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COMMISSIONERS OF THE SINKING FUND.

Abstract of the proceedings of the Commissioners of the Sinking Fund, at the meeting held March 25, 1874.

Present—Hon. William F. Havemeyer, Mayor, (Chairman); Hon. John K. Hackett, Recorder; Hon. Andrew H. Green, Comptroller; George W. Lane, Esq., Chamberlain and Jenkins Van Schaick, Esq., Chairman Finance Committee of Board of Aldermen.

The Comptroller submitted the following report on the application of Isaac Williamson, for reduction of rent of cellar No. 1, Centre Market, viz:

CITY OF NEW YORK,
DEPARTMENT OF FINANCE, COMPTROLLER'S
OFFICE, March 24, 1874.

To the Commissioners of the Sinking Fund:

GENTLEMEN—The undersigned, to whom was referred the application of Isaac Williamson, for reduction of rent of cellar No. 1, Centre Market, in consequence of the closing of the main entrance to the same, on the corner of Grand street and Centre Market place, &c.; and also for compensation for "outside fixtures," and for damages to his business while the recent repairs to said market were being made, respectfully

REPORTS:

That it appears, by the report of the Superintendent of Markets hereto annexed, cellar No. 1, Centre market, was leased by the Corporation to Isaac Williamson, for five years, from May 1, 1872, at an annual rent of three hundred (\$300) dollars, and that, by the recent repairs and alterations to the market, the entrance to said cellar on the corner of Grand street and Centre market place has been closed, and the lessee deprived of a portion of the frontage on Grand street.

In consideration of these alterations and changes affecting the value of the premises leased to Mr. Williamson; and also the damage to his business while the repairs were being made, I recommend that the rent of said cellar No. 1, for the balance of the term be reduced by the sum of sixty-five dollars per annum, from January 1, 1874, which shall be in full of all demands for fixtures and damages.

Yours, respectfully,
ANDREW H. GREEN,
Comptroller.

Which, on motion, was accepted and recommendation adopted.

The Comptroller submitted a resolution of the Board of Education, adopted February 18, 1874, viz:

Resolved, That the Commissioners of the Sinking Fund be and they are hereby requested to set apart for public school purposes the premises No. 72 Elm street, adjoining Grammar School No. 24, said premises being necessary for the health and comfort of the children attending said schools; whereupon the following preamble and resolutions were, on motion, adopted, viz:

Whereas, The Board of Education have declared that the premises on Elm street, near Leonard street, now under lease to Clarence G. Mitchell, are required for public purposes, the lease for which will expire on the first day of May, 1874; therefore, be it

Resolved, That the Comptroller be authorized to notify Clarence G. Mitchell that the said lease will not be renewed, and that the Mayor, Aldermen and Commonalty of the city of New York will pay him the value of the building erected upon such premises.

Resolved, That the Comptroller be authorized to appoint an appraiser on behalf of the city to fix the value of such building.

The Chamberlain submitted the following preamble and resolution, which, on motion, were adopted, viz:

Whereas, The Commissioners of the Sinking Fund have invested, from time to time, the accumulations of the Sinking Fund for the Redemption of the City Debt, in the bonds and stocks of the city and county of New York; and Whereas, These investments are represented by a large number of certificates and bonds of various amounts: and

Whereas, It would greatly facilitate the examination of said investments, if the amounts of each particular stock and class of bonds were included in one certificate or bond. Therefore,

Resolved, That the certificates of stocks and bonds, now held by the Commissioners of the Sinking Fund, be surrendered to the Comptroller for the purpose of obtaining a substitution therefor of a single certificate of stock or bond that shall represent the whole amount of the certificates of each particular stock or bond so surrendered.

A communication was received from Robert S. Newton, Chairman of Executive Committee of "Eclectic Medical Dispensary," in relation to securing the premises No. 223 East 26th street, now occupied by said Dispensary, for their further use. Which, on motion, was referred to the Comptroller to examine and report.

The Comptroller submitted the following preamble and resolutions, in relation to leasing Ferry Franchises; which, on motion, were approved as to form, the amount of per centage to be charged on gross receipts for use of Ferry Franchise to be determined after further consideration, viz:

