, could not have been adopted January 6, 1875, nor could specifications submitted to the Board October 25, 1876, have been adopted October 18, 1876. I assume, however, that the action of the Board is correctly stated in the minutes, and that there is some mistake about the dates.

I have also been informed by Mr. McLean, and by the Secretary of the Department, that no map can be found in the Department showing the location of the bridge, certified by Mr. Martin, who was President at the time that the bridge was located; nor can any map whatever be found, except a drawing, showing the location, which drawing is not signed or certified by anyone. I am also informed by those gentlemen that there is no record whatever in the Department showing the preparation of duplicate maps, or that any map was certified by the President, or filed.

From all the facts above stated, it is quite certain that while a drawing showing the location of the bridge, and specifications for its construction were approved by the Board, and proposals for its erection were advertised for and received, yet that no duplicate maps, plans, and profiles, showing the location of the bridge, were ever prepared or certified, or filed, as required by the statute. The final action, therefore, contemplated by the statute, for the fixing of the location of the bridge, was never taken by the Department, and I am of opinion that the Board governing the Department can make the proposed change in the location of the bridge, which is set forth in your letter.

I have made inquiry at the Finance Department, and have examined the maps of water grants, which are kept there, and after such inquiry and examination, I am satisfied that the triangular space, marked A B C in the diagram transmitted with your letter, is not covered by any water grant, and is still the property of the city. The temporary approaches of the bridge can, therefore, be constructed across such space, without rendering the city liable in damages.

I am, sir, yours respectfully,

W. C. WHITNEY, Counsel to the Corporation.

LAW DEPARTMENT,  
OFFICE OF THE COUNSEL TO THE CORPORATION,  
NEW YORK, July 1, 1879.

Hon. JOHN KELLY, *Comptroller:*

SIR—I duly received your letter of the 29th May, last, in which you state that by section 96 of the Charter of 1873, all fees, percentages, and commissions received by any officer shall be the property of the city, and all sums so received shall be paid over weekly to the Chamberlain; that pursuant to this statute, the Finance Department issued notice to the clerks of District Courts to pay over and make return of the moneys received by them weekly, in the form prescribed by the Department; that it is contended, however, by the clerks of some of these courts that this section of the Charter does not control in the cases of the District Courts, which they claim are a part of the

judiciary system of the State, and that they are controlled solely by the District Court Act, and that by section 73 of chapter 344 of the Laws of 1867, they are required to pay the fees collected and received by them into the city treasury monthly. You request my opinion as to the law governing the case, and as to the times at which the fees collected by these clerks should be paid into the city treasury.

It has been expressly decided by the Court of Appeals, in the case of Whitmore against The Mayor (67 N. Y., 21), that the clerks in the District Courts in this city are not officers of the city government, within the meaning of section 97 of the Charter of 1873. The first sentence of section 96 of the Charter of 1873, by its terms, refers to officers of the city government only, and under the decision in the Whitmore case, as well as from the connection in which it is used, the word "officer," in the next sentence, must be regarded as referring to those officers only who are officers of the city government. As the Court of Appeals has decided that clerks of these courts are not officers of the city government, it seems to me that the provision of section 96, requiring that all sums received shall be paid over weekly to the Chamberlain, does not apply to clerks of District Courts, and that payments by them to the Chamberlain are to be governed by section 73 of chapter 344 of the Laws of 1867, which requires such payments to be made monthly only.

I am, sir, yours respectfully,

W. C. WHITNEY, Counsel to the Corporation.

LAW DEPARTMENT,  
OFFICE OF THE COUNSEL TO THE CORPORATION,  
NEW YORK, July 1, 1879.

Hon. ALLAN CAMPBELL, *Commissioner of Public Works:*

SIR—I duly received your letter of the 22d of May last, referring to my communications of May 6th and June 24, 1878, advising that under an ordinance similar to one now in force in the City of Brooklyn, the Department of Public Works could collect moneys from plumbers and others for permits to open streets, to cover the expense of replacing the pavements over such openings, and that such moneys could be made to constitute a special fund from which the expense of replacing such pavements could be paid on the vouchers of your Department. You inclose a draft of an ordinance prepared in accordance with my advice, that I may make or suggest such alterations as I may deem necessary, in order to comply with the existing laws, and to best meet the purposes intended.

I have examined the draft ordinance, and have made some alterations in its phraseology, principally in the fourth section, and herewith return the same.

If adopted by the Common Council, I have no doubt it will be valid, so far as it relates to plumbers and other persons whose authority to open the streets is derived solely from the Common Council and the Commissioner of Public Works. It is questionable, however, whether it would be binding upon railroad, telegraph, or other corporations, or persons whose authority to interfere with the streets is derived directly from the Legislature.

I am, sir, yours respectfully,

W. C. WHITNEY, Counsel to the Corporation.

## DEPARTMENT OF BUILDINGS.

DEPARTMENT OF BUILDINGS,  
OFFICE NO. 2 FOURTH AVENUE,  
NEW YORK, July 7, 1879.

The following comprises the operations of the Department of Buildings for the week ending July 5, 1879.

HENRY J. DUDLEY,  
Superintendent of Buildings.

