# THE CITY RECORD.

# OFFICIAL JOURNAL.

VOL. I.

NEW YORK, WEDNESDAY, OCTOBER 29, 1873.

NUMBER 109.



# LEGISLATIVE DEPARTMENT.

SPECIAL SESSION.

# BOARD OF ALDERMEN.

No. 15 CITY HALL, TUESDAY, October 28, 1873, 3½ o'clock P. M.

The Board met in their chamber, No. 15, City Hall, pursuant to the following call: NEW YORK, Oct. 27, 1873.

Jos. C. Pinckney, Esq., Clerk Common Council:

SIR—You are hereby directed to notify the members of the Board of Aldermen to meet in special session in the chambers of the Board, in the City Hall, on Tuesday, the 28th instant, at 3½ o'clock, for the transaction of such public business as may come before the Board.

Jos. A. Monheimer, Richard Flanagan, Patrick Lysaght, John J. Morris, Oswald Ottendorfer, O. P. C. Billings, J. Van Schaick, Geo. Koch, John Reilly, S. V. R. Cooper, Peter Kehr.

Present :—Samuel B. H. Vance, Esq., President, in the chair, and the following members : Oliver P. C. Billings,
Henry Clausen,
Stephen V. R. Cooper,
John Falconer,
Richard Flanagan,
Oswald Ottendorfer, John Falconer, Richard Flanagan, John Reilly, Jenkins Van Schaick. Peter Kehr, George Koch,

On motion of Alderman Morris, the reading of minutes of the last meeting was dispensed with. MESSAGE FROM HIS HONOR THE MAYOR.

The following message was received from his Honor the Mayor:

MAYOR'S OFFICE, New York, October 28, 1873. To the Honorable the Common Council:

Gentlemen:—I have received the accompanying communication from the citizens of Memphis, Tennessee, now almost decimated by the ravages of the yellow fever, with which they have been visited. This calamity following the exhaustion consequeut upon the war, from which that city had scarcely recuperated, has intensified its sufferings, and it now appeals to sistercities for aid, in its dire affliction. The story of the sufferings of the people and their present condition, may be gathered from the petition. I hope that you will find a contribution within the scope of your powers, and will give the application your earnest consideration, with a view to such relief, as the emergency requires, and which may be most efficacious to accomplish it.

W. F. HAVEMEYER. GENTLEMEN :- I have received the accom-

NEW YORK, Oct. 25, 1873.

To Hon. Wm. F. Havemeyer, Mayor of the City of New York:

City of New York:

Sir:—In behalf of the City of Memphis, and the thousands of unfortunate victims of the yellow fever scourge, which has and still continues to desolate their homes, and reduced many to absolute want, we would respectfully appeal to the City of New York, through her Board of Council, for aid and relief.

By yellow fever and cholera, since last June, fully 3,000 citizens have died, nearly one-twelfth of the population, equivalent to a mortality of 80,000 people in the great city of New York for the same period.

the same period.

When the city of Chicago had her unprecedented fire calamity, the Memphis City Council appropriated \$10,000, and her citizens subscribed \$20,000 more, aggregating \$30,000, for the unfortunate sufferers of that city.

Ciccionati by her City Council has recently

Cincinnati, by her City Council, has recently appropriated \$15,000 for the Memphis sufferers, and other cities have made similar contributions; but the distress and suffering is so great, not only among the sick and dying, but the widows and orphans also, that the necessity for additional aid orphans also, that the necessity for additional aid is pressing beyond expression; we come, therefore, in the name of suffering humanity, realizing our unenviable and humiliating position, but conscious of being in the discharge of duty, and relying upon the world-wide reputation for benevolence of your great city and her citizens, would respectfully but most earnestly plead for such assistance as may be in your power to render. sistance as may be in your power to render.

We feel confident there is not a man, woman

or child in this great city, who would not cheer-fully respond to the necessities of any single in-dividual in this, or any foreign land, whose claims to humanity should appeal so forcibly as

does this object to Christian sympathy and na-ional brotherhood.

In 1867 yellow fever did not disappear from Memphis until the 25th of November, and its ravages now threaten to be prolonged with un-diminishing mortality, followed by the hopeless infliction of orphanage, destitution and want, scarcely less severe than the dread pestilence it-self.

Respectfully submitted. Your obedient servants,

WM. G. FORD, DAVID P. HADDEN, H. D. BULKLEY, Citizens of Memphis, Tenn.

Whereupon Alderman Morris offered the fol-

lowing:
Resolved, That the communication from his Resolved, That the communication from his Honor the Mayor be received and printed in the minutes; that the message and accompanying appeal of the people of Memphis, Tennessee, be transmitted to his Honor the Mayor, as President of the Board of Apportionment, with the request endorsed thereon, that he immediately convene the said Board of Apportionment, and on behalf of the people of the city appropriate, as a donation to the stricken people of Memphis, the sum of \$50,000.

Which was unanimously adopted.

Which was unanimously adopted.

Also the following:

MAYOR'S OFFICE, NEW YORK, October 28, 1873.

To the Honorable the Common Council:

GENTLEMEN—The accompanying communication from the Hon. G. M. Van Nort, Commissioner of Public Works, is transmitted for your

Consideration.

I signed the resolution of your Hon. Body, granting permission to Messrs. John & Welshofer, to place an ornamental lamp at the corner of Seventeenth street and Broadway, under the impression that it was to place it in front of their premises, but find by the communication of the Commissioner of Public Works that this is not the fact, and that the lamp is to be placed in front of the premises occupied by Mr. Robert, Goelet, who strenuously objects to such use of the premises.

would recommend that the resolution referred to be rescinded.

DEPARTMENT OF PUBLIC WORKS, COMMISSIONERS' OFFICE, ROOM 19 CITY HALL, NEW YORK, October 28, 1873.

Hon. Wm. F. Havemeyer, Mayor, &c .:

Hon. Wm. F. Havemeyer, Mayor, &c.:

SIR—I am in receipt of a resolution of the Common Council, approved by your Honor, on the 23d inst., granting permission to Messrs. John & Welshofer, proprietors of the "Hotel Monica," to place an "ornamental lamp" on the corner of Seventeenth street and Broadway. Upon examination by this Department, I find that the said corner is one hundred feet from the "hotel," and that the proposed lamp would be in front of premises occupied as a private residence by Robert Goelet, and is strenuously objected to by him.

Although the word "ornamental" is used in the resolution, the lamp said parties desire to erect, is in reality to contain certain words, indicating an advertisement of their hotel and restaurant business.

taurant business.

Mr. Goelet objects to any lamp, either of an ornamental character or otherwise, being placed in front of his property, and I would therefore respectfully submit the matter to you for such action as you may deem best in the premises, as the permit cannot be carried into effect.

I desire also to call your attention to the fact that protests against the erection of ornamental lamps are frequently made, they being generally of an advertising instead of an ornamental character, and are usually placed in front of property, other than that intended to be benefited thereby.

Very respectfully, GEO. M. VAN NORT, Commissioner of Public Works.

Whereupon, Alderman Monheimer offered the

Resolved, That the resolution approved October 22, 1873, granting permission to John & Welshofer, proprietors of Hotel Monica, to place a lamp on the corner of Broadway and Seventeenth street, be and is hereby rescinded and

repealed. Which was adopted.

COMMUNICATION FROM DEPARTMENTS AND CORPORATION OFFICERS

The following weekly statement was received from the Department of Finance.

CITY OF NEW YORK, DEPARTMENT OF FINANCE, CONPTROLLER'S OFFICE, October 25, 1873.

To Board of Aldermen:

Weekly statement, showing the appropriation made under the authority contained in chapter 758, Laws of 1873, for carrying on the Legisla-lative Department, from January 1 to December 31, 1873, both days inclusive, and of the pay-ments made up to and including the date hereof for and on account of each appropriation for and on account of each appropriation.

Title of Appropriations. Advertising for the Common Council

Am't of Appropriations.

\$8,000 00 lic Works.

City Contingencies.
Contingencies, Legislative Dep't...
Printing for the
Common Council 763 ∞ 7,001 72 8,000 00

183,597 17

Salaries, Legislative Department.... Legislative Department, Printing and Binding.....

4,225 00 ANDREW H. GREEN. Comptroller.

131,380 09

Which was ordered on file.

MOTIONS AND RESOLUTIONS.

Alderman Flanagan moved that the Sergeantat-Arms be instructed to notify Alderman McCafferty and Van Schaick, who were absent, that
their presence was required at this meeting of
the Board.

Which was agreed to.
Alderman Reilly moved that the Board take a
recess for half an hour, in order to afford the
Sergeant-at-Arms an opportunity to perform the
duty assigned him.
Which was also agreed to.

