

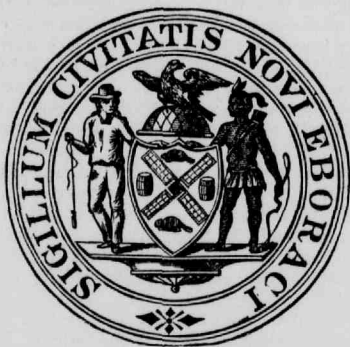
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CHAPTER 10.

AN ACT to provide for the issue to the Manhattan Savings Institution of duplicates of certain certificates of debt and stock of the city of New York and of the county of New York.

Passed January 27, 1879; three-fifths being present.

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

Section 1. Upon being furnished with satisfactory evidence that the stock or debt of the city of New York and of the county of New York, of which stock or debt the hereinafter mentioned certificates appear to have been stolen on the twenty-seventh day of October, eighteen hundred and seventy-eight, from the Manhattan Savings Institution, in whose name they are registered on the books of said city and county, is still the property of the said institution, and not subject to any lawful right adverse to its title, the comptroller of the city of New York is directed to issue to the said Manhattan Savings Institution duplicates of the certificates of such stock or debt. The duplicates so issued shall take the place of and may be used with like effect as the originals. And the said certificates, the issue of duplicates whereof is intended to be hereby authorized, are one certificate, number seven hundred and twenty-four of New York City Central Park Fund Stock for twenty-two thousand seven hundred dollars, and ten certificates, numbers one to ten, both inclusive, of New York City Improvement seven per centum stock for twenty thousand dollars each, and one certificate or New York City Revenue bond number one hundred and ninety-three for two hundred thousand dollars, and two certificates numbered one and two of New York county accumulated seven per centum debt due eighteen hundred and eighty-six for one hundred thousand dollars each, and one certificate numbered one of the like debt due eighteen hundred and eighty-seven for fifty thousand dollars, and six certificates of New York County Court-house six per centum stock number two, being certificate number twenty-three for thirty-five thousand dollars, and certificate number twenty-four for five thousand dollars, and certificate number thirty-two for ten thousand dollars, and certificate number thirty-three for forty-seven thousand dollars, and certificate number thirty-nine for ninety-five thousand dollars, and certificate number forty for ten thousand dollars. This description of the certificate is to apply to the stock or debt intended to be thereby described, as the same is registered in the name of the said institution on the books of the city or county aforesaid.

Sec. 2. The said comptroller before issuing such duplicate may, if he shall deem it advisable, require the publication for ten days respectively, in three newspapers to be designated by him, of a notice to the effect that the said duplicates are applied for, and that written objections to the issue thereof can be presented to him on or before the last day of such publication. In case objection is so made, and is accompanied by presentment of the original certificates, or by evidence reasonably tending to show that the same are held by lawful title adverse to that of the said Manhattan Savings Institution, the comptroller is authorized to cause inquiry made, and such proceedings to be taken as may be necessary or proper for the protection of the city or county in respect to the claims for said certificates of debt or stock, and for such disposition of the original and duplicate certificates pending the said proceedings as may be ordered by a court of competent jurisdiction, provided that all expenses attending such proceedings and advertising shall be borne and defrayed by said Manhattan Savings Institution. And the said comptroller is authorized to administer an oath or affirmation to every person giving evidence before him concerning the matters mentioned in the first and second sections of this act, and every person who shall willfully swear or affirm falsely to any material matter upon any oath or affirmation so administered, shall be deemed guilty of perjury and shall be punished accordingly.

Sec. 3. This act shall take effect immediately.

CHAPTER 11.

AN ACT to provide for more completely equipping the National Guard of the State of New York.

Passed January 28, 1879; three-fifths being present.

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

Section 1. Two hundred thousand dollars, or so much thereof as may be necessary, is hereby appropriated, to be expended by the commissary-general and chief of ordinance, to be approved by the commander-in-chief, in the purchase of overcoats, blouses, blankets, haversacks, canteens and equipments, as may be deemed necessary for the purpose of more completely equipping the National Guard of the State of New York.

Sec. 2. Before the said commissary-general shall be authorized to expend any of said appropriation, he shall give security for the faithful execution of the duties imposed by the first section of this act as provided by chapter two hundred and twenty-seven of the Laws of eighteen hundred and forty-eight, in the sum of fifty thousand dollars.

Sec. 3. Such overcoats, blouses, blankets, haversacks, canteens, and equipments as may be issued to the various military organizations of this State, shall be kept, when not in actual use by such organizations, at the headquarters thereof in lockers provided, or to be provided, therefor by the respective counties.

Sec. 4. This act shall take effect immediately.

CHAPTER 24.

AN ACT to amend section thirteen of article three of title five of part four of the Revised Statutes, entitled "Of offenses against public decency."

Passed February 14, 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 article three of title five of chapter one of the fourth part of the Revised Statutes, is hereby amended so as to read as follows:

§ 13. Every person who removes the dead body of a human being, or any part thereof, from a grave, vault, or other place where the same has been buried, or from the place where the same has been deposited while awaiting burial, without authority of law, with intent to sell the same, or for the purpose of dissection, or for the purpose of procuring a reward for the return of the same, or from malice or wantonness, shall be deemed guilty of a felony, and, on conviction thereof, shall be punished by imprisonment in the State prison for a term of not more than five years.

Sec. 2. This act shall take effect immediately.

CHAPTER 27.

AN ACT to authorize a tax of three-tenths of a mill per dollar of valuation to provide for a deficiency in the sinking fund under article seven, section three of the constitution.

Passed February 15, 1879; three-fifths being present.

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

Section 1. There shall be imposed for the fiscal year, beginning on the first day of October, one thousand eight hundred and seventy-nine, a State tax of three-tenths of a mill on each dollar of the valuation of the real and personal property in this State subject to taxation, which tax shall be assessed, levied, and collected by the annual assessment and collection of taxes for that year, in the manner prescribed by law, and shall be paid by the several county treasurers, into the treasury of this State, to be held by the State treasurer for appropriation to the purposes designated in the second section of this act.

Sec. 2. The whole of the tax levied and collected under the first section of this act shall be paid into the treasury of this State to the credit of the canal fund, and is hereby appropriated and shall be applied as follows: For the payment to the sinking fund under section three of article seven of the constitution, the sum of seven hundred and fifty thousand and twenty-nine dollars and sixteen cents, to supply the deficiency which existed in said sinking fund on the thirtieth of September last. For the payment to said sinking fund the further sum of sixty-four thousand five hundred and three dollars and twenty cents, being the interest on the aforesaid deficiency to the time when the same will be realized from the tax.

CHAPTER 57.

AN ACT to secure the completion of the Seventh Regiment new armory in the city of New York.

Passed March 1, 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 Seventh Regiment of the national guard of the state of New York, upon a majority vote to that effect of its board of officers (to be taken and entered of record at a regular meeting of said board) is authorized, in the name of said regiment, to make and dispose of such an amount of bonds that the proceeds thereof shall be adequate to complete and furnish the new armory of said regiment now partially completed on ground in the city of New York leased to the field officers of said regiment by the commissioners of the sinking fund of said city, pursuant to the two hundred and thirty-fourth chapter of the laws of eighteen hundred and seventy-four. Said bonds, however, shall not in aggregate nominal amount exceed one hundred and fifty thousand dollars; they or any of them may be made payable at any convenient time, not beyond fifteen years from the date thereof; may be in denominations not exceeding one thousand dollars nor less than one hundred dollars, and shall be regularly numbered; may bear any convenient rate of interest, to be represented by coupons, not exceeding seven per cent.; may therein be declared to be payable at any time not less than six months after notice to the holder of an intention to pay the same; and may be executed by the field officers of said regiment for and in the name of said regiment; and no officer or member of said regiment shall be held individually liable on any of said bonds.

§ 2. For the purpose of securing the payment of said bonds and coupons the field officers of said regiment are authorized to assign and convey the said lease and property covered thereby, and said armory, to the trustees of the Seventh Regiment armory fund, Robert Lenox Kennedy, Royal Phelps and William W. Astor, and their successors, in trust, for the purpose aforesaid; and said trustees are authorized to countersign said bonds to be issued. Said bonds shall be sold under the direction of said trustees, and the moneys received for the same shall be deposited, as said trustees shall direct, for the uses hereinbefore specified; said moneys to be drawn from time to time, by said trustees or a majority of them, for the payment of bills incurred in completing and furnishing said armory; such bills to be approved by a majority of the building committee for the time being. And any vacancy that may occur in said trustees or the building committee may be filled by said board of officers.

§ 3. Said regiment may by a vote of its board of officers, for the purpose of further securing the payment of said bonds, set apart, at the end of each year, any surplus which, at such time, may be found to have accrued during said year above the proper expenses of said regiment, as may be determined by said board.

§ 4. And for the more complete security of said bonds, and to facilitate said regiment in disposing of the same, and for the purpose of securing to said regiment an armory for its permanent occupation, the commissioners of the sinking fund of the city of New York are hereby authorized and required to extend the term of said lease in such proper and adequate form and manner that it shall convey and assure to said lessees and said Seventh Regiment the premises therein described for and during the period that said regiment shall exist and act as a military organization and desire to occupy said armory for its lawful purposes.

§ 5. The board of estimate and apportionment of the city of New York shall annually estimate and appropriate, and the mayor, aldermen and commonalty of the city of New York, by its proper financial officer or officers, shall pay the sum of fifteen thousand dollars each year to the trustees of the Seventh Regiment new armory fund or their successors, as an equivalent and in lieu of a rental for an armory for said regiment, and in lieu of the appropriation of three hundred and fifty thousand dollars heretofore made by the mayor and common council of New York, for the erection of an armory for this regiment under the provisions of chapter two hundred and twenty-three, section thirty-four, laws of eighteen hundred and seventy-five. The amounts to be appropriated and to be paid the trustees under this section shall be paid in semi-annual sums of seventy-five hundred dollars each, and shall be used by them in paying the interest or principal of the bonds that may be issued by said regiment under this act; and any bond paid shall be forthwith canceled by said trustees. The appropriation and payments by said city, under this section, shall cease when all the bonds issued by the regiment for completing and furnishing its new armory have been fully paid, or by conformity hereto would have been paid; and such annual appropriation shall not in any event be made for a period beyond fifteen years.

§ 6. The said board of estimate and apportionment shall also estimate and appropriate, and the said city, by its proper officer or officers, shall pay during the present year to the trustees above named the amount of money necessary to purchase and pay for the proper heating and lighting apparatus for said armory as required by law (especially as required by chapter two hundred and seventy-five, laws of eighteen hundred and seventy-eight), and also the amount necessary to pay for the laying of suitable sidewalks and curb and gutter around said building according to plans and specifications approved, and pursuant to contracts made by the building committee. And the payments first required under this section shall be provided for and made in such season as not to delay the work on or use of said armory.

§ 7. The comptroller of the city of New York is hereby authorized and directed to purchase (for said city) of the field officers of the said regiment at a fair valuation, the furniture and fixtures belonging to said regiment, or to the several companies thereof, now in Tompkins Market armory, which are suitable for a regiment, and the sum agreed to be paid for such regimental and company property, shall be duly appropriated by the said board of estimate and apportionment and shall be paid by said city, by its proper officer or officers to the treasurer of said regiment. In case the comptroller and the field officers of said regiment cannot agree as to the value of said property to be purchased, said comptroller shall appoint one person, and the field officers of said regiment shall appoint one person to appraise the value thereof, and if said persons so selected cannot agree they shall appoint an umpire; and in case of an agreement between said field officers and the comptroller, or between said two appointed persons, or between one of said appointed persons and said umpire, as to the value of said property, the value so agreed upon shall be the sum to be paid by said city to the treasurer of said regiment for said property.

§ 8. The Seventh Regiment new armory, when completed and occupied, shall be subject to the provisions of the military code relating to armories, and to the rules and regulations prescribed by the proper military authorities for other regimental armories in the city of New York.

§ 9. This act shall take effect immediately.

CHAPTER 59.

AN ACT in regard to recognizances in criminal cases.

Passed March 1, 1879.

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

Section 1. Whenever the district attorney of any county shall, in writing and under oath, represent to a justice of the supreme court, or a county judge of a county in which an indictment has been found, that he verily believes the bail upon, in, or taken upon any recognizance, or bond by a defendant in any indictment are insufficient, and that he fears that unless the defendant is arrested he may escape, the said justice of the supreme court or county judge may issue a warrant, in the usual form of a bench warrant, for the arrest of said defendant, directed to any officer authorized to serve the same, and said defendant may be arrested upon and by virtue of said warrant and brought before said justice of the supreme court or county judge. If after investigation such justice or judge shall deem the bail sufficient he shall discharge said defendant. If after investigation he shall find said bail insufficient, the defendant may give new bail in the same manner and with the same force and effect as if no bail had been given. If such defendant shall neglect or omit to give such new bail, said justice of the supreme court or county judge shall by warrant commit said defendant to the county jail in the county in which the indictment was found, until he shall give proper and sufficient bail as required by law, or be otherwise legally discharged.

Sec. 2. This act shall take effect immediately.

CHAPTER 71.

AN ACT relating to actions brought by the mayor, aldermen and commonalty of the city of New York, to recover penalties for violations of corporation ordinances and the collection thereof.

Passed March 11, 1879.

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

SECTION 1. All actions which may hereafter be brought or commenced by or on behalf of the mayor, aldermen and commonalty of the city of New York, to recover a penalty or fine for a violation of any corporation ordinance, where the amount of such penalty or fine shall not exceed the sum of two hundred and fifty dollars, must be brought in a district court in the city of New York, held in the judicial district in which the violation of such corporation ordinance happened or occurred, and the justice of the same judicial district may direct any of the city marshals to collect the payment and make return, in the same manner as now provided by law.

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

§ 3. This act shall take effect immediately.

CHAPTER 82.

AN ACT to repeal chapter seventy-three of the laws of eighteen hundred and seventy-five, entitled "An act to establish specie payments on all contracts or obligations payable in this State, in dollars, and made after January first, eighteen hundred and seventy-nine."

Passed March 11, 1879.

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

Section 1. Chapter seventy-three of the laws of eighteen hundred and seventy-five, entitled "An act to establish specie payments on all contracts or obligations payable in this State, in dollars, and made after January first, eighteen hundred and seventy-nine," is hereby repealed.

Sec. 2. This act shall take effect immediately.

CHAPTER 87.

AN ACT to amend section one, chapter three hundred and two, laws of eighteen hundred and seventy-eight, entitled "An act in relation to the taking of clams, oysters, and shell-fish within the waters of this state, and dredging for the same."

Passed March 17, 1879.

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 two of the laws of eighteen hundred and seventy-eight is hereby amended so as to read as follows:

§ 1. It shall not be lawful for any person or persons who shall not have been actual residents and inhabitants of the state of New York for the period of six months, to rake or gather clams, oysters, or shell-fish, either on their own account and for their own benefit, or on account of or for the benefit of their employers, in any of the rivers, bays, or waters of this state, on board of any canoe, flat, scow, boat, or other vessel; but the provisions of this section shall not be so construed as preventing any person who shall have been an actual resident and inhabitant of this state for a period of six months, from employing any person or persons to rake or gather clams, oysters, and shell-fish, for the use and benefit of said person so having been for the period of six months an actual resident and inhabitant of this state.

Sec. 2. This act shall take effect immediately.

CHAPTER 89.

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

Passed March 17, 1879.

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

Section 1. Section seven of the act entitled "An act relating to the benevolent fund of the late volunteer fire department in the city of New York," passed April seventeen, eighteen hundred and sixty-six, as amended by chapter nine hundred and sixty-two of the laws of eighteen hundred and sixty-seven; and as further amended by chapter two hundred and ninety-seven of the laws of eighteen hundred and seventy, is hereby amended so as to read as follows:

Sec. 7. The said corporation shall be entitled to receive, and there shall be paid to them, the percentage or tax on the receipts of the foreign fire insurance companies doing business in the city of New York, as provided by chapter five hundred and forty-eight of the laws of eighteen hundred and fifty-seven, for nine years from the seventeenth day of April, eighteen hundred and seventy-nine, all returns and undertakings required by said act shall be made to the treasurer of the said corporation.

Sec. 2. All acts and parts of acts inconsistent with the provisions of this act, are hereby repealed.

Sec. 3. This act shall take effect immediately.

CHAPTER 92.

AN ACT authorizing the adjutant-general to use for the benefit of other military organizations any and all moneys remaining in the hands of any of the county treasurers of the State to the credit of disbanded organizations of the national guard.

Passed March 20, 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 adjutant-general is hereby authorized and empowered to draw, use and apply to the benefit of the national guard any and all moneys and balances remaining in the hands of the several county treasurers of this State, to the credit of any organizations of the national guard which have been disbanded.

Sec. 2. The several county treasurers of the State are authorized and directed to pay to the adjutant-general, upon his order, all moneys remaining in their hands to the credit of any disbanded organization of the national guard. The certificate of the adjutant-general shall be sufficient evidence of the disbandment of any such organization.

Sec. 3. This act shall take effect immediately.

CHAPTER 101.

AN ACT to amend section twenty-eight of article two of title ten of chapter eight of part three of the Revised Statutes, relating to summary proceedings to recover the possession of land.

Passed March 22, 1879.

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

Section 1. Section twenty-eight of article two of title ten of chapter eight of part three of the Revised Statutes, is hereby amended so as to read as follows:

§ 28. Any tenant or lessee at will, or at sufferance, or for any part of a year, or for one or more years, of any houses, land, or tenements, and the assigns, under-tenants, or legal representatives of such tenant or lessee, may be removed from such premises by any judge of the county courts of the county, or by any justice of the peace of the city or town where the premises are situated, or by any justice of the peace of the town adjoining the town where such premises are situated, having an office in a village the corporate limits of which include a portion of both of said towns, or by any mayor or recorder of the city where such premises are situated, or in the city of New York, by the mayor, recorder, any justice of the marine court, or any one of the justices of the district courts of the city of New York, in the manner hereinafter described in the following cases:

1. Where such person shall hold over and continue in possession of the demised premises, or any part thereof, after the expiration of his term, without the permission of the landlord;

2. Where such person shall hold over, without such permission as aforesaid, after any default in the payment of rent, pursuant to the agreement under which such premises are held, and a demand of such rent shall have been made, or three days' notice in writing, requiring the payment of such rent, or the possession of the premises, shall have been served by the person entitled to such rent, on the person owning the same, in the manner prescribed for the service of the summons in the thirty-second section of this title;

3. Where the tenant or lessee of a term of three years, or less, shall have taken the benefit of any insolvent act, or been discharged under any act for the relief of his person from imprisonment during such term;

4. Where any person shall hold over and continue in possession of any real estate which shall have been sold pursuant to the foreclosure of a mortgage thereon, or by virtue of an execution against such person, after a title under such sale shall have been perfected.

5. When any person shall hold over and continue in possession of any real estate occupied or held by him under an agreement with the owner to occupy and cultivate the same upon shares or for a share of the crops, after the expiration of the time fixed in the agreement for such occupancy, without the permission of the other party to said agreement, his heirs or assigns.

CHAPTER 102.

AN ACT to amend chapter four hundred and eighty-four of the laws of eighteen hundred and sixty-two, entitled "An act in relation to the courts in the city and county of New York," passed April twenty-fourth, eighteen hundred and sixty-two, as amended by chapter five hundred and sixty-nine of the laws of eighteen hundred and sixty-four, entitled "An act to amend sections eleven, fourteen and fifteen of chapter four hundred and eighty-four of the laws of eighteen hundred and sixty-two, and to confer additional powers on the marshals of the city of New York."

Passed March 22, 1879.

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

Section 1. Section fourteen of chapter four hundred and eighty-four of the laws of eighteen hundred and sixty-two, entitled "An act in relation to the courts in the city and county of New York," passed April twenty-fourth, eighteen hundred and sixty-two, as amended by chapter five hundred and sixty-nine of the laws of eighteen hundred and sixty-four, entitled "An act to amend sections eleven, fourteen and fifteen of chapter four hundred and eighty-four of the laws of eighteen hundred and sixty-two, and to confer additional powers on the marshals of the city of New York," is hereby amended so as to read as follows:

§ 14. Every summons, warrant, attachment or other process issued by or out of any of said district courts, or by any justice thereof, and every summons issued by the clerk of said district court, and every summons issued by any justice thereof in any proceeding, whether summary proceedings to dispossess tenants or otherwise, shall be served and executed by the marshal of said city, except that the justice of the court wherein the action is commenced may depute some competent person to serve the summons and complaint in any such action; but the person so deputed to serve such summons and complaint shall not be entitled to any fees or other compensation therefor, except the persons who serve process for the corporation attorney in the city of New York.

Sec. 2. This act shall take effect immediately.

CHAPTER 119.

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

Passed March 28, 1879; three-fifths being present.

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

Section 1. Chapter one hundred and eighty-six of the laws of eighteen hundred and seventy-seven, entitled "An act to amend chapter seven hundred and forty-two of the laws of eighteen hundred and seventy-one, entitled 'An act in relation to storage and the keeping of combustible material in the city of New York, the use and control of the fire-alarm telegraph, the incumbency of hydrants, and other purposes connected with the prevention and extinguishment of fires therein, and imposing certain powers and duties upon the board of fire commissioners of the said city,' is hereby amended so as to read as follows:

RELIEF FUND.