Whereas, Under existing laws, the right and authority to order, direct, construct, improve and lease all pier and wharf property belonging to the Mayor, Aldermen and Commonalty of the city of New York, is vested in the Department of Docks of said city, and the right and authority to sell or lease any other property belonging to the said Mayor, Aldermen and Commonalty is vested in the Commissioners of the Sinking Fund of said City; And whereas, the ferry franchise belonging to the said Mayor, Aldermen and Commonalty is a property right, independent of any and all ownership of wharves, piers and slips around this city, and full power and authority is vested in said Commissioners of the Sinking Fund, to lease the same at public auction or by sealed bids, in the manner provided by law; And whereas, there are cases where ferries have been established at places where the said Mayor, Aldermen and Commonalty are the owners of pier and wharf property necessary for the use and maintenance of such ferries, and the same cannot be properly operated and maintained without the sanction of and lease of said property from the said Department of Docks, for a period similar in time to that for which the ferries should be leased; And whereas, it appears proper that no leases whatever of ferry franchise, and of the right to maintain and operate ferries around this city, should be granted, which would be likely in any manner to interfere with or hinder the improvement of the bulkheads, wharves and piers around this city; therefore,

Resolved, That no lease of ferry franchise around or from the city of New York, will hereafter be granted by the Commissioners of the Sinking Fund, until the Department of Docks of this city shall have certified to this Board, in writing, that the granting of such franchise for a term not exceeding ten years will not, in any manner, be likely to interfere with or hinder the improvement of the bulkheads, piers and wharves, at the location designated for the use of such franchise, during a specified term not exceeding ten years from the date of the expiration of existing or future leases, and from the first day of May next, in cases where leases have expired or no leases exist.

And whereas, It appears desirable to establish a uniform rate of charge for the use of the ferry franchise belonging to the corporation, at all ferries around the island of Manhattan, as the minimum rate for which such ferry franchise or license to operate ferries shall be used and enjoyed, and also that it is necessary by law that no leases of such property be made except for the highest marketable price or rental, to be obtained always after advertisement and appraisal under the direction of this Board; therefore,

Resolved, That in all cases where no leases of established ferries exist, or existing leases of ferries expire before the further direction of this Board, that the minimum of charge, price of rental, for the lease or license to use the ferry franchise belonging to and owned by the Mayor, Aldermen and Commonalty of the city of New York, be, and the same is hereby appraised at and set at — per centum of the gross receipts that shall hereafter accrue or be collected, from time to time, at each separate ferry for which such lease or license shall be granted, and the leases to be made hereafter shall contain covenants binding the lessees to pay quarter yearly, for the use of the franchise at each ferry, unto the Corporation of the City of New York, the highest marketable price which shall be obtained, the same being always a per centage on the gross receipts of each ferry as aforesaid, for the use of the ferry franchise at the respective ferries so to be leased, but not less than at the minimum rate of — per centum aforesaid.

And also, that each of the leases aforesaid, shall contain a covenant that the lessees shall quarter yearly, from and after the commencement of all leases, make and deliver to the Comptroller of the city of New York, a statement in writing, verified by the oath or affirmation of the lessee or its or his proper officer or agent, of the actual total gross receipts for ferriage received by such lessee during the preceding three months; and also that a covenant that such lessee shall and will at all times during the continuance of the lease, keep regular books of accounts, showing the daily gross receipts of the ferry leased, and allow such Comptroller or any person or persons designated by him in writing, to examine such books of account and take copies or extracts therefrom at all reasonable times.

And it is hereby further Resolved, That the Comptroller of the City of New York, be and he is hereby authorized, empowered and directed to forthwith take all necessary measures to lease the franchise for all existing ferries for which leases have not been executed, or for which leases have expired, or for which the leases will expire on the first day of May next; and that said measures be taken in accordance with the foregoing conditions; but that all such leases be submitted to this Board for its approval, as a condition precedent to their final execution and delivery.

The Chamberlain submitted the following resolution, which, on motion, was adopted, viz:

Resolved, That all proposals received for leasing ferries, under advertisement of April 12, 1873, and which have not been accepted, be and the same are hereby rejected.

A communication was received from the Commissioners of Docks, requesting that the lots on the Hudson river, between Gansevoort and West 12th streets, now occupied by the Dock Department as a work-yard, be exempted from the list of city property proposed to be sold; when, on motion, the request of the Commissioners of Docks was granted.

The Comptroller submitted a list of the parties to whom deeds for purchases made at sales of corporation real estate on April 22 and October 21, 1867, have been tendered, in accordance with the resolution of this Board, adopted December 10, 1873, together with a report of the Counsel to the Corporation, in relation to the subject; when, on motion, the following preamble and resolutions were adopted, viz:

Whereas, By section 34, of article IV, of chapter IX, of Revised Ordinances of 1866; and section 102 of the Charter of 1873, as amended, the Commissioners of the Sinking Fund are "authorized to sell and dispose of all real estate belonging to the corporation," &c., and

Whereas, Certain real property of the corporation was sold at auction in the city of New York on the 22d day of April, and the 21st day of October, 1867; and