AFTER RECESS, 4:20 P. M.

Present—Hon. S. B. H. Vance, President, in the chair.
O. P. C. Billings, S. V. R. Cooper, Henry Clausen, John Falconer, Richard Flanagan, Pater Kerh.

4:20 P. M. J
Patrick Lysaght, Robert McCafferty, J. A. Monheimer, John J. Morris, Oswald Ottendorfer, Lohn Reilly. Patrick Lysaght, Robert McCafferty, J. A. Monheimer, John J. Morris, Oswald Ottendorfer, John Reilly, Jenkins Van Schaick. Peter Kerh, George Koch,

PAPERS FROM BOARD OF ASSISTANT ALDERMAN.

Resolution to permit John Shields to erect a watering trough corner of South Fifth avenue and Grand street.

Which was concurred in.

Resolution to repeal resolution and ordinance for flagging Fortieth street, from Tenth to Eleventh avenue, approved April 18, 1873.

Which was concurred in.

Report of Committee on Ordinances, with resolution in favor of cleaning the sidewalks of Eighth avenue, from Thirty-second to Fortieth

Which was referred to the Committee on Pub-

Resolution to permit Andrew C. Meyer to erect watering trough at intersection of One Hundred and Twenty-fifth street and Manhattan street. Which was concurred in.

Resolution to permit John H. Miller to erect watering trough on the southeast corner of Laight and Varick streets.

Which was concurred in.

Resolution giving permission to the property owners on Seventy-first st., between Ninth avenue and the Boulevard, to number said portion of

Which was referred to the Committee on Pub-

Resolution to permit Joseph Riley to place an rnamental lamp on lamp-post in front of 512 Which was referred to the Committee on Pub-

Resolution to flag both sides of Fifty-seventh street, between Second and Third avenues, full width.

Which was referred to the Committee on

Resolution to flag, full width, sidewalk on the south side of Franklin street, from Centre to Elm

Which was referred to the Committee on Streets.

Resolution to flag, full width, sidewalks on Fifty-sixth street, from Ninth to Tenth avenues.

Which was referred to the Committee on

Resolution to flag, full width, sidewalk on the west side of Ninth avenue, from Fifty-fifth to

Fifty-ninth streets.

Which was referred to the Committee on

Resolution to regulate, &c., One Hundred and Fifteenth street, from Seventh to Eighth avenues. Which was referred to the Committee on

Resolution to lay gas-mains and erect street lamps in Sixty-fifth street, from Eighth avenue to

Which was referred to the Committee'on Pub-

Resolution to lay gas mains and erect street lamps in One Huudred and Fiftieth street, from St. Nicholas avenue to Tenth avenue.

Which was referred to the Committee on Pub-

Resolution to lay gas-mains and erect street lamps in Sixty-third street, from Third avenue to the East river.

Which was referred to the Committee on Public Works.

Resolution to place two gas lamps in front of the Mission Chapel, No. 135 Greenwich street. Which was referred to the Committee on Pub-

Resolution to place gas lamps in One Hundred and Thirteenth street, from First to Second ave-

Which was referred to the Committee on Pub-

Resolution to place gas lamps in Second avenue, from Seventy-second to Seventy-eighth

Which was referred to the Committee on Public Works.

Resolution to remove the gas lamp-post in front of No. 46 West street. Which was referred to the Committee on Pub-

Resolution to lay croton mains in Sixty-fourth street, from Boulevard to Eleventh avenue. Which was referred to the Committee on Public Works.

MOTIONS AND RESOLUTIONS RESUMED.

By Alderman Falconer-Resolved, That Stephen B. Brague be and he is hereby re-appointed a Commissioner of Deeds, to date from the expiration of his present term

Which was referred to the Committee on Salaries and Offices.

The Committee on Public Works of the Board of Aldermen, to whom was referred the annexed resolution and ordinance from the Board of Assis-

tant Aldermen, in tavor of permitting James Cassin to construct vault corner of Worth and Mulberry streets, respectfully

REPORT :

That having carefully examined the subject, they can see no objection to granting the permission asked for. They therefore recommend that the action of the Board of Assistant Aldermen, in adopting said resolution be concurred in.

Resolved, That permission be and the same ishereby given to James Cassin to build a vault in the line of the curb in front of building corner Worth and Mulberry streets, the same to be done under the direction of the Commissioner of Public Works.

GEORGE KOCH, JOHN J. MORRIS, HENRY CLAUSEN, Committee on Public Works.

Which was adopted. UNFINISHED BUSINESS.

Alderman Monheimer called up G. O. 2271/2.

being a resolution as follows:
Resolved, That the Mayor, Aldermen, and Commonalty of the City of New York hereby consent to and authorize the loan of the sum of two million five hundred thousand dollars to the Industrial Exhibition Company out of the funds of the city, to be raised in the manner and upon the terms specified in and by Chapter 784 of the Laws of 1873, and that the Comptroller be and he is hereby authorized and empowered to issue and deliver the bonds therein specified, and to pay over to said company the amount of said loan, pursuant to the provisions of said law, on receiving the security for the repayment thereof which is therein directed to be given.
Which was adopted by the following vote:
Affirmative—Aldermen Billings, Cooper, Clausen, Flanagan, Kehr, Koch, McCafferty, Monheimer, Reilly, Ottendorfer, Van Shaick—11.
Negative—The President, Aldermen Falconer, Morris—3.
Alderman Ottendorfer asked to be excused

Alderman Ottendorfer asked to be excused om voting, which request was denied. Alderman Kehr moved that the Board do now -3.

ljourn. Which was lost by the following vote: Affirmative—Alderman Clausen, Kehr, Koch,

Negative—The President, Aldermen Billings, Cooper, Falconer, Flanagan, Lysaght, McCafferty, Monheimer, Ottendorfer, Reilly and Van Schaick—11.

Alderman McCafferty called up

Which was referred to the Streets.

Resolution to fence in vacant lots on the north east corner of Seventh avenue and Fifty-third street.

Which was referred to the Committee on Public Works.

Resolution to fence in vacant lots on Fifty.

Resolution as follows:

Resolved, That gas mains be laid, and street street from Fourth to Fifth avenues, and One hundred and thirteenth streets, from First avenue to Harlem river, by the Harlem Gas Company, under the direction of the Commissioner of Public Works.

Which was referred to the Committee on Public Works.

Which was adopted by the following vote:

Which was adopted by the following vote:

Which was adopted by the following vote:

Which was referred to the Committee on Public Works.

Which was adopted by the following vote:
Affirmative—The President, Aldermen Billings,
Clausen, Cooper, Falconer, Flanagan, Kehr,
Koch, Lysaght, McCafferty, Monheimer, Morris,
Ottendorfer, Reilly, Van Shaick.—15.

Alderman McCafferty called up

G. O. 96,

being a resolution as follows:

Resolved, That gas-lamps be placed in Sixty:

sixth street, between Madison and Fourth avenue, and the same lighted under the direction of the Commissioner of Public Works.

Which was adopted by the following vote:
Affirmative.—The President, Aldermen Billings,
Clausen, Cooper, Falconer, Flanagan, Kehr,
Koch, Lysaght, McCafferty, Monheimer, Morris,
Ottendorfer, Reilly, Van Schaick.—15.

Alderman Koch called up

G. O. 112.

being a resolution as follows:

Resolved, That Ninety-third street, from Third avenue to Fifth avenue, be regulated and graded, the curb and gutter stones set, and the sidewalks flagged where not already done, under the direc-tion of the Commissioner of Public Works, and that the accompanying ordinance therefor be

Which was adopted by the following vote:

Which was adopted by the following vote:
Affirmative—The President, Aldermen Billings,
Clausen, Cooper, Falconer, Flanagan, Kehr,
Koch, Lysaght, McCafferty, Monheimer, Morris,
Ottendorfer, Reilly, Van Shaick.—15.

Alderman Koch called up

G. O. 113. being a resolution as follows:

Being a resolution as follows:

Resolved, That Ninety-fourth street, from
First to Third avenues, be regulated and graded,
the curb and gutter stones set, and the sidewalks
flagged where not already done, under the direction of the Commissioner of Public Works,
and that the accompanying ordinance therefor
he adopted.

be adopted.

Which was adopted by the following vote:
Affirmative—The President, Aldermen Billings,
Clausen, Cooper, Falconer, Flanagan, Koch,
Lysaght, McCafferty, Monheimer, Morris, Ottendorfer, Reilly, Van Schaick—14

Alderman Falconer called up

G. O. 179.

being a resolution as follows: Resolved, That the Comptroller be and he is Resolved, that the Comproher be and he is hereby authorized and directed to draw a warrant in favor of John H. White, for the sum of four hundred and fifty dollars, to be in full for services rendered in examining title to the property on the corner of Elm and White streets, owned by the city as per bill annexed, and charge the amount to the appropriation for City Contingencies.