S. T. WEBSTER,  
Chief Clerk.

## BUREAU OF INSPECTION OF BUILDINGS.

*New Buildings.*  
No. of plans and specifications filed, etc. .... 11  
No. of buildings embraced in same. .... 37

Classified as follows:  
First-class dwellings. .... 13  
Second-class dwellings. .... 12  
French flats. .... 4  
Tenement houses. .... 5  
Hotels and boarding-houses. .... 1  
First-class stores. .... 1  
Second-class stores. .... 1  
Third-class stores. .... 1  
Office buildings. .... 1  
Manufactories and workshops. .... 1  
School-houses. .... 1  
Churches. .... 1  
Public buildings. .... 1  
Stables. .... 1  
Frame buildings (in upper districts). .... 1  
Total. .... 37

Plans passed upon, including those previously filed. .... 14  
Approved. .... 5  
Amended and approved. .... 1  
Disapproved. .... 1  
Pending. .... 7  
Total. .... 14

*Altered Buildings.*  
No. of plans and specifications filed. .... 10  
No. of buildings embraced in same. .... 24  
Classified as follows:  
First-class dwellings. .... 4  
Second-class dwellings. .... 3  
French flats. .... 3  
Tenement houses. .... 4  
Hotels and boarding-houses. .... 1  
First-class stores. .... 1  
Second-class stores. .... 1  
Third-class stores. .... 2  
Office buildings. .... 1  
Manufactories and workshops. .... 3  
School-houses. .... 1  
Churches. .... 1  
Public buildings. .... 1  
Stables. .... 1  
Frame buildings. .... 1  
Total. .... 24

Buildings examined and plans relating thereto passed upon, including those previously filed. .... 29  
Approved. .... 11  
Amended and approved. .... 5  
Disapproved. .... 4  
Pending. .... 9  
Total. .... 29

*Special Applications.*  
Number filed and examinations made. .... 19  
Approved. .... 12

Disapproved. .... 2  
Pending. .... 5

Total. .... 19

Building operations for the month of June, 1879, as reported by the District Inspectors:  
New buildings commenced. .... 176  
New buildings completed (including those previously reported commenced). .... 92  
Alterations commenced. .... 110  
Alterations completed (including those previously reported commenced). .... 128  
New buildings in progress. .... 961  
Alterations in progress. .... 204

Respectfully submitted,  
CHARLES K. HYDE,  
Chief of Bureau.  
JOHN J. TINDALE,  
Clerk.

## BUREAU OF VIOLATIONS AND APPLICATIONS.

Operations for the week ending July 5, 1879:  
Complaints received from outside sources. .... 5  
Violations of the law reported. .... 11  
" " removed. .... 12  
Unsafe buildings reported. .... 8  
" " made safe. .... 11  
" " taken down. .... 1  
Surveys held on unsafe buildings. .... 1  
Violation cases sent to the Attorney for prosecution. .... 6  
Unsafe building cases sent to the Attorney for prosecution. .... 1  
Violation notices served. .... 30  
Unsafe building notices served. .... 24

Operations for the month of June, 1879:  
Complaints received from outside sources. .... 44  
Violations of the law reported. .... 75  
" " removed. .... 53  
Unsafe buildings reported. .... 59  
" " made safe. .... 60  
" " taken down. .... 7  
Violation cases sent to the Attorney for prosecution. .... 14  
Violation notices served. .... 145  
Unsafe building notices served. .... 154

Respectfully submitted,  
ANDREW OWENS,  
Chief of Bureau.  
WILLIAM H. CLASS,  
Clerk.

## BUREAU OF FIRE-ESCAPES AND IRON WORK.

Operations for the week ending July 5, 1879:  
Buildings reported for additional means of escape in case of fire. .... 6  
Buildings reported for trap-doors and railings to hoistways. .... 1  
Buildings reported for iron shutters. .... 0  
Buildings provided with additional means of escape in case of fire. .... 15  
Buildings provided with trap-doors and railings to hoistways. .... 3  
Buildings provided with iron shutters. .... 1  
Arch girders tested (approved). .... 5  
" (not approved). .... 1  
Iron beams tested (approved). .... 12  
" (not approved). .... 6  
Iron lintels tested (approved). .... 6  
" (not approved). .... 1  
Notices for fire-escapes, trap-doors, iron shutters, etc., served. .... 33  
Cases sent to the Attorney for prosecution. .... 2

Operations for the month of June, 1879:  
Buildings reported for additional means of escape in case of fire. .... 78  
Buildings reported for trap-doors and railings to hoistways. .... 19

Buildings reported for iron shutters.....	4
Buildings provided with additional means of escape in case of fire.....	64
Buildings provided with trap-doors and railings to hoistways.....	25
Buildings provided with iron shutters.....	30
Arch girders tested (approved).....	29
“ (not approved).....	29
Iron beams tested (approved).....	16
“ (not approved).....	16
Iron lintels tested (approved).....	225
“ (not approved).....	225
Notices for fire escapes, trap-doors, and iron shutters, etc., served.....	225
Cases sent to the Attorney for prosecution....	6

Respectfully submitted,  
CHAS. K. HYDE,  
Chief of Bureau.

VICTOR W. VOORHEES,  
Clerk.

#### 1879. Resignation.

June 30—John Vanderbeck, Inspector.

#### 1879. Appointments.

July 1—Robert L. Edwards, Temporary Clerk.  
1—Silas Ling, Messenger.  
1—Wm. McNamara, Inspector.  
1—LeGrand B. Woodruff, Temporary Clerk.  
1—John Vanderbeck, Clerk, Bureau Fire-Escapes and Iron Work.  
2—Christopher Murphy, Messenger.  
2—John Riley (reinstated), Clerk, Bureau Fire-Escapes and Iron Work.

HENRY J. DUDLEY,  
Superintendent of Buildings.

#### OFFICIAL DIRECTORY.

STATEMENT OF THE HOURS DURING WHICH all the Public Offices in the City are open for business, and at which each Court regularly opens and adjourns, as well as of the places where such offices are kept and such Courts are held; together with the heads of Departments and Courts.