Whereas, Neither the original purchasers nor their assignees have, as yet, complied with the terms and conditions of such said rules; And whereas, warrantee deeds have been tendered by the Comptroller to the original purchasers or bidders, or their respective assignees, in cases where the said assignees were entitled to a tender of the same; therefore be it

Resolved, That unless the purchasers of lots sold at the sales of April 22, 1867, and of October 21 of the same year, or their respective assignees,

as the case may be, shall, within 30 days, pay into the Treasury the purchase money agreed to be paid, with interest thereon, and comply with all other agreements set forth in the terms of the sales of the respective dates aforesaid, that said sales be, and the same are hereby cancelled with respect to all parties failing to comply with the terms aforesaid, and the deeds heretofore executed and tendered be, and the same are hereby revoked, and the said lots shall be re-sold, and the parties failing to comply with their respective agreements will be held liable for any deficiency that may result from such re-sale.

Resolved, That the Comptroller be directed to carry into effect the above resolution.

The report of John J. Serrell, civil engineer (prepared at the request of the Comptroller), in relation to the applications for water grants now before the Commissioners of the Sinking Fund for consideration; and also as to the powers of the said Commissioners in the premises, &c., was submitted; when, on motion, it was

Resolved, That the report be laid over for consideration, and that five hundred (500) copies of the same be printed, viz:

CITY OF NEW YORK,
DEPARTMENT OF FINANCE, COMPTROLLER'S
OFFICE, February 25th, 1874.

John J. Serrell, Esq.:

DEAR SIR: After our repeated interviews on the subject of lands under water, in which the Corporation is interested, I have concluded to ask you to give the subject still further attention.

I found, when I took the office of Comptroller, a large number of applications for grants of land, under water, among the papers of the Sinking Fund. These had evidently been long accumulating, and many of them involve important interests.

The laws on this subject have been shifted and changed and it is important that they be thoroughly examined and collated, in order that the powers and duties of the Commissioners of the Sinking Fund in the premises may be understood before they proceed to act. It will be necessary in this connection to give attention to the laws concerning the Dock Department, to see how far they confer powers in that Department in conflict with the powers conferred upon the Sinking Fund Commissioners.

I will thank you to take up and examine at your earliest convenience all these applications now before the Commissioners of the Sinking Fund and report to me your views:

1st. On the powers of the Sinking Fund Commissioners in the premises.

2d. As to the propriety of acting on each of these particular grants.

3d. As to the rates and conditions upon which grants of this character should be hereafter made.

Please state, in your report, your views of the nature of the title of the city to these lands under water and what rights and interests other parties have therein.

Many of the applications have been for a long period unacted on, and I think that the whole matter should be fully reviewed before action is taken on any; and in order that the interests of parties concerned as well as those of the city may not be prejudiced by delays in extricating this subject from its present condition of apparent confusion, I shall be much obliged if you will give it your earliest and most serious attention.

Respectfully yours,
AND. H. GREEN,
Comptroller.

CITY OF NEW YORK,
53 Exchange Place, March 4th, 1874.

Hon. Andrew H. Green, Comptroller, &c.

DEAR SIR:—Your favor of 25th ult. was duly received, and as requested in it, I have given the subject of lands under water in which the Corporation is interested still further attention, and find that at the present time there is about one hundred applications for grants of lands under water before the Board of the Commissioners of the Sinking Fund, embracing property at various parts of the shores of the North River, between Horatio street and Spuyten Duyvil Creek, and of that creek and the Harlem River to, and of the East River as far south as Fourth street; many of these applications have remained unacted on since the year 1865, and in some cases it appears that the Commissioners have indicated the prices for which the grants would be issued, but no further action has been had; but in a large majority of cases no action except that of receiving and referring them for examination has taken place; probably in consequence of the apparent conflict in the laws since 1870 in regard to the powers and duties of the Department of Docks, and those of the Commissioners of the Sinking Fund to which you refer in your letter to me.

I have not examined separately the several cases mentioned, because a general inspection of them satisfied me, that latterly no uniform plan had been pursued with regard to the terms and conditions on which grants were issued, and it seemed desirable that such should prevail in the future.

You particularly requested me to report my views.

1st. On the powers of the Sinking Fund in the premises.

2d. The propriety of acting upon each of these particular grants.

3d. As to the rates and conditions upon which grants of this character should be hereafter made.

In the following pages it will be seen that I have not literally followed the line of inquiry indicated, because much of the material of them had been collected and collated by me during the past thirty-five years in which I have been more or less conversant with the subject; and the review now of the whole matter, in connection with the legislation of late years in regard to the separate departments of the City Government, indicated the necessity of an absolute change from the practice which has prevailed for many years past in relation to the disposition of the description of property under consideration. I trust, however, that they contain answers to all your inquiries, and that my opinions expressed as to the future course in such matters will be found intelligible, even if they should not be entirely in accord with the views of yourself and others.