Contingencies.
Which was adopted by the following vote:
Affirmative—The President, Aldermen Billings,
Clausen, Cooper, Falconer, Flanagan, Koch,
Lysaght, McCafferty, Monheimer, Morris,
Ottendorfer, Reilly, Van Schaick—14.

Alderman Falconer called up

G. O. 165.

being a resolution as follows: being a resolution as follows:

That the Commissioner of Public Works be directed to remove all the materials appertaining to the Court house building, at Jefferson market, now lying in Sixth avenue and West Tenth street, as the same is an obstruction to the streets, a nuisance to the neighborhood, and is detrimental to the public health.

the public health.

Which was adopted by the following vote:
Affirmative—The President, Aldermen Billings,
Clausen, Cooper, Falconer, Flanagan, Koch,
Lysaght, Monheimer, Morris, Ottendorfer, Reilly,
Van Schaick—13.

Alderman Cooper called up

G. O. 44.

being a resolution as follows being a resolution as follows:

Resolved, That Fifty-fifth street, from the Eighth avenue to the north river be paved with Belgian or trap-block pavement, and that at the several intersecting streets and avenues, cross-walks 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 therefore and that the accompanying ordinance therefore be adopted.

He then moved that it be placed on file. Which was agreed to.

Alderman Cooper called up

G. O. 103.

Resolved, That the vacant lots on west side of Ninth avenue, from Fifty-seventh to Fifty-eighth street, be fenced in, under the direction of the Commissioner of Public Works, and that the accompanying ordinance therefore he adouted.

Commissioner of Public Works, and that the ac-companying ordinance therefore be adopted: Which was adopted by the following vote: Affirmative—The President, Aldermen Billings, Clausen, Cooper, Falconer, Flanagan, Koch, Lysaght, Monheimer, Morris, Ottendorfer, Reilly, Van Schaick.—13.

Alderman Cooper called up

Which was adopted by the following vote:
Affirmative—The President, Aldermen Billings,
Clausen, Cooper, Falconer, Flanagan, Koch,
Lysaght, Monheimer, Morris, Ottendorfer, Reilly,
Van Schaick.—13.

Alderman Van Schaick called up

G. O. 121, being an ordinance as follows: An ORDINANCE to amend an ordinance, entitled "an ordinance to regulate permits for street stands, sheds, cases, signs, stairways, hoist-ways and deliveries," approved February 24th, 1866.

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

Section 1. Section 5 of the above entitled or-dinance is hereby amended, and shall read as

der this ordinance shall pay therefor the sum of one dollar per annum, toward the expense of executing this ordinance, to be accounted for among other fees of the Mayor's office."

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

Section 3. This ordinance shall take effect immediately.

Alderman Van Schaick moved that it be referred to the Committee on Law Department.

Which was agreed to. Alderman Van Schaick called up

G. O. 99,

G. 0. 99,
being a resolution as follows:
Resolved, That the Comptroller be and is hereby authorized and directed to pay, from the appropriation for City Contingencies, the sum of one thousand dollars, to be in full payment for painting a portrait of ex-Mayor C. Godfrey Gunther, upon the certificate of the Commissioner of Public Works that the painting has been completed and placed in the Governor's room in the City Hall, as provided by the resolution of the Common Council, approved by the Mayor, March 23, 1860.

March 23, 1869.
Which was adopted by the following vote:
Affirmative—The President, Aldermen Billings,
Clausen, Cooper, Falconer, Flanagan, Koch,
Lysaght, Monheimer, Morris, Ottendorfer, Reilly,
Van Schaick—12. Van Schaick .- 13.

Alderman Billings called up

G. O. 135.

G. O. 135.
being a resolution as follows:
Resolved, That Seventy-sixth street, from the Eighth avenue to the Riverside Park, 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 therefore be adopted.

adopted.

Which was adopted by the following vote:

Affirmative—The President, Aldermen Billings,
Clausen, Cooper, Falconer, Flanagan, Koch,
Lysaght, Monheimer, Morris, Ottendorfer, Reilly,
Van Schaick—13.

MOTIONS AND RESOLUTIONS RESUMED. Alderman Billings moved that when the Board adjourn it do adjourn to meet again on Thursday, the 6th day of November, next, at 2 o'clock, P. M.

Alderman Cooper moved as an amendment that three o'clock, P. M., be fixed as the hour of

meeting.
Which was accepted by Alderman Billings.
The motion was then adopted.

By Alderman Van Schaick-

G. O. 232,

Being a resolution as follows: Resolved, That the Committees on Arts and Sciences of this Board and Board of Assistant Aldermen, be and are hereby instructed and au-thorized to make such arrangements of and re-

movals in the portraits in the City Hall as shall in their judgment seem desirable. Which was laid over.

Alderman Koch moved that the Board do now

Which was agreed to.

And the President announced that the Board stood adjourned until Thursday, the 6th proximo, at 3 o'clock P. M.

Los C. PINCKNEY.

Jos. C. PINCKNEY, Clerk.

# DEPARTMENT PUBLIC PARKS

Abstract of the proceedings of the Board of Commissioners of the Department of Public Parks for the week ending October 25, 1873:

SPECIAL MEETING.

WEDNESDAY, October 22, 1873.

Mr. Bogart, chief engineer, made a verbal report on concrete pavements and was requested to make a written report covering all points for and

make a written report covering all points for and against concrete pavements.

The bids on mason and stone-cutters work of outset arch, also those on iron and carpenter and plumbing work on the same, were rejected on account of informality.

The President was directed to confer with superintendent on reduction of force to be paid out of Maintenance fund.

SPECIAL MEETING.

SATURDAY, Oct. 25, 1873.

Ass't Sec'y, pro tem.

# DEPARTMENT OF FINANCE.

Appointment.

James Dorian, temporary clerk, Bureau of Arrears, from Oct. 23, 1873. AND. H. GREEN,

Comptroller.

### MAYOR'S MARSHAL.

Licenses granted and amount received for licenses and fines by Marshal D. S. Hart, for week ending October 25, 1873:

### LAW DEPARTMENT.

Telegraph companies incorporated under the laws of the State of New York are legally authorized to extend their wires in the usual manner through the streets of

The right of the Common Council of that city to regu-late the erection of telegraph poles, and the duty of the Commissioner of Public Works to remove obstructions, do not empower those authorities to sub-stantially abridge or materially interfere with the the right of such companies to construct their lines in any street or avenue

LAW DEPARTMENT,

OFFICE OF THE COUNSEL TO THE CORPORATION, New York, October 25, 1873. Hon. George M. Van Nort, Commissioner of

Puclic Works.

SIR:-A communication from your department requests my opinion upon the legal right claimed by telegraph companies to extend their lines through the streets of the City of New York.

The place and progress of the telegraph in modern civilization have been so recent and rapid that those few persons who do not directly participate in its benefits may be pardoned for overlooking its usefulness and necessity, when, like all public improvements, it causes inconvenience to localities and to individuals. In populous communities its obstructions are of course the most felt; while it is precisely there that its works are the most needed. It is frequently objected that the prevailing system of carrying the wires upon poles should give way to some plan of subterranean communication. No such change has been found anywhere practicable, at least to any general extent; and in our American cities, which are all, even including New York, in a conspicuously unfinished state, it is difficult to see how wires could be so laid in the earth as not to be daily interfered with by excavations required in the erection and alteration of buildings. Interruptions to the continuity of the lines would also result, though to a less extent, if carried as some propose over the tops of buildings. It is known, however, that large sums have been expended by different companies in obtaining plans for some system less objectionable than the present in point both of convenience and sightliness. It would require the expenditure of millions of dollars to effect any general change. Both public opinion and the interests of the companies themselves will undoubtedly require the outlay of the money, when practicable plans shall have been discovered and invented; but even when that time shall have arrived, it cannot be expected that reconstructions of such magnitude and changes so extensive can be the work of a day.

Your inquiries relate particularly to a temporary change in the lines of the Western Union Telegraph Company north of the Grand Central Depot at Forty-second street, made necessary by the condition Fourth avenue during the great work of sinking the tracks of the Central, Hudson River, Harlem and New Haven Railroad Companies, in order to carry the transverse streets across the tracks upon heavy masonry. The Western Union Telegraph Company are removing their wires from that locality over to the Third avenue at an estimated expense of at least \$20,000 to be fully borne by the company itself, simply to facilitate the work before mentioned, and without any advantage to itself. In that work the city and the railroad companies are jointly engaged, and in removing its wires the telegraph company assists gratuitous-ly in carrying out the wishes of our citizens in a matter relating to their safety and convenience. This temporary removal of the wires from the Fourth avenue reasonably requires that they should be placed in one of the nearest continuing thoroughfares. But the company is met with objections and obstructions from the Third Avenue City Railroad Company. This corporation is also itself a most use-Union Telegraph.