##### EXECUTIVE DEPARTMENT.

###### Mayor's Office.

No. 6 City Hall, 10 A. M. to 3 P. M.  
EDWARD COOPER, Mayor; JAMES E. MORRISON, Secretary

###### Mayor's Marshal's Office.

No. 7 City Hall, 10 A. M. to 3 P. M.

JOHN TYLER KELLY, First Marshal.

###### Permit and License Bureau Office.

No. 1 City Hall, 10 A. M. to 3 P. M.

DANIEL S. HART, Registrar.

##### LEGISLATIVE DEPARTMENT.

###### Office of Clerk of Common Council.

No. 8 City Hall, 10 A. M. to 4 P. M.  
JORDAN L. MOTT, President; Board of Aldermen.  
JACOB M. PATTERSON, JR., Clerk Common Council.

##### DEPARTMENT OF PUBLIC WORKS.

###### Commissioner's Office.

No. 19 City Hall, 9 A. M. to 4 P. M.  
ALLAN CAMPBELL, Commissioner; FREDERICK H. HAMILIN, Deputy Commissioner.

###### Bureau of Water Register.

No. 10 City Hall, 9 A. M. to 4 P. M.

JOHN H. CHAMBERS, Register.

###### Bureau of Incumbrances.

No. 12 City Hall, 9 A. M. to 4 P. M.

JOSEPH BLUMENTHAL, Superintendent.

###### Bureau of Lamps and Gas.

No. 21 City Hall, 9 A. M. to 4 P. M.

STEPHEN MCCORMICK, Superintendent.

###### Bureau of Streets.

No. 19 City Hall, 9 A. M. to 4 P. M.

JAMES J. MOONEY, Superintendent

###### Bureau of Sewers.

No. 21 City Hall, 9 A. M. to 4 P. M.

STEVENS TOWLE, Engineer-in-Charge.

###### Bureau of Chief Engineer.

No. 11½ City Hall, 9 A. M. to 4 P. M.

GEORGE A. JEREMIAH, Superintendent.

###### Bureau of Street Improvements.

No. 11 City Hall, 9 A. M. to 4 P. M.

THOMAS KEECH, Superintendent.

###### Bureau of Repairs and Supplies.

No. 18 City Hall, 9 A. M. to 4 P. M.

DANIEL O'REILLY, Water Purveyor.

###### Bureau of Water Purveyor.

No. 4 City Hall, 9 A. M. to 4 P. M.

KEEPEE OF BUILDINGS IN CITY HALL PARK.

JOHN F. SLOPER, City Hall.

##### FINANCE DEPARTMENT.

###### Comptroller's Office.

Nos. 19 and 20 New County Court-house, 9 A. M. to 4 P. M.  
JOHN KELLY, Comptroller; RICHARD A. STORRS, Deputy Comptroller.

###### Auditing Bureau.

No. 19 New County Court-house, 9 A. M. to 4 P. M.

DANIEL JACKSON, Auditor of Accounts.

###### Bureau of Arrears.

No. 5 New County Court-house, 9 A. M. to 4 P. M.

ARTEMAS CADDY, Clerk of Arrears.

###### Bureau for the Collection of Assessments.

No. 16 New County Court-house, 9 A. M. to 4 P. M.

EDWARD GILON, Collector.

###### Bureau of City Revenue.

No. 6 New County Court-house, 9 A. M. to 4 P. M.

EDWARD F. FITZPATRICK, Collector of City Revenue.

###### Bureau of Markets.

No. 6 New County Court-house, 9 A. M. to 4 P. M.

JOSHUA M. VARIAN, Superintendent of Markets.

###### Bureau for the Collection of Taxes.

First floor, Brown-stone building, City Hall Park.  
MARTIN T. McMAHON, Receiver of Taxes; ALFRED VREDENBURG, Deputy Receiver of Taxes.

###### Bureau of the City Chamberlain.

No. 18 New County Court-house, 9 A. M. to 4 P. M.

J. NELSON TAPPAN, City Chamberlain.

##### LAW DEPARTMENT.

###### Office of the Counsel to the Corporation.

Staats Zeitung Building, third floor, 9 A. M. to 4 P. M.  
WILLIAM C. WHITNEY, Counsel to the Corporation  
ANDREW T. CAMPBELL, Chief Clerk.

###### Office of the Public Administrator.

No. 49 Beekman street, 9 A. M. to 4 P. M.

ALGERNON S. SULLIVAN, Public Administrator.

###### Office of the Corporation Attorney.

No. 49 Beekman street, 9 A. M. to 4 P. M.

WILLIAM A. BOYD, Corporation Attorney.

###### Attorney to Department of Buildings Office.

Corner Cortlandt and Church streets.

JOHN A. FOLEY, Attorney.

##### POLICE DEPARTMENT.

###### Central Office.

No. 300 Mulberry street, 9 A. M. to 4 P. M.  
WILLIAM F. SMITH, President; SETH C. HAWLEY, Chief Clerk.

##### DEPARTMENT OF CHARITIES AND CORRECTION.

###### Central Office.

Third avenue, corner Eleventh street, 9 A. M. to 4 P. M.  
TOWNSEND COX, President; JOSHUA PHILLIPS, Secretary.

##### FIRE DEPARTMENT.

###### Headquarters.

Nos. 153, 155, and 157 Mercer street, 9 A. M. to 4 P. M.  
VINCENT C. KING, President; CARL JUSSEN, Secretary.

##### HEALTH DEPARTMENT.

No. 301 Mott street, 9 A. M. to 4 P. M.  
CHARLES F. CHANDLER, President; EMMONS CLARK, Secretary.