It will also be noticed that I have confined my remarks to the lands under water around the island Manhattan, and have not applied them to the extended part of the City of New York, lately part of Westchester County, notwithstanding I am inclined to think the language in Section 1, Chapter 613, of Laws of 1873, providing that the territory annexed "shall hereafter constitute a part of the City and County of New York, subject to the same laws, ordinances, regulations and liabilities, and entitled to the same rights, privileges, franchises and immunities in every respect, and to the same extent as if such territory had been included within said City and County of New York at the time of the grant and adoption of the first charter of and organization thereof, and had remained so up to the passage of this act," may hereafter be determined to legally convey lands under water and ferry franchises to the same extent as have been granted around the island Manhattan, or, at least, to authorize a formal conveyance of them by grant.

Section 2, Chapter 137, Laws of 1870, and Chapter 574, of Laws of 1871, gives to the Department of Docks exclusive charge and control, subject to the Commissioners of the Sinking Fund, in the particulars mentioned in Sec. 3, 4 and 5 of said act of 1871, of all wharf property, waters adjoining lands under water, &c., belonging to the Corporation of the City of New York, and the building and leasing of such property, and every part thereof, and Section 12 of Chapter 574 of 1871, defines the words "property" and "wharf property" to mean not only "all wharves, piers, docks, bulkheads, slips and basins, but the land beneath the same, and all rights, privileges, and easements therein," and Section 38 of Chapter 335 of Laws of 1873, says the Department of Docks, continued by that act, "shall possess such power and perform such duties as are now possessed by the existing Department of Docks, but said Board shall not have the power to change the exterior line of piers and bulkheads in the City of New York, as now established by law."

The powers and duties thus conferred upon the Department of Docks appear to be ample for the performance by it of all matters in relation to the improvement, maintenance, and leasing of all pier and wharf property belonging to the Corporation, particularly as it is provided in Section 2 of Chapter 574 of Laws of 1871, that "the duties and powers heretofore performed and exercised by any officer, department, ordinance of the said Corporation, in or about any of the said property, are hereby transferred to and vested in said Department."

Further examination of the laws above mentioned shows, however, that Section 116 of the Laws of 1870, and Section 9 of the Laws of 1871, gives to the Commissioners of the Sinking Fund power to sell or lease any City property at public auction, or by sealed bids, thus it would appear that by the laws of 1870 and 1871, both the Department of Docks and the Commissioners of the Sinking Fund are vested with the power of leasing pier and wharf property, including land under water, and that the Commissioners of the Sinking Fund alone had the power of selling any city property, such incongruity, however, appears to have been partially remedied in 1873, as Section 102 of Chapter 335 of laws of that year, continued the Commissioners of the Sinking Fund "with all the powers and duties now assigned, designated and ratified by existing laws and ordinances," and specifically the power to sell or lease "any city property except wharves and piers," consequently, the Department of Docks only, after April 30, 1873, had the power to lease wharf and pier property, and the power of leasing any other property of the Corporation, and of selling any city property, was vested in the Commissioners of the Sinking Fund.

The next subject for consideration appears to be that of water grants, or grants of lands under water, to be gained out of the rivers around the City, and involves the questions: In whom does the power to issue them reside: To whom should they be made: What is the nature of the title to be conveyed by them: When should they be made, and upon what terms and conditions should they be made, and these I purpose to consider consecutively, as follows:

Water grants have always heretofore been made to authorize the grantee to reclaim and fill up certain lands under water for the purpose of increasing the facilities for commerce and for the improvement of the city, and for such purpose it has been and is deemed necessary, that a title to the premises to be acquired should be conveyed to the grantee, subject to proper rules and regulations as to the time and manner of its being filled up.

The Sovereign power of Great Britain, prior to the year 1776, and the People of the State of New York since then, are deemed to have been possessed of the absolute and ultimate title to all lands under water, or between high water mark and low water mark, all around this city, and all titles must emanate from them under such restrictions as they may have prescribed or shall prescribe, and the title acquired must be strictly limited by the grants, as nothing can be taken by indentment as against the sovereign power. By various charters and grants from Great Britain prior to the Revolution, and from the People of this State since that period, the Corporation of this City has been vested with all the right, title, and interest of the Sovereign powers which had not previously been granted by them, (and I doubt if any such previous grants were ever made) to all the soil under water around this city, as it existed prior to the present year, from high water mark to a line outside the authorized pier head line, and the Corporation of this City has been empowered by many laws to prescribe

the times and manner in which it shall or may be filled up, wharfed out and otherwise improved.