The lines of this company, as they pass through the Fourth avenue, not only bear messages to the different sections of the United trunk connections with the Atlantic Telegraph, which, through European and still remoter works, extends to almost every portion of the Eastern Hemisphere.

themselves upon the assumption of the continual working of the telegraph, that any serious culable injury to business interests. Such inter- City and County of New York. Licenses granted...... 1056 ruption would be scarcely less felt in social and 

irritated by the appearance of telegraph poles would experience a change of sentiment if objectors were so multiplied as to seriously obstruct the erection.

Verbally and informally, I have already given to representatives of both interests, the views of law, of comity and of public policy which are expressed in this opinion, and I am glad to know that they have tended to allay excitement, conflict, and threatened tumult manifested in that portion of the city by the adherents of opposing parties. With supposed personal or corporate interests I have nothing to do, except as they involve the rights of the public. These rights are guarded by constitutional and statutory law to which I will now refer.

As stated, the lines of the Western Union Telegraph Company are in progress of temporary removal from the Fourth to the Third avenue. In view of difficulties raised along the line of the latter thoroughfare, the practical question is presented, What lawful powers the company possesses to establish its structures in the public streets of this city.

The Constitution of the United States clothes Congress with the express power of regulating commerce with foreign nations, and among the several States. (Article 1, Section 8, Sub-

In 1866, Congress passed a statute entitled "An act to aid in the construction of telegraph lines and to secure to the government the use of the same, for postal, military, and other purposes." That act gave to any telegraph company then organized, or thereafter to be organized under the laws of any State in the Union, the right to construct, maintain, and operate lines of telegraph through and over any portion of the public domain, over and along any of the military or post roads which had been or might thereafter be declared such by act of Congress, and over, under or across the navigable streams or waters of the United States; provided only that navigation should not be obstructed nor ordinary travel be interfered with. Materials for such construction may, under that act, be taken from the public lands. Dispatches for the government are to have priority of transmission. The United States may purchase the telegraph lines. (United States Statutes at large, Volume 14, Chapter 230, page 221.)

As early as the year 1848 the Legislature of this State enacted a statute for the incorporation and regulation of telegraph companies. By section 5 any relegraphic association is authorized to construct lines of telegraph along and upon any of the public roads and highways, by the erection of the necessary fixtures, including posts for sustaining the wires; provided such construction does not incommode the public use of such roads or highways. By section 6, if any person upon whose lands such posts should be placed consider himself aggrieved or damaged, he may apply to a county court to appoint five disinterested persons as commissioners to make a just and equitable appraisal of the damage, and the amount thereof shall be paid by the company. Section 7 enacts that any person who shall intentionally injure, molest or destroy any telegraphic line or post shall be guilty of a misdemeanor, and be punished by a fine not exceeding \$500, or imprisonment in the county jail not exceeding one year, or both, at the discretion of the court. The provisions of law, of which the substance is given above, will be found in chapter 265, of the laws of 1848,

In 1853 that act was amended. By section 2 of the amendatory act any telegraphic association is authorized to erect and construct from time to time the necessary fixtures for lines of telegraph upon, over and under any of the public roads, streets and highways, and also to erect and construct such fixtures upon, through and G. O. 105.

SATURDAY, Oct. 25, 1873.

Pursuant to notice the property owners from Resolved, That gas-mains be laid, lamp-posts erected, and street-lamps lighted in Fifty-eighth street, from Ninth to Tenth avenues, under the direction of the Commissioner of Public Works.

Milicia was adopted by the following vote:

SATURDAY, Oct. 25, 1873.

Pursuant to notice the property owners from Riverdale, upper part of Kingsbridge, appeared by the reached its present prosperity had not its projectors successfully contended with just such opposition as is now encountered by the Western Union Telegraph.

SATURDAY, Oct. 25, 1873.

Fursuant to notice the property owners from Riverdale, upper part of Kingsbridge, appeared by the reached its present prosperity had not its projectors successfully contended with just such opposition as is now encountered by the Western Union Telegraph. over any private lands, subject in the last instance mission to appraise and fix a sum in gross as the compensation which the proprietor is to receive from the company. This amendatory act forms chapter 471 States, but also constitute a part of the main of the Laws of 1853, page 931. It must be observed that these acts coutain no condition clothing local authorities with any power, direction or supervision in the matter. Nor is there any restriction in the application of the two statutes to Commercial transactions have so adjusted all parts of the State. It is clear, therefore, that the answer to your first inquiry must affirm the right of telegraph companies, incorporated uninterruption of communication would be of incal- der the laws of this state, to erect poles in the

Your second question is whether these com-

mon Council before they can legally erect poles in this city. My answer must be in the negative. The right conferred upon them is absolute and unconditional. The statutes upon this subject proceed upon the broad ground that the telegraph is an institution necessary to the public good and the convenience of the people at large. To permit the Common Council of a city to prohibit the construction of the fixtures necessary to traverse its streets with a telegraph, would be to clothe a local authority with power to obstruct a great and general public necessity by its own mere will for reasons of mistaken local advantage, or even from mere caprice.

It is true that among the powers granted to the Common Council of New York, by what is known as the Charter of 1873, is the right to regulate the use of the streets and sidewalks for signs and sign posts, awnings and awning posts, horse troughs, telegraph posts and other purposes. (Sub-division 9, of section 17, chapter 335, of the Laws of 1873.)

This general provision of Law contains no implication that a telegraph corporation of this state must obtain the consent of the Common Council to exercise the right legally conferred of erecting poles in the city; nor can the Common Council lawfully act upon the supposition that the power of regulation can be so used as in any way to obstruct or abridge the comprehensive right to place telegraph poles through the public streets. The power of regulation is a power to direct that the erection of the poles shall be done in an orderly manner, with no unreasonable interference with the ordinary uses of the streets, and with no gross and exceptional disfigurement.

But as the law itself does not restrict the companies to the use of any particular street but permits them to carry their fixtures through any of the streets of the city, without exception, the Common Council, under the right of regulation, cannot deprive the companies of the full measure of power which the legislature, for public reasons, has seen fit to confer upon them. Their permission comes from the law-making power of the State, and it need not be sustained nor can it be limited by the action of local authorities.

Your third inquiry is, Can the Commissioner of Public Works authorize the erection of telegraph poles in the City of New York? As such erection is already permitted by law, the right to exercise it is not left to the discretion of either the executive or legislative departments of our local government. The powers of the Department of Public Works are broad, and they expressly include the keeping of the streets clear of obstructions. This reasonably implies such power of regulating the use of the streets by a telegraph company as we have already considered as also in general terms conferred upon the Common Council; but it does not impose upon the companies the necessity of obtaining from any department of the city government a permission to use the streets in accordance with the powers conferred by the legislature. When, however, a telegraph company is about to erect its poles in a street or avenue, the Commissioner may properly issue a permit as evidence in the hands of the company's superintendent that the necessary obstructions are lawful, and your Department should so far regulate and oversee the work as to secure public and private interests against unnecessary interference.

As a general rule, there ought in reason to be no conflict between the local authorities of cities and the directors of great public works and improvements. The growth and prosperity of towns, the profitable use of their capital and the interests of their population, including regular employment to labor, must always be promoted by the utmost facilities of traffic, transit and communication. This obvious truth is always acted upon by young communities, but is often forgotten when cities have long grown and prospered. Under proper safeguards, railroads cannot come too near nor penetrate too far. To maintain its commercial pre-eminence, New York must encourage and foster those public enterpris bring it near to the remotest quarters of the country and the world. In the words of Sir Walter Raleigh, "all those things that cause the greatness of a city are also fit to conserve the

Very respectfully yours, E. DELAFIELD SMITH, Counsel to the Corporation.

### THE CITY RECORD.

OFFICE OF PUBLICATION No. 2, City Hall, North-west corner (basement.)
Copies for sale. Price five cents.
AB'M DISBECKER,

BOARD OF ESTIMATE AND APPORTIONMENT

CITY AND COUNTY OF NEW YORK.

COMPTROLLER'S OFFICE, New County Court House, Tuesday, October 21, 1873—3 P. M. The Board met pursuant to the following call: OFFICE OF THE MAYORALTY, EXECUTIVE DEPARTMENT, CITY HALL, New York, Oct. 20, 1873.