##### DEPARTMENT OF PUBLIC PARKS.

No. 36 Union square, 9 A. M. to 4 P. M.  
JAMES F. WENMAN, President; EDWARD P. BARKER, Secretary.

Civil and Topographical Office.  
Arsenal, 64th street and 5th avenue, 9 A. M. to 5 P. M.  
Office of Superintendent of 23d and 24th Wards.  
Fordham, 9 A. M. to 5 P. M.

##### DEPARTMENT OF DOCKS.

Nos. 117 and 119 Duane street, 9 A. M. to 4 P. M.  
EUGENE T. LYNCH, Secretary.

##### DEPARTMENT OF TAXES AND ASSESSMENTS.

Brown-stone building, City Hall Park, 9 A. M. to 4 P. M.  
JOHN WHEELER, President; ALBERT STORER, Secretary.

##### BOARD OF ASSESSORS.

Office, No. 114 White street, 9 A. M. to 4 P. M.  
THOMAS B. ASTEN, President; WM. H. JASPER, Secretary.

##### DEPARTMENT OF BUILDINGS.

No. 2 Fourth avenue, 8:30 A. M. to 4 P. M.  
HENRY J. DUDLEY, Superintendent.

##### BOARD OF EXCISE.

Corner Mulberry and Houston streets, 9 A. M. to 4 P. M.  
RICHARD J. MORRISON, President; J. B. ADAMSON, Chief Clerk.

##### SEALERS OF WEIGHTS AND MEASURES

No. 236 West Forty-third street.  
ELIJAH W. ROE.

##### SHERIFF'S OFFICE.

Nos. 3 and 4 New County Court-house, 9 A. M. to 4 P. M.  
BERNARD REILLY, Sheriff; JOHN T. CUMMING, Under Sheriff.

##### COMMISSION FOR THE COMPLETION OF THE NEW COUNTY COURT-HOUSE.

No. 28 New County Court-house, 9 A. M. to 5 P. M.  
WYLLIS BLACKSTONE, President; ISAAC EVANS, Secretary.

##### REGISTER'S OFFICE.

East side City Hall Park, 9 A. M. to 4 P. M.  
FREDERICK W. LOEW, Register; AUGUSTUS T. DOCHARTY, Deputy Register.

##### COMMISSIONERS OF ACCOUNTS.

No. 27 Chambers street, 9 A. M. to 4 P. M.  
WM. PITT SHEARMAN, ROBERT F. HATFIELD.

##### COMMISSIONER OF JURORS.

No. 17 New County Court-house, 9 A. M. to 4 P. M.  
THOMAS DUNLAP, Commissioner; ALFRED J. KEEGAN, Deputy Commissioner.

##### COUNTY CLERK'S OFFICE.

Nos. 7 and 9 New County Court-house, 9 A. M. to 4 P. M.  
HUBERT O. THOMPSON, County Clerk; J. HENRY FORD, Deputy County Clerk.

##### DISTRICT ATTORNEY'S OFFICE.

Second floor, Brown-stone building, City Hall Park, 9 A. M. to 4 P. M.

BENJAMIN K. PHELPS, District Attorney; MOSES P. CLARK, Chief Clerk.

##### THE CITY RECORD OFFICE.

And Bureau of Printing, Stationery, and Blank Books.  
No. 2 City Hall, 8 A. M. to 6 P. M.; Saturdays, 8 A. M. to 5 P. M.

THOMAS COSTIGAN, Supervisor; R. P. H. ABELL, Book-keeper.

##### CORONERS' OFFICE.

No. 40 East Houston street.  
HENRY WOLTMAN, MORITZ ELLINGER, RICHARD CROKER, and RICHARD FLANAGAN, Coroners.

##### RAPID TRANSIT COMMISSIONERS.

HENRY F. SPAULDING, 15 Nassau street.  
BENJAMIN G. ARNOLD, 125 Front street.  
HENRY G. STEBBINS, 48 Exchange place.  
LEWIS G. MORRIS, 25 Pine street.

SAMUEL R. FILEY, Prospect avenue and 165th street.

##### SUPREME COURT.

Second floor, New County Court-house, 10½ A. M. to 3 P. M.

General Term, Room No. 9.

Special Term, Room No. 10.

Chambers, Room No. 11.

Circuit, Part I, Room No. 12.

Circuit, Part II, Room No. 13.

Circuit, Part III, Room No. 14.

Judges' Private Chambers, Room No. 15.

NOAH DAVIS, Chief Justice; HUBERT O. THOMPSON, Clerk.

##### SUPERIOR COURT.

Third floor, New County Court-house, 11 A. M.

General Term, Room No. 29.

Special Term, Room No. 33.

Chambers, Room No. 34.

Part II, Room No. 35.

Part III, Room No. 36.

Judges' Private Chambers, Room No. 30.

Naturalization Bureau, Room No. 32.

Clerk's Office, 9 A. M. to 4 P. M., Room No. 31.

WILLIAM E. CURTIS, Chief Judge; THOS. BORSE, Chief Clerk.

##### COURT OF COMMON PLEAS.

Third floor, New County Court-house, 11 A. M.

Clerk's Office, 9 A. M. to 4 P. M., Room No. 22.

General Term, Room No. 24.

##### SPECIAL TERM, ROOM NO. 21.

###### Chambers, Room No. 21.

###### Part I, Room No. 25.

###### Part II, Room No. 26.

###### Part III, Room No. 27.

###### Naturalization Bureau, Room No. 23.

###### CHARLES P. DALY, Chief Justice; NATHANIEL JARVIS, Jr., Chief Clerk.

##### MARINE COURT.

General Term, Trial Term Part I, Room 15, City Hall.

Trial Term Part II, Trial Term Part III, third floor, 27 Chambers street.