Sec. 14. All fines imposed by the board of commissioners of the fire department in the city of New York, upon members of the fire department force, by way of discipline, and collectible from pay or salary, and all rewards in money, fees, gifts, and emoluments that may be paid or given for account of extraordinary services by any member of said force (except when allowed to be retained by said member, or given to endow a medal, or other permanent or competitive reward), and all proceeds of suits for penalties under this act, and all license fees payable under the same, or under the law with the execution of which the fire department is now or may hereafter be charged, shall be received by the treasurer of the said board for the time being, and applied by him for the purposes of the trust fund hereinafter created. The commissioners of the fire department in the city of New York for the time being, and their successors in office, are hereby created and declared to be the trustees of the fund to be known as "the New York fire department relief fund," and the treasurer of the said board, for the time being, who shall be the treasurer ex-officio of said relief fund, shall receive all moneys applicable to the same, and deposit the same as such treasurer of such relief fund, to the credit of such relief fund, in a savings bank to be selected by said trustees, and continue to receive and deposit funds applicable to the same as received, to the credit of said fund, or to invest the same on bond and mortgage on improved property worth twice the amount loaned, or in public stocks, as said trustees may deem most advantageous for the object of such fund; and said trustees are empowered to make all necessary contracts, and to take all necessary remedies in the premises. And the said treasurer of the said relief fund shall receive from the treasurer of the relief fund of the metropolitan fire department the amounts of money to the credit of that fund, and apply the same to the purposes of the fund herein created. And the said trustees, for and on behalf of the uses and purposes of said fund, shall be entitled to receive, and there shall be paid to them all duties, taxes, allowances, fines, penalties, and fees to which the fire department of the city of New York, as at any time heretofore established, has been or is entitled, and the said trustees may take, by gift, grant, demise, or bequest, any money, real or personal property, rights of property, or other valuable thing, the annual income of which shall not exceed thirty thousand dollars in the whole; and if, in any year, when the condition of the said relief fund shall render it, in the judgment of the said trustees, necessary, the board of fire commissioners may receive from the authorities of the city of New York a sum not exceeding five thousand dollars, to be included in the annual estimate of the board, and drawn and collected by them in like manner as the other moneys applicable to their expenses; and such amounts so obtained shall, in like manner, be paid to and applied by the treasurer to the use of said fund, by deposit or investment as hereinbefore provided, as the trustees thereof shall direct; provided that the sum of two hundred thousand dollars, which may be received and accumulated under the provision of this act, shall be reserved and

retained as a permanent fund, the annual income of which may be made available for the use and purposes of said relief fund. The said treasurer of the relief fund hereby created shall execute a bond for the faithful performance of his duties, in like manner as his present official bond is drawn, executed and filed, and in such penal sum as the said board of commissioners shall direct. The board of fire commissioners shall have the power by a unanimous vote to retire from all service in the said fire department, or to relieve from service at fires, any officer or member of the uniformed force of the said department who may, upon an examination by the medical officer, ordered by the said fire commissioners, be found to be disqualified, physically or mentally, for the performance of his duties; and the said officer or member so retired from service shall receive from the said relief fund an annual allowance as pension in case of the total disqualification for service, or as compensation for limited service, in case of partial disability; in every case the said board of fire commissioners to determine the circumstances thereof; and said pension or allowance so allowed to be in lieu of any salary received by such officer or member at the date of his being so relieved or retired from fire duty in said department; and the said department shall not be held liable for the payment of any claim or demand for services thereafter rendered; and the amount of such pension or allowance shall be determined upon the following conditions: In case of total permanent disability, caused in or induced by the actual performance of the duties of his position, or which may occur after ten years' active and continuous service in the said fire department, the amount of annual pension to be allowed shall be one-half of the annual compensation allowed such officer or member as salary at the date of his retirement from the service, or such less sum in proportion to the number of officers and members so retired, as the condition of the fund will warrant. In case of total permanent disability not caused in or induced by the actual performance of the duties of his position, or which shall have occurred before the expiration of ten years' active and continuous service in the said fire department, the amount of annual pension to be allowed shall be one-third of the annual compensation allowed such officer or member as salary, at the date of his retirement from the service, or in proportion to the number of officers and members so retired as the condition of the fund will warrant. In case of partial permanent disability, caused in or induced by the actual performance of the duties of his position, or which may occur after ten years' active and continuous service in the said fire department, the officer or member so disabled shall be relieved from active service at fires, but shall remain a member of the uniformed force, subject to the rules governing said force, and to the performance of such light duties as the medical officer of the said department may certify him to be qualified to perform; and the annual allowance to be paid such officer or member shall be one-half of the annual compensation allowed as salary at the date of his being so relieved, or such less sum, in proportion to the number of officers and members so retired, as the condition of the fund will warrant. In case of partial permanent disability not caused in or induced by the actual performance of the duties of his position, or which may occur before ten years' active and continuous service in the said fire department, the officer or member so disabled shall be relieved from active service at fires, but shall remain a member of the uniformed force, subject to the rules governing said force, and to the performance of such light duties as the medical officer of the said department may certify him to be qualified to perform, and the annual allowance to be paid such officer or member shall not exceed one-third of the annual compensation allowed as salary at the date of his being so relieved, or such less sum as the said board may, in their discretion, determine, or as the condition of the fund will warrant. If any officer or member of the said fire department or retired officer or member of the same shall die while in the service of the same or while so retired, and shall leave a widow, or if no widow, any child or children under the age of sixteen years, a sum not exceeding three hundred dollars, or such less sum as, in the opinion of the trustees, the condition of the fund will justify, by way of annuity, shall be paid to such widow so long as she remains unmarried, or to such child or children so long as the youngest of said children continues under the age of sixteen years. In every case the board of fire commissioners shall determine the circumstances thereof, and order payment of the annuity to be made in such proportion to the various representatives (in case there shall be more than one) as they may deem just, by drafts to be signed by each trustee; but nothing herein contained shall render any payment of said annuity obligatory upon the said board or upon said trustees, or chargeable as a matter of legal right; and the board of commissioners may, at any time, order such annuity to be reduced or to cease.

LIFE INSURANCE FUND.

There shall be deducted from the monthly pay of each officer or fireman of said department, and from the monthly pension of retired members of said department, and from the pay of such of the other employees of said department, as shall desire to avail themselves of this provision, the monthly sum of one dollar, which shall be received and held by the treasurer of the relief fund herein created, in the like manner as the other moneys herein provided to be paid to him; and which shall be known as the New York fire department life insurance fund; and in the case of the death of any member or employee of said department, in the service thereof, or of any pensioned or retired member of said department, and so contributing, there shall be paid to the widow, or if there be no widow, then to the legal representatives of such deceased member or employee or pensioned and retired member, the sum of one thousand dollars out of the moneys so assessed; and in the case by reason of the number of deaths the aggregate amount of moneys so provided to be assessed and collected should prove inadequate to make such payment, then the assessment may, in the discretion of said trustees, be increased to not exceeding the sum of two dollars in each month's pay or each month's pension of pensioned and retired members of said department; and if in any year, owing to an excessive mortality in the uniformed force, the condition of said life insurance fund shall render it, in the judgment of the said trustees, necessary, a sum not exceeding five thousand dollars may be transferred and paid over from the said relief fund to the said life insurance fund, for the use and purpose of said life insurance fund. Chapter seven hundred and fifty-six of the laws of eighteen hundred and sixty-six is hereby repealed.

Sec. 2. This act shall take effect immediately.

CHAPTER 143.

AN ACT to amend section two, title five, chapter twenty, part one of the Revised Statutes, entitled "Of disorderly persons."

Passed April 4, 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 two, title five, chapter twenty, part one of the Revised Statutes is hereby amended so as to read as follows:

§ 2. Upon complaint made on oath to any justice of the peace or to any police justice of any city or village, against any person as being disorderly, he shall issue his warrant for the apprehension of the offender, and cause him or her to be brought before such justice for examination. If it shall appear by the confession of the offender, or by competent testimony, that he or she is a disorderly person, the justice may require of the offender sufficient sureties for his or her good behavior for the space of one year. In default of such sureties being found, the justices shall make up, sign and file in the county clerk's office, a record of the conviction of such offender as a disorderly person, specifying generally the nature and circumstances of the offense, and shall, by warrant under his hand, commit such offender to the common jail of the city or county, or to the penitentiary of the county, there to remain until such sureties be found, or such offender be discharged according to law.

Sec. 2. This act shall take effect immediately.

CHAPTER 145.

AN ACT to further amend chapter one hundred and seventy-five of the laws of eighteen hundred and seventy, entitled "An act regulating the sale of intoxicating liquors."

Passed April 4, 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 two of chapter one hundred and seventy-five of the laws of eighteen hundred and seventy, entitled "An act regulating the sale of intoxicating liquors," is hereby further amended so as to read as follows:

Sec. 2. The mayor of each of the cities, except the cities of New York, Brooklyn and Poughkeepsie, shall appoint the commissioners of excise in their respective cities within ten days after the passage of this act; but in the cities of New York, Brooklyn and Poughkeepsie, the mayor shall nominate three good and responsible citizens to the board of aldermen of such cities respectively, who shall confirm or reject such nominations. In case of the rejection of such nominees, or any of them, the mayor shall nominate other persons as aforesaid, and shall continue so to nominate, until the nominations shall be confirmed. The present commissioners of excise for the metropolitan district and the commissioners for the counties shall continue to exercise the duties of the office until such appointments, or some one of them shall be appointed in such cities respectively, as herein provided. Any one or more of the commissioners so appointed, shall have the power to act as a board of excise for the city in which he shall be appointed, until the others shall be duly appointed. Commissioners of excise in cities shall hold their office for three years, and until others shall be appointed in their places, and shall receive a salary not to exceed twenty-five hundred dollars a year each, to be fixed by the mayor and common council of their respective cities, and shall be paid as other officers are paid. On the first Monday of April in every third year hereafter, the mayor and board of aldermen shall proceed to appoint, in the manner above described, persons qualified as aforesaid to be such commissioners of excise in their respective cities

for the next three years, commencing on the first day of May in that year, and shall, from time to time, as often as vacancies shall occur, appoint persons qualified as aforesaid to fill the unexpired term of any commissioners who shall die, resign, remove from the city, or be removed from office. Such commissioners of excise in cities shall be removed for any neglect or malfeasance in office, in the same manner as provided by law for the removal of sheriffs.

Sec. 3. This act shall take effect immediately.

CHAPTER 151.

AN ACT to amend chapter eight hundred and fifty-nine of the laws of eighteen hundred and seventy-one, entitled "An act to provide for the election of certain judicial and other officers, and to fix their terms of office."

Passed April 8, 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 eight of chapter eight hundred and fifty-nine of the laws of eighteen hundred and seventy-one, entitled "An act to provide for the election of certain judicial and other officers, and to fix their terms of office," is hereby amended so as to read as follows:

§ 8. Whenever any surrogate in a county shall be precluded from acting as such in any case by reason of interest, relationship by consanguinity or affinity to any party interested therein, so that he would be excluded from being a juror, or by reason of being a witness of any will, or having acted as counsel in such case, or disabled by reason of sickness, absence, or lunacy, and there are no legal officers in such county to discharge the duties of such surrogate, or where such officer shall also be incapacitated from acting as such surrogate by reason of the foregoing disabilities in the case of the surrogate, the county judge of such county, or in the case of his disability for like causes, then the district attorney shall possess the power and exercise jurisdiction in all respects in such case as the surrogate of such county would be authorized to possess and exercise, were it not for such disability. The district attorney of such county, while acting as surrogate in such case, shall be entitled to receive the same compensation, pro rata, as the officer acting as county judge and surrogate of such county is entitled to receive, to be audited by the board of supervisors, and to be paid by the county treasurer in the same manner as the salary of the county judge and surrogate shall be paid; and in counties where there is a separate officer to perform the duties of the office of surrogate, then the district attorney of such county shall receive the same compensation, pro rata, as such surrogate shall be entitled to receive in such county for the time said district attorney shall be acting as surrogate in such cases of disability, which shall be authorized by the board of supervisors, and paid as the salary of such separate officer elected to perform the duties of the office of surrogate is paid.

Sec. 2. This act shall take effect immediately.

CHAPTER 167.

AN ACT for the safety and protection of oarsmen rowing on the Hudson river opposite the city of New York in regattas, given under the auspices of the Metropolitan Association of Amateur Oarsmen.

Passed April 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. It shall be lawful for the police commissioners of the city and county of New York, whenever they shall be notified in writing by the Metropolitan Association of Amateur Oarsmen that a regatta is to be given under its auspices on the Hudson river opposite Washington Heights, New York City, to keep the course used for any such regatta free and clear of all boats and vessels of every description during the actual time of the regatta; which shall not exceed six hours in any one day; provided,

1. That there shall not be more than five regattas in any one year.

2. That the course selected for such regatta shall be above Seventy-second street, and far enough up the river so as not to interfere with any line of ferry boats running on their regular course and trips.

3. That said regatta course shall not exceed in breadth more than one-fourth the width of the river from either shore, nor shall it exceed more than three miles in length.

Sec. 2. The course selected for any such regatta shall be plainly marked out by buoys or boats anchored; such buoys or boats shall have a flag placed upon them, so that they may be readily seen.

Sec. 3. No boat, vessel or steamboat of any description shall be allowed on said regatta course during the actual time of any regatta except by the consent of the officers in charge of such regatta.

Sec. 4. Any person rowing a row-boat, or pilot of a sail-boat, sailing vessel, or steamboat, willfully going upon said regatta course, and thereby interfering with the regatta, shall be deemed guilty of a misdemeanor and shall be liable to a penalty of not less than one hundred dollars, nor more than two hundred and fifty dollars, or imprisonment in the county jail for a time not to exceed three months, or to both penalty and imprisonment. The fine or penalty to go to the police fund of New York city.

Sec. 5. Nothing in this act contained shall apply to, or be so construed as to interfere in any way with, sailing vessels actually engaged in commerce while proceeding on their course.

Sec. 6. It shall be the duty of the police commissioners of the city of New York to furnish a sufficient number of police to keep said regatta course clear, and they shall have power to arrest any person or persons going upon such regatta course during the time of the regatta in violation of this act. The New York city police courts shall have jurisdiction of such cases.

Sec. 7. This act shall take effect immediately.

* So in the original.

CHAPTER 168.

AN ACT to prohibit the charging or receiving of illegal wharfage in the cities of New York, Brooklyn, and Long Island City.

Passed April 16, 1879.

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

Section 1. It shall be the duty of every person owning or having charge of any pier, wharf, bulkhead, or slip, in either of the cities of New York, Brooklyn, or Long Island City, to cause to be printed on the back of all bills presented by them for wharfage chapter three hundred and fifteen of the laws of eighteen hundred and seventy-seven, regulating the rates of wharfage in said cities; and the owner, consignee or person in charge of any vessel shall not be required to pay the wharfage or dockage due on such vessel, unless upon his demand the bill printed in conformity with this act is presented to him. Any person owning or having charge of any pier, wharf, bulkhead, or slip as aforesaid, who shall receive for wharfage any rates in excess of those now authorized by law, shall forfeit to the party aggrieved treble the amount so charged, as damages, to be sued for and recovered by the party aggrieved.

Sec. 2. This act shall take effect immediately.

CHAPTER 171.

AN ACT to provide for discharging chattel mortgages.

Passed April 16, 1879.

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

Section 1. Whenever any mortgagor, or any person obtaining title to mortgaged property, shall present to any recorder, county or town clerk, in whose office a chattel mortgage executed by said mortgagor on such property may be filed, a certificate from the mortgagee therein named, or the owner or holder thereof, that such mortgage is paid or satisfied, it shall be the duty of such recorder, or either of the clerks above mentioned, to file such certificate in his office and discharge such mortgage, by writing in the book kept by such recorder or either of such clerks, and opposite the entry therein of such mortgage, the word "discharged," with the date thereof.

Sec. 2. This act shall take effect immediately.

CHAPTER 177.

AN ACT to confer powers upon the common council of the city of New York to complete the restoration of Tompkins square as a public park.

Passed April 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. The common council of the city of New York is hereby authorized to direct the department of public parks of the city of New York to complete the restoration of Tompkins square as a public park or square.

Sec. 2. To provide the means for the work authorized by the first section of this act, the comptroller of the city of New York is hereby authorized and directed to create and issue after the said department of public parks has been so directed by the common council, and within twenty days after requisition is made on him to do so, by resolution of the commissioners of the department of public parks of the city of New York, or a majority of them, in the name and on behalf of the mayor, aldermen, and commonality of the city of New York, a public fund or stock to an amount to be mentioned in said requisition, and not exceeding twenty-five thousand dollars, payable on the first day of November, one thousand eight hundred and eighty, with interest, at a rate not to exceed six per cent. per annum, and the proceeds of said fund or stock shall be applied to payment for the work authorized by this act.

Sec. 3. The board of estimate and apportionment of the city of New York is hereby directed to include in the final estimates of the amounts required to pay the expenses of conducting the public business of the city and county of New York, during the year eighteen hundred and eighty, an amount sufficient to pay both principal and interest of the fund or stock authorized to be issued by this act.

Sec. 4. This act shall take effect immediately.

CHAPTER 178.

AN ACT in relation to assessment and other bonds of the City of New York.

Passed April 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. Whenever it shall be lawful to issue any bonds of the city and county of New York in exchange for any bonds heretofore issued pursuant to law, the same shall be issued in denominations of twenty dollars, fifty dollars, one hundred dollars and five hundred dollars and upwards, each.

Sec. 2. Without pecuniary disadvantage to the said city and county of New York, preference shall, as far as practicable, be given to applicants for the smallest amounts and smallest denominations of said bonds in issuing the same.

Sec. 3. All acts inconsistent with this act are hereby repealed.

Sec. 4. This act shall take effect immediately.

CHAPTER 186.

AN ACT relating to ambulances.

Passed April 16, 1879.

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

Section 1. Every ambulance or other vehicle used for the transportation of sick or wounded persons or animals shall be entitled to the right of way over all other vehicles upon every public street, highway and place. Any person who shall willfully interfere with, or retard, or obstruct, or impede the progress of any such ambulance or vehicle thereon, or who shall willfully injure the same, or willfully drive any vehicle into collision therewith, shall be guilty of a misdemeanor.

Sec. 2. All police officers, sheriffs and constables shall, when called upon, aid the persons in charge of such ambulance or vehicle in placing sick or wounded persons or animals therein, and in the enforcement of the provisions of this act.

Sec. 3. Nothing in this act contained shall affect the existing right of way of the United States mail; or of the officers, men and fire apparatus of any municipal fire department, or insurance patrol.

Sec. 4. This act shall take effect immediately.

CHAPTER 205.

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

Passed April 19, 1879; three-fifths being present.

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

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

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

Sec. 3. This act shall take effect immediately.

CHAPTER 208.

AN ACT to organize the senate districts and for the apportionment of the members of assembly of this State.

Passed April 23, 1879; without the approval of the Governor, pursuant to provision of section nine of article four of the Constitution.

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

Section 1. The senate districts of this State, from and after the passage of this act shall consist as follows:

First. The first senate district shall consist of the counties of Queens and Suffolk.

Second. The second senate district shall consist of the first, second, fifth, sixth, eighth, ninth, tenth, twelfth and twenty-second wards of the city of Brooklyn, and the towns of Flatbush, Gravesend, and New Utrecht, county of Kings.

Third. The third senate district shall consist of the third, fourth, seventh, eleventh, thirteenth, nineteenth, twentieth, twenty-first and twenty-third wards of the city of Brooklyn.

Fourth. The fourth senate district shall consist of the fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, twenty-fourth and twenty-fifth wards of the city of Brooklyn, and the Towns of New Lots and Flatlands.

Fifth. The fifth senate district shall consist of the county of Richmond and the present first, second, third, fifth, sixth, eighth and fourteenth wards of the city of New York, all that portion of the fourth ward of said city that lies within Roosevelt street, Chatham street, Park row, Spruce street, Gold street, Ferry street, Peck slip and East river, all that portion of the ninth ward of said city that lies within Houston street, Hancock street, Bleecker street, Leroy street and North river, Governor's Island, Bedloe's Island and Ellis Island.

Sixth. The sixth senate district shall consist of the seventh, eleventh and thirteenth wards of the city of New York, and all that portion of the fourth ward of said city that lies within Catharine street, Chatham street, Roosevelt street and East river.

Seventh. The seventh senate district shall consist of the tenth and seventeenth wards of the city of New York, all that portion of the fifteenth ward of said city that lies east of Broadway and all that portion of the eighteenth and twenty-first wards of said city that lies within Fourteenth street, Thirtieth street, Third avenue and Broadway.

Eighth. The eighth senate district shall consist of the sixteenth ward of the city of New York, all that portion of the ninth ward of said city that lies within Leroy street, Bleecker street, Carmine street, Sixth avenue, Fourteenth street and North river, all that portion of the fifteenth ward of said city that lies west of Broadway, all that portion of the eighteenth and twenty-first wards of said city that lies within Fourteenth street, Thirtieth street, Broadway, and Sixth avenue, and all that portion of the twentieth ward of said city that lies within Twenty-sixth street, Thirtieth street, Sixth avenue, and North river.

Ninth. The ninth senate district shall consist of all that portion of the eighteenth, nineteenth, and twenty-first wards of the city of New York that lies east of Third avenue and Blackwell's Island.