In pursuance of the authority contained in the 112th section of an act entitled "An act to reorganize the local government of the City of New York," passed April 30th, 1873, and an act entitled "An act in relation to the City of New York," passed June 13th, 1873, and an act entitled "An act in relation to raising money by taxation in the County of New York, for County purposes," passed June 14th, 1873, a meeting is hereby called of the Mayor, Comptroller, President of the Board of Aldermen, and the President of the Department of Taxes and Assessments, constituting a Board of Estimate and Apportionment, to be held at the office of the Comptroller, on Tuesday, the 21st day Oct., 1873, at 3 o'clock P. M., for the purpose of acting upon such matters as may come before said Board, under the provisions of the acts before mentioned.

W. F. HAVEMEVER.

Mayor. ENDORSED:

Admission of a copy of the within as served upon us this day, Oct. 20th, 1873.

W. F. Havemeyer, Mayor; Andrew H. Green, Comptroller; Samuel B. H. Vance, President Board of Aldermen; John Wheeler, President Department of Taxes and Assessments.

Present-All the members, viz. :

Wm. F. Havemeyer, the Mayor of the City of New York; Andrew H. Green, the Comptroller of the City of New York; Samuel B. H. Vance, President of the Board of Aldermen; John Wheeler, the President of the Department of Taxes and Assessments.

The minutes of the meeting held October 11, 1873, were read and approved.

The Comptroller offered for adoption the following resolution:

RESOLVED, That in pursance of the authority conferred upon the Board of Estimate and Apportionment, by provisions of Sec. 112 of Chap. 335, of the laws of 1873, the Comptroller be and he is hereby authorized to issue from time to time as may be required, and at such rates of interest as he may determine not exceeding seven

per cent. per annum, Assessment Bonds of the city of New York, as authorized by chapter 397, laws of 1852, and chapter 580, laws of 1872.

Three hundred thousand dollars . . . \$300,000 00 The chairman put the question, whether the Board would agree with such resolution, which was decided in the affirmative by the following

Affirmative-The Mayor of the City of New York (Chairman), the Comptroller of the City of New York, the President of the Board of Aldermen, the President of the Department of Taxes and Assessments-4.

The Comptroller offered for adoption the following preamble and resolution:

WHEREAS, Section 3 of chapter 756, of the laws of 1873, provides for the issue of bonds to meet and pay certain bonds when they become due and payable, as follows, to wit:

Sec. 3. "If, any time hereafter, the amount "in the treasury of the City of New York, de-"rived from collections of assessments, shall be "insufficient to meet and pay, when they be-"become due and payable, any bonds issued by "the Mayor, Aldermen and Commonalty of the "City of New York, tor expenditures incurred "on public improvements, payable in whole or "in part from assessments, then it shall be law-"ful for the Comptroller, and he is hereby au-"thorized to issue like bonds for an amount "of, to pay the bonds so falling due as afore-"said"-Therefore,

RESOLVED, That the Comptroller be and he is hereby authorized to issue, in pursuance of law, from time to time, in such amounts as may be required, and at such rates of interest as he may determine, not exceeding seven per cent. per annum, Street Improvement Fund Bonds, to the amount of two million dollars, payable within such periods as he shall deem expedient, not exceeding five years, to pay from the proceeds thereof, the Street Improvement Fund Bonds of the City of New York, falling due November Ist. 1873.

The chairman put the question whether the

was decided in the affirmative by the following

Affirmative-The Mayor of the City of New York (chairman), the Comptroller of the City of New York, the President of the Board of Aldermen, the President of the Department of Taxes and Assessments-4

The Comptroller offered for adoption the following resolution:

RESOLVED, That the sum of \$22,000 be and the same is hereby appropriated under the head of Maintenance and Government of Parks and Places, said amount to be transferred from the appropriation for "Observatory, Museum and Gallery of Art, Maintenance and Government of," \$15,000; and "Harlem River Bridges, Maintenance and Government of," \$7,000; the above being a transfer from one appropriation to another in the same Department.

The chairman put the question whether the Board would agree with said resolution, which wes decided in the affirmative by the following

Affirmative-The Mayor of the City of New York (Chairman), the Comptroller of the City of the Board: New York, the President of the Board of Aldermen, and the President of the Department of Taxes and Assessments-4.

The Comptroller offeeed for adoption the fol-

lowing resolution:

RESOLVED, That the sum of \$8,646.56 be and the same is hereby appropriated on County account, under the head of "County Contingencies," said amount to be transferred from the appropriation of "Extra Contingencies," there being a snrplus in said appropriation, for the purpose of adjusting and settling the claim of the clerks engaged in extending and copying the tax rolls, in accordance with resolutions of the Board of Supervisors, adopted October 13th, 1873, and October 20th, 1873.

The chairman put the question whether the Board would agree with said resolution which was decided in the affirmative by the following vote:

Affirmative-The Mayor of the City of New York, (Chairman), the Comptroller of the City of New York, the President of the Board of Aldermen and the President of the Department of Taxes and Assessments—4.

The President of the Board of Aldermen sub-

mitted the following resolution:

RESOLVED, That under and by virtue of the power and authority conferred on this Board by section 512 of chapter 335 of laws of 1873, the sum of two thousand dollars be and the same hereby is appropriated and directed to be paid out of the moneys derived during the current year from licenses for the sale of intoxicating liquors, commonly called excise moneys, to the charitable institution or corporation known as the Five Points Mission. And moved to refer it to the Counsel to the Corporation for his opinion as to the powers of this Board to so appropriate the excise moneys.

The Comptroller moved that the resolution be laid on the table.

The chairman put the question, whether the Board would agree with the motion of the Comptroller, which was decided in the negative by the following vote:

Affirmative-The Mayor of the City of New York (Chairman), and the Comptroller of the City of New York-2.

Negative-The President of the Board of Aldermen, and the President of the Department of Taxes and Assessments-2.

The Chairman put the question on the motion to refer to the Corporation Counsel, which was decided in the affirmative by the following vote:

Affirmative-The Mayor of the city of New ork (Chairman), the President of the Board of Aldermen, and the President of the Department of Taxes and Assessments-3.

Negative-The Comptroller of the city of New York-I.

The Mayor presented a communication from John Gillon, asking that an appropriation be made for his claim for salary as a member of the Municipal Police.

The President of the Board of Aldermen moved its reference to the Mayor for examination and report; which motion was adopted by the concurrent vote of all the members of the Board.

The Comptroller offered for adoption the following resolution:

RESOLVED, That the whole subject of appropriations for charitable institutions be referred to a committee of three, of which committee the Chairman shall be one, for examination and report; which resolution was adopted by the concurrent vote of all the members of the Board.

The Comptroller presented an alternative writ

Board would agree with said resolution, which of mandamus in the case of Wm. F. McNamara, for claims for advertising in the Sunburst, and moved that it be referred to the Counsel to the Corporation for such action thereon as may seem to him expedient to protect the interests of the city; which motion was adopted by the concurrent vote of all the members of the Board.

The Mayor presented communications from Wm. Cullen Bryant and Dr. Otto Fullgraff, asking for an appropriation for the Bond Street Homeopathic Dispensary; and from George Brandon, Matthew A. Wilson and Benjamin Wise, asking for an appropriation for the Yorkville Homeopathic Dispensary.

The Comptroller presented communication from James R. Manchester and John P. Fellows, asking for an appropriation for the Harlem Dispensary; and from George K. Sistare, asking for an appropriation for the Samaritan Home for the Aged.

All of which communications were laid on the table.

The Comptroller presented the following communication in connection with a report made upon the same subject at a previous meeting of

CITY OF NEW YORK, DEPARTMENT OF FINANCE, COMPTROLLER'S OFFICE, Oct. 8, 1873. Hon. Andrew H. Green, Comptroller:

SIR:-Regarding the communication of the commissioner of the Department of Public Works, which you have referred to me, I think the statements of the Commissioner may have been made under a possible misapprehension of the facts.

It is true that the appropriation for "Bouleard, Roads and Avenues-Maintenance of," was \$40,000, and the whole amount has been expended.

It is also true that the appropriation for Roads and Avenues and Sprinkling," was \$20,000, and of this sum there is still an unexpended balance of \$9,004 55. This appropriation, when made by the Board of Estimate and Apportionment, was without any restriction as to where it should be expended, thereby leaving it entirely within the discretion of the Commissioner of Public Works.

Whatever limitation may govern in that Department, none was recognized by the Board of Estimate and Apportionment, and none is known in the Finance Department. Your statements, therefore, made to Mr. Constable and to the Board of Estimate and Apportionment, were strictly correct.

Very respectfully,

ABM. L. EARLE, Auditor of Accounts.

Which communication was ordered on file. The Mayor presented the following communi-

BOARD OF SUPERVISORS,
NEW YORK COUNTY COURT HOUSE,
October 16th, 1873.