Special Term, Chambers, second floor, 27 Chambers street, 10 A. M. to 3 P. M.

Clerk's Office, basement, Brown-stone building City Hall Park, 9 A. M. to 4 P. M.

HENRY ALKER, Chief Justice; JOHN SAVAGE, Chief Clerk.

##### COURT OF GENERAL SESSIONS.

Brown-stone building, City Hall Park, 10 A. M. to 4 P. M.

Clerk's Office, Brown-stone building, City Hall Park, second floor, Room 14, 10 A. M. to 4 P. M.

JOHN K. HACKBETT, Recorder; RUFUS B. COWING, City Judge; HENRY A. GILDERSLEEVE, Judge-Sessions; JOHN SPARKS, Clerk.

##### OVER AND TERMINER COURT.

General Term, New County Court-house, second floor southeast corner, room 13, 10:30 A. M.

Clerk's Office, Brown-stone building, City Hall Park, second floor, northwest corner.

##### COURT OF SPECIAL SESSIONS.

At Tombs, corner Franklin and Centre streets, Tuesdays, Thursdays, and Saturdays, 10 A. M.

Clerk's Office, Tombs.

##### DISTRICT CIVIL COURTS.

First District—First, Second, Third, and Fifth Wards, southwest corner of Centre and Chambers streets, 10 A. M. to 4 P. M.

JOHN CALLAHAN, Justice.

Second District—Fourth, Sixth, and Fourteenth Wards, Nos. 112 and 114 White street, 9 A. M. to 4 P. M.

CHARLES M. CLANCY, Justice.

Third District—Eighth, Ninth, and Fifteenth Wards, Sixth avenue, corner West Tenth street.

GEORGE W. PARKER, Justice.

Fourth District—Tenth and Seventeenth Wards, Nos. 20 and 22 Second avenue, 9 A. M. to 4 P. M.

JOHN A. DINKEL, Justice.

Fifth District—Seventh, Eleventh, and Thirteenth Wards, No. 154 Clinton street.

TIMOTHY J. CAMPBELL, Justice.

Sixth District—Eighteenth and Twenty-first Wards, Nos. 389 and 391 Fourth avenue.

WILLIAM H. KELLY, Justice.

Seventh District—Nineteenth and Twenty-second Wards, Fifty-seventh street, between Third and Lexington avenues.

CHARLES H. INGERSOLL, Justice.

Eighth District—Sixteenth and Twentieth Wards, southwest corner of Twenty-second street and Seventh avenue.

FREDERICK G. GEDNEY, Justice.

Ninth District—Twelfth Ward, One Hundred and Twenty-fifth street, near Fourth avenue.

HENRY P. MCGOWN, Justice.

Tenth District—Twenty-third and Twenty-fourth Wards, corner of College avenue and Kingsbridge Road.

JOHN FLANAGAN, Justice.

##### POLICE COURTS.

Judges—BUTLER H. BIXBY; PATRICK G. DUFFY; CHARLES A. FLAMMER; GEORGE E. KASIMIRE; JAMES T. KILBRETH; BANKSON T. MORGAN; HENRY MURRAY; MARCUS OTTERBOURG; F. SHERMAN SMITH; BENJAMIN C. WANDELL; and NELSON K. WHEELER.

GEORGE W. CREIGER, Secretary.

Office of Secretary, Fifth District Police Court, One Hundred and Twenty-fifth street, near Fourth avenue.

First District—Tombs, Centre street.

Second District—Jefferson Market.

Third District—No. 69 Essex street.

Fourth District—Fifty-seventh street, near Lexington avenue.

Fifth District—One Hundred and Twenty-fifth street, near Fourth avenue.

Sixth District—Tremont.

##### DEPARTMENT PUBLIC WORKS.

DEPARTMENT OF PUBLIC WORKS,  
COMMISSIONER'S OFFICE, ROOM 19, CITY HALL,  
NEW YORK, June

Bidders will state the price for each article, by which the bids will be tested.

Bidders will write out the amount of their estimate in addition to inserting the same in figures.

Payment will be made by a requisition on the Comptroller, issued on the completion of the contract, or from time to time as the Commissioners may determine.

Bidders are informed that no deviation from the specifications will be allowed, unless under the written instruction of the Commissioners of Public Charities and Correction.

The Department of Public Charities and Correction reserves the right to decline any and all bids or estimates if deemed to be for the public interest, and to accept any bid or estimate as a whole, or for any one or more articles included therein. No bid or estimate 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 form of the agreement, including specifications, and showing the manner of payment for the supplies, will be furnished at the office of the Department.

Dated New York, June 27, 1879.

TOWNSEND COX,  
THOMAS S. BRENNAN,  
JACOB HESS,  
Commissioners of the Department of  
Public Charities and Correction.

DEPARTMENT OF PUBLIC CHARITIES AND CORRECTION,  
No. 66 THIRD AVENUE.

### PROPOSALS FOR FLOUR TO CONTRACTORS.

### SEALED BIDS OR ESTIMATES FOR FURNISHING

3,000 barrels of good extra Wheat Flour, to be equal in quality to the samples to be seen at this office (empty barrels to be returned and deducted in proposals from the price of flour), to be delivered at the Bake-house, Blackwell's Island, in quantities as required, free of all expense to the Department.

—will be received at the office of the Department of Public Charities and Correction, in the City of New York, until 9 o'clock A. M. of Monday, the 14th day of July, 1879. The person or persons making any bid or estimate shall furnish the same in a sealed envelope, indorsed "Bid or Estimate" for Flour, and with his or their name or names and the date of presentation, to the head of said Department, at the said office, on or before the day and hour above named, at which time and place the bids or estimates received 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.