Tenth. The tenth senate district shall consist of all that portion of the twentieth and twenty-first wards of the city of New York, that lies within Thirtieth street, Fortieth street, Third avenue and Eighth avenue, all that portion of the nineteenth ward of said city that lies west of Third avenue, and all that portion of the twelfth and twenty-second wards that lies east of Eighth avenue, Ward's and Randall's Islands.

Eleventh. The eleventh senate district shall consist of the twenty-third and twenty-fourth wards of the city of New York, and all that portion of the twelfth, twentieth, and twenty-second wards of said city that lies within Thirtieth street, Spuyten Duyvel creek, Eighth avenue, and Hudson river.

Twelfth. The twelfth senate district shall consist of the counties of Westchester and Rockland.
Thirteenth. The thirteenth senate district shall consist of the counties of Orange and Sullivan.
Fourteenth. The fourteenth senate district shall consist of the counties of Ulster, Schoharie, and Greene.

Fifteenth. The fifteenth senate district shall consist of the counties of Dutchess, Columbia, and Putnam.

Sixteenth. The sixteenth senate district shall consist of the counties of Rensselaer and Washington.

Seventeenth. The seventeenth senate district shall consist of the county of Albany.

Eighteenth. The eighteenth senate district shall consist of the counties of Saratoga, Fulton, Hamilton, Montgomery, and Schenectady.

Nineteenth. The nineteenth senate district shall consist of the counties of Clinton, Essex, and Warren.

Twentieth. The twentieth senate district shall consist of the counties of St. Lawrence, Franklin, and Lewis.

Twenty-first. The twenty-first senate district shall consist of the counties of Oswego and Jefferson.

Twenty-second. The twenty-second senate district shall consist of the county of Oneida.

Twenty-third. The twenty-third senate district shall consist of the counties of Madison, Otsego and Herkimer.

Twenty-fourth. The twenty-fourth senate district shall consist of the counties of Delaware, Chenango and Broome.

Twenty-fifth. The twenty-fifth senate district shall consist of the counties of Onondaga and Cortland.

Twenty-sixth. The twenty-sixth senate district shall consist of the counties of Cayuga, Seneca, Tompkins and Tioga.

Twenty-seventh. The twenty-seventh senate district shall consist of the counties of Chemung, Steuben and Allegany.

Twenty-eighth. The twenty-eighth senate district shall consist of the counties of Wayne, Ontario, Schuyler and Yates.

Twenty-ninth. The twenty-ninth senate district shall consist of the counties of Monroe and Orleans.

Thirtieth. The thirtieth senate district shall consist of the counties of Wyoming, Genesee, Livingston and Niagara.

Thirty-first. The thirty-first senate district shall consist of the county of Erie.

Thirty-second. The thirty-second senate district shall consist of the counties of Cattaraugus and Chautauqua.

Sec. 2. The number of members of Assembly of this State hereafter to be chosen in the several counties thereof, shall be as follows:

In the county of Albany, four.
In the county of Allegany, one.
In the county of Broome, one.
In the county of Cattaraugus, two.
In the county of Cayuga, two.
In the county of Chautauqua, two.
In the county of Chemung, one.
In the county of Chenango, one.
In the county of Clinton, one.
In the county of Columbia, one.
In the county of Cortland, one.
In the county of Delaware, one.
In the county of Dutchess, two.
In the county of Erie, five.
In the county of Essex, one.
In the county of Franklin, one.
In the counties of Fulton and Hamilton, one.
In the county of Genesee, one.
In the county of Greene, one.
In the county of Herkimer, one.
In the county of Jefferson, two.
In the county of Kings, twelve.
In the county of Lewis, one.
In the county of Livingston, one.
In the county of Madison, one.
In the county of Monroe, three.
In the county of Montgomery, one.
In the county of New York, twenty-four.
In the county of Niagara, two.
In the county of Oneida, three.

In the county of Onondaga, three.
In the county of Ontario, one.
In the county of Orange, two.
In the county of Orleans, one.
In the county of Oswego, two.
In the county of Otsego, two.
In the county of Putnam, one.
In the county of Queens, two.
In the county of Rensselaer, three.
In the county of Richmond, one.
In the county of Rockland, one.
In the county of St. Lawrence, three.
In the county of Saratoga, two.
In the county of Schenectady, one.
In the county of Schoharie, one.
In the county of Schuyler, one.
In the county of Seneca, one.
In the county of Steuben, two.
In the county of Suffolk, one.
In the county of Sullivan, one.
In the county of Tioga, one.
In the county of Tompkins, one.
In the county of Ulster, three.
In the county of Warren, one.
In the county of Washington, two.
In the county of Wayne, two.
In the county of Westchester, three.
In the county of Wyoming, one.
In the county of Yates, one.

Sec. 3. The supervisors of each of the aforesaid counties, which are by the provisions of this act, entitled to more than one member of assembly, except in the city and county of New York, and in said city and county, the board of aldermen of said city, shall meet on the third Tuesday of June next, at the place where their meetings were last held; they shall organize by appointing one of their number as chairman and another as secretary, and shall proceed to divide their respective counties into so many assembly districts as they are entitled respectively to members of assembly under this act, and shall thereupon make their certificates respectively, containing a description of each assembly district, specifying the number of each district, and the population thereof according to the last state census. Said certificate shall be signed by a majority of such supervisors respectively, except in the city and county of New York, and in said city and county by a majority of the board of aldermen of said city, and they shall cause duplicate certificates to be filed in the office of the secretary of state and the office of the clerk of their respective counties.

Sec. 4. This act shall take effect immediately.

CHAPTER 254.

AN ACT to amend chapter eighty-seven of the laws of eighteen hundred and seventy-five, entitled "An act providing for the appointment of additional notaries public."

Passed May 5, 1879.

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

Section 1. Section one of chapter eighty-seven of the laws of eighteen hundred and seventy-five, entitled "An act providing for the appointment of additional notaries public," is hereby amended so as to read as follows:

§ 1. The governor is hereby authorized and empowered, by and with the consent of the senate, to appoint in each county, except the city and county of New York, notaries public equal to ten for each assembly district, and in said city and county two hundred and fifty notaries public in addition to the number now allowed by law; provided, however, that in each county which is a single assembly district, the additional number of notaries public be fifteen. And hereafter, at the time of subscribing or filling the oath of office, the county clerk of each county, and the clerk of the city and county of New York, shall collect from the person appointed, the sum of fifty cents, and the said clerks respectively, shall annually account therefor to the State treasurer. But such clerks shall be entitled to retain from the gross amount so received, the fees now allowed by law to them from the State for notifying such notaries public of their appointment to office, for giving notice to the governor of such notaries public as have taken the oath of office, and for giving such notice of notaries public who have neglected to take the oath of office or of vacancies created for any cause in such office.

Sec. 2. This act shall take effect immediately.

CHAPTER 261.

AN ACT to inquire into the equity and legality of certain assessments in the city of New York.

Passed May 8, 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 board of revision and correction of assessments in the city of New York is empowered and directed to examine and ascertain the amount of assessments made upon the property formerly owned by George Hoffman, situate upon the corner of Fifth avenue and One Hundred and Thirty-fifth street, in the city of New York, for regulating, grading, curbing, guttering and flagging One Hundred and Thirty-fifth street, from the Harlem river to Eighth avenue, and for regulating, grading, curbing, guttering and flagging Fifth avenue from One Hundred and Thirtieth street to One Hundred and Thirty-eighth street, and if the said board determine that the said assessment or any part thereof is excessive, unjust or illegal, all or any part of the same shall thereupon, upon the certificate of said board, be vacated and canceled by the comptroller of the city of New York.

Sec. 2. This act shall take effect immediately.

CHAPTER 268.

AN ACT relating to the office of commissioner of jurors of the county of New York.

Passed May 8, 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 commissioner of jurors in the city of New York, hereafter appointed, shall be paid in full satisfaction for his services a yearly salary of five thousand dollars and shall be allowed for contingent expenses, including clerk hire and all other incidental expenses, a sum not to exceed six thousand dollars per annum, which shall be audited and paid as the expenses of other officers of said city and county are audited and paid; and said salary and allowance shall be in lieu of all fees or compensation heretofore a charge upon the county of New York or the mayor, aldermen, and commonalty of the city of New York.

Sec. 2. It shall be the duty of the board of estimate and apportionment of said city, from time to time, as it may determine, to fix the salaries to be paid as in this statute directed. The salaries in this act provided for shall be paid monthly by the mayor, aldermen, and commonalty of the city of New York.

Sec. 3. The fees known as jurors' fees or fines, shall be paid into the treasury for the benefit of the sinking fund, for the reduction of the city debt.

Sec. 4. All acts or parts of acts inconsistent with this act are hereby repealed; but such repeal shall not take effect until the expiration of the term of office of the present commissioner of jurors.

CHAPTER 306.

AN ACT in relation to infectious and contagious diseases of animals.

Passed May 17, 1879; by a two-third vote.

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

Section 1. Whenever, in his judgment, for the more speedy and economical suppression, or for preventing the spread of any infectious or contagious disease of domestic animals, the public welfare shall be promoted thereby, the governor shall have, in addition to the powers conferred upon him by chapter one hundred and thirty-four of the laws of eighteen hundred and seventy-eight, the power to cause to be slaughtered, and to be disposed of afterwards as in his judgment may be expedient, any animal or animals which, by contact or cohabitation with diseased animals, or by other exposure to infection or contagion, may be considered or suspected to be liable to contract or to communicate the disease sought to be suppressed or to be prevented from spreading.

Sec. 2. Whenever any animal shall be slaughtered under any order of the governor, for the purpose of suppressing or of preventing the spread of any infectious or contagious disease, the compensation to be made by the State to the owner shall be computed upon the basis of allowing for any diseased animal the actual value, if any, at the time of slaughter; for any animal that has been kept in the same stable, pen, field, pasture, or yard with a diseased animal two-thirds of the sound value; and in the case of any other animal so slaughtered, the full value at the time of slaughter, without regard to the depreciation due to exposure or suspicion of exposure to infection or contagion. Provided, however, that if the carcass of any animal so slaughtered shall be sold for more than the amount which the owner would be entitled to receive as compensation as aforesaid, the excess shall be paid to such owner; and provided further, that no compensation shall be made under the provisions of this section, or otherwise to any person who shall willfully have concealed the existence of disease among his animals or upon his premises, or who shall, in any way, by act or by willful neglect, have contributed to the spread of the disease sought to be suppressed or prevented from spreading.

Sec. 3. To enable the governor to carry out the provisions of this act, and the provisions of chapter one hundred and thirty-four of the laws of eighteen hundred and seventy-eight, the sum of twenty-five thousand dollars, or so much thereof as may be necessary, is hereby appropriated out of any money in the treasury not otherwise appropriated, payable on the warrant of the comptroller on vouchers therefor to be approved by the governor.

Sec. 4. This act shall take effect immediately.

CHAPTER 315.

AN ACT to authorize and direct the Commissioners of the Department of Public Parks in the city of New York to alter and amend their maps, made and adopted in pursuance of chapter six hundred and four of the laws of eighteen hundred and seventy-four and as amended by chapter four hundred and thirty-six of the laws of eighteen hundred and seventy-six, by extending Welch street, from its present easterly terminus easterly through the lands of the New York and Harlem Railroad Company, and of John B. Haskin to the Kingsbridge Road.

Passed May 19, 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 Commissioners of the Department of Public Parks of the city of New York are hereby authorized and directed to alter and amend the map made and adopted by them, dated April seventeenth, eighteen hundred and seventy-eight, and entitled "Map or plan with field notes and explanatory remarks showing the location, width, windings, courses, and classification of streets, roads and avenues, and public parks or places within that part of the Twenty-fourth Ward, and adjoining part of the Twenty-third Ward of the city of New York, bounded on the west by Jerome or Central avenue, on the north by Woodlawn Cemetery, and north side of Pelham avenue, on the east by the New York and Harlem Railroad, Hoffman street, Fordham and Third avenues, and on the south by One Hundred and Sixty-first street in Morrisania, and designated 'The Central District,' as laid out, and classified, and discontinued, and closed by the Commissioners of the Department of Public Parks of the city of New York, in pursuance of the provisions of chapter six hundred and four of the laws of eighteen hundred and seventy-four, and chapter four hundred and thirty-six of the laws of eighteen hundred and seventy-six," by extending Welch street, at Fordham, in the Twenty-fourth Ward of said city, from its present easterly terminus easterly through the following described property: Beginning at a point on the westerly side of lands belonging to the New York and Harlem Railroad Company, where it adjoins the southerly line of the proposed widening of Welch street, so called, and running thence along the westerly side of the New York and Harlem Railroad, north thirty-seven degrees, east eighty feet to the proposed northerly line of the aforesaid Welch street, thence along the northerly side of Welch street and across the lands of the New York and Harlem Railroad Company, south forty-eight degrees and thirty minutes, east sixty-six feet to lands of John B. Haskin, thence through and across said last mentioned lands, still south forty-eight degrees and thirty minutes, east seventy-four feet to the Kingsbridge road, thence south forty-two degrees and thirty minutes, west eighty feet and two-tenths of a foot along said Kingsbridge road and a street, and along lands of said John B. Haskin to a stake, thence through and across said last mentioned lands north forty-eight degrees and thirty minutes, west sixty-six feet to lands of the New York and Harlem Railroad Company, thence through and across the said last mentioned lands still north forty-eight degrees and thirty minutes, west sixty-six feet to the point and place of beginning, the said pieces or parcels of land being simply a continuance of the aforesaid Welch street through and across the lands of the New York and Harlem Railroad Company and of John B. Haskin to the Kingsbridge road, and measuring on the centre line a total distance of about one hundred and thirty-six feet; and the Commissioners of the Department of Public Parks and the Counsel to the Corporation of the city of New York, are hereby authorized and directed to take all necessary legal measures to obtain title to the lands to be so taken for the extension of Welch street, and to cause said street to be opened forthwith.

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

Sec. 3. This act shall take effect immediately.

CHAPTER 317.

AN ACT to authorize the laying of pipes in the streets, avenues and public places in the various cities, towns and villages of this State for heating and other purposes.

Passed May 19, 1879.

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

Section 1. The municipal authorities of the cities, towns, and villages of the State of New York are hereby authorized and empowered to carry out the provisions of this act.

Sec. 2. Any corporation or association formed or organized under the act entitled "An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes," passed February seventeenth, eighteen hundred and forty-eight, or under any of the amendments to said act, or under the "Act to provide for the organization and regulation of certain busi-

ness corporations," passed June twenty-first, eighteen hundred and seventy-five, shall have full power to manufacture, furnish and sell such quantities of hot water, hot air, or steam as may be required in the city, town or village where the same shall be located; and such corporation shall have power to lay pipes or conductors for conducting hot water, hot air, or steam through the streets, avenues, lanes, alleys, squares and highways in such city, village or town, with the consent of the municipal authorities of said city, town or village, and under such reasonable regulations and conditions as they may prescribe; and whenever any such permission shall be granted, it shall only be upon the condition that reasonable compensation shall be paid therefor, and upon a further condition that a satisfactory bond shall be given to secure the city, town or village against all damages in the use of said pipes. The amount of the compensation, and the manner of its payment, and the amount of the bond shall be first fixed and determined by said municipal authorities before any pipes, as provided for by this act, shall be laid in any city, town or village of this State, and that all such permissions heretofore given by any of said municipal authorities, where the above terms have been complied with, are hereby confirmed.

Sec. 3. This act shall take effect immediately.

CHAPTER 320.

AN ACT to provide for submitting a proposed amendment to the constitution to the electors of the State.

Passed May 19, 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 inspectors at each poll in the several towns and wards of this State, at the general election to be held in this State on the fourth day of November, one thousand eight hundred and seventy-nine, shall provide a box to receive the ballots of the citizens of this State, in relation to the amendment proposed to the constitution, by concurrent resolutions of the Legislature, passed in eighteen hundred and seventy-seven and eighteen hundred and seventy-eight, and each voter may present a ballot on which shall be written or printed, or partly written and partly printed, in the form following, namely: "For the proposed amendment to section six, article six of the constitution," or a ballot on which shall be written or printed, or partly written and partly printed in the form following: "Against the proposed amendment to section six, article six of the constitution." The said ballot shall be indorsed "Constitutional amendment." And all of the citizens of this State entitled to vote for member of the Assembly in their respective districts shall be entitled to vote on the adoption of the said proposed amendment, during the day of election in the several election districts in which they reside.

Sec. 2. After finally closing the polls of such election, the inspectors thereof shall count and canvass the ballots given relative to the said proposed amendment in the same manner as they are required by law to canvass the ballots given for governor, and thereupon shall set down in writing the whole number of votes given for said proposed amendment, in the words in which said amendment is hereinbefore given, and the whole number of votes given against the said proposed amendment, in the words in which said amendment is hereinbefore given, and shall certify and subscribe the same, and cause copies thereof to be made and certified and delivered as prescribed by law in respect to the canvass of votes given at an election for governor.

Sec. 3. The votes so given shall be canvassed by the board of county canvassers, and statements thereof shall be made, certified and signed and recorded in the manner required by law in respect to the canvassing of votes given at an election for governor; and certified copies of the statements and certificates of the county canvassers shall be made, certified and transmitted by the county clerks respectively in the manner provided by law, in cases of an election for governor. The said certified copies transmitted by the county clerks shall be canvassed by the board of State canvassers in the like manner as provided by law, in respect to the election of governor, and in like manner they shall make and file a certificate of the result of such canvass, which shall be entered of record by the secretary of state, and shall be published by him in the State paper and in the papers designated by the several boards of supervisors to publish the session laws, or which may be designated by said board to publish the said certificate.

Sec. 4. It shall be the duty of the secretary of state to cause the said proposed amendment to the constitution, together with the form of the ballot, as herein specified, to be published in the manner provided for the publication of the certificate of the result of the canvass as provided by section three hereof, at least twice prior to such election, but no neglect or failure to publish shall impair the validity of such election.

CHAPTER 323.

AN ACT to authorize the United States to lay water and gas-pipes and telegraph lines under Buttermilk channel, and to prevent the obstruction thereof.

Passed May 19, 1879; three-fifths being present.

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

Section 1. Consent is hereby given, and the United States is hereby authorized to lay and use water and gas-pipes and telegraph lines under Buttermilk channel, from the city of Brooklyn to Governor's Island in New York harbor.

Sec. 2. Any person who shall willfully do, or cause to be done, any act or acts whereby any of said gas or water-pipes, or telegraph lines, or the materials thereof, or any matter or thing appertaining to the same, shall be stopped, obstructed, impaired, weakened, injured or destroyed, such person shall, on conviction thereof, be deemed guilty of a misdemeanor, and be punished by a fine not exceeding five hundred dollars, or imprisonment in the county jail not exceeding one year, or both, at the discretion of the court before which the conviction shall be had.

Sec. 3. Any master or other person in charge or command of any ship, boat or vessel, who shall, after notice, come to anchor over said lines or pipes, or in the neighborhood thereof, and thereby injure or molest them, or shall not quit such anchorage on notice, or shall knowingly place any drag or net over said pipes or lines, so as to interfere with them, shall be deemed guilty of a misdemeanor, and punished as provided in the preceding section two. Such notice of the general location of said pipes and lines may be either oral or by a sign conspicuously placed, either at the Brooklyn or Governor's Island termination of said pipes and lines.

CHAPTER 324.

AN ACT to prevent conflagration in certain cases within the counties of New York, Kings and Queens.

Passed May 19, 1879.

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

Section 1. It shall be unlawful for the owner, or for any of the officers, employees, or crew of any ship, vessel, canal boat, barge, lighter, boat or other craft lying at or within one hundred and fifty feet of any warehouse, yard, shed, dock, pier, bulkhead, wharf, or other place, within the counties of New York, Kings or Queens, at, in, or on which petroleum oil, or any of its products, is stored or kept for export, or in quantities exceeding ten thousand gallons; or for any other person or persons to bring, keep, have, or use or suffer or permit to be brought, kept, had, or used on board of any such ship, vessel, canal boat, barge, lighter, boat, or other craft, or at, in, or on any such warehouse, shed, yard, dock, pier, bulkhead, wharf, or other place, any lighted match, or lighted cigar, cigarette or pipe, or any fire or light of any kind without, or otherwise than in strict conformity to the written permission of the owner, lessee, or superintendent of such warehouse, yard, shed, dock, pier, bulkhead, wharf, or other place, specifying the fire or light to be kept, had, or used, the particular purpose for and the place or spot at which the same may be so kept, had, or used, and the particular manner of keeping, having, or using the same.

Sec. 2. Every violation of this act shall be a misdemeanor, triable before any court of special sessions, having territorial jurisdiction of the place where the offense was committed, but this act shall not apply to steam tugs while transacting their ordinary business, nor to steam fire-engines engaged in extinguishing fires.

CHAPTER 328.

AN ACT for the protection of human life at public watering and bathing places.

Passed May 19, 1879.

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

Section 1. It shall be the duty of the owners, lessees, proprietors, or other persons, managing any coast, or other watering places, within the limits and jurisdiction of this State, where surf bathing is carried on, and where surf bathing privileges and accommodations are furnished to subscribers, or to the general public, for payment, to provide and maintain throughout the bathing season, in serviceable condition and ready for immediate use, one or more surf or life-boats, or other efficient and equally serviceable life-saving apparatus, for the protection, safety, and rescue of bathers;

and if any owner, lessee, proprietor, or manager as aforesaid, shall control or use for surf bathing purposes a beach or shore of greater linear extent than three hundred yards, such owner, lessee, proprietor, or manager shall provide and maintain, as aforesaid, one such surf or life-boat, or such other efficient and equally serviceable life saving apparatus for every three hundred linear yards of beach or shore controlled or used by him. The crew of any such life or surf-boat shall consist of not less than two men.