To the Board of Estimate and Apportion GENTLEMEN-I respectfully ask to call your attention to the present condition of the appropriations named below, and to inform you that there will be required, in order promptly and efficiently to perform the public duties appertaining to the offices therein mentioned, additional appropriations to meet expenses for the unexpired portion of the present year, as follows:

Balance of appropriation for supplies for and cleaning county offices . . . \$3,401 OI There will be required to pay women

for cleaning, providing brooms, soap, paying for gas, ice, &c., &c., in addition to the above sum, for the balance of the present year..... 15,000 00

Balance of appropriation for repairs to county buildings.....

There will be required in addition to the above, for the balance of the present year..... 5,000 00

Balance of appropriation for printing for courts and departments, such as law points, calendars, blanks, &c.. outstand chargeable to this appropriation, amounting to \$2,500, and a like

sum will be required for the remainder of the present year, rendering necessary at this time an additional appropriation of..... 5,000 00 J. C. PINCKNEY,

Clerk Board of Supervisors. Which communication was ordered on file, and

referred to the Comptroller for examination and On motion the Board then adjourned, to meet

at the call of the Chairman. JOHN WHEELER,

Secretary.

8 12

# OFFICIAL DIRECTORY.

Statement of the hours during which all 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.

### EXECUTIVE DEPARTMENT.

OFFICES.	LOCATION.	HOURS.
Mayor's Office No.	6, City Hall	.,10 a.m3 p.m.
Mayor's Marshal No.	5, City Hall,	10 a.m3 p.m.
Permit Bureau No.	I, City Hall,	10 a.m2 p.m.
License BureauNo.	1, City Hall	10 a.m2 p.m.
T POTOT AT	IVE DEDADTA	PATT

### LEGISLATIVE DEPARTMENT.

Cirk of the Common Council and of B'd of Supervisors, Clerk of B'd of Assist-tant Aldermen. 19 1/2 City Hall. 9 A.M.—4 P.M. 9 1/2 City Hall .. 9 A.M-4 P.M.

# FINANCE DEPARTMENT.

Office hours from 9 a. m. to 4 p. m. County County County County County County County County County

Comptroller's Office, West end, New County Court House.

1—Bureau for the collection of the revenue accruing from rents and interest on bonds and mortgages, and revenue arising from the use or sale of property belonging to or managed by the City—

Ground floor, West end, New County Court House.

2—Bureau for the Collection of Taxes—
Brown-stone building, City Hall Park.

3—Bureau for the collection of arrear of taxes and Assessments and of water rents—

Ground floor, West end, New County Court House.

4—Auditing Bureau—

Main floor, west end, New County Court House.

5—Bureau of Licenses. | Ground floor, west end, New 6—Bureau of Licenses. | Ground floor, west end, New 6—Eureau for the reception of all moneys paid int the Treasury, in the City and for the payment of money on warrants drawn by the Comptroller and countersigned by the Mayor—

(Office of Chamberlain and County Treasurer.)

Main floor west end, New County Court House.

8—Bureau for the Collection of Assessments—

Governor's room, City Hall (temporarily.)

LAW DEPARTMENT

LAW DEPARTMENT Counsel to the Corporation, \$2 Nassau st., 9 a. m., 5 p.m.
Public Administrator, 115 and 117 " 10 a.m., 4 p.m.
Corporation Att'y.
Attorney for the Collection of Arrears of Personal Taxes,
265 Broadway, Room 13, 9 a. m., 4 p. m.
Attorney to the Department of Buildings, 20 Nassau
street, Room 52, 9 a. m. to 5 p. m.

# POLICE DEPARTMENT.

Central Office, 300	Mulbe	rry stre	et, a	lway	5 0	pen.
Com's Office,	44	44			••	
Supt's Office,	**	**			**	
Inspector's Office,	**	46			**	
Chief Clerk's Office,	**	16	8 a	. m.,	5 1	). m
Property Clerk,	**	**		**		
Bureau of S't Clean'g,	**	46		**		
Bureau of Elections,	**	**		**		•

DEPARTMENT OF PUBLIC WOL	RKS.	
Commissioners' Office, 19 City Hall, 9 a.	m., 4	p. m.
Chief Clerk, 20	**	**
Contract Clerk Engineer in charge of sewers, 21 City Hall,	"	**
Engineer in charge of Boulevards and avenues, 18 ½ City Hall,	**	"
Bureau of repairs and supplies, 18 City Hall,		**
Bureau of Lamps and Gas, 13 City Hall, Bureau of Imcumbrances, 13 City Hall, 9 a.	m. to	4 D. III.
Bureau of Street Improvements, 11 City Hall	**	4
Bureau of the Chief Engineer of the Croton aqueduct, 11 1/2 City Hall,	**	**
Bureau of Water Register, 10 City Hall,	**	**
Bureau of Water Purveyor, 4 City Hall,	**	**
Bureau of Streets and Roads, 13 City Hall,	**	**

DEPARTMENT OF PUBLIC CHARITIES AND CORRECTION.

Central Office, 66 Third av. 8 a. m., to 5 p. m. Out Door Poor Dep't, 66 Third av., always open. Entrance on 11th Street. Free Labor Bureau, 8 and 10 Clinton pl. 8 a. m. to 5 p. m. Reception Hospital, City Hall Park, N. E. Corner, al-

ways open.
Reception Hospital, 99th street and 10th av. always open.
Bellevue Hospital, foot of 26th street, E. R.
FIRE DEPARTMENT. ner's Office, 127 and 129 Mercer St., 9 a. m. to

4 p. m. Chief of Department, 127 and 129 Mercer St., 9 a. m. to 4 p. m. Inspectors of Combustibles, 127 and 129 Mercer St., 9 a.

m. to 4 p. m. Fire Marshal, 127 and 129 Mercer St., 9 a. m. to 4 p. m HEALTH DEPARTMENT.

Commissioner's Office, 307 Mott St., 9 a. m. to 4 p. m.
Sanitary Superintendent, 307 Mott St., always open.
Register of Records, 307 Mott St., for granting burial
permits, on all days of the week except Sundays from
7 a. m. to 6 o'lock p. m., and on Sundays from 8 a. m.
to 5 o'clock p. m.

DEPARTMENT OF PUBLIC PARKS. Commissioners' Office, 36 Union Square, o a. m. to 5p DEPARTMENT OF DOCKS.

Commissioners' (Hince, 346 and 348 Broadway, corner Leonard St., 9 a. m. to 4 p. m. DEPARTMENT OF TAXES AND ASSESSMENTS

Commissioners' Office, Brown Stone Building, City Hall Park, 32 Chambers St., 9 a. m. 4 p. m., on Saturday 9 a. m. to 3 p. m. Surveyor's Bureau, 19 Chatham St., 9 a. m. to 4 p. m. Board of Assessors,

DEPARTMENT OF BUILDINGS Superintendent's Office, 2 Fourth av.,

BOARD OF EXCISE, Commissioners Office, 290 Mulberry street,

BOARD OF EDUCATION. Office of the Board, cor Gra d and Elm sts, 9 A. M. 51

COMMISSIONERS OF EMIGRATION. Commissioners, Office, Castle Garden, 9 a. m. to 5 p. m. Superintendents, Office, Castle Garden, 9 a. m. to 5 p. m. THE CITY RECORD Office, No. 2 City Hall, N. W., corner 2, ement, 8 a. m. to 6 p. m.

MISCELLANEOUS OFFICES.

MISCELLANEOUS OFF	ICES.
Coroner's Office, 40 E. Houston st. Sheriff's "first floor, S. W. cor. New Court House.	9 a. m. to 4 p. m.
County Clerk's Office, first floor, N. E.	a.m. to 4 p.m.
cor. New Court House. Surrogate's Office, first floor, S. E. cor New Court House. Register's Office, Hall of Records,	.)
City Hall Park.	1
Old Court House, 82 Chambers	9 a. m. to 5 p. m.

ment, brown stone building, City Hall Park 32 Chambe street, 9 a.m. to 4 p.m.

street, 9 a.m. to 4 P	.m.		
	COURTS.		
Supreme Court, General Term,	Second Floor, 10 a. m. to 3 p. m.		
Special Term, Chambers,	New Court House.		
Circuit, part 1, Circuit, part 2.	10:30 a. m. to 3 p. m.		
	SUPERIOR COURTS.		
Superior Court.	t I. 3d floor, New 11 a. m. —		
Par	I. 3d noor, New 11 a. m		
" " Par	tII.) Court House. III a. m		
Clerk's Office, 3d ff	loor, New Court House, 9 a. m., 4 p.m		

# COMMON PLEAS. Common Pleas, 3d fl., New Court House, 9 a. m., 4 p. m GENERAL SESSIONS

Genera Sessions, 32 Chambers street, 10 a. m., 4 p. m. Clerk's Office, 32 Chambers st., Room 14, OVER AND TERMINER.