Delivery will be required to be made from time to time, at such times and in such quantities as may be directed by the said Department; but the entire quantity will be required to be delivered on or before sixty (60) days after the date of the contract.

Any bidder for this contract must be known to be engaged in and well prepared for the business, and must have satisfactory testimonials to that effect; and the person or persons to whom the contract may be awarded will be required to give security for the performance of the contract by his or their bond, with two sufficient sureties in the penal amount of fifty (50) per cent. of the estimated amount of the contract.

Each bid or estimate shall contain and state the name and place of residence of each of the persons making the same; the names of all persons interested with him or them therein; and if no other person be so interested, it shall distinctly state that fact; that it is made without any connection with any other person making an estimate for the same purpose, and is in all respects fair and without collusion or fraud; and 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. The bid or estimate must be verified by the oath, in writing, of the party or parties 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 bid or estimate shall be accompanied by the consent, in writing, of two householders or freeholders in 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 making the estimate, they will, on its being so awarded, become bound as his sureties for its faithful performance; and that if he shall omit or refuse to execute the same, they shall pay to the Corporation any difference between the sum to which he would be entitled on its completion and that which the Corporation may be obliged to pay to the person or persons 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 this 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 a surety in good faith and with the intention to execute the bond required by section 27 of chapter 8 of the Revised Ordinances of the City of New York, if the contract shall be awarded to the person or persons for whom he consents to become surety. The adequacy and sufficiency of the security offered to be approved by the Comptroller of the City of New York.

Should the person or persons to whom the contract may be awarded neglect or refuse to accept to contract within forty-eight (48) hours after written notice that the same has been awarded to his or their bid or proposal, or if he or they accept but do not execute the contract and give the proper security, 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 as provided by law.

The quality of the articles, supplies, goods, wares, and merchandise must conform in every respect to the samples of the same respectively at the office of the said Department. Bidders are cautioned to examine the specifications for particulars of the articles, etc., required, before making their estimates.

Bidders will state the price for each article, by which the bids will be tested.

Bidders will write out the amount of their estimate in addition to inserting the same in figures.

Payment will be made by a requisition on the Comptroller issued on the completion of the contract, or from time to time as the Commissioners may determine.

Bidders are informed that no deviation from the specifications will be allowed, unless under the written instruction of the Commissioners of Public Charities and Correction.

The Department of Public Charities and Correction reserves the right to decline any and all bids or estimates if deemed to be for the public interest, and to accept any bid or estimate as a whole, or for any one or more articles included therein. No bid or estimate will be accepted from, or a 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 form of the agreement, including specifications, and showing the manner of payment, can be obtained at the office of the Department.

Dated June 27, 1879.

TOWNSEND COX,  
THOMAS S. BRENNAN,  
JACOB HESS,  
Commissioners of the Department of  
Public Charities and Correction.

### RAPID TRANSIT COMMISSION.

OFFICE OF THE  
BOARD OF COMMISSIONERS OF RAPID TRANSIT,  
54 EXCHANGE PLACE,  
NEW YORK, June 28, 1879.

THE COMMISSIONERS APPOINTED BY THE Mayor, on the second day of April, 1879, pursuant to the provisions of Chapter 666, Laws of 1875, hereby give public notice that the further submission of plans for the construction and operation of railways on the routes by them determined, will be received until the fifth proximo, and that they will meet on the ninth day of July, 1879, at 10 o'clock A. M., at the office of the Board, and decide upon the plans for the construction and operation and for the requisite appliances of the several Rapid Transit railways upon the routes so determined.

By order of the Board,

H. G. STEBBINS,  
President.

### SUPREME COURT.

In the matter of the application of the Department of Public Parks, for and on behalf of the Mayor, Aldermen and Commonalty of the City of New York, relative to opening of Eighty-ninth street, from Eighth avenue to New road, and from Twelfth avenue to the Hudson river, in the City of New York.

PURSUANT TO THE STATUTES IN SUCH cases made and provided, the Department of Public Parks, for and on behalf of the Mayor, Aldermen and Commonalty of the City of New York, hereby give notice that the Counsel to the Corporation will apply to the Supreme Court of the First Judicial District of the State of New York, on Monday, August 5, 1879, at ten o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard, for the appointment of two Commissioners of Estimate and Assessment in the above proceedings, in the place and stead of John Brown, deceased, and of Joel A. Fithian.

New York, July 3, 1879.

WM. C. WHITNEY,  
Counsel to the Corporation.

In the matter of the application of the Department of Public Works, for and on behalf of the Mayor, Aldermen and Commonalty of the City of New York, relative to the opening of Eighty-first street, from the Boulevard to the new avenue, and from Twelfth avenue to the Hudson river, in the City of New York.

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

That we have completed our estimate and assessment, and that all persons interested in these proceedings, or in any of the lands affected thereby, and who may be opposed to the same, do present their objections, in writing, duly verified, to Charles Price, Esq., our Chairman, at the office of the Commissioners, No. 82 Nassau street, Room No. 24, in the said city, on or before the 22d day of August, 1879; and that we, the said Commissioners, will hear parties so objecting within the ten week days next after the said 22d day of August; and, for that purpose, will be in attendance at our said office on each of said ten days, at one o'clock P. M. That the abstract of the said estimate and assessment, together with our maps, and also all the affidavits, estimates, and other documents which were used by us in making our report have been deposited in the office of the Department of Public Works, in the City of New York, there to remain until the 14th day of August, 1879.