Sec. 2. Each and every person who shall fail to comply with the provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by fine or imprisonment, or both, in the discretion of the court; but such fine shall not exceed two hundred and fifty dollars, nor such imprisonment six months.

Sec. 3. The bathing season referred to in the first section of this act is hereby declared to be from the first day of June to and including the thirtieth day of September in each and every year.

Sec. 4. This act shall take effect immediately.

CHAPTER 334.

AN ACT to amend chapter four hundred and eighty-two of the laws of eighteen hundred and sixty-two, entitled "An act to provide for the collection of demands against ships and vessels."

Passed May 19, 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 three of chapter four hundred and eighty-two of the laws of eighteen hundred and sixty-two, entitled "An act to provide for the collection of demands against ships and vessels," is hereby amended so as to read as follows:

§ 3. Such specifications shall be filed in the office of the clerk of the county in which such debt shall have been contracted, except that when such debt shall have been contracted in either of the counties of New York, Kings or Queens, then such specification shall be filed in the office of the clerk of the city and county of New York; and it shall also be the duty of any and all parties or persons, their heirs, their legal representatives, agents, or assigns, after the filing of such specifications in the county clerk's office as in said act provided, in case the vessel is built, used or fitted for the navigation of any of the canals or lakes of this State, to immediately thereafter file or cause to be filed a copy of said specifications in the office of the auditor of the canal department, duly certified by the county clerk, in whose office the original specification shall have been filed.

Sec. 2. Section nine of said act is hereby amended to read as follows:

§ 9. The person applying for such warrant shall, within three days after the issuing thereof, cause a notice to be published once in each week, for four successive weeks, in some newspaper published in the county in which such vessel may then be, or, if no newspaper be so published in such county, then in the nearest county in which a newspaper shall be so published, setting forth that such warrant has been issued, the amount of the claim specified therein, the day when such warrant was issued, and that such vessel will be sold for the payment of the claims against her, unless the master, owner or consignee thereof, or some person interested therein, appear and discharge such warrant according to law, within thirty days from the first publication of such notice, and in case the vessel is built, used or fitted for the navigation of any of the canals or lakes of this State, shall also serve a copy of such notice personally, at least ten days before the issuing of the order of sale mentioned in section fifteen of the act hereby amended, upon all persons who may have filed any claim or lien upon such ship or vessel, by mortgage or otherwise, in the office of the auditor of the canal department, or the service of such notice may be made at least twenty days before the issuing of said order above mentioned, by leaving a copy of the same at their dwelling-house in charge of some person of suitable age, or by depositing the same in the post office properly folded, and directed to such persons at their respective places of residence, and paying the postage thereon.

Sec. 3. All acts or parts of acts inconsistent with this act are hereby repealed.

CHAPTER 336.

AN ACT to enable storage warehousemen to collect their charges upon goods deposited with them by the sale thereof.

Passed May 19, 1879.

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

Section 1. Every warehouse company, or person or persons, engaged in the warehouse business who shall have had in their possession any goods, wares or merchandise by virtue of any agreement or warehouse receipt for the storage of the same on which or any part thereof, there may be due two years' storage, may proceed to sell the same at public auction, and out of the proceeds may retain the charges for storage of said goods, wares and merchandise, and any advances that may have been made thereon by him and the expense of advertising and sale thereof; but no such sale shall be made until after the giving of a printed or written notice of such sale, containing a description of the articles to be sold, together with the name of the person or persons storing the same, nor until six months after termination of the time for which such goods were received.

Sec. 2. The notice required by the last preceding section shall be served personally, at least four weeks before the time of such sale upon the party storing the goods, provided such service can be made with reasonable diligence within the State of New York. If the party storing such goods cannot with reasonable diligence be found within the State of New York, then such notice shall be given by publication once in each week for six successive weeks, before the time of such sale in a newspaper published at or nearest the place, when such sale is to take place. In the event that the party storing such goods or merchandise shall have parted with the same, and the purchaser shall have notified the warehouseman with his address, such notice shall be given to such person in lieu of the person storing the goods.

Sec. 3. Such warehouse company, or person or persons, engaged in the warehouse business, shall make an entry in a book kept for that purpose, of the balance or surplus of the proceeds of the sale, if any, and such balance or surplus shall be paid over to such person or persons entitled thereto within thirty days, after such sale and after the expiration of said thirty days, such balance or surplus shall be paid by such warehouse company, or person or persons, engaged in the warehouse business to the county treasurer; or if in the city of New York to the chamberlain of said city, for the use of the poor, unless called for or claimed by the rightful owner within five years after the receipt thereof, and shall at the same time file with said treasurer or chamberlain an affidavit in which shall be stated the name and place of residence, so far as the same are known, of the person whose goods or merchandise have been sold, the articles sold and the prices at which they were sold, the name and residence of the auctioneer making the sale, together with a copy of the notice published and how served, whether by personal service or by mailing, and if not so served the reason therefor.

Sec. 4. This act shall take effect immediately.

CHAPTER 345.

AN ACT to amend chapter one hundred and forty-seven of the laws of eighteen hundred and seventy-six, entitled "An act granting to the United States the right to acquire the right of way necessary for the improvement of the Harlem river and Spuyten Duyvil creek, from the North river to the East river, through the Harlem kills, and ceding jurisdiction over the same."

Passed May 20, 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 title of chapter one hundred and forty-seven of the laws of eighteen hundred and seventy-six, entitled "An act granting to the United States the right to acquire the right of way necessary for the improvement of the Harlem river and Spuyten Duyvil creek, from the North river to the East river, through the Harlem kills, and ceding jurisdiction over the same," is hereby amended so as to read as follows: "An act granting to the United States the right to acquire the right of way necessary for the improvement of the Harlem river and Spuyten Duyvil creek, and for the construction of another channel from the North river to the East river, through the Harlem kills, and ceding jurisdiction over the same."

Sec. 2. Section ten of said act is hereby amended so as to read as follows:

§ 10. The said consent is given, and the said jurisdiction ceded upon the express reservation to the State of New York of concurrent jurisdiction with the United States in and over the territory covered by said improvement, so far as that all civil and criminal process which may issue under the laws or authority of the State of New York may be executed thereon in the same way and manner as if such consent had not been given or jurisdiction ceded, except so far as such process may affect the real or personal property of the United States; provided, however, that the direction of the bridges hereafter to be constructed over said river or creek shall be at right angles to the courses of the improved channel, that the height of the bridges in the clear, at the draws, shall not be less than twenty-four feet above the high water 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; and provided, further, that no tunnel shall be constructed under said river or creek which will not permit of the excavation of a channel above it of at least twenty feet in depth at mean low water. There shall be constructed in every bridge, except in suspension bridges, hereafter built over said river or creek, two draws contiguous to each other, and the length on the bridge occupied by the draw spans and the centre pier separating them shall be at least two hundred and forty feet.

Sec. 3. The consent of the State of New York is hereby given to the construction by the United States of the channel to connect the waters of the Harlem river with the Hudson river, in accordance with the plans for the improvement of the Harlem river, prepared under the direction of secretary of war, and the United States may take and hold so much land and land under water, with any improvements thereon, as may be necessary for the location, construction, and convenient use of the said channel, and also may remove and use for the construction and repair of said channel any gravel, earth, stone, timber, or other material, not only from the land taken for the channel itself, but from other adjacent lands, if the same shall become necessary; and in the absence of an agreement between the United States, or its authorized agents, and the owners of said lands, in regard to the compensation therefor, the proceedings provided in said act may be taken to acquire the same, and the jurisdiction of the State of New York, in and over the said land required for said channel is hereby ceded to the United States, subject to the reservation and proviso mentioned in the second section of this act.

Sec. 4. The commissioners of the sinking fund of the city of New York, or the mayor, aldermen, and commonalty of the city of New York, are hereby authorized to cede, grant, and convey to the United States, upon such terms, and for such consideration as may be agreed upon by and between said commissioners of the sinking fund, or said mayor, aldermen and commonalty, and the United States, all the estate, right, title, and interest of the city of New York in and to any part of said land required for said channel. Whenever any part of said land shall have been ceded by said commissioners of the sinking fund, pursuant to the authority hereby given, it shall be the duty of said commissioners of the sinking fund, or a majority of them, to give a certificate under their hands that the same has been ceded, pursuant to the provisions of this act; and upon the production of such certificate, and upon proof of due compliance on the part of the United States with the terms of cession, it shall be the duty of the mayor of said city and the clerk of the common council, in the name and on behalf of the said mayor, aldermen and commonalty, to execute a proper conveyance of such lands under their hands and the seal of said city.

Sec. 5. Section three of said act is hereby amended so as to read as follows:

§ 3. On presenting such petition to the supreme court as aforesaid, with proof of serving a copy thereof and notice as aforesaid, all persons whose estates or interests are to be affected by the proceedings may show cause against granting the prayer of the petition, and may disprove any of the facts alleged in it. The courts shall hear the proofs and allegations of the parties, and if no sufficient cause is shown against granting the prayer of the petition, it shall issue an order for the appointment of three disinterested and competent persons, who reside in the city of New York, commissioners of estimate and assessment, to ascertain and appraise the compensation to be made to the owners or persons interested in the real estate proposed to be taken for said improvement, and the amount to be assessed upon the real estate in front of and benefited by such improvements, which commissioners shall establish the area of real estate upon which the amount necessary to pay the awards and expenses of such proceedings shall be assessed by them, and which order shall fix the time and place of the first meeting of such commissioners.

Sec. 6. Section five of said act is hereby amended so as to read as follows:

§ 5. On such report being made by said commissioners, the United States shall give notice to the parties or their attorneys, to be affected by the proceedings, according to the rules and practice of said court at a general or special term thereof, for the confirmation of such report, and shall make an order containing a recital of the substance of the proceedings in the matter of the appraisal, and a description of the real estate appraised for which compensation is to be made, and shall also direct to whom the money is to be paid, or in what bank and in what manner it shall be deposited. At any time after the confirmation of said report, any person upon whom any assessment is charged therein, may pay the amount thereof to the commissioners so to be appointed under this act. And as to all such assessments as not paid within thirty days after the confirmation of said report, said commissioners may cause proceedings to be taken for the enforcement and collection of such assessments, in the same manner and with like effect as are authorized by the statutes of this State for the enforcement and collection of assessments, in proceedings to open and construct streets in the city of New York, such assessments, when collected, to be paid to said commissioners. From the moneys so collected, said commissioners shall pay the necessary expenses of the several proceedings under this act, to be certified by one of the justices of the supreme court for the first judicial district, and to pay or deposit according to the provisions of the order prescribed by the sixth section of this act, the several awards to or for the several parties entitled thereto, and thereupon to make report of all their proceedings subsequent to the confirmation of their report prescribed by the fifth section of this act, to a special or general term of the supreme court of the first judicial district, upon which such action shall be taken by said court as to it shall seem meet.

Sec. 7. This act shall take effect immediately.

CHAPTER 351.

AN ACT to amend chapter eight hundred and fifty-four of the laws of eighteen hundred and sixty-eight, entitled "An act to make provision for the government of the county of New York," and to provide for auditing and adjusting the accounts of Nelson J. Waterbury, formerly district attorney of the said county.

Passed May 24, 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 twenty-eighth paragraph of the first section of chapter eight hundred and fifty-four of the laws of eighteen hundred and sixty-eight, entitled "An act to make provision for the government of the county of New York," is hereby amended so as to read as follows: The general term of the supreme court for the first department is hereby authorized and empowered, to appoint three referees to audit and adjust the accounts and claims by and against Nelson J. Waterbury, as district attorney of the county of New York, and as district attorney ad hoc, and to make and file a certificate of the result which must be unanimous in the office of the clerk of the said county. The general term shall also have power to fill any vacancy in the number of the referees. Such accounting and adjustment shall include all claims for money collected by or paid to him, and for moneys earned or expended by him, and for services rendered by him as district attorney of the said county, or for which he is entitled to compensation over and above the amounts received by him, and for disbursements by him while holding the said office, and for services rendered and expenses incurred by him as district attorney ad hoc, and for all moneys collected or received by him upon forfeited recognizances, or in any other manner for the said county. The said Nelson J. Waterbury shall, within thirty days after the passage of this act, file in the office of the clerk of the said county an acceptance of the provisions of this act, and a waiver of the statute of limitations in respect to all matters embraced herein, and thereupon the statute of limitations is hereby waived on behalf of the said county; and upon the service of a copy of the said acceptance and waiver upon the counsel to the corporation, he shall appear and represent the Mayor, Aldermen and Commonalty of the said city upon the said accounting and adjustment. If it shall appear by the said certificate that any amount is due by the said Nelson J. Waterbury, a judgment shall be entered against him in the Supreme Court, by the said clerk, in favor of the Mayor, Aldermen, and Commonalty of the city of New York, for such amount and with such interest not exceeding five per centum a year, nor for more than ten years as shall be specified in the said certificate; or, if it shall appear by the said certificate that any amount is due to the said Nelson J. Waterbury, the comptroller of the city of New York is hereby authorized and directed to pay to him such amount and with such interest not exceeding five per centum a year, nor for more than ten years as shall be specified in the said certificate, out of any of the revenues of the said city.

* So in the original.

CHAPTER 361.

AN ACT for the preservation of song and small birds.

Passed May 26, 1879; three-fifths being present.

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

Section 1. No person shall kill, wound, trap, net, snare, catch with bird lime, or with any similar substance, or drug, or in any other manner capture or sell, expose for sale or transport, during the months of April, May, June, July, August, September or October, in any year, any bird of song, or any linnet, blue-bird, yellow-hammer, yellow-bird, thrush, woodpecker, cat-bird, pewee, swallow, martin, blue-jay, oriole, killee, snow-bird, grass-bird, grosbeak, phoebe-bird, humming-bird, black-bird, wren, excepting birds bred in a cage or imported from Europe or the Southern United States. No person shall kill or expose for sale, or have in his possession after the same has been killed, any robin, meadow-lark, or starling, between the first day of January and the fifteenth day of October, save only when such birds are killed on the premises of the persons killing, and while they are destroying fruit. This section shall not apply to any person who shall kill any bird for the purpose of studying its habits or history, or having the same stuffed and set up as a speci-

men. This act shall apply only to the counties of New York, Kings, Albany, Richmond and Rensselaer.

Sec. 2. Any person violating this act shall be deemed guilty of a misdemeanor, punishable by imprisonment in the county jail or penitentiary, of not less than five or more than thirty days, and shall also be liable to a penalty of fifty dollars, to be recovered, with costs, by any person suing therefor in his own name.

Sec. 3. In all actions for the recovery of penalties under this act, one-half of the recovery shall belong to the plaintiff, and the remainder shall be paid to the county treasurer of the county where the offense is committed, except if the offense be committed in the city and county of New York, then said remaining half penalty shall be paid to the chamberlain of said city.

Sec. 4. All acts and parts of acts inconsistent with this act are hereby repealed.

Sec. 5. This act shall take effect immediately.

CHAPTER 363.

AN ACT authorizing the claim of John Mullaly against the Mayor, Aldermen, and Commonalty of the City of New York to be submitted on its merits for judicial determination.

Passed May 26, 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 claim of John Mullaly against the mayor, aldermen and commonalty of the city of New York, for advertising certain notices and proceedings in the Metropolitan Record, a weekly newspaper published in the city of New York, and designated by the mayor and the comptroller of said city, acting pursuant to the authority conferred upon them by section one of chapter five hundred and seventy-four of the laws of eighteen hundred and seventy-one, to publish such notices and proceedings, and which were published accordingly in said Metropolitan Record between the ninth day of January, eighteen hundred and seventy-two, and the ninth day of January, eighteen hundred and seventy-three, may be determined on its merits in any action or proceeding instituted for the recovery of said claim within one month after the date of the passage of this act; provided, however, that no interest shall be allowed on the said claim.

Sec. 2. In such action or proceeding the date of the presentation of the claim aforesaid to the comptroller of said city for payment shall be held to be the ninth day of January, eighteen hundred and seventy-three.

Sec. 3. It shall be no defense to the recovery of such claim that at the date, orduring the period the same was incurred, the said John Mullaly was one of the commissioners of the board of health of said city, provided the work, labor or services rendered did not relate to the department of health of said city.

Sec. 4. This act shall take effect immediately.

CHAPTER 366.

AN ACT to legalize the acts of Ira Leo Bamberger as notary public.

Passed May 26, 1879.

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

Section 1. All the proceedings and official acts of Ira Leo Bamberger of the county of New York, in the State of New York, as notary public in and for said county, since the expiration of his term of office as such notary public, are hereby in all respects legalized, and declared valid, and they and each of them shall have the same force and effect as if his said term of office had not expired, but nothing herein contained shall affect any action or proceeding commenced prior to the passage of this act.

Sec. 2. This act shall take effect immediately.

CHAPTER 374.

AN ACT making appropriations for replacing the uniforms and equipments belonging to the Tenth regiment, National Guard, which were injured or destroyed at West Albany, July eighteen, eighteen hundred and seventy-seven.

Passed May 27, 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 sum of seven thousand five hundred and fifty dollars is hereby appropriated out of any money in the treasury not otherwise appropriated, for replacing the uniforms and equipments belonging to the Tenth regiment, National Guard, which were injured or destroyed while that regiment was on duty at West Albany, under the orders of the commander-in-chief, during the riots of July, eighteen hundred and seventy-seven, as has been audited and allowed by the adjutant-general. The treasurer shall pay the sum herein appropriated, on the warrant of the comptroller, to the credit of the uniform and equipment fund of the said regiment, in the hands of the treasurer of the county of Albany, and the same shall be disbursed upon the same audit and regulations as other sums are paid from that fund.

Sec. 2. This act shall take effect immediately.

CHAPTER 381.

AN ACT to extend the distribution of Croton water through the city of New York, and to lay the necessary mains therefor, and to deliver it at higher elevations.

Passed May 27, 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 commissioner of public works of the city of New York, when thereunto authorized by a resolution or ordinance passed by a three-fourths vote of all the members elected to the common council of said city, to be approved by the mayor of said city, is hereby authorized to expend for materials to be used and labor and other services to be performed by contract, let at public letting, as now provided by law, in laying pipes to extend and enlarge the distribution of Croton water through the city of New York, and in furnishing a sufficient supply thereof to the institutions in charge of the department of public charities and correction, located on Blackwell's Island, Ward's Island and Randall's Island, and in laying mains necessary to deliver such water at higher levels and in greater quantities, and erecting such fixtures as he may deem necessary, in the year eighteen hundred and seventy-nine, a sum not exceeding one hundred and fifty thousand dollars, and in each and every year thereafter a sum not exceeding two hundred and fifty thousand dollars, in addition to the amount heretofore authorized to be expended for said purposes, but no patent hydrant, valve or stop-cock shall be used by the department of public works unless the patentee or owner of said patent shall allow the use of the patent by said department without royalty.

Sec. 2. For the purposes of this act, and in addition to the amount heretofore authorized to be expended, the board of estimate and apportionment is authorized and directed to appropriate and include in the final estimate for the year eighteen hundred and seventy-nine the sum of one hundred and fifty thousand dollars, and in the final estimate for each succeeding year thereafter, such sum, not exceeding two hundred and fifty thousand dollars, as said board may deem necessary in the interest of the city.

Sec. 3. The moneys to be raised by virtue of this act shall be applied and expended for the purposes authorized by this act, and for no other purpose whatever.

Sec. 4. This act shall take effect immediately.

CHAPTER 396.

AN ACT to amend chapter two hundred and nineteen of the laws of eighteen hundred and seventy-seven, entitled "An act for the relief of school districts wishing to contract with boards of education of cities to educate their children in city schools."

Passed May 28, 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 two hundred and nineteen of the laws of eighteen hundred and seventy-seven, entitled "An act for the relief of school districts wishing to contract with boards of education of cities to educate their children in city schools," is hereby amended so as to read as follows:

§ 1. Whenever any school district adjoining a city or village of six thousand inhabitants, by a vote of the majority of the qualified voters of such district, shall empower the trustees thereof, the said trustees shall enter into a written contract with the board of education of such city or village, whereby all the children of such district may be entitled to be taught in the public schools of such city or village, for a period of not less than twenty-eight weeks in any school year, upon filing a copy of such contract duly certified by the trustees of such school district, and by the secretary of the board of education of said city or village, in the office of the superintendent of public instruction; such school district shall be deemed to have employed a competent teacher for such period, and shall be entitled to receive one distribution district quota each year, during which said contract shall be renewed and continued.

Sec. 2. Section two of said act is hereby amended so as to read as follows:

§ 2. The board of education of any city or village, so contracting with any school district, shall report the number of persons of school age in such district, together with those resident in the city or village, the same as though they were actual residents of the city or village, and shall report for the pupils attending the city or village schools from such district to the superintendent of public instruction, the same as though they were residents of such city or village.

Sec. 3. This act shall take effect immediately.

CHAPTER 397.

AN ACT to provide for the laying of telegraph wires under ground.

Passed May 28, 1879.