Oyer and Terminer.
General Term,
Special Term,
Oyer and Terminer.
Room 11.

Special Sessions, Tombs, corner Franklin and Centre streets, Tuesdays, Thursdays and Saturdays,

JUSTICE'S (OR DISTRICT) COURTS.

First District, 1st, 2d, 3d, and 5th Wards, S. W. corner of Centre and Chambers streets.

Second District, 4th, 6th, and 14th Wards, 514 Pearl street.

Third District, 8th, 9th, and 15th Wards, 12 Greenwich avenue.

Fourth District, 10th, and 17th Wards, 163 East Houston street.

Fifth District, 7th, 11th, and 13th Wards, 154 Clinton street.

154 Clinton street.
Sixth District, 19th and 22d Wards,
57th street, between Third and Lexington avenues.
Eighth District, 16th and 20th Wards,
S. W. cor. 22d st. and 7th ave.
Ninth District, 12th Ward, 2374 Fourth
avenue. 9 a. m., 4 p. m

MARINE COURT (Brown stone building.)
General Term, 32 Chamber Special Room 15. Room 15. Room 15.

Chambers,	**		Room 10,	
Clerk's Office,	**	**	Room 19,	9 a. m. ,4 p. n
C ICIA a Cincon	PO	LICE CO	URTS.	
First District, 12 24th, 25th, 26 27th, and port of Sanitary I	tion }	ombs,co lin and streets.	r. Frank-	7 a. m., 3 p. n
gecond District, oth, 15th, 19 20th, 25th, 28th, and 2 Precincts.	6th, 633d, agth	Greenwis corner street.	th ave., of roth	9 a. m., 6 p. n

noth, 11th, 13th, 17th, 18th, and 169 Essex street. 8 a. m., 4 p. m ry Precinct.
Fourth District, 57th street, be-tween 3d and Lexington ave 19th, 21st, 22d, 23d, and 19th 8 a. m., 5 p. m

# Fifth District, 12th Ward, 2374 Fourth avenue (Harlem.) CORPORATION NOTICES.

PUBLIC NOTICE IS HEREBY GIVEN TO THE owner or owners, occupant or occupants of all houses and lots, improved or unimproved lands, affected thereby, that the following assessments have been completed and are lodged in the office of the Board of Assessors for examination by all persons interested, viz.; 1.—For flagging sidewalk, northerly side of 13th street, from No. 415 to Avenue A, full width.

2.—For paving 6oth street, from 1st avenue to 3d avenue.

8a. m. 4p. m

nue.

3.—For flagging sidewalk of southeast corner of Broadway and 33d street, about 100 feet on Broadway, and 100 feet on 33d street.

4.—For paying 37th street, from 7th avenue to North River, with Belgian pavement.

5.—For regulating, grading, setting curb and gutter stone, and flagging 60th street, between 10th avenue and Hudson river.

Hudson river.

The limits embraced by such assessment, include all the several houses and lots of ground, vacant lots, pieces and parcels of land, situated on 1.—North side of 13th street, between Avenue A and 1st avenue, to the extent of 400 feet toward 1st avenue.

2.—Both sides of 60th street, from 1st to 3d avenues, to the extent of half the block on the intersecting streets.

3.—The property known as Ward Nos. 533, 536, 537, 538, 539.

538, 539.

4.—Both sides of 37th street, from 7th avenue to the North river, except half the block between 11th avenue and North river, to the extent of half the block on the intersecting streets.

5.—Both sides of 60th street, from the 10th avenue to Hudson river, to the extent of one-half the block on the

Hudson river, to the extent of one-hair the shock intersecting streets.

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

THOMAS B. ASTEN, JOHN MCHARG, MUNSON H. TREADWELL, VALENTINE S. WOODRUFF, Board of Assessors.

OFFICE, BOARD OF ASSESSORS, NEW YORK, Sept. 30, 1873.

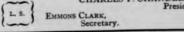
# HEALTH DEPARTMENT.

HEALTH DEPARTMENT,
No. 301 Mott Street,
New York, October 15, 1873.

A T A MEETING OF THE BOARD OF HEALTH
of the Health Department of the City of New York
held at its office, No. 301 Mott street, on the 14th day of
October, 1873, the following resolution was adopted:
Resolved. That under the power conferred by law upon the Health Department, the following additional
section to the Sanitary Code for the security of life and
health, be and the same is hereby adopted and declared to
form a portion of the Sanitary Code.
Section 182. That the owners, lessees and occupants of
any building in the City of New York, in which hatchways or well-holes exist, or shall hereafter be constructed
shall cause the same to be effectually barred or enclosed by
railing, gates or by other contrivances approved by the
Board of Health, for the prevention of accidents therefrom.

CHAPLES F CHANDLER.

CHARLES F. CHANDLER,



# LEGISLATIVE DEPARTMENT.

OFFICE OF CLERK OF THE COMMON COUNCIL,
No. 8 City Hall, New YORK, Oct. 28, 1873.

THE NEXT STATED SESSION OF THE BOARD
of Aldermen will be held in the chamber of the
Board, room No. 15, City Hall, on Thursday, November
6th, 1873, at 3 o'clock, P. M.
IOSEPH C. PINCKNEY. JOSEPH C. PINCKNEY, Clerk.

# POLICE DEPARTMENT.

PROPERTY CLERK'S OFFICE, 300 MULBERRY STREET, ROOM 30. FOURTEENTH AUCTION SALE UNCLAIMED Property will take place on Thursday, Oct. 30, at 10 A. M., at 300 Mulberry street, consisting of miscellaneous articles—Iron, rope, boats, men's and women clothing, gold and silver watches, boots, shoes, and revolvers, tea, liquor, etc.

C. A. ST. JOHN.

C. A. St. JOHN, Property Clerk.

# STREET OPENINGS.

SUPREME COURT.—IN THE MATTER OF THE application of the Mayor, Aldermen and Commonalty of the City of New York, relative to the opening of One Hundred and Fortieth street, between the Eighth avenue and the Harlem 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 lots and improved or unimproved lands affected thereby, and to all others whom it may concern, to wit:

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 Robert Sutherland, Esq., our Chairman, at the office of the Commissioners, No. 82 Nassau street (Room No. 24), in the said city, on obsefore the 3d day of November, 1873, and that we, the said Commissioners, will hear parties so objecting within the ten week days next after the said 3d day of November, and for that purpose will be in attendance at our said office on each of said ten days, at 12 o'clock 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 usimaking 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 15th day of November, 1873.

the Department of Functional the 15th day of November, 1873.

That the limits embraced by the assessment aforesaid are as follows, to wit: All those lots, pieces or parcels of land, lying and being in the said city of New York, and included and contained within the following described limits or bounds, that is to say: on the north by the centre line of the blocks between 140th and 139th streets; on the south by the centre line of the blocks between 140th and 139th streets; on the west by the easterly line of the avenue Saint Nicholas; and on the east by the westerly line of Exterior street at the Harlem river.

And that our report herein will be presented to the Supreme Court of the State of New York, at a Special Term thereof, to be held in the New Court House, at the City Hall, in the City of New York, on the 2d day of December, 1873, at the opening of the Court on that day, and that then and there, or as soon thereafter as counsel can be heard thereon, a motion will be made that the said report be confirmed.

Dated New York, September 27, 1873.

ROBERT SUTHERLAND, GRATZ NATHAN, MICHAEL C. MURPHY, Commissioners.

SUPREME COURT.—IN THE MATTER OF THE application of the Mayor, Aldermen and Commonalty of the city of New York, relative to the opening and extending of Lexington avenue, from One Hundred and Second street to the Harlem 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 lots and improved or unimproved lands affected thereby, and to all others whom it may concern, to wit:

all houses and lots and improved or unimproved lands affected thereby, and to al others whom it may concern, to wit:

First.—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 William Hitchman, Esq., our Chairman, at the office of the Commissioners, No. 51 Chambers street, (Room No. 3], in the said city, on or before the 25th day of October, 1873, and that we the said Commissioner will hear parties so objecting within the ten week-days next after the said 25th day of October, and for that purpose will be in attendance at our said offlee on each of said ten days, at 12 o'clock M.