That the limits embraced by the assessment aforesaid, are as follows: All those lots, pieces, or parcels of land lying and being on Eighty-first street, between the Boulevard and the new avenue, and between the Twelfth avenue and the Hudson river, and extending on either side of Eighty-first street, as aforesaid, one-half the distance to the next street thereto in the City of New York.

That our report herein will be presented to the Supreme Court of the State of New York, at a Special Term thereof, to be held in the Court-house, in the City of New York, on the 29th day of August, 1879, at ten o'clock A. M., on that day, and that then and there, or as soon thereafter as counsel can be heard, a motion will be made that the said report be confirmed.

Dated New York, June 30, 1879.

CHARLES PRICE,  
JOSEPH MEERKS,  
LOUIS MESIER,  
Commissioners.

In the matter of the application of the Department of Docks, for and on behalf of the Mayor, Aldermen and Commonalty of the City of New York, relative to acquiring right and title to and possession of Pier Forty-four (44), old number, North river, in the City of New York.

WE, THE UNDERSIGNED, COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to the owner or owners, occupant or occupants, of all lots, and improved or unimproved lands, land under water, water rights, terms, easements or privileges affected thereby; and to all others whom it may concern.

That we have completed our report and estimate, and that all persons interested in these proceedings, or in any of the lands, land under water, water rights, terms, easements or privileges affected thereby, and who may be opposed to the same, may present their objections in writing, duly verified, to James Matthews, Esq., our chairman, at the office of the Commissioners, No. 13 Cortlandt street (Room No. 76), in said city, on or before the 31st day of July, 1879; and that we, the said Commissioners, will hear parties so objecting within the ten week-days next after the said 31st day of July, and for that purpose will be in attendance at our said office on each of said ten days, at one o'clock P. M. That our said report and estimate, together with a transcript of the testimony taken before us upon the hearing, and used by us in making our report, have been deposited in the office of the Department of Public Works, in the City of New York, there to remain until the 12th day of August, 1879.

That the metes and bounds of the lands, land under water, water rights, terms, easements or privileges affected by our said report, are as follows: Beginning at a point about two hundred and sixty-eight feet northerly from the northeast corner of Spring and West streets, and seventy feet west of the east side of West street, said point lying on the city boundary line of 1867, on the south side of Pier 44, as existing in 1846; thence westerly, along the southerly side of Pier 44, as existing in 1846, and continued westerly out to the new pier line as established in 1871, a total distance of seven hundred and seventy feet; thence northerly, along said pier line forty feet; thence easterly four hundred and ten feet, parallel with the south side of said Pier 44; thence northeasterly about ten feet; thence easterly, along the northerly side of said Pier 44 three hundred and fifty feet, to the old city boundary line; thence southerly, along said line, forty-six feet and ten inches, to the point of beginning.

That our report herein will be presented to the Supreme Court of the State of New York, at a Special Term thereof to be held in the Court-house in the City of New York, on the 27th day of August, 1879, at 10 o'clock A. M., on that day; and that then and there, or as soon thereafter as counsel can be heard, a motion will be made that the said report be confirmed.

Dated New York, June 28, 1879.

JAMES MATTHEWS,  
WILLIAM H. WICKHAM,  
LOUIS FITZGERALD,  
Commissioners.

### FIRE DEPARTMENT.

HEADQUARTERS  
FIRE DEPARTMENT, CITY OF NEW YORK,  
155 AND 157 MERCER STREET,  
NEW YORK, July 1, 1879.

### SEALED PROPOSALS FOR FURNISHING THIS

Department with the following articles, to wit:

250,000 pounds Hay, of the quality and standard known as Good Sweet Timothy.  
50,000 pounds good clean Rye Straw.  
1,800 bags clean White Oats, 80 pounds to the bag.  
1,200 bags Fine Feed, 60 pounds to the bag.

—will be received at these Headquarters until 9 o'clock A. M. on Wednesday, the 16th instant, when they will be publicly opened and read.

No proposals will be received or considered after the hour named.

Proposals must include all of the items, specifying the price per cwt. for hay and straw, and per bag for oats and feed.

All of the articles are to be delivered at the various houses of the Department in such quantities and at such times as may be directed.

Two responsible sureties will be required upon each proposal, who must each justify thereon, prior to its presentation, in an amount not less than one-half of the amount thereof.

Blank forms of proposals, together with such further information as may be required, may be obtained upon application at these Headquarters, where the prescribed form of contract may also be seen.

Proposals must be indorsed upon the envelope "Proposals for Furnishing Forage," with the name of the bidder, and be addressed to the Board of Commissioners of this Department.

The Board of Commissioners reserves the right to reject any or all of the proposals received if deemed to be for the interest of the city.

VINCENT C. KING,  
JOHN J. GORMAN,  
CORNELIUS VAN COTT,  
Commissioners.

HEADQUARTERS  
FIRE DEPARTMENT, CITY OF NEW YORK,  
155 AND 157 MERCER STREET,  
NEW YORK, November 7, 1878.

### NOTICE IS HEREBY GIVEN THAT THE

Board of Commissioners of this Department will meet daily at 10 o'clock A. M., for the transaction of business.

By order of the Board.

VINCENT C. KING, President,  
JOHN J. GORMAN, Treasurer,  
CORNELIUS VAN COTT,  
Commissioners.

CARL JUSSEN,  
Secretary

### THE CITY RECORD.

COPIES OF THE CITY RECORD CAN BE obtained at No. 2 City Hall (northwest corner casement). Price three cents each.

### JURORS.

### NOTICE IN RELATION TO JURORS FOR STATE COURTS

OFFICE OF THE COMMISSIONER OF JURORS,  
NEW COUNTY COURT-HOUSE,  
NEW YORK, June 1, 1879.