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

Section 1. Any company or companies organized and incorporated under the laws of this State for the purpose of owning, constructing, using and maintaining a line or lines of electric telegraph within this State, or partly within and partly beyond the limits of this State, are hereby authorized, from time to time, to construct and lay lines of telegraph under ground in any city, village or town within the limit of this State, subject to all the provisions of law in reference to such companies not inconsistent with this act; provided that such company shall, before laying any such line in any city, village or town in this State, first obtain from the common council of cities, the trustees of villages or the commissioners of highways of towns, permission to use the streets within such city, village or town for the purposes herein set forth.

Sec. 2. All acts and parts of acts inconsistent with the provisions of this act are hereby, so far as they conflict with this act, repealed.

Sec. 3. This act shall take effect immediately.

CHAPTER 417.

AN ACT to amend chapter two hundred and twelve of the laws of eighteen hundred and seventy-eight, entitled "An act to establish the right of citizens of this State to carry on their business in all parts thereof."

Passed May 29, 1879; three-fifths being present.

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

Section 1. Chapter two hundred and twelve of the laws of eighteen hundred and seventy-eight, entitled "An act to establish the right of citizens of this State to carry on their business in all parts thereof," is hereby amended so as to read as follows:

§ 1. It shall not be lawful for the authorities of any county, city, or village, to impose upon the inhabitants of any other county, city, or village within this State, carrying on, or desiring to carry on, any lawful trade, business, or calling within the limits thereof, any restriction or condition whatever, except such as may be necessary for the proper regulation of such trade, business, or calling, and such as apply equally and impartially to the citizens of all parts of the State alike, and all ordinances in violation of the provisions of this act are hereby declared to be null and void. But the provisions of this act shall not apply to the ordinances or regulations of any county, city, or village in this State, in reference to traveling circuses, shows and exhibitions.

Sec. 2. This act shall take effect immediately.

CHAPTER 418.

AN ACT to amend chapter five hundred and one of the laws of eighteen hundred and seventy-three, entitled "An act to amend an act entitled 'An act requiring mortgages of personal property to be filed in the town clerk's and other offices,' passed April twenty-nine, eighteen hundred and thirty-three."

Passed May 29, 1879.

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

Section 1. Section three of chapter five hundred and one of the laws of eighteen hundred and seventy-three, entitled "An act to amend an act entitled 'An act requiring mortgages of personal property to be filed in the town clerk's and other offices,' passed April twenty-nine, eighteen hundred and thirty-three," is hereby amended so as to read as follows:

§ 3. Every mortgage filed in pursuance of this act shall cease to be valid as against the creditors of the person making the same, or against subsequent purchasers or mortgagees in good faith, after the expiration of one year from the filing thereof, unless, within thirty days next preceding the expiration of each and every term of one year after the filing of such mortgage, a true copy of such mortgage, together with a statement exhibiting the interest of the mortgagee in the property thereby claimed by him by virtue thereof, shall be again filed in the office of the clerk or register aforesaid of the town or city where the mortgagor shall then reside, if the mortgagor shall then be a resident of this State; and if not such resident, then in the office of the clerk or register of the town or city where the property so mortgaged was at the time of the execution of such mortgage.

Sec. 2. This act shall take effect immediately.

CHAPTER 426.

AN ACT to extend the time allowed the New York and Long Island Bridge Company to construct a bridge over the East river, between the city of New York and Long Island, and to repeal section seven of chapter three hundred and ninety-five of the laws of eighteen hundred and sixty-seven, entitled "An act to incorporate the New York and Long Island Bridge Company."

Passed May 30, 1879.

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

Section 1. The time allowed the New York and Long Island Bridge Company to construct a bridge over the East river, between the city of New York and Long Island, under the provisions of chapter three hundred and ninety-five of the laws of eighteen hundred and sixty-seven, and chapter four hundred and thirty-seven of the laws of eighteen hundred and seventy-one, is hereby extended and enlarged to the first day of June, eighteen hundred and eighty-five, and the said bridge shall be commenced, under contract for the entire structure, within two years from the passage of this act, and shall be completed on or before the said first day of June, eighteen hundred and eighty-five.

Sec. 2. Section ten of chapter three hundred and ninety-five of the laws of eighteen hundred and sixty-seven, entitled "An act to incorporate the New York and Long Island Bridge Company," is amended so as to read as follows:

§ 10. Nothing in this act contained shall be construed to authorize, nor shall it authorize the construction of any bridge which shall obstruct the free and common navigation of the East river, or the construction of any pier in the said river beyond the pier lines established by law. Such bridge shall not be less than one hundred and fifty feet elevation above average mean tide at the middle of each channel of the river. It shall not obstruct any public road, street, or avenue which it shall cross, but such public road, street, or avenue, shall be spanned by a suitable arch or suspended platform as shall give a suitable height for the passage under the same for all purposes of public travel and transportation. No street, road, or avenue running in the line of said bridge, and approaches shall be closed, without full compensation to the owners of land fronting on the same, for all damages they may sustain by reason thereof. The said bridge shall commence between the Third avenue and the East river, and between Fiftieth and Ninety-second streets, in the city of New York, and shall be so constructed as to cross the river as nearly opposite as practicable to Long Island to such a point as will afford and give reasonable grade and facilities for approaches. The said bridge shall be built with a substantial railing or siding, and shall be kept fully lighted through all hours of the night.

Sec. 3. Section seven of chapter three hundred and ninety-five of the laws of eighteen hundred and sixty-seven, entitled "An act to incorporate the New York and Long Island Bridge Company," is hereby repealed.

Sec. 4. This act shall take effect immediately.

CHAPTER 434.

AN ACT to provide for the collection of taxes assessed in the year eighteen hundred and seventy-three in the town of West Farms, and for the payment of claims against said town.

Passed May 30, 1879; three-fifths being present.

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

Section 1. To enable the unpaid gas-tax assessed in the year eighteen hundred and seventy-three in the town of West Farms, formerly a part of the county of Westchester, and now a portion of the city and county of New York, to be paid and collected; the board of supervisors of New York, at the next session after the passage of this act at which any tax may be levied, shall levy upon the pieces and parcels of land affected thereby the amount of unpaid gas-tax as appears on the return of such unpaid gas-tax made by the receiver of taxes for the town of West Farms, a duplicate of which is now on file in the bureau for the collection of taxes and assessments, and of water rents in said city, together with six per cent. interest per annum from the date of said return, the twenty-fourth day of June, eighteen hundred and seventy-four to the date of said levy, and said unpaid gas-tax with the interest thereon, when so levied, shall be collected by the receiver of taxes in said city in the manner provided by law for the collection of water rents remaining unpaid, and in case of non-payment the said unpaid gas-tax shall be returned to the said bureau for collection. And if not paid within one year from the said levy, with interest as provided by law for the collection of arrears of taxes and assessments, the said piece or parcel of land on which said unpaid gas-tax was assessed shall be sold pursuant to the provisions of an act entitled "An act for the collection of taxes and assessments and Croton water rates in the city of New York and to amend the several acts in relation thereto," passed April eighth, eighteen hundred and seventy-one, provided also that the money when collected therefor shall be paid into the sinking fund of said city.

Sec. 2. The comptroller of the city of New York is authorized and directed, within thirty days from the passage of this act, to issue revenue bonds of the mayor, aldermen and commonalty of said city payable in the year eighteen hundred and eighty in the manner provided by law for the issue of bonds of the corporation payable from the sinking fund of said city, and from the proceeds thereof he shall pay the amount found due on the audited claim for which said unpaid gas tax was assessed with interest at the rate of six per cent. per annum from the date of the return of said unpaid gas-tax made to the said bureau by receiver of taxes for the said town of West Farms.

Sec. 3. This act shall take effect immediately.

CHAPTER 443.

AN ACT for the relief of Phineas H. Kingsland.

Passed May 31, 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 plaintiff, Phineas H. Kingsland, in the action now pending in the supreme court of this State against the mayor, aldermen and commonalty of the city of New York for the recovery of the amount of money advanced, laid out, paid or expended by him in the year one thousand eight hundred and seventy to pay certain employees, officers and laborers in the bureau of markets of said city their wages, salaries or compensation for cleaning and for work and services in and about certain markets in said city, and for such wages, salaries or compensation, may recover judgment therein if the proof be otherwise sufficient, for a sum not to exceed eleven thousand one hundred and four dollars, notwithstanding that previous to the incurring of the expense for which such action is brought, no appropriation had been made covering such expense.

Sec. 2. This act shall take effect immediately.

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:

§ 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 460.

AN ACT to amend chapter one hundred and twenty-three of the laws of eighteen hundred and fifty-four, entitled "An act to promote medical science."

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 one of chapter one hundred and twenty-three of the laws of eighteen hundred and fifty-four entitled "An act to promote medical science" is hereby amended so as to read as follows:

§ 1. It shall be lawful in cities whose population exceeds thirty thousand inhabitants, and in counties containing said cities to deliver to the professors and teachers in medical colleges and schools in this State, and for said professors and teachers to receive the remains or body of any deceased per-

son, for the purposes of medical and surgical study; provided that said remains shall not have been regularly interred, and shall not have been desired for interment, by any relative or friend of said deceased person, within twenty-four hours after death; provided, also, that the remains of no person, who may be known to have relatives or friends, shall be so delivered or received, without the consent of said relatives or friends; and provided, that the remains of no one detained for debt, or as a witness, or on suspicion of crime, or of any traveler, nor of any person who shall have expressed a desire, in his or her last sickness, that his or her body may be interred, shall be delivered or received as aforesaid, but shall be buried in the usual manner; and provided also that in case the remains of any person so delivered or received, shall be subsequently claimed by any surviving relative or friend, they shall be given up to said relative or friend for interment. And it shall be the duty of the said professors and teachers decently to bury in some public cemetery the remains of all bodies, after they shall have answered the purposes of study aforesaid; and for any neglect or violation of this provision of this act, the party so neglecting shall forfeit and pay a penalty of not less than twenty-five nor more than fifty dollars to be sued for by the health officers of said cities or of other places for the benefit of their department.

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

Sec. 3. This act shall take effect immediately.

CHAPTER 472.

AN ACT declaratory of chapter one hundred and forty-five of the laws of eighteen hundred and seventy-nine, entitled "An act to further amend chapter one hundred and seventy-five of the laws of eighteen hundred and seventy, entitled 'An act regulating the sale of intoxicating liquors.'"

Passed June 4, 1879; three-fifths being present.

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

Section 1. Nothing contained in chapter one hundred and forty-five of the laws of eighteen hundred and seventy-nine, entitled "An act to further amend chapter one hundred and seventy-five of the laws of eighteen hundred and seventy, entitled 'An act regulating the sale of intoxicating liquors,'" shall be construed to affect the provisions of chapter six hundred and forty-two of the laws of eighteen hundred and seventy-four, entitled "An act declaratory of and to amend chapter five hundred and forty-nine of the laws of eighteen hundred and seventy-three, entitled 'An act to amend an act entitled 'An act regulating the sale of intoxicating liquors,' passed April eleventh, eighteen hundred and seventy, and the act entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquors,' passed April sixteenth, eighteen hundred and fifty-seven,'" passed June twenty-third, eighteen hundred and seventy-four.

Sec. 2. This act shall take effect immediately.

CHAPTER 474.

AN ACT to prevent the delaying of passengers on street railroad cars, and to prohibit obstructing the free passage of street railroad cars.

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. Every person who shall wilfully obstruct, hinder or delay the passage or running of any car lawfully running upon any horse or street railroad in this State, shall be deemed guilty of a misdemeanor.

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 493.

AN ACT to provide for the payment of rent for the use and occupation of premises in the city of New York, as an armory by the eighth regiment of the national guard of the State of New York.

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. The comptroller of the city of New York is hereby authorized and directed to examine the claim made against said city for the use and occupation of premises as an armory, by the eighth regiment of the national guard of the State of New York, from and after the first day of May, eighteen hundred and seventy-six, to the seventeenth day of February, eighteen hundred and seventy-eight, and to fix and determine the fair, just and reasonable amount to be paid for such use and occupation of said premises as an armory, and said determination by said comptroller, shall be filed in the finance department of said city.

Sec. 2. The said comptroller shall certify the amount so fixed and determined by him, to the board of estimate and apportionment of said city, which board shall thereupon make an appropriation for the payment thereof, which appropriation shall be included in the final estimate made by said board for the year eighteen hundred and seventy-nine, and shall be certified by the comptroller to the supervisors of the county of New York, as a part of the said estimate, and the comptroller shall pay the amount so fixed and determined by him, and appropriated by the board of estimate and apportionment, to the owner of the premises so used and occupied, upon receiving a release of such claim in favor of the city.

Sec. 3. 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 498.

AN ACT for the relief of Walter K. Marvin and Willis B. Marvin.

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. The comptroller of the city of New York is hereby authorized and required to examine into the claim of Walter K. Marvin and Willis B. Marvin for rent of premises known as rooms thirteen and fourteen, in the building known as number two hundred and sixty-five Broadway, in the city of New York, used by the said city as offices for the attorney for the collection of the arrears of personal taxes from the ninth day of September, one thousand eight hundred and seventy-two, to the first day of May, one thousand eight hundred and seventy-four, and upon production to the said comptroller of the lease to the mayor and commonalty of said city, or writing under which said premises were so occupied by said attorney as aforesaid, accompanied by the affidavits of said Walter K. Marvin and Willis B. Marvin that the said premises were so occupied by said attorney as aforesaid, and that no rent or money has ever been paid therefor, or for or on account thereof, and that the said rent is now due and is wholly unpaid, the said comptroller shall, and he is hereby required to audit and certify the amount of such claim at the rate in the said lease or writing set forth and provided, together with the legal interest upon the amounts of the payments therein provided to

be made, from the time when the same became due and payable, according to the terms thereof, down to the time when the said comptroller shall so audit and certify the same as therein required, and report the same to the board of estimate and apportionment of said city, and which said board shall thereupon, and said board hereby is directed and required to make an appropriation for the payment of the amount thereof, for which said amount the said comptroller shall thereupon draw his warrant upon the treasury of the said city of New York, and deliver the same to the said Walter K. and Willis B. Marvin, or to their lawfully authorized attorney. And it is further provided, that the said amount so to be paid to said Walter K. Marvin and Willis B. Marvin shall not exceed the sum of two thousand five hundred and fifty dollars.

CHAPTER 499.

AN ACT to authorize the adjustment of the claim of Francis Sheridan against the city of New York for fitting up and furnishing armories and drill-rooms in said city.

Passed June 10, 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 and directed, within thirty days after the passage of this act, to hear and determine and adjust the claim of Francis Sheridan, filed in the commission created under chapter four hundred and seventy-three of the laws of eighteen hundred and seventy-seven, for the reasonable value of the goods, merchandise and material furnished and labor performed in fitting up and furnishing armories and drill-rooms in the city of New York, for which the claim is made, it being the only claim cognizable by said commission, and duly filed therein, that was not heard and determined thereby. In the exercise of the authority conferred by this act, the said comptroller shall grant the said Sheridan a hearing on five days' notice, and witnesses may be examined and evidence introduced for and against said claim. Due notice of the hearing shall be given to the corporation counsel of the city of New York, whose duty it shall be to attend on such hearing and protect the interest of the city.

Sec. 2. The said comptroller shall adjust the principal of said claim at a sum not exceeding six thousand seven hundred and fifty-seven dollars and five cents, the amount for which it was filed in said commission, and interest thereon shall be computed from the date of the passage of the act authorizing said commission and not prior thereto, and the mayor, aldermen, and commonalty of the city of New York are hereby made liable for such award as the said comptroller shall make upon said claim, and his determination shall be final and binding upon the parties concerned, and the sum awarded shall be payable out of the funds of said city, applicable for the payment of judgments and claims adjusted pursuant to law.

Sec. 3. 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 506.

AN ACT to amend chapter three hundred and seventy of the laws of eighteen hundred and sixty-six, entitled "An act to alter the map or plan of the city of New York, and to discontinue certain proposed streets," passed April four, eighteen hundred and sixty-six.

Passed June 16, 1879.

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 of the laws of eighteen hundred and sixty-six, entitled "An act to alter the map or plan of the city of New York, and to discontinue certain proposed streets," passed April four, eighteen hundred and sixty-six, is hereby amended so as to read as follows:

§ 1. All that part of Ninety-ninth street, between Third and Fourth avenues, and all that part of Lexington avenue, between the northerly line of Ninety-eighth street and the centre line of Ninety-ninth street on the map or plan of the city of New York, is hereby discontinued on said map or plan and so much of said street and avenue is hereby declared closed; and all that part of One Hundredth street and One Hundred and First street, extending from the easterly line of Fourth avenue five feet easterly from said easterly line of Fourth avenue is also discontinued and closed. And except as herein modified such section is repealed.

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

Sec. 3. This act shall take effect immediately.

CHAPTER 508.

AN ACT to provide for the construction and maintenance of an additional public bath in the city of New York.

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. The mayor, aldermen, and commonalty of the city of New York, by the commissioner of public works of said city, is hereby authorized to construct and maintain an additional free public floating bath in said city, and said additional bath shall be constructed on such plans as the commissioner of public works shall deem proper; but the work therefor shall be awarded to the lowest bidder, with adequate security, as provided by law, and said bath shall be and remain under the exclusive control of the department of public works.

Sec. 2. It shall be the duty of the commissioner of public works to make requisition upon the board of estimate and apportionment, within ten days after the passage of this act, for the appropriation of such sum of money, not exceeding the cost of one of the present baths belonging to said city, as he may deem necessary for the construction, maintenance and opening to the public of such additional public floating bath on or before August first, eighteen hundred and eighty, and it shall be the duty of the board of estimate and apportionment, within ten days after the receipt of such requisition, to meet and appropriate such sum of money for said purpose.

Sec. 3. It shall be the duty of the comptroller of the city of New York, and he is hereby authorized and directed to certify the amount of such appropriation to the board of supervisors as part of the final estimate of the board of estimate and apportionment for said city for the year eighteen hundred and seventy-nine, and the same shall be included in and raised by tax levy for said year, along with the other appropriations included and made by said final estimate.

Sec. 4. The department of docks of the city of New York shall, upon the requisition of the department of public works of said city, forthwith furnish, free of charge, at Seventeenth street and the East river, a suitable location whereat such bath shall be permanently maintained and located, except when in winter quarters, and which location shall afford an accessible, convenient, and safe berth for mooring the floating bath herein provided to be constructed and maintained.

Sec. 5. This act shall take effect immediately.

CHAPTER 509.

AN ACT to amend section four of chapter three hundred and seventy-nine of the laws of eighteen hundred and seventy-five, entitled "An act to define and limit the liens of contractors and others upon real estate in the city and county of New York, and to provide for the enforcement thereof."

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 four of chapter three hundred and seventy-nine of the laws of eighteen hundred and seventy-five, entitled "An act to define and limit the liens of contractors and others upon real estate in the city and county of New York, and to provide for the enforcement thereof," is hereby amended so as to read as follows:

§ 4. The liens provided for in this act shall be preferred to any lien, mortgage or other incumbrance of which the lien holder had no notice and which was unrecorded at the time of the filing of the claim referred to in the next section, and said liens shall take precedence over any lien taken by the original contractor, and the liens of laborers, mechanics, or persons furnishing materials to any contractor or sub-contractor shall take precedence over any lien taken by any contractor or sub-contractor indebted to them.

Sec. 2. This act shall not effect the priority of any liens existing at the time this act shall take effect.

Sec. 3. This act shall take effect immediately.

CHAPTER 510.

AN ACT to prescribe the rate of wharfage on clam and oyster boats in New York, Brooklyn, and Long Island City.

Passed June 16, 1879.

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

Section 1. It shall be lawful to charge and receive, within the cities of New York, Brooklyn, and Long Island City, wharfage and dockage on every vessel of two hundred tons burden and under, which shall be actually engaged in the clam or oyster trade, and which shall make fast to any pier, wharf, or bulkhead within said cities, or either of them, one and one-half cents per ton per day, and on every such vessel, which shall make fast to another vessel lying at such pier, wharf or bulkhead, or to any vessel lying outside of such vessel, or that shall anchor within any slip or basin in said cities, one cent per ton per day; provided, however, that no vessel shall pay less than twenty-five cents nor less than one day's wharfage, nor shall more than one day's wharfage be charged unless for a continuous use of the pier, wharf, bulkhead, slip, or basin of more than twenty-four hours.

Sec. 2. 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.

CHAPTER 512.

AN ACT to authorize gas-light companies to use electricity instead of gas for the lighting of streets, public places, and public and private buildings in cities, villages, and towns within this State.

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. Any corporation duly organized under the act entitled "An act to authorize the formation of gas-light companies," passed February sixteenth, eighteen hundred and forty-eight, and the several acts amendatory thereof, may use electricity instead of gas as the means for lighting streets, avenues, public parks and places, and public and private dwellings of cities, villages, and towns within this State.

Sec. 2. Any such company, described in the first section hereof, shall have full power to carry on the business of lighting by electricity cities, towns, and villages within this State, and the streets, avenues, public parks and places thereof, and public and private dwellings therein; and for the purposes of such business to generate and supply electricity, and to make, sell or lease all machines, instruments, apparatus, and other equipments necessary therefor; and shall also have power to lay, erect and construct suitable wires or other conductors, with the necessary poles, pipes or other fixtures, in, on, over and under the streets, avenues, public parks and places of such cities, towns or villages, for conducting and distributing electricity, with the consent of the municipal authorities thereof, and under such reasonable regulations as they may prescribe.

Sec. 3. The city of Brooklyn and the county of Kings are hereby exempted from the provisions of this act.

Sec. 4. This act shall take effect immediately.

CHAPTER 513.