The Corporation, by ordinance passed February 22, 1844, constituted the Board of Commissioners of the Sinking Fund with certain powers in relation to city property, and among them that of making grants of lands under water belonging to the city, and such ordinance was confirmed by acts of the Legislature of the State in the year 1845 and other years prior to 1870, and is recognized and continued as before-mentioned by the charter of 1873. By that ordinance no water grant can be made except for a specific consideration, to be paid in cash or in five annual instalments secured by mortgage on the premises granted, consequently it must be sold, it cannot be granted by lease as piers, wharves, docks, bulkheads, slips and basins, and the land beneath them can be by the Dock Commissioners; and the Board of the Commissioners of the Sinking Fund is the only body authorized by law to sell city property or issue water grants.

The next consideration is: To whom shall water grants be made. Prior to the Revolution, all the title to lands under water acquired by the Corporation, was an absolute fee, with power to wharf out and fill up the same, and the only restriction in its use was that, if prior grants of lands under water had been made by the Sovereign power, that the city should not have the right of filling up and making land in front or outside of them without the consent of the owners of such prior grants. If any riparian rights exist on tidal waters, they were not mentioned, neither was any presumptive right to the land to be gained, reserved or given to anybody. I therefore consider that the corporation could lawfully grant to whomsoever it pleased any lands under water acquired by it prior to 1776, provided such lands were not in front of any other grant of land under water previously granted by the King of Great Britain, and Mr. Justice Hoffman, in his treatise on rights and estate of the Corporation, states that he did not think any such prior grants were ever made, and after my long experience in such matters, I concur with him; or, if the Corporation did not choose to grant such lands, they had and have power to fill them up and use them, or lease or sell them as was done at Albany and Cedar streets, and from Dey street to Vesey street, and between Reade and Duane streets, and between Charlton and King streets, and Hoboken and Spring streets, and from Gansevoort to 14th street and the North river or at Coenties and other wide slips and at Corlears Hook from Corlears street to East river, and between Rivington and Stanton streets on the East River.

It may, however, be somewhat different from the foregoing in some cases of grants made or to be made by the city out of lands acquired by patents from the State since the year 1776, as almost all of such patents contain a clause making the lands conveyed "subject to the pre-emption right of the owners of adjacent lands," thus if the Corporation had by previous grants conveyed to others the full width of the belt of land under water acquired by it prior to 1776, and it did not desire to fill up and retain for public use the land acquired since 1776 in front of such grants, but required that it be filled up and made by others then, and in such case the adjacent owner or his grantees to whom the city had sold the whole width of such former belt of lands would be entitled to a pre-emption in the land to be sold which can only amount to a right to take the conveyance in preference to any other person, on the terms and conditions under which the Corporation choose to sell it. I consider however, that in cases where the city had or has not conveyed the whole width of the belt of land acquired prior to 1776, and has since 1776 acquired another belt of land outside the former one, that the Mayor, &c., are the only owners of pre-emption rights under such later patents and that is lawful for grants to be made to any persons.

I know that it has been customary to make grants of lands under water almost exclusively to the adjacent owners; but there have been departures from such practice as is previously mentioned and other instances could be adduced of similar departure.

I am thus particular on this part of the subject referred to me for report, because in my opinion it involves property rights of the city, of at present inestimable value and the departure from the proper course in the matter of making water grants during the past half century has in my opinion resulted in great loss to the revenues of the City. I do not think that the enforcement of my ideas and convictions in this matter would be generally approved by owners of shore fronts or of wharf and pier property, but I believe they are legal and would be sustained by the highest courts of law and that sufficient precedents can be furnished to show that they are not novel or imaginary.

In the consideration of the last question on water grants "To whom should they be made," much has necessarily been written which is equally applicable to the query "What is the nature of the title to be conveyed by them?" and although it may involve repetition, my statement of it can only be an absolute title, limited only by such terms and conditions as have been or may be imposed by the Corporation for the grants to the City from the sovereign power of Great Britain and of the State of New York, convey all the property rights and powers which they possessed within the boundaries before mentioned, and as diligent search through a series of years has failed to discern any conveyance of lands under water around this island, from the sovereign powers to any person or body politic or corporate, other than to the Mayor, Aldermen and Commonalty of the City of New York, we may reasonably conclude no others were made, and that they were or are the lawful grantees and possessors of an equally good title to that possessed by the original source of all titles to lands, viz: the sovereign power.