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

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

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

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

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

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

### CORPORATION NOTICE.

NOTICE IS HEREBY GIVEN THAT THE FOLLOWING Assessment Lists have been received by the Board of Assessors from the Commissioner of Public Works.

No. 1.—Paving Seventy-fourth street, between Avenue A and East river.....	\$3,417 87
No. 2.—Flagging First avenue, west side, between Fifty-ninth and Sixtieth streets.....	55 50
No. 3.—Flagging Madison avenue, east side, between Eightieth and Eighty-first streets.....	161 40
No. 4.—Flagging Fifty-first street, north side, between Broadway and Eighth avenue.....	31 39
No. 5.—Fencing Madison avenue, east side, between Eightieth and Eighty-first streets, and in Eightieth street, between Madison and Fourth avenues.....	189 47
No. 6.—Fencing Sixth avenue, east side, between One Hundred and Twenty-fourth and One Hundred and Twenty-fifth streets.....	113 09
No. 7.—Fencing Seventy-fourth street, southwest corner of and Fourth avenue.....	85 31
No. 8.—Fencing Forty-fourth street, between Tenth and Eleventh avenues.....	21 79
No. 9.—Flagging Sixtieth street, between Boulevard and Ninth avenue.....	785 32
Total.....	\$4,861 14

WM. H. JASPER,  
Secretary.  
OFFICE BOARD OF ASSESSORS,  
No. 114 WHITE STREET (CORNER CENTRE),  
NEW YORK, June 9, 1879.

### LEGISLATIVE DEPARTMENT.

THE COMMITTEE ON LAW DEPARTMENT of the Board of Aldermen will meet every Monday in the City Library, Room No. 12 City Hall, at 1 o'clock P. M.

By Order of the Committee,

J. GRAHAM HYATT,  
Chairman.

### FINANCE DEPARTMENT.

WILLIAM KENNELLY & HUGH N. CAMP,  
Auctioneers.

### CORPORATION SALE OF REAL ESTATE.

PUBLIC NOTICE IS HEREBY GIVEN THAT BY virtue of the powers vested in the Commissioners of the Sinking Fund of the City of New York, they will offer for sale, at public auction, on Thursday, April 24, 1879, at noon, at the Exchange Salesroom, No. 111 Broadway, in the City of New York, the following real estate belonging to the Corporation of the City of New York, viz.:

Lots Nos. 13, 14, 15, Harlem market property, south side 121st street, near Third avenue.  
West side 3d avenue, between 67th and 68th streets, lots Nos. 1 to 7.  
South side 68th street, between 3d and Lexington avenues, lots Nos. 10 to 16.  
East side Lexington avenue, between 67th and 68th streets, lots Nos. 22 to 25.  
North side 67th street, between Lexington and 3d avenues, lots Nos. 26 to 33.  
Lithographic maps of the above real estate may be obtained at the Comptroller's office at the New County Court-house, on and after April 15, 1879.  
Full warrantee deeds will be given to all purchasers.

COMPTROLLER'S OFFICE,  
NEW COUNTY COURT-HOUSE,  
March 24, 1879.

JOHN KELLY,  
Comptroller

The sale of the above premises is adjourned to Thursday, July 10, 1879, at the same hour and place.  
NEW COUNTY COMPTROLLER'S OFFICE,  
NEW COUNTY COURT-HOUSE,  
June 12, 1879.

JOHN KELLY,  
Comptroller.

DEPARTMENT OF FINANCE,  
BUREAU FOR COLLECTION OF ASSESSMENTS,  
No. 16 NEW COURT-HOUSE, CITY HALL PARK,  
NEW YORK, June 10, 1879.

### 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 JUNE 5, 1879.  
1st avenue, sewer, between 92d and 110th streets, and 2d avenue, sewer, between 93d and 109th streets, with branches in 93d, 96th, 97th, 98th, 100th, 101st, 102d, 103d, 104th, 105th, 107th, and 108th streets.  
4th avenue, regulating and grading, between 116th and 124th streets.

All payments made on the above assessments on or before August 9, 1879, 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 COLLECTION OF ASSESSMENTS,  
FIRST FLOOR (NEW WING), NEW COURT-HOUSE,  
CITY HALL PARK,  
NEW YORK, June 6, 1879.

### NOTICE TO PROPERTY HOLDERS.

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

CONFIRMED MAY 15, ENTERED MAY 20, 1879.  
Inwood street opening, from the westerly line of Kingsbridge road to the Hudson river.

All payments made on the above assessment on or before August 5, 1879, 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 COLLECTION OF ASSESSMENTS,  
No. 16 NEW COURT-HOUSE, CITY HALL PARK,  
NEW YORK, June 2, 1879.

### 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 MAY 29, 1879.  
76th street, paving, from 8th avenue to Riverside Park, 10th avenue, sewer, between 77th and 81st streets, with branches in 77th, 78th, 79th, and 80th streets.  
57th street, sewer extension at East river.  
70th street, basin, northeast corner 5th avenue.  
68th street, paving intersections of 4th avenue.  
Fordham avenue, crosswalk near 11th street (24th ward).

All payments made on the above assessments on or before Aug. 1st, 1879, 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.

### 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 1877, prepared under the direction of the Commissioners of Records.

Grantors, grantees, suits in equity, insolvents' and Sheriffs' sales, in 61 volumes, full bound, price, \$100 00  
The same, in 25 volumes, half bound, ..... 50 00  
Complete sets, folded, ready for binding, ..... 15  
Records of Judgments, 25 volumes, bound, ..... 10 00  
Orders should be addressed to "Mr. Stephen Angell, Comptroller's Office New County Court-house."

JOHN KELLY,  
Comptroller.