AN ACT to provide for the payment of pensions to widows or children of officers or members of the uniformed force of the fire department of the city of New York.

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. The trustees of the relief fund of the fire department of the city of New York, created by chapter seven hundred and forty-two of the laws of eighteen hundred and seventy-one, and the acts amendatory thereof and supplementary thereto, are hereby authorized and empowered, from time to time, to pay a pension out of the said relief fund to the widow, child or children, of any deceased officer or member of the uniformed force of the said fire department, as established in the city of New York by chapter two hundred and forty-nine of the laws of eighteen hundred and sixty-five, and of the acts amendatory thereof and supplementary thereto, if the death of such officer or member occurred during his service in the said uniformed force, or after he was retired from service in said uniformed force, under the provisions of section fourteen of chapter seven hundred and forty-two of the laws of eighteen hundred and seventy-one, and the acts amendatory thereof; provided that the amount of any such pension to be paid by the said trustees to each of the several representatives of such officer or member as aforesaid (in case there shall be more than one), may be from time to time determined by the said trustees according to the circumstances of each case, and that such pension may be ordered to cease and terminate at any time if, in the opinion of the trustees, the circumstances should warrant the same; and further provided that not more than three hundred dollars shall be paid in any one year to the representative or representatives of such officer or member, and that no part of such sum shall be paid to any such widow who shall marry again, after her re-marriage, or to any child after it shall have reached the age of sixteen years.

CHAPTER 514.

AN ACT to amend chapter four hundred and forty-two of the laws of eighteen hundred and seventy-seven, entitled "An act to authorize the recovery at law for certain printing done for and stationery furnished to the boards of aldermen and assistant aldermen, in the city of New York."

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 one of chapter four hundred and forty-two of the laws of eighteen hundred and seventy-seven, entitled "An act to authorize the recovery at law for certain printing done for, and stationery furnished to the board of aldermen and assistant aldermen, in the city of New York," is hereby amended so as to read as follows:

§ 1. The plaintiff in an action now pending in the supreme court of this State against the mayor, aldermen and commonality of the city of New York for certain printing done for, and stationery furnished to the board of aldermen of said city, in the year eighteen hundred and seventy-two, may prosecute the same and recover judgment therein notwithstanding that the bills therefor have not been audited by the said boards; provided that he shall prove upon the trial of such action, to the satisfaction of the court and jury, that such printing and stationery were properly ordered by the regularly authorized officers of such boards; that such printing was actually done and such stationery actually furnished to the proper officers duly authorized to receive the same by such boards, but the said court and jury shall only allow to the said plaintiff what they shall deem to have been the fair and just market value and price in the said year for said printing and stationery, and the principal sum recovered by said plaintiff shall not exceed in any event the sum of one thousand five hundred and seventy-six dollars and fifty-three cents. But nothing in this act shall be construed to prevent the interposition of any defense, legal or equitable, to the action, except the defense that the bills were not audited by said boards of aldermen and assistant aldermen.

Sec. 2. This act shall take effect immediately.

CHAPTER 515.

AN ACT to amend chapter six hundred and twenty-five of the laws of eighteen hundred and seventy-five, entitled "An act in relation to courts of record in the city and county of New York."

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 one of chapter six hundred and twenty-five of the laws of eighteen hundred and seventy-five, entitled "An act in relation to courts of record in the city and county of New York," is hereby amended so as to read as follows:

§ 1. All orders of arrest, warrants of attachment, executions and proceedings to recover personal property in civil actions, except when the sheriff is a necessary party thereto, made in or issuing out of any court of record in the city and county of New York, whether by statute or otherwise, shall be issued to the sheriff, and out of the marine court of the city of New York to the sheriff or to any marshal of the city of New York.

Sec. 2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Sec. 3. This act shall take effect on the first day of January, eighteen hundred and eighty.

CHAPTER 516.

AN ACT to amend chapter four hundred and forty-five of the laws of eighteen hundred and seventy-seven, entitled "An act to provide for perfecting and perpetuating the right and title of the city of New York to property, water, water-rights and privileges heretofore taken or used, or which may be hereafter taken or used by said city to increase the supply of pure and wholesome water for the use of said city, and to provide for the payment and extinguishment of all claims or damages growing out of such taking or using."

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. The title of the act entitled "An act to provide for the perfecting and perpetuating the right and title of the city of New York to property, water, water-rights and privileges heretofore taken or used, or which may be hereafter taken or used, by said city to increase the supply of pure and wholesome water for the use of said city, and to provide for the payment and extinguishment of all claims or damages growing out of such taking or using,"

of all claims or damages growing out of such taking or using," is hereby amended so as to read as follows: "An act to provide a further supply of pure and wholesome water for the city of New York, and to provide for perfecting and perpetuating the right and title of the city of New York to property, water, water-rights and privileges heretofore taken or used, or which may be hereafter taken or used by said city to increase the supply of pure and wholesome water for the use of said city, and to provide for the payment and extinguishment of all claims or damages growing out of such taking or using."

Sec. 2. The twenty-fourth section of the said act, hereby amended, is hereby amended so as to read as follows:

§ 24. All acts and parts of acts inconsistent with this act are hereby repealed, provided that nothing herein contained shall at any time be understood, held or construed to repeal any part of chapter fifty-six of the laws of eighteen hundred and seventy-one, entitled "An act to provide a further supply of pure and wholesome water for the city of New York," passed February twenty-seventh, eighteen hundred and seventy-one, excepting the fourth section thereof, which is hereby repealed, nor to repeal the act amendatory of said act, passed April sixth, eighteen hundred and seventy-one, being chapter three hundred and twenty-eight of the laws of eighteen hundred and seventy-one.

Sec. 3. This act shall take effect immediately.

CHAPTER 518.

AN ACT for the better laying out and improving of that portion of the city of New York between One Hundred and Forty-fifth and One Hundred and Fifty-fifth streets and west of Eighth avenue.

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. The commissioner of public works of the city of New York may, at any time, and from time to time, within two years, from the date of this act, make such changes and alterations in the map or plan of that portion of the city of New York lying between and bounded by One Hundred and Forty-fifth street on the south, the Eighth avenue on the east, the northerly side of One Hundred and Fifty-fifth street on the north, and the Hudson river on the west, by laying out and opening streets, avenues and roads, and closing and discontinuing streets, avenues and road designated and laid out on the map of said city, but not yet legally opened or in public use, as in his judgment may best subserve and promote the interests of the city and of the owners of property affected thereby. And the said commissioner may determine the width, extent, course and windings of any street, avenue or road so laid out by him. And he shall cause to be made a map or maps of said portion of the city, showing such changes and alterations, which shall be signed by him and filed in the department of public works, and copies thereof certified by the said commissioner shall be filed in the office of the secretary of state and of the register of the city and county of New York, and from the date of their filing the same shall be the lawful maps of the said portion of said city. The commissioner of public works is not required to include all of the said section of said city and the changes and alterations to be made therein in one map, but two separate and distinct maps may be made and filed either at the same time or at different times, the one of the section of said portion of the city lying east of the Tenth avenue, and the other of the section west of the Tenth avenue.

Sec. 2. The streets, avenues and roads shown upon the maps of said portion of the city, filed pursuant to the provisions of this act, shall be opened upon the application of the commissioner of public works, in like manner as is now provided by law for opening other streets, avenues and roads in said city, but no street, avenue or road for the first time laid out under the provisions of this act shall be opened without the consent in writing of the owners of the three-fifths of all the lands fronting on said street, avenue, or road, and of three-fifths of all the lands lying between such street, avenue or road, and the street, avenue or road parallel thereto and next adjacent on either side; and in case there shall be no such parallel street, avenue or road within a less distance than three hundred feet, then of the owners of three-fifths of the lands lying within three hundred feet on either side thereof, first had and obtained.

Sec. 3. Whenever any street, avenue or road is so laid out and opened as aforesaid, the said commissioner shall have the power to fix the grades thereof, and to change the existing grades of intersecting streets, avenues and roads, so far as in his judgment may be necessary to secure a conformity of the grades of all of said streets, avenues and roads. And the said commissioner shall, within three months after the opening of any such street, avenue or road, cause a map thereof, showing the grades thereof and of the intersecting streets, avenues and roads, to be made and filed in the department of public works, and copies thereof, certified by the said commissioner, shall be filed in the offices of the secretary of state and of the register of the city and county of New York, which said maps, when so filed, shall be in all respects final and conclusive upon the mayor, aldermen and commonalty of the city of New York and upon all persons whomsoever.

Sec. 4. This act shall take effect immediately.

CHAPTER 519.

AN ACT in relation to auctioneers in the counties of New York and Kings.

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. No auctioneer shall hereafter demand or receive for his services in selling at public auction, in the counties of New York or Kings, any real estate directed to be sold by any judgment or decree of any court of this State, a greater compensation or fee than fifteen dollars for each parcel separately sold; but where such sale is made at any public salesroom, said auctioneer may demand and receive such further amount not exceeding two dollars for each parcel separately sold, as he may have actually paid for the privilege or right of making said sale in such salesroom as aforesaid, but where one or more lots are so sold at public auction, with the privilege to the purchaser of taking one or more additional lots at the same rate or price, nothing herein contained shall be construed to prevent the auctioneer making such sale from demanding and receiving for his services the compensation or fee above allowed, for each additional lot taken by said purchaser under such option or privilege.

Sec. 2. No fees or compensation which any auctioneer receives or is entitled to receive on any sale under the provisions of the preceding section shall be divided with, or any portion thereof, either directly or indirectly, allowed or paid to the receiver, referee, sheriff, or other officer under whose direction such sale is made, or to any of the attorneys in the action or proceedings.

Sec. 3. Any person who shall violate any of the provisions of this act shall be deemed guilty of a misdemeanor, and shall, upon conviction, be punished by a fine of not less than two hundred and fifty dollars, and not exceeding five hundred dollars, for each offense, and also by the revocation of his license as auctioneer.

Sec. 4. All acts or parts of acts inconsistent herewith are hereby repealed.

Sec. 5. This act shall take effect immediately.

CHAPTER 526.

AN ACT to amend chapter one hundred and sixty-one of the laws of eighteen hundred and seventy-two entitled an "Act for the protection of tax-payers against the frauds, embezzlements and wrongful acts of public officers and agents."

Passed June 19, 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 sixty-one of the laws of eighteen hundred and seventy-two, entitled "An act for the protection of tax-payers against the frauds, embezzlements, and wrongful acts of public officers and agents," is hereby amended so as to read as follows:

§ 1. All officers, agents, commissioners and other persons, acting for and on behalf of any county, town or municipal corporation in this State, and each and every one of them may be prosecuted, and an action or actions may be maintained against them to prevent waste or injury to any property, funds or estates of such county, town or municipal corporation by any person, or by any number of persons jointly, residing in such county, town or municipal corporation, assessed for the amount of ten thousand dollars, and liable to pay taxes upon such assessment therein, or who shall together be assessed for that amount and so liable or who have either separately or together paid taxes therein upon an assessment of that amount within one year previous to the commencement of any such action or actions; provided that such person or persons shall first execute to such county, town or municipal corporation a bond, to be approved by a justice of the supreme court, in the sum of five thousand dollars, with two sureties of the kind, and who shall justify, at the motion of any defendant in such action, in the manner and according to the provisions prescribed by the code of civil procedure for bonds given on appeals to the court of appeals, conditioned to save said county, town or municipal corporation harmless from all costs, charges and expenses by reason of such action; which bond shall be filed and a copy served with the summons in such action. This act shall not be so construed as to take away any right of action from any county, town or municipal corporation, or from any public officer, or as affecting actions now pending, brought by or against them or any of them.

Sec. 2. This act shall take effect immediately.

CHAPTER 527.

AN ACT to amend chapter three hundred and eighty-nine of the laws of eighteen hundred and seventy-eight, entitled "An act to create a police pension fund for disabled and retired policemen in the city of New York," passed June four, eighteen hundred and seventy-eight.

Passed June 19, 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 seven of chapter three hundred and eighty-nine of the laws of eighteen hundred and seventy-eight, entitled "An act to create a police pension fund for disabled and retired policemen in the city of New York," passed June four, eighteen hundred and seventy-eight, is hereby amended so as to read as follows:

§ 7. In determining the term of service of any member of the police force under the provisions of this act, service in the late municipal and metropolitan police departments, and subsequently in the police department of the city of New York, shall be counted and held to be police service in the police department of the city of New York, for all the purposes of this act.

Sec. 2. This act shall take effect immediately.

CHAPTER 528.

AN ACT to provide for the payment of rent for the use and occupation of premises on the east side of Broadway, between Forty-fourth and Forty-fifth streets, in the city of New York, as an armory by organizations of the national guard of the State of New York.

Passed June 19, 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 and directed to examine the claim made against said city for the use and occupation of premises on the east side of Broadway, between Forty-fourth and Forty-fifth streets, as an armory by organizations of the national guard of the State of New York, from and after the first day of May, eighteen hundred and seventy-six, to the first day of January, eighteen hundred and seventy-eight, and to fix and determine the fair, just and reasonable amount to be paid for such use and occupation of said premises as an armory; and said determination by said comptroller shall be filed in the finance department of said city.

Sec. 2. The said comptroller shall certify the amount so fixed and determined by him to the board of estimate and apportionment of said city, which board shall thereupon make an appropriation for the payment thereof, which appropriation shall be included in the final estimate made by said board for the year eighteen hundred and seventy-nine, and shall be certified by the comptroller to the supervisors of the county of New York, as a part of the said final estimate, and the comptroller shall pay the amount so fixed and determined by him, and appropriated by the board of estimate and apportionment, to the owner of the premises so used and occupied, upon receiving a release of such claim in favor of the city.

Sec. 3. This act shall take effect immediately.

CHAPTER 529.

AN ACT restricting the right to grant, use or occupy certain streets in the city of New York, for the purposes of an elevated railroad.

Passed June 19, 1879; three-fifths being present.

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

Section 1. It shall not be lawful to grant, use or occupy for the purposes of an elevated railroad any portion of the following-named streets and places in the city of New York, that is to say: Second avenue below Twenty-third street, Nassau street, Printing-house square, so called, south of Frankfort street, Park row, Broadway south of Murray street, Broad street, and Wall street. But nothing herein contained shall be construed to take away any right given by the report of the rapid transit commissioners, so called, or any existing right to cross at an elevation any of said streets, or to effect any act heretofore passed restricting the right to use or occupy any of said streets.

Sec. 2. This act shall take effect immediately.

CHAPTER 530.

AN ACT for the better protection of hotel-keepers, inn-keepers, lodging-house keepers and boarding-house keepers.

Passed June 19, 1879; three-fifths being present.

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

Section 1. Any hotel-keeper, inn-keeper, boarding-house or lodging-house keeper, who shall have a lien for fare, accommodation or board, upon any goods, baggage or other chattel property, and in his possession for a period of three months at least after the departure of the guest or boarder leaving the same, or who for a period of six months shall have in custody any unclaimed trunk, box, valise, package, parcel, or other chattel property whatever, may proceed to sell the same at public auction; and out of the proceeds of such sale may, in case of lien, retain the amount thereof and the expense of advertisement and sale; and in case of unclaimed property the expense of storage, advertisement and sale thereof; provided, in all instances, the notice specified in the next section be first given as therein directed.

Sec. 2. Fifteen days at least prior to the time of the sale, a notice of the time and place of holding the sale, and containing a brief description of the goods, baggage and articles to be sold, shall be published in a newspaper of general circulation published in the city or town in which such hotel, inn, or boarding-house is situated; but if there be none, then in such newspaper published nearest said city or town; and shall also be served upon said guest, boarder or owner of such chattel articles and property, if he reside or can be found within the county where said hotel, inn, boarding-house or lodging-house is situated, by delivering the same to him personally, or leaving it at his place of residence with a person of suitable age in charge thereof. But if such guest, boarder or owner does not reside, or cannot be found in said county, then said notice shall be deposited in the post-office of said city or town, with the postage prepaid thereon, fifteen days prior to said sale, and addressed to said guest, boarder or owner, at his place of residence, if he left his address, or it be otherwise known to said hotel, inn, boarding-house keeper or lodging-house keeper. The sale shall take place between the hours of ten o'clock in the forenoon and four o'clock in the afternoon, and all articles sold shall be to the highest bidder for cash.

Sec. 3. Such hotel keeper, inn keeper, boarding-house keeper or lodging-house keeper shall make an entry of the articles sold, and the balance of the proceeds of the sale, if any, and within ten days from such sale shall, upon demand, refund such balance and surplus to such guest, boarder or person leaving the articles sold.

Sec. 4. In case such balance shall not be demanded and paid as specified in the last section, within said ten days, then within five days thereafter said hotel keeper, inn keeper, boarding-house keeper or lodging-house keeper shall pay said balance to the treasurer of the county, or chamberlain of said city, as the case may be, and shall at the same time file with said treasurer or chamberlain an affidavit made by him, in which shall be stated the name and place of residence, so far as they are known to him, of the guest, boarder or person whose goods, baggage, or chattel articles were sold, the articles sold and the price at which they were sold, the name and residence of the auctioneer making the sale, and a copy of the notice published, and how served, whether by personal service or by mailing, and if not so served, the reason thereof.

Sec. 5. Said treasurer or chamberlain shall keep said surplus moneys for, and credit the same to the persons named in said affidavit as said guest, boarder, or person leaving the articles sold, and shall pay the same to said person, his or her executors or administrators, upon demand, and evidence satisfactory to said treasurer or chamberlain furnished of their identity.

Sec. 6. Nothing herein contained shall preclude any other remedy now existing for the enforcement of hotel keepers, inn keepers, boarding-house keepers or lodging-house keepers' lien, nor bar their right to recover for so much of the debt as shall not be paid through said sale.

Sec. 7. This act shall take effect immediately.

CHAPTER 531.

AN ACT to authorize the comptroller of the city of New York to pay the expense incurred by the common council of the city of New York, in the defense of certain members thereof against indictment for their official action.

Passed June 19, 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 pay the amount appropriated by the board of estimate and apportionment of the city of New York, for legal expenses incurred by the common council of the city of New York, in eighteen hundred and seventy-eight, in defending the members thereof on indictment for passing ordinances relating to pretended obstructions in the streets, approved by the common council by resolution adopted October fourteen, eighteen hundred and seventy-eight.

Sec. 2. This act shall take effect immediately.

CHAPTER 536.

AN ACT to provide for a compilation and revision of the laws of the State of New York, affecting public interests in the city of New York.

Passed June 20, 1879; three-fifths being present.

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

Section 1. Within twenty days after the passage of this act the counsel to the corporation of the city of New York shall appoint two persons, who, together with the said counsel to the corporation, shall constitute and form a commission to compile and revise all the special or local laws, affecting public interests in the city of New York, which shall be in force at the time such commissioners shall make their final report; and in the execution of their duties said commissioners shall have free access to any public record or papers of this State relating to the city of New York, and be permitted to examine the same without fee or reward.

Sec. 2. When the said commissioners shall have completed the compilation and revision of the statutes as aforesaid, they shall cause a copy of the same to be submitted to the legislature for the year eighteen hundred and eighty, and at the same time they shall suggest to the legislature such contradictions, omissions and imperfections, as may appear in the original text, with their recommendations for amendment, either by repeal or by explanatory or supplementary legislation, with their reasons for such recommendations.

Sec. 3. Each of said commissioners, excepting the counsel to the corporation, shall receive for his services herein, the sum of five thousand dollars, to be paid by the comptroller of said city, in four equal payments, on the first day of August, the first day of October, the first day of December, in the year eighteen hundred and seventy-nine, and on the submission of their said report to the legislature, the said commissioners shall be allowed for expenses of clerical services and incidental expenses a sum not to exceed five thousand dollars, to be paid from time to time upon their requisition therefor upon the comptroller of said city. And to provide for the compensation and expenses herein mentioned, the comptroller shall issue revenue bonds payable from the taxes for the year eighteen hundred and eighty, and an amount sufficient to redeem said revenue bonds shall be included by the board of estimate and apportionment in the final estimate for the year eighteen hundred and eighty.

Sec. 4. Any vacancy occurring in such commission shall be filled by the said counsel to the corporation.

Sec. 5. This act shall take effect immediately.

CHAPTER 538.

AN ACT to amend title three, chapter four of part second of the Revised Statutes, entitled "Of the interest of money."

Passed June 20, 1879.

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

Section 1. Section one of title three, chapter four, part second of the Revised Statutes, entitled "Of the interest of money," is hereby amended so as to read as follows:

§ 1. The rate of interest upon the loan or forbearance of any money, goods or things in action, shall be six dollars upon one hundred dollars, for one year, and after that rate, for a greater or less sum, or for a longer or shorter time. But nothing herein contained shall be so construed as to in any way affect any contract or obligation made before the passage of this act.

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

Sec. 3. This act shall take effect on the first day of January, eighteen hundred and eighty.

HEALTH DEPARTMENT.

HEALTH DEPARTMENT, NEW YORK, July 2, 1879.

The Board met this day.

Communications from other Departments.

From the Common Council: A copy of a resolution protesting against the location of a reception hospital at foot of East Sixteenth street, and a copy of a resolution recommending that the offices of the corporation be closed on Saturday, July 5, 1879.

Communication Received.

From N. Thompson: In respect to a birth record.

Resolutions.