In relation to the next query "When should water grants be made?" my reply is not until the actual growth or necessary improvement of the city requires that the land under water be filled up and reclaimed for the promotion of commerce or as a sanitary measure at any particular place, and then only after the Commissioners of the Sinking Fund shall have decided that it is advisable that such land under water be sold in preference to retaining it for public use. Such course of procedure, I am also aware would be at variance with the

practice in the past half century as it has been customary within that period to issue water grants to the owners of adjacent lands, when it was not even pretended that it was necessary then to fill up and reclaim the land or that the grantees desired to do so, but when it was well known that the grant was only desired to give an additional value to the upland belonging to the applicant and secure the title when it could be cheaply obtained; the evils likely to result to the city from this course will probably be that whenever the natural growth of the city shall require that the lands so granted be filled up and reclaimed, it will be found that they should not have been granted by the city, but should have been retained for public purposes and that they then can only be acquired at great cost.

To the question "Upon what terms and conditions should they be made?" my reply is: The Corporation being possessed of all title in the soil to be granted they should share in some equitable proportion in any profit that may accrue by reason of the filling up of the land and its being made available for buildings and also in any emoluments accruing from the wharves or bulk heads by wharfage, etc., and if water grants are not hereafter made except on the express condition that the necessary bulkheads, wharves and streets be made and the land be filled up and reclaimed forthwith, the cost of so doing can be fairly estimated and the probable value of the property after such reclaiming and construction be ascertained and the profit to be shared by and between the Corporation and its grantees by reason of such construction be determined.

Under existing laws and ordinances the Comptroller and Commissioner of Public Works of this city are the legal appraisers of the considerations to be charged for water grants, but the Commissioners of the Sinking Fund have discretionary powers as to accepting their appraisement and the appraisers would without doubt be willing to conform to any general principles resolved on by the Commissioners in such matter.

Other terms and conditions, which should be complied with before water grants are made, appear to me to be—that the Department of Docks should certify that the issuing of the grant and the filling in of the land, and the construction of streets and bulkheads that would be authorized by it, would not be prejudicial in its opinion to the interests of the city by interfering, or interfere with the general plan adopted or likely to be adopted for the improvement of the river fronts around the city; also that the grants should contain covenants binding the grantees forthwith to make and maintain all filling and other structures required by them, instead of, as has heretofore been covenanted, for "when required to do so, and not until so required to do so," also to prevent litigation or the arising of any question of pre-emptive rights to land to be granted, that no water grants be made except to the owners of the land fronting on and opposite to the premises to be granted, except in cases where such owners or their legal representatives shall, after three months notice to take out such water grants upon the conditions specified, neglect or refuse to do so.

Since the foregoing was written, I have been referred to and have read the opinion of the Hon. R. O'Gorman, dated Nov. 29, 1872, and that of Hon. E. Delafield Smith, dated Oct. 11, 1873, made to the Commissioners of the Sinking Fund in relation to the title of city to land under water, and their powers and authority to issue water grants, and am pleased to find that they substantially agree with mine; indeed so nearly parallel are the thoughts expressed on many points, that I deem the addition of these remarks necessary to prevent any impression that mine are borrowed from theirs.

On the following pages, I have drafted such resolutions as in my opinion would be proper for adoption by the Commissioners of the Sinking Fund, if my recommendations in the foregoing communication should be concurred in by the Board.

Very respectfully submitted,

JOHN J. SERRELL,
Civil and Const. Engineer.

Resolved, That no grants of land under water belonging to the Mayor, Aldermen and Commonalty of the City of New York, be hereafter made until the Department of Docks of said City shall certify in writing to this Board that the issuing of such grant and the building of bulkheads and wharves, and the filling in of the space to be authorized by the grant, will not interfere with the general plan adopted, or likely to be adopted, for the improvement of the river front around this city.

Resolved, That no grants of land under water be hereafter made until this Board shall have determined that it is more advisable that the land applied for be sold than that it be retained for the use of the city.

Resolved, That no grants of land under water shall be hereafter made except on the condition that the grantees shall forthwith erect, and at all times hereafter maintain, as they may be lawfully required to at their own costs and charges, all erections, structures and filling in necessary to reclaim and maintain the land granted for the purposes of business and commerce.

Resolved, That the consideration to be paid for grants of land under water shall hereafter be estimated as follows: The probable cost of constructing the necessary bulkheads and wharves, and of filling in the land to be granted in each case, shall be ascertained and the probable value of such property immediately after such building and filling in shall also be estimated and ascertained, and ——— per centum of the sum remaining, after deducting such estimated cost of construction from such estimated value shall be the consideration to be paid at the time or times prescribed by law.