Second.—That the abstract of said the 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 Pub c Works, in the city of New York, there to remain until the 6th day of November, 1873.—That the limits embraced by the assessment aforesaid are as follows, that is to say: All those lots, pieces or parcels of land in the city of New York, and contained, lying and being within the following bounds or limits: Beginning at a point formed by the intersection of the westerly line or side of Third avenue and the northerly line or side of Fifty-ninth street; running thence northerly along the said westerly line or side of Third avenue and the northerly line or side of Fourth avenue; thence southerly line or side of Fourth avenue; thence southerly along the said easterly line or side of Fourth avenue; thence southerly along the said easterly line or side of Fourth avenue; thence southerly along the said easterly line or side of Fourth avenue in the northerly along the northerly line or side of Fourth avenue in the northerly along the paid the provided beginning.

Fourth.—That our report herein will be presented to

rely line or side of Fifty-ninth to the point or place of ginning.

Fourth.—That our report herein will be presented to the Supreme Court of the State of New York, at a special term thereof, to be held in the New Court House, at the City Hall, in the City of New York, on the 20th day of November, 1873, at the opening of the Court on that day, and that then and there, or as soon thereafter as counsel can be heard thereon, a motion will be made that the said report be confirmed.

Dated, New York, September 22, 1873.

WILLIAM HITCHMAN, SHEPARD F. KNAPP, DANIEL WHALEN, Commissioners.

SUPREME COURT.—IN THE MATTER OF THE application of the Mayor, Aldermen and Commonalty of the City of New York, relative to the opening of Seventieth street, from Fifth avenue to Fourth avenue, and from Third avenue to the East 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 lots and improved or unimproved lands affected thereby, and to all others whom it may concern, to wit:

fected thereby, and to all others whom it may concern, to wit:

First.—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 Cyrus H. Louttrel, Esq., our Chairman, at the office of the Commissioners, No. 82 Nassau street (Room No. 24), in the said city, on or before the rith day of October, 1873, and that we, the said Commissioners, will hear parties so objecting within the ten week-days next after the said rith day of October, and for that purpose will be in attendence at our said office on each of said ten days, at 12 o'clock M.

SECOND.—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 23d day of October, 1873.

That the limits embraced by the assessment

New York, there to remain until the 23d day of October, 1873.

Third.—That the limits embraced by the assessment aforesaid are as follows, that is to say:

All those lots, pieces, or parcels of land, situate, lying and being in the city of New York, and which taken together are bounded and contained as follows, to wit: Beginning at a point on the easterly line or side of Fifth avenue, equi-distant from Seventieth and Seventy-fifth streets, and running thence easterly and parallel with Seventieth street to the Westerly line or side of Avenue B: thence southerly along the westerly line or side of Avenue B to a point equi-distant from Seventieth and Sixty-ninth streets; thence westerly and parallel with Seventieth street to the easterly line or side of Fifth avenue; and thence northerly along the easterly line or side of Fifth avenue; and thence northerly along the easterly line or side of Fifth avenue to the point or piace of beginning.

FOURTH.—That our report herein will be presented to the Supreme Court of the State of New York, at a special term thereof, to be held in the New Court House at the City Hall in the City of New York, on the 7th day of November, 1873, at the opening of the Court on that day, and that then and there, or as soon thereafter as counsel can be heard thereon, a motion will be made that the said report be confirmed.

Dated New York, Sept. 6th, 1873.

CYRUS H. LOUTREL, GRATZ NATHAN, HENRY MEDONNELL, Commissioners.

# PARADE GROUND.

Supreme Court.—In The Matter Of the application of the Department of Public Parks, for and in behalf of the Mayor, Aldermen and Commonalty of the City of New York, relative to acquiring title to certain lands in the City of New York, for a public place or parade grounds, in said city.

Pursuant to statutes in such case made and provided, the Department of Public Parks, for and in behalf of the Mayor, Aldermen and Commonalty of the City of New York, hereby give notice that, in compliance with the act of the Legislature of the State of New York, entitled "An act to alter the map or plan of the City of New York by laying out thereon a public place for a parade ground, and to authorize the taking of the same," passed April 20, 1871, three-fifths being present, the Counsel to the Corporation of the City of New York will apply to the Supreme Court of the State of New York, at a special term of said Court, to be held at the chambers thereof in the Court House of the City of New York on Thursday, the 20th day of November, 1873, at 10 o'clock A. M., or as soon thereafter as counsel can be eard thereon, for the appointment of Commissioners o Estimate and Assessment in the above entitled matter, and that the nature and extent of the improvement hereby intended, are the laying out and opening of a public place for a parade ground, between River street and Sherman avenue, and between Inwood street and a certain New street in the City of New York, the exact locality and extent of such parace ground being shown by the duplicate maps thereof, filed pursuant to the third section of said act, one copy in the Department of Public Parks, and the other copy in the Department of Public Parks, and the other copy in the Opepartment of Public Works in said city, to which maps reference is hereby made.

DEPARTMENT PUBLIC PARKS.

# DEPARTMENT PUBLIC PARKS.

DEPARTMENT OF PUBLIC PARKS, 36 UNION SQUARE, (EAST) NEW YORK, October 23, 1873.

SEALED PROPOSALS WILL BE RECEIVED AT the office of the Department of Public Parks un til Thursday, the sixth day of November, 1873, at 4 o'clock, P. M., for the construction and completion of all the wood, carpenter, tin and glaziers work of a building to be erected on Central Park for the accommodation of the graminivorous animals, in accordance with the drawings and specifications for the same which may be seen at the office of Design and Superintendence, (Architects room) as above.

To be completed on or before December 10th, 1873. The proposals will be publicly opened by the Commissioneas at the office of the Department as above, on the tenth day of November, 1873, at the hour of 9/30 o'clock A. M.

No proposal will be considered unless accompanied by a consent in writing et two responsible householders or freeholders of the City of New York, their respective places of business or residence being named, to the effect that they will become bound as sureties in the sum of fifteen hundred dollars for the faithful performance of the contract, should it be awarded upon that proposal.

Zach proposal must state the name and place of residence of the person making the same, the names of all persons interested with him therein, that it is made without collusion with any other person making an estimate for the same work, and that no member of the Common Council or other officer of the corporation is directly or indirectly interested therein, or in any portion of the profits thereof.

The Department reserves the right to reject any or the person supports on the person supports on the person supports of the person of the person of the person of the common Council or other officer of the corporation is directly or indirectly interested therein, or in any portion of the profits thereof.

interested therein, or in any portion of the promist thereof.

The Department reserves the right to reject any or all proposals. Proposed sureties must verify their consent before a Judge of a Court of Record in the County of New York.

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

Proposals must be addressed to the President of the Department of Public Parks, and endorsed "Proposals for wood, carpenter, tin and glaziers work, building for graminiverous animals."

S. H. WALES, President.

S. H. WALES, President.
H. G. STEBBINS,
PHILIP BISSINGER,
DAVID B. WILLIAMSON,
SAMUEL HALL,
Commissioners.

# FINANCE DEPARTMENT.

INTEREST ON CITY STOCKS.

THE INTEREST ON THE BONDS AND
Stocks of the City and County of New York, due
November 1st, 1873, will be paid on that day, by the
Chamberlain at his office in the New Court House.
The Transfer Books will be closed from Septemoer 27th
to November 1st, 1873.
ANDREW H. GREEN,

ANDREW H. GREEN, Comptroll CITY OF NEW YORK, DEPARTMENT OF FINANCE, COMPTROLLER'S OFFICE, Sept. 23, 1873.

# NOTICE TO TAX-PAYERS.

NOTICE TO TAX-PAYERS.

DEPARTMENT OF FINANCE,
BUREAU OF THE RECEIVER OF TAXES,
September 30, 1873.

NOTICE IS HEREBY GIVEN THAT THE
books for taxes on BANK STOCK will be opened
for payment at this office on Thursday next, October 2.
The books for REAL ESTATE will be opened for payment on Monday next, October 6.
Payment can be made between the hours of 8 A. M
and 2 F. M. A deduction at the rate of seven per cent
per annum, calculated from the date of payment to the
1st day of December, will be made on all taxes paid previous to the first of November.

MARTIN T. McMAHON,
Receiver of Taxes.

# DEPARTMENT OF BUILDINGS.

DEFARTMENT OF BUILDINGS,
Office No. 2 Fourth av., opposite Sixth st.

A RCHITECTS, BUILDERS AND OTHERS, HAVing plans and spacifications for the erection, alter
ation or repair of buildings to file with this Department,
are hereby notified, that in all cases where iron girders
or lintels are provided to support brick walls, it will be
necessary for them to submit properly drawn and figured elevations of the walls to be so supported.

W. W. ADAMS
New York August 24th 1823. Superintendent.

NEW YORK, August 27th, 1873.

# THE CITY RECORD.

COPIES OF THE CITY RECORD CAN BE OBtained at No. 2, City Hall, (N. W. corner basement.)
Price five cons each.