Resolved, That the following named physicians be and are hereby appointed Assistant Sanitary Inspectors for temporary service in the inspection of tenement-houses, with particular reference to the care and attendance of sick children therein, that such service continue for five weeks, and that the amount to be paid for such service for that period shall be \$100 each:

T. J. Loughlin, 101 East Twenty-third street.	J. P. Cosby, 307 West Forty-eighth street.
Francis J. Weld, 11 East Thirteenth street.	M. B. Early, 19 Macdougall street.
Edward Vanderpoel, 42 West Twenty-sixth st.	J. B. Isham, 42 West Twenty-fourth street.
John Gleises, 247 West Forty-fourth street.	K. J. Heinmuller, 222 East Thirty-second street.
J. R. Hobbie, 211 East Thirteenth street.	E. A. Maxwell, 207 East Fiftieth street.
B. E. Hays, 335 East Nineteenth street.	M. J. De Rosset, 2400 Madison avenue.
J. V. Mott, 30 West Fifty-ninth street.	G. W. Schwerg, 495 Lexington avenue.
E. J. Donlin, 170 Spring street.	George Bayles, 37 West Forty-eighth street.
S. P. Cropper, 44 West Eleventh street.	J. P. E. Allen, 35 Park avenue.
C. C. Rice, 5 Waverley place.	H. M. Silver, 10 East Third street.
George Hart, 59 West Thirty-fifth street.	Wm. J. Welch, 211 Henry street.
G. M. Stoeckel, 338 West Fifty-fifth street.	C. Van Keuren, 30 Eighth avenue.
R. Van Santvoort, 66 West Eleventh street.	F. P. Bennett, 94 Suffolk street.
S. Kohn, 311 Sixth street.	R. T. N. Osborne, 336 East Sixteenth street.
O. A. Gorton, 33 East Ninth street.	E. T. Miles, 176 East One Hundred and Twenty-sixth street.
John J. McNulty, 43 West Thirty-fifth street.	J. A. Peters, 222 East One Hundred and Twenty-second street.
E. MacFarlane, 21 East One Hundred and Twenty-seventh street.	F. E. Russell, 418 East Sixty-sixth street.
P. C. Hoag, 134 East Twenty-fourth street.	A. G. Chadsey, 21 Great Jones street.
E. P. Williams, 25 Beekman street.	S. M. Roberts, 51 West Thirty-seventh street.
S. Ketch, 113 West Thirty-fourth street.	J. B. Linehan, 216 East Thirtieth street.
F. Hilderbrandt, Third avenue and One Hundred and Thirty-fourth street.	Leopold Putzel, 356 East Forty-eighth street.
H. G. Chase, 135 Liberty street.	J. B. McIntire, 356 West Twenty-seventh street.
M. J. Fleming, 155 East Twenty-ninth street.	George H. Mitchell, 206 East Thirteenth street.
J. Moorehead, 652 Second avenue.	W. H. Porter, 200 West Forty-second street.

Resolved, That a permit to keep 3 chickens in yard at No. 16 East Forty-second street, be and is hereby granted.

Resolved, That the Police Department be and is hereby respectfully requested to give permission to this Department to dump condemned fruit and vegetables on garbage scows.

Resolved, That in accordance with the resolution of the Common Council the offices of this Department be closed on Saturday, July 5, except so far as may be necessary for granting burial permits and care of contagious diseases.

By order of the Board.

EMMONS CLARK, Secretary.

HEALTH DEPARTMENT, NEW YORK, July 3, 1879.

The Board met this day.

Resolved, That the following named persons be and are hereby appointed Foremen in the Disinfecting Corps, with pay at the rate of \$2.50 per day:

George W. Woodward,	C. McCay,	Michael Masterson,
John Finnigan,	Alexander Graham,	John H. Miller,
C. Y. Hammond,	John McCormack,	F. R. Amerman.

Resolved, That the following named persons be and are hereby appointed Fruit Inspectors, with salary at the rate of \$75 per month:

Fruit Inspectors.

John Waters,	John Anderson,	John T. Reilly,
A. G. Gay,	Bryan Morrissey,	George Koch,
John Trainor,	A. B. Ludlum,	M. R. Romaine,
E. Alvord,	J. J. Delany,	T. J. Hanley.
John R. Vernam,	Peter McDermott,	

Resolved, That the following named persons, with horses, be and are hereby appointed laborers in the Disinfecting Corps, with pay at the rate of \$3 per day:

T. J. Doherty,	Jno. Stack,	John O'Leary,
Thomas Burns,	Timothy Scanlin,	Peter Connolly,
Patrick Rahl,	John Hutton,	R. C. Tucker,
John H. Finy,	Philip Hays,	Lawrence Grinnon.

Resolved, That the following named persons be and are hereby appointed laborers in the Disinfecting Corps, with pay at the rate of \$1.60 per day:

John Hermance,	John F. Brown,	John Corry,
C. L. Sparks,	Samuel Brower,	Michael Kiernan,
Patrick Reilly,	James Ritchie,	John Kelly,
James Lamb,	Walter Brady,	John Walker.
George Isaacs,	Dennis Garrison,	

Resolved, That the plan of Messrs. Levy Brothers, for light and ventilation of tenement-houses Nos. 444 and 446 East Tenth street, as modified, providing that the open space in the rear shall remain as at present, and all the windows in the inner rooms be made uniform in size of ten feet eight inches square area, be approved.

Resolved, That the application of Mrs. De Vivo, under Laws of 1867, chapter 908, as amended by Laws 1879, chapter 504, for the approval by this Board of plan for light and ventilation of tenement-house No. 359 West Twenty-third street, proposed to be altered, be and is hereby denied.

A communication from Isaac Fowler, in respect to the occupation of Pier 61, East river, was received and referred to the President and Chairman of the Sanitary Committee.

By order of the Board.

EMMONS CLARK, Secretary.

HEALTH DEPARTMENT OF NEW YORK,
NEW YORK, July 8, 1879.

The Board of Health met this day.

Reports Received.

From the Sanitary Superintendent: On operations of the Sanitary Bureau; on work performed by Disinfecting Corps; on application for permits; on slaughter-houses; weekly report from Riverside Hospital; on application for relief; on contagious diseases; on street pavements, etc.; monthly report of work performed by the Vaccinating Corps; on application of Nehrbus & Pitske, for relief from order on 252 and 254 West Forty-first street.

From the Attorney and Counsel: Weekly report.

From the Register of Records: Weekly mortuary statement; weekly letter on mortality; weekly abstract of marriages and births; weekly report of deaths from contagious diseases; on attendance of clerks; on violation of Sanitary Code.

Communications Received.

Application from A. E. Cruikshank, respecting premises No. 70 New Chambers street.

From C. H. Kendrick, respecting premises northeast corner Broadway and Thirty-second street.

Communication from other Departments.

From Finance Department: Weekly report of the Comptroller.

Report referred to other Departments.

To the Department of Public Works: On street pavement in Pelham street and catch basin northeast corner Fifty-third street and Tenth avenue.

Bill Audited.

Rackett & Brother. \$84 00

Permits Granted.

To keep 6 chickens and 1 rooster at 393 Grand street.
To keep 8 fowls at 633 Eighth avenue.
To drive 6 cows from corner Westchester road and St. Ann's avenue, to south side Westchester road, opposite Concord avenue.
To drive 9 cows from Fordham avenue, between One Hundred and Seventy-first and One Hundred and Seventy-second streets, to east side of Fordham avenue, between One Hundred and Seventy-first and One Hundred and Seventy-second streets.
To drive 6 cows from east side Betner's lane, one-fourth mile north of South street, to pasture east side Betner's lane.
To slaughter small stock at 629, 631, and 633 West Fortieth street.

Permit Denied.

To keep poultry at 16 Avenue C.

Resolutions.

Resolved, That the following physicians be and are hereby appointed Assistant Sanitary Inspectors for temporary service in the inspection of tenement houses, with particular reference to the care and attendance of sick children therein; that such service continue for five weeks, and that the amount to be paid for such service for that period shall be \$100:

Jacob A. Van Houten, Jeremiah Coughlin, Thomas H. Skinner.
Resolved, That the attorney be and is hereby authorized and directed to discontinue suits Nos. 6500 and 6537.

Resolved, That the application of Nehrbus & Pitske, for relief from order on premises 252 and 254 West Forty-first street, be denied and the order enforced.

Resolved, That the plan of E. A. Bedlow, No. 199, for light and ventilation of No. 45 East Broadway, as modified, to include an air shaft six feet by two and one-half feet, to ventilate interior rooms, be and is hereby approved.

Resolved, That the plan, No. 195 B, of Mrs. De Vivo, for light and ventilation of tenement house No. 359 West Twenty-third street, proposed to be altered, be and is hereby approved.

Resolved, That the plan of H. H. Camman, No. 219, for light and ventilation of tenement house to be built at Tenth avenue, northeast corner of Eighty-second street, be and the same is hereby approved.

Resolved, That the application, No. 205, made under Laws 1867, chapter 908, as amended by Laws of 1879, chapter 504, for the approval by this Board of plan for light and ventilation of two proposed tenement houses at west side of First avenue, 100 feet south of Seventy-ninth street, be and is hereby denied.

Resolved, That the application, No. 217, made under Laws of 1867, chapter 908, as amended by Laws of 1879, chapter 504, for the approval by this Board of plan for light and ventilation of three proposed tenement houses at south side of Seventy-eighth street, 250 feet west of First avenue, be and is hereby denied.

Resolved, That the application, No. 215, made under Laws of 1867, chapter 908, as amended by Laws of 1879, chapter 504, for the approval by this Board of plan for light and ventilation of four proposed tenement houses at south side of Eighty-fifth street, 120 feet west of Second avenue, be and is hereby denied.

Resolved, That the application, No. 216, made under Laws of 1867, chapter 908, as amended by Laws of 1879, chapter 504, for the approval by this Board of plan for light and ventilation of four proposed tenement houses at south side of Eighty-fourth street, 125 feet east of First avenue, be and is hereby denied.

Resolved, That the application under the Laws of 1867, chapter 908, as amended by Laws of 1879, chapter 504, for the approval by this Board of plan for light and ventilation of tenement house proposed to be built north side of Eighty-third street, 23 feet west of Second avenue, be and is hereby denied.

Resolved, That the application under the Laws of 1867, chapter 908, as amended by Laws of 1879, chapter 504, for the approval by this Board of plan for light and ventilation of tenement house proposed to be built at north side of Seventy-seventh street, 230 feet west of Second avenue, be and is hereby denied.

Resolved, That the application of A. H. Jonas, made under chapter 908, Laws of 1867, as amended by Laws of 1879, chapter 504, for the approval by this Board of plan for light and ventilation of twelve buildings proposed to be built at south side of Eighty-sixth street, 194 feet east of First avenue, be and is hereby denied.

Resolved, That the application, No. 227, made under Laws of 1867, chapter 908, as amended by Laws of 1879, chapter 504, for the approval by this Board of plan for light and ventilation of proposed tenement house, No. 421 Third avenue, be and is hereby denied.

Resolved, That the application, No. 214, made under Laws of 1867, chapter 908, as amended by Laws of 1879, chapter 504, for the approval by this Board of plan for light and ventilation of tenement house proposed to be built at east side of Ninth avenue, between Sixty-second and Sixty-third streets, be and is hereby denied.

Sanitary Bureau.

The following is a record of the work performed in the Sanitary Bureau for the week ending July 5, 1879:

The total number of inspections made by the Sanitary and Assistant Sanitary Inspectors was 1,325, as follows, viz.: 1 public building, 651 tenement houses, 128 private dwellings, 47 other dwellings, 14 manufactories and workshops, 23 stores and warehouses, 44 stables, 16 slaughter-houses, 3 fat-rendering establishments, 2 public sewers, 2 manure dumps, 1 garbage dump, 1 lime

kiln, 9 sunken and vacant lots, 34 yards, courts, and areas, 70 cellars and basements, 71 waste-pipes and drains, 142 privies and water-closets, 46 streets, gutters and sidewalks, 2 dangerous stairways, 4 cesspools, 1 piggery, 11 other nuisances.

The number of reports thereon received from the Inspectors was 513.

During the past week 144 complaints were received from citizens and referred to the Sanitary and Assistant Sanitary Inspectors for investigation and report.

Permits were issued to the consignees of 84 vessels to discharge cargoes, on vouchers from the Health Officer of the Port.

139 permits were issued to scavengers to empty, clean, and disinfect privy sinks.

The Disinfecting Corps have visited 34 premises where contagious diseases were found, and have disinfected and fumigated 33 houses, 33 privy sinks, together with clothing, bedding, etc.

6 persons sick with contagious diseases were removed to hospital by the Ambulance Corps.

The following is a comparative statement of cases of contagious disease reported at this Bureau for the two weeks ending July 5, 1879:

Week Ending	Typhus Fever.	Typhoid Fever.	Scarlet Fever.	Cerebro-Spinal Meningitis.	Measles.	Diphtheria.	Small-pox.
June 28.....	0	5	81	3	34	22	12
July 5.....	0	4	59	4	32	15	5

Bureau of Vital Statistics.

The certificates of 334 births, 45 still-births, 151 marriages, and 752 deaths, reported to have taken place in this city, were received by this bureau during the week ending Saturday, July 5, 1879. This shows a decrease of 212 births and an increase of 7 still-births, 7 marriages, and 190 deaths, when compared with the number received during the preceding week, but when compared with the corresponding week of the year 1878, there was an increase of 2 births, 8 marriages, and 87 deaths, and a decrease of 9 still-births. Compared with the mortality reported during the preceding week, the deaths from small-pox decreased 1; measles, 2; scarlatina, 4; diphtheria, 8; croup, 7; whooping cough, 6; erysipelas, 5; puerperal diseases, 4; rheumatism and gout, 3; bronchitis, 18; convulsions, 2; cirrhosis and hepatitis, 5; Bright's disease and nephritis, 3; premature and preterm births, 7; while the deaths from typhoid fever increased 2; cerebro-spinal fever, 2; malarial fevers, 2; diarrhoeal diseases, 166; inanition, 5; alcoholism, 3; cancer, 6; phthisis pulmonalis, 22; pneumonia, 8; heart diseases, 1; marasmus, tabes mesenterica and scrofula, 8; hydrocephalus and tubercular meningitis, 8; meningitis and encephalitis, 9; direct effect of solar heat, 1; apoplexy, 2; all diseases of the brain and nervous system, 10; gastritis, enteritis, and peritonitis, 9; cyanosis and atelectasis, 1; surgical operations, 1; suicide, 1. The number of deaths from drowning, were the same as those reported for the preceding week.

Deaths from the principal Zymotic Diseases, Phthisis Pulmonalis, Pneumonia, Bronchitis, and Children under five years of age, reported during the week and compared with the three preceding weeks.

Week Ending—	Small-Pox.	Measles.	Scarlatina.	Diphtheria.	Membranous Croup.	Whooping Cough.	Typhus Fever.	Typhoid Fever.	Cerebro-Spinal Fever.	Remittent, Intermittent, Typho-Malarial, and Continued Fevers.	Diarrhoeal Diseases.	Phthisis Pulmonalis.	Pneumonia.	Bronchitis.	Diseases of the Nervous System.	Diseases of the Urinary System.	Under 1 year of age.	Under 2 years of age.	Under 5 years of age.
July 5, 1879	..	4	23	5	1	8	..	2	6	11	280	75	21	7	64	28	348	430	476
June 28, "	1	6	27	13	8	14	..	4	9	114	53	13	25	54	29	217	270	324	
" 21, "	2	6	28	12	5	8	..	1	1	5	74	52	31	10	44	30	156	198	236
" 14, "	5	6	24	12	3	7	..	4	3	4	28	84	30	19	31	23	97	134	183
Total.....	8	22	102	42	17	37	..	7	14	29	496	264	95	61	193	110	818	1032	1219

The ages of 348 of the persons who died during the week were reported to be under one year; 430 under two years; 476 under five years, and 28 seventy years and over, which shows that the deaths of children under five years of age was 152 more than the number reported during last week, and represent 62.63 per cent. of the total weekly mortality.

Deaths reported from Small-pox, Measles, Scarlatina, Diphtheria, Membranous Croup, Whooping Cough, Typhus, Typhoid, Cerebro-Spinal and Malarial Fevers, in Institutions, Tenement and other Dwellings, with Average Age, Floor, and Ward where the Death Occurred, and the Hour of Death, for the week ending July 25, 1879.

DISEASE.	In Houses containing 3 Families and under.	In Houses containing over 3 Families.	Canal Boats.	Hotels and Boarding-houses.	Institutions.	FLOOR.										AVERAGE AGE.		
						Basement.	First.	Second.	Third.	Fourth.	Fifth.	Sixth.	Top.	Not Stated.	Years.	Months.	Days.	
Small-pox.....	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Measles.....	1	3	..	..	..	2	..	..	1	1	..	..	..	..	1	7	26
Scarlatina.....	3	18	..	..	2	..	3	6	9	3	2	..	..	..	3	11	5
Diphtheria.....	2	3	..	..	..	..	..	1	1	1	..	..	..	..	8	9	22
Membranous Croup..	..	1	..	..	..	..	1	..	..	..	..	..	..	..	2	4	23
Whooping Cough....	1	7	..	..	..	..	2	3	1	2	..	..	..	..	1	5	11
Typhus Fever.....	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Typhoid Fever.....	1	..	..	..	1	..	..	1	..	..	..	..	..	..	44	..	..
Cerebro-Spinal Fever	3	2	..	..	1	..	..	3	2	..	..	..	..	..	14	11	11
Malarial Fevers.....	8	3	..	..	..	1	4	2	..	2	1	..	..	..	13	1	13

DISEASE.	WARDS																			TOTAL DEATHS.
	First.	Second.	Third.	Fourth.	Fifth.	Sixth.	Seventh.	Eighth.	Ninth.	Tenth.	Eleventh.	Twelfth.	Thirteenth.	Fourteenth.	Fifteenth.	Sixteenth.	Seventeenth.	Eighteenth.	Nineteenth.	
Small-pox.....	4
Measles.....	1	..	..	..	..	..	..	..	..	..	..	..	1	1	..	23
Scarlatina.....	1	1	1	1	..	2	..	..	1	..	..	..	3	4	1	5
Diphtheria.....	1	..	..	..	..	..	..	2	..	..	1	..	..	..	1	..	..	5
Membranous Croup..	1
Whooping Cough....	..	1	..	..	..	..	..	..	1	1	..	..	1	2	..	1	1	..	..	8
Typhus Fever.....
Typhoid Fever.....	1	..	..	..	..	..	..	..	1	..	..	2
Cerebro-Spinal Fever	1	..	..	1	..	1	..	..	..	..	..	..	..	..	2	1	..	6
Malarial Fevers.....	1	1	..	..	1	1	..	1	1	..	1	1	..	4	11

Hours at which Deaths Occurred.

DISEASE.	A. M.												P. M.												TOTAL.
	1 o'clock.	2 o'clock.	3 o'clock.	4 o'clock.	5 o'clock.	6 o'clock.	7 o'clock.	8 o'clock.	9 o'clock.	10 o'clock.	11 o'clock.	12 o'clock.	1 o'clock.	2 o'clock.	3 o'clock.	4 o'clock.	5 o'clock.	6 o'clock.	7 o'clock.	8 o'clock.	9 o'clock.	10 o'clock.	11 o'clock.	12 o'clock.	
Small-pox.....	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Measles.....	..	..	1	..	..	..	..	1	..	..	..	..	1	..	..	..	..	..	..	1	..	..	..	..	4
Scarlatina.....	1	2	1	..	1	1	3	..	2	2	1	..	1	..	..	1	2	2	2	1	2	..	..	..	23
Diphtheria.....	..	..	..	..	..	2	..	..	..	..	1	1	..	..	..	1	..	..	..	..	..	..	..	..	5
Membranous Croup..	..	..	1	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	1
Whooping Cough....	..	..	1	..	..	..	..	..	..	..	1	1	..	..	2	..	..	..	..	2	1	..	..	..	8
Typhus Fever.....	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..
Typhoid Fever.....	..	..	..	..	..	..	..	..	..	..	..	..	..	..	..	1	1	..	..	..	..	..	..	..	2
Cerebro-Spinal Fever	2	..	..	1	..	1	..	1	..	1	..	1	..	1	..	..	..	..	..	..	..	..	..	..	6
Malarial Fevers.....	1	..	..	1	1	1	..	1	1	1	..	1	..	..	..	3	1	..	..	..	..	..	..	..	12

Of the total number of deaths reported for the week, 96 were in institutions, 442 in tenement houses, 197 in houses containing 3 families or less, 3 in hotels and boarding-houses, 14 in rivers, streets, boats, etc.; 10 were on the basement floor, 145 on the first, 224 on the second, 155 on the third, 85 on the fourth, 23 on the fifth, 0 on the sixth. 751 were stated to be residents of New York City, and 1 non-resident. 63 were stated to be single, 106 married, 57 widowed, and the condition of 526 was not stated; these were children who had not attained a marriageable age.

The total number of burial permits issued during the week are as follows: City deaths, 752; still-births, 45; bodies in transit, 25. Of the total burial permits issued for city deaths and still-births 79 were upon certificates received from the Coroners. 334 births, 151 marriages, 45 still-births, 752 deaths, 25 applications for transit permits were recorded, indexed, and tabulated. 27 searches of the registers of births, marriages, and deaths were made, and 6 transcripts of the birth record, 5 of marriage, and 17 of death were issued during the week.