Resolved, That no grants of land under water be hereafter made except to the owners of the land fronting on and opposite to the premises to be granted, except in cases where such owners shall neglect or refuse to take out water grants on the foregoing conditions, after it shall be lawfully required that the lands under water be reclaimed and filled in, and at least three months notice has been given to such owners or their legal representatives to take out and comply with the conditions for such grants.

Resolved, That notice of the foregoing conditions on which water grants will be made, be sent or given to all applicants for them, and that they be requested to signify in writing to this Board whether they elect to

accept a grant subject to the foregoing rules as a condition precedent to any further action by this Board in the respective matters.

The Comptroller submitted the following Preamble and Resolution, viz:

Whereas, On the minutes of the Commissioners of the Sinking Fund, there appears a writing purporting to be an agreement entered into on the 20th of July, 1871, between the Commissioners of the Sinking Fund and one William C. Traphagen, relative to furnishing information in relation to the recovery of City property, held adversely to the Mayor, Aldermen and Commonalty of the City of New York, and

Whereas, The Commissioners of the Sinking Fund are of the opinion that said pretended agreement is without authority of law, and wholly inoperative and void, and that, if said pretended agreement were to be deemed and held binding and valid and effective by the Commissioners of the Sinking Fund, the interests of the city would be greatly embarrassed and damaged, and great loss would accrue, and

Whereas, The said pretended agreement would, if held valid afford great opportunity for oppressive measures upon innocent parties, therefore be it

Resolved, That a certain resolution of the Commissioners of the Sinking Fund, purporting to authorize the execution of such pretended agreement, and the pretended adoption thereof as the act of the Commissioners of the Sinking Fund on the 25th day of July, 1871, be and the same is hereby vacated and set aside, rescinded, abrogated and cancelled, and that such pretended agreement is hereby declared to be void, and of no force or effect, and that notice of the action of this Board be forthwith given to said William C. Traphagen.

Which, on motion, was laid on the table until the next meeting of this Board, and made the special order at that meeting.

On motion, Resolved, (the Comptroller dissenting), that the Clerk of this Board furnish a copy of the said preamble and resolution to Wm. C. Traphagen, and also inform him that any communication he may wish to make to this Board, be submitted in writing, on or before Wednesday, April 1, 1874.

The Comptroller submitted the offer of Moran Brothers to sell \$1,000 5 per cent Central Park Fund Stock of 1868, at 88 per \$100, which, on motion, was accepted, and the Comptroller authorized to purchase the same at the proposed rate, on account of the Sinking Fund for the redemption of the City debt.

A communication from Messrs. Booth & Edgar in relation to "An Act to regulate the use of slips, wharves and piers in the City of New York," pending in the Legislature, was received, and, on motion, referred to the Mayor and Comptroller, to take such action in the matter as they may deem necessary.

W. H. DIKEMAN,
Clerk.

DEPARTMENT OF PUBLIC WORKS.

DEPARTMENT OF PUBLIC WORKS,
COMMISSIONERS' OFFICE,
NEW YORK, Mar. 21, 1874.

In accordance with sec. 110, chap. 335, of the laws of 1873, the Department of Public Works makes the following report of its transactions for the week ending this day:

Public moneys Received and Deposited with the City Chamberlain.

For Croton Water Rent.....	\$2,384 90
" Penalties on Croton Water Rent	158 25
" Tapping Croton Pipes.....	108 50
" Vault Permits.....	339 03
" Sewer Permits.....	255 00
" Sewer Pipe sold to Contractors.....	90 00
Total	\$3,335 68

Croton water from the High Service Reservoir has been introduced in 8th avenue, between 92d and 97th streets, and in 92d street between 8th and 9th avenues.

322 Receiving basins and 425 lineal feet of sewers have been cleaned.

Permits Issued.

28 permits to place building material on streets.
2 " to cut down trees.
1 " to property owners to regulate and grade street.

Appointments.

Daniel F. Farrell, inspector of sewers at \$4 per day in place of Robert Muir.

There is an increase in the laboring force of the department of 2 teams and a decrease of 3 men.

The total amount of requisitions drawn by the Department upon the Finance Department during the week is \$12,028 08.

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

hereby re-appointed a Commissioner of Deeds in and for the City and County of New York.

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, Feb. 16, 1874.
Approved by the Mayor, March 24, 1874.

Resolved, That George S. Shultz be and he is hereby re-appointed a Commissioner of Deeds in and for the City and County of New York.

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, Feb. 16, 1874.
Approved by the Mayor, March 24, 1874.

Resolved, That Jacob Rosenfield be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York, in place and stead of S. B. Brague, whose term of office has expired.

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, Sept. 22, 1873.
Approved by the Mayor, March 24, 1874.

Resolved, That William Rothschild be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York, in place and stead of Herman Ridder, who failed to qualify.