The mean temperature for the week ending July 5, 1879, was 74.4 degrees Fahr., the mean reading of the barometer was 29.958, the mean humidity was 63, saturation being 100, the number of miles traveled by the wind was 1,009, and the total amount of rain-fall was 0.69 inch depth of water, as reported by D. Draper, Director of the New York Meteorological Observatory, Central Park.

The disposition of 733 deaths and still-births, or 91.97 per cent. of the total number reported, was in the following 14 cemeteries: Bayside (Jewish), 8; Calvary (Roman Catholic), 304; City (pauper burial ground—undenominational), 86; Greenwood (undenominational), 57; Lutheran (undenominational), 122; Cypress Hills (undenominational), 21; Evergreen (undenominational), 56; Woodlawn (undenominational), 31; St. Michael's (Protestant Episcopal), 17; Union (Methodist Protestant), 3; Holy Cross (Roman Catholic), 12; Machpelah, L. I. (Jewish), 5; St. Raymond's (Roman Catholic), 2; Washington (undenominational), 9.

The distribution of deaths (actual mortality) for the week ending June 28, 1879, was in the following wards, viz.: First, 8; Second, 1; Third, 1; Fourth, 16; Fifth, 10; Sixth, 10; Seventh, 38; Eighth, 18; Ninth, 29; Tenth, 25; Eleventh, 29; Twelfth, 49; Thirteenth, 13; Fourteenth, 10; Fifteenth, 10; Sixteenth, 23; Seventeenth, 39; Eighteenth, 30; Nineteenth, 113; Twentieth, 48; Twenty-first, 49; Twenty-second, 62; Twenty-third, 14; Twenty-fourth, 4.

The actual mortality for the week ending June 28, 1879, was 649; this is 43 more than the number that occurred during the corresponding week of the year 1878, and 74.2 more than the average of the corresponding weeks of the past five years, and represents an annual death-rate of 30.75 per 1,000 persons living, the population estimated at 1,097,437.

The annual death-rate per 1,000 persons living, of the estimated or enumerated population, according to the most recent weekly returns, of Philadelphia was 14.94; Brooklyn, 13.91; St. Louis, 16.8; Baltimore, 29.92; Boston, 15.63; San Francisco, 11.09; Cleveland, 15.13; Charleston, 20.07; Dayton, 21.05; Erie, 9.29; Lowell, 23.47; Worcester, 11.92; Cambridge, 10.14; Fall River, 22.58; Lawrence, 19.11; Lynn, 16.87; Springfield, 14.90. Monthly returns—Buffalo, 14.27; Salt Lake, 5.54; Plattsburgh, 17.23. Foreign cities—weekly returns—London, 19; Liverpool, 19.4; Birmingham, 17.2; Manchester, 21.3; Glasgow, 19.6; Edinburgh, 23; Dundee, 20; Dublin, 39.3; Belfast, 25; Cork, 21; Brussels, 20.7; Antwerp, 26.9; Ghent, 30.0; Buda Pesth, 41.2; Paris, 25; Naples, 27.3; Turin, 23.9; Berlin, 27; Munich, 34; Breslau, 29.27; Vienna, 29.8; Trieste, 27.2; Copenhagen, 25.7; Stockholm, 28.6; Christiania, 22.1; Amsterdam, 20; Rotterdam, 29.3; The Hague, 26.2; Calcutta, 34.1; Bombay, 38.7; Geneva (with suburbs), 19.4; Basel, 22.7; Bern, 37.4; St. Petersburg, 38.97; Warsaw, 16.61.

On motion the Board adjourned to Tuesday, July 15, at 1 o'clock P. M.

By order of the Board.

EMMONS CLARK, Secretary.

Deaths reported during the week ending July 5, 1879.

TOTAL.	PLACE OF DEATH.															RESIDENCE.			CONDITION.			
	Institutions.	Tenement-houses.	Houses containing three families or less.	Hotels and Boarding-houses.	In Rivers, Streets, Boats, etc.	Not stated	FLOORS.								New York City.	Outside New York City.	Not stated.†	STATED.				
							Basement.	First.	Second.	Third.	Fourth.	Fifth.	Sixth.	Top.				Not stated.	Single.	Married.	Widowed.	Not Stated †
752	96	442	197	3	14	..	10	145	224	155	85	23	..	..	..	751	1	..	63	106	57	526

† Principally children and deaths in institution

Nativity of those who were Married, and the Parents of the Births and Still-Births, for the week ending July 5, 1879, and those who Died (actual mortality), week ending June 28, 1879.

NATIVITY OF DECEASED.	COUNTRY.	DEATHS.		BIRTHS.		MARRIAGES.		STILL-BIRTHS.	
		Nativity of Father.	Nativity of Mother.	Nativity of Father.	Nativity of Mother.	Nativity of Groom.	Nativity of Bride.	Nativity of Father.	Nativity of Mother.
5	Austria.....	11	10	3	3	2	2	..	..
1	British America.....	7	9	1	1	1	1	..	..
1	England.....	17	17	6	4	6	3	3	2
1	France.....	5	1	7	6	..	..	1	1
46	Germany.....	166	148	120	98	59	28	11	10
104	Ireland.....	228	232	58	67	10	12	11	13
2	Italy.....	10	8	1	1	1	..	..	..
..	Poland.....	4	5	4	3	1	1	1	1
3	Scotland.....	7	9	5	2	1	2	..	..
..	Switzerland.....	2	4	1	2	1	1	..	..
470	United States.....	133	160	100	133	70	98	14	14
2	Unknown or not stated.....	36	34	4	..	..	..	1	1
..	West Indies.....	3	..	2	..	1	..	..	..
5	Other countries.....	18	12	21	12	6	2	2	2

JOHN T. NAGLE, M. D., Deputy Register of Records.

Still-Births reported during the week ending July 5, 1879.

TOTAL.	SEX.			COLOR.		NATIVITY OF						PERIOD OF UTERO-GESTATION.												Unknown or not stated.
	Male.	Female.	Not stated.	White.	Colored.	FATHER.			MOTHER.			MONTH.												
						Native.	Foreign.	Not stated.	Native.	Foreign.	Not stated.	1	2	3	4	5	6	7	8	9	10			
45	25	20	..	42	3	14	30	1	14	30	1	1	2	1	7	7	9	18		

Births reported during the week ending July 5, 1879.

TOTAL.	COLOR.		SEX.			NATIVITY OF PARENTS.								NAME OF CHILD.		
	White.	Colored.	Male.	Female.	Not stated.	Foreign.	Native.	Foreign Father only.	Foreign Mother only.	NATIVITY OF FATHER STATED ONLY		NATIVITY OF MOTHER STATED ONLY		Not stated.	Not stated.	
										Native.	Foreign.	Native.	Foreign.			
334	328	6	174	160	183	85	47	15	1	3	263	71

Marriages reported during the week ending July 5, 1879.

TOTAL.	COLOR.		SEX.		NATIVITY.						CONDITION.			
	White.	Colored.	Male.	Female.	Foreign.	Native.	BORN AT SEA.	NOT STATED.	FIRST MARRIAGE.	SECOND MARRIAGE.	THIRD MARRIAGE.	FOURTH MARRIAGE.	NOT STATED.	Not stated.
151	150	1	1	1	81	53	70	98	..	..	..	..	122	124

* The returns of births, marriages, and still-births are incomplete.

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, 9 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. 13 City Hall, 9 A. M. to 4 P. M.
JOSEPH BLUMENTHAL, Superintendent.

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 CADY, 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.

DEPARTMENT OF DOCKS.

DEPARTMENT OF DOCKS,
Nos. 117 and 119 DUANE STREET,
NEW YORK, July 9, 1879.

TO CONTRACTORS.

PROPOSALS FOR FURNISHING BROKEN STONE.

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

WEDNESDAY, JULY 23, 1879.

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

The Engineer's estimate of the quantity to be furnished is as follows:

Class 2.—Broken Stone for Concrete.
About 2,400 cubic yards of Broken Stone.
The above material to be furnished in accordance with specifications, and to be delivered as called for by orders from the Engineer-in-Chief.

The Broken Stone is to be unloaded and delivered by the contractor upon the scows of the Department, or upon Piers or Bulkheads, at such point or points along the North river water-front, south of Fourteenth street, as shall be designated, from time to time, by the Engineer.

All material will be measured, in bulk, on board the vessels of the contractor, at the place of delivery.

The foregoing is the quantity which has been estimated approximately for the construction of the bulkhead or river wall proposed to be built during the year. It forms, however, no part of the contract, and persons bidding are cautioned that the Department of Docks does not hold itself responsible that it shall strictly obtain in the construction of the work, and reserves the right to terminate the contract at any time after the delivery of the following quantity, to wit:

Class 2.—500 cubic yards.
Any bidder for this contract must be well prepared for the business, and the bidder to whom the award is made shall give security for the faithful performance of the contract, in the manner prescribed and required by ordinance, in the sum of one thousand five hundred dollars.

This contract is to cease and terminate on the 27th day of December, 1879, and fifty dollars per day is fixed as the liquidated damages, and will be exacted for each day that the delivery of any part of the said material shall be delayed for ten days after the receipt of the necessary order therefor, Sundays and holidays not to be excepted.

Bidders will state in their proposals the price per cubic yard for the above material, by which the bids will be tested. The price is to cover all expenses of every kind involved in or incidental to the delivery, including any claim that might arise through delay from any cause in the receiving of the material by the Department.

Bidders will write out the price bid, in addition to inserting the same in figures.

If the lowest bidder or bidders shall 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 shall accept, but shall refuse or neglect to execute the contract and give the proper security for forty-eight hours after notice that the same is ready for execution, he or they shall be considered as having abandoned it, and as in default to the Corporation; and the contract will be readvertised and relet, and so on until it be accepted and executed.

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

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

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

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

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

Bidders are requested, in making their bids, to use the blank prepared for that purpose by the Department, a copy of which, together with the form of the agreement, including specifications and showing the manner of payment for the work, can be obtained upon application therefor at the office of the Department.

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

DEPARTMENT PUBLIC WORKS.

DEPARTMENT OF PUBLIC WORKS,
BUREAU OF WATER REGISTER,
ROOM NO. 10, CITY HALL,
NEW YORK, July 14, 1878.

NOTICE TO TAXPAYERS.

CROTON WATER RENTS.

TAXPAYERS ARE HEREBY NOTIFIED THAT according to law, a penalty of five per cent. will be added to all regular Water Rents remaining unpaid on the first day of August next.

ALLAN CAMPBELL,
Commissioner of Public Works.

DEPARTMENT OF PUBLIC WORKS,
COMMISSIONER'S OFFICE, ROOM 10, CITY HALL,
NEW YORK, July 12, 1879.

TO CONTRACTORS.

PROPOSALS, IN ACCORDANCE WITH SECTION 1, chapter 476, Laws of 1875, inclosed in a sealed envelope, which must be indorsed with the name of the bidder, the title and number of the work, as designated in the advertisement, will be received at this office until Friday, July 25, 1879, at 12 o'clock M., at which hour they will be publicly opened by the Head of the Department, and read, for the following:

No. 1. PAVING SEVENTH AVENUE, from Forty-seventh to Fifty-ninth street (except the horse paths of the Seventh Avenue Railroad), with granite-block pavement, and laying crosswalks, where required, at the several intersecting streets.

No. 2. PAVING NEW STREET, from Beaver to Wall street;
CHURCH STREET, from Vesey to Chambers street;
EXCHANGE PLACE, from Broadway to William street;
FRONT STREET, from Maiden Lane to Fulton street;
WHITE STREET, from Broadway to West Broadway; and
CENTRE STREET, from Chambers to Canal street (except where now paved with Belgian pavement), with granite-block pavement, and laying crosswalks, where required, at the several intersecting streets.

No. 3. PAVING MERCER STREET, from Bleeker to Eighth street;
CLARKSON STREET, from Varick street to North river;
FIFTEENTH STREET, from Sixth to Seventh avenue; and
UNIVERSITY PLACE, from Eighth to Fourteenth street (except where now paved with Belgian pavement), with granite-block pavement, and laying crosswalks, where required, at the several intersecting streets.

No. 4. PAVING GREAT JONES STREET, from Bowery to Broadway;
NINTH STREET, from Second to Third avenue;
SEVENTEENTH STREET, from Broadway to Fifth avenue;
NINETEENTH STREET, from Third to Fourth avenue; and
NINETEENTH STREET, from Fifth to Sixth avenue, with granite block pavement, and laying crosswalks, where required, at the several intersecting streets.

No. 5. PAVING WATER STREET, from Fulton to Market street, and
MADISON STREET, from Market to Clinton street, with trap-block pavement, and laying crosswalks, where required, at the several intersecting streets.

No. 6. PAVING TWENTY-FOURTH STREET, from Lexington avenue to East river; and
FIRST AVENUE, from Thirtieth to Thirty-sixth street, with trap-block pavement, and laying crosswalks, where required, at the several intersecting streets.

No. 7. PAVING TWENTY-FIRST STREET, from Seventh to Eighth avenue;
TWENTY-SIXTH STREET, from Seventh to Eighth avenue;
THIRTY-SEVENTH STREET, from Sixth to Seventh avenue;
FORTY-FIFTH STREET, from Lexington to Fourth avenue; and
FORTY-FIFTH STREET, from Madison to Fifth avenue, with trap-block pavement, and laying crosswalks, where required, at the several intersecting streets.

No. 8. PAVING FIFTY-SIXTH STREET, from Fifth to Sixth avenue;
FIFTY-SIXTH STREET, from Seventh to Ninth avenue; and
FIFTY-EIGHTH STREET, from Sixth to Ninth avenue, with trap-block pavement, and laying crosswalks, where required, at the several intersecting streets.

No. 9. PAVING TENTH AVENUE, from Thirty-first to Forty-second street, with trap-block pavement, and laying crosswalks, where required, at the several intersecting streets.

No. 10. PAVING FIFTH AVENUE, from Seventy-second to Ninetieth street, with Macadam pavement.

Blank forms of proposals, the specifications and agreements, the proper envelopes in which to inclose the bids, and any further information desired can be obtained at the office of the Water Purveyor, Room 4, City Hall.

The Commissioner of Public Works reserves the right to reject any or all proposals, if in his judgment the same may be for the best interests of the city.

ALLAN CAMPBELL,
Commissioner of Public Works.

THE CITY RECORD.

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

DEPARTMENT OF PUBLIC PARKS.

DEPARTMENT OF PUBLIC PARKS,
36 UNION SQUARE (EAST),
NEW YORK, July 16, 1879.

NOTICE IS HEREBY GIVEN THAT A MAP or plan for laying out the portion of the Twenty-fourth Ward known as the "West Farms District," will be on exhibition at the Arsenal, Central Park, for two weeks from date, for the purpose of allowing persons interested to examine the same before it is finally acted upon by the Department of Public Parks.

By order of the Department of Public Parks,
JAS. F. WENMAN,
President D. P. P.

DEPARTMENT OF PUBLIC CHARITIES AND CORRECTION.

DEPARTMENT OF PUBLIC CHARITIES AND CORRECTION,
No. 66 THIRD AVENUE,
NEW YORK, July 12, 1879.

IN ACCORDANCE WITH AN ORDINANCE OF the Common Council, "In relation to the burial of strangers or unknown persons who may die in any of the public institutions of the City of New York," the Commissioners of Public Charities and Correction report as follows:

At Morgue, Bellevue Hospital, from Central Park—Unknown man; aged 30 years; 5 feet 9 inches high; brown hair; moustache; gray eyes. Had on blue flannel coat, dark vest and pants, white shirt, white knit undershirt, white cotton flannel drawers, socks, Oxford tie shoes, black felt hat. \$3.82 and keys found on his person.

Unknown man from Bellevue Hospital; aged about 25 years; 5 feet 5 inches high; brown hair; moustache; blue eyes. Had on black coat and pants, gray vest, check calico shirt, straw hat.

At Workhouse, Blackwell's Island—John White; aged 59 years. Committed June 26, 1879. Nothing known of his friends or relatives.

At Lunatic Asylum, Blackwell's Island—Mary Geoghegan; admitted February 26, 1878; 5 feet 3 inches high; gray hair and eyes. Nothing known of her friends or relatives.

At Homeopathic Hospital, Ward's Island—Mary Woodworth; aged 53 years; 5 feet 4 inches high; blue eyes; sandy hair. Had on when admitted, black dress, check petticoat, striped shawl, laced shoes. Nothing known of her friends or relatives.

At New York City Asylum for Insane, Ward's Island—Robert Atchison; aged 24 years; 5 feet 4½ inches high; gray eyes; brown hair. Nothing known of his friends or relatives.

At Randall's Island Hospital—Frances Lynch; aged 55 years; gray hair; blue eyes. Nothing known of her friends or relatives.

By Order,

JOSHUA PHILLIPS,
Secretary.

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

PROPOSALS FOR DRY GOODS, GROCERIES, LEATHER, ICE, CROCKERY, AND MISCELLANEOUS GOODS.

TO CONTRACTORS.

SEALED BIDS OR ESTIMATES FOR FURNISHING

DRY GOODS.
60,000 yards Brown Muslin.
20,000 " Bandage Muslin.
10,000 " Ticking.
5,000 " Toweling.
3,000 " Woolen Jeans.

GROCERIES, ETC.
500 lbs. best quality State Creamery Butter.
28,000 Fresh Eggs (canned).
20,000 lbs. Oolong Tea.
1,000 " Cocoa.
1,000 " Prunes.
5 bbls. new fat, shore, No. 2 Mackerel.
20 " new Family Mess Pork.
500 bush. Rye.
250 bags coarse Yellow Meal.
1,000 bales long, bright Rye Straw.
300 sacks salt, equal to Worthington's sacks, to be full and clean, and to be delivered at Storehouse Dock, Blackwell's Island.

LEATHER.
10,000 feet Waxed Upper Leather.
5,000 lbs. Offal Leather.
10 sides Harness Leather.

ICE.
300 tons first quality Ice, not less than ten inches thick, delivered at Blackwell's Island.

MISCELLANEOUS.
50 bbls. Chloride of Lime, to contain not less than 50 per cent. chlorine.
5 bbls. best quality Spirits Turpentine.
250 lbs. Patent Dryer.
1,000 lbs. L. and F. Block Tin.
5 bundles Wire, No. 4.
5 bundles Wire, No. 6.
1 coil Manila Rope, 3 inches (soft laid).
20 coils 9-manila Manila Rope.

CROCKERY.
10 gross Cups.
10 " Saucers.
10 " Plates.
1 " Male Urinals.
2 " Two-quart Pitchers.

—or any part thereof, 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 Friday, the 25th 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 Dry Goods, Groceries, Leather, Ice, Crockery, and Miscellaneous Goods, and with his or her 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 Department of Public Charities and Correction reserves the right to decline any and all bids or estimates it 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 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 thirty (30) 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 thereof, 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 it 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, July 12, 1879.

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

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 Fiftieth street, from Eighth avenue to the Harlem river, in the City of New York.

NOTICE IS HEREBY GIVEN THAT THE BILL of costs and report of the Referee thereon in the above-entitled matter will be presented for taxation to one of the Justices of the Supreme Court, at a Special Term, to be held at Chambers, in the Court-house, in the City of New York, on July 28, 1879, at 10 A. M.

Dated New York, July 11, 1879.

WM. C. WHITNEY,
Counsel to the Corporation.

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

NOTICE IS HEREBY GIVEN THAT THE BILL of costs, charges, and expenses of the Commissioners in the above-entitled matter will be presented for taxation at a Special Term of the Supreme Court, to be held at Chambers, in the County Court-house, in the City of New York, on Friday, August 1, 1879, at 10 o'clock A. M., or as soon thereafter as counsel can be heard.

Dated July 10, 1879.

WM. C. WHITNEY,
Counsel to the Corporation.

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 in 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 22 day of August, 1879; and that we, the said Commissioners, will hear parties so objecting within the ten week days next after the said 22 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 MEERS,
LOUIS MESIER,
Commissioners.

In the matter of the application of the Department of Docks, for and in 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 1807, 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, 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

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

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).

POLICE DEPARTMENT.

CENTRAL DEPARTMENT OF THE MUNICIPAL POLICE,
PROPERTY CLERK'S OFFICE,
No. 300 MULBERRY STREET, ROOM 39,
NEW YORK, July 7, 1879.

OWNERS WANTED BY THE PROPERTY Clerk of the Police Department, of the City of New York, 300 Mulberry street, Room No. 39, for the following property now in his custody without claimants: Eighteen revolvers, two gold watches, three silver watches, two pair gold spectacles, bank-books, two gold pencils, lot of shoes, six boxes tin, locket, boats, iron, coffee, liquor, tea, etc., also several amounts of money found and taken from prisoners.

C. A. ST. JOHN,
Property Clerk.

FINANCE DEPARTMENT.

INTEREST ON CITY STOCKS.

THE INTEREST ON THE BONDS AND STOCKS of the City of New York, due August 1, 1879, will be paid on that day by the Comptroller, at his office in the New Court-house.

The transfer books will be closed from July 16 to August 1, 1879.

JOHN KELLY,
Comptroller.

CITY OF NEW YORK,
DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE,
July 14, 1879.

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, September 25, 1879, at the same hour and place.

NEW YORK—COMPTROLLER'S OFFICE,
NEW COUNTY COURT-HOUSE,
July 10, 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 95th and 109th streets, with branches in 93d, 96th, 99th, 102d, 105th, 108th, 109th, 110th, 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 1857, prepared under the direction of the Commissioners of Records.

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

JOHN KELLY,
Comptroller.