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, Sept. 9, 1873.
Approved by the Mayor, March 24, 1874.

Resolved, That Henry A. Braun be and he is hereby appointed a Commissioner of Deeds, in and for the City and County of New York, in place and stead of James Kennedy, who has failed to qualify.

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, Sept. 9, 1873.
Approved by the Mayor, March 24, 1874.

Resolved, That Charles A. Magnes be and he is hereby appointed a Commissioner of Deeds, in and for the City and County of New York, in place of Charles Daly, whose term of office has expired.

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, July 21, 1874.
Approved by the Mayor, March 24, 1874.

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

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, July 21, 1873.
Approved by the Mayor, March 24, 1874.

Resolved, That William B. Fernhead be and he is hereby appointed a Commissioner of Deeds, in and for the City and County of New York, in place and stead of Howard Seleck, who failed to qualify.

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, June 9, 1873.
Approved by the Mayor, March 24, 1874.

Resolved, That Charles L. Halberstadt be and he is hereby appointed a Commissioner of Deeds, in and for the City and County of New York, in place of Henry Smith, whose term has expired.

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, May 21, 1873.
Approved by the Mayor, March 24, 1874.

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

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, Jan. 19, 1874.
Approved by the Mayor, March 24, 1874.

Resolved, That Charles A. Benedict be and he is hereby appointed a Commissioner of Deeds, in and for the City and County of New York, in place of Max C. Heubner, who has failed to qualify.

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, July 21, 1873.
Approved by the Mayor, March 24, 1874.

Resolved, That Isidore Osorio be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York, in place and stead of Edward Sargeant, who has failed to qualify.

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, Sept. 22, 1873.
Approved by the Mayor, March 24, 1874.

Resolved, That Frederick C. Steffen be and he is hereby appointed a Commissioner of Deeds, in and for the City and County of New York, in place and stead of James W. Rogers, who has failed to qualify.

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, Sept. 22, 1873.
Approved by the Mayor, March 24, 1874.

Resolved, That Charles H. Babcock be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York, in place and stead of Henry Frecking, whose term of office has expired.

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, March 23, 1874.
Approved by the Mayor, March 25, 1874.

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

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, March 23, 1874.
Approved by the Mayor, March 25, 1874.

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

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, March 23, 1874.
Approved by the Mayor, March 25, 1874.

Resolved, That M. Thornton Wallace be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York, in place and stead of Ferdinand Levy, whose term of office has expired.

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, March 23, 1874.
Approved by the Mayor, March 25, 1874.

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

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, March 23, 1874.
Approved by the Mayor, March 25, 1874.

Resolved, That Henry J. Rice be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York, in place of Samuel Straus, whose term of office has expired.

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, March 23, 1874.
Approved by the Mayor, March 25, 1874.

Resolved, That George E. Macoy be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York, in place of Thomas MacKellar, who has failed to qualify.

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, March 23, 1874.
Approved by the Mayor, March 25, 1874.

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

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, March 23, 1874.
Approved by the Mayor, March 25, 1874.

Resolved, That John Callahan be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York, in place of Matthew Nugent whose term has expired.

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, March 23, 1874.
Approved by the Mayor, March 25, 1874.

Resolved, That crosswalks be laid across the Bowery, to connect with Rivington street, the same to be done under the direction of the Commissioner of Public Works, and that the accompanying ordinance therefor be adopted.

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, March 23, 1874.
Approved by the Mayor, March 25, 1874.

Resolved, That the grade of Sixty-eighth street, between Madison and Lexington avenues, and in Fourth avenue, between Sixty-seventh and Sixty-ninth streets, be changed so as to conform to the red lines and figures on the accompanying diagram, drawn by Frank E. Towle, City Surveyor, and dated February 1873.

Adopted by the Board of Aldermen, Jan. 8, 1874.
Adopted by the Board of Assistant Aldermen, March 23, 1874.
Approved by the Mayor, March 25, 1874.

Resolved, That a joint committee of three be appointed (of which the Chairman of this Board on behalf of the Board shall be one,) to draft suitable resolutions of welcome and to extend the freedom of the city to Sir Lansom Lorraine, the Commander of Her Majesty's frigate Niobe, who interfered in so gallant a manner for the protection of the lives of defenceless American citizens on the steamer Virginus.

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, March 23, 1874.
Adopted by the Board of Assistant Aldermen, March 23, 1874.
And Assistant Aldermen Theiss, Kelly and Brucks, appointed as the committee on the part of this Board.
Approved by the Mayor, March 25, 1874.

Resolved, That the Mayor and Comptroller and the President of the Police Department be and they are hereby authorized and directed to provide a suitable location for the erection of a new Station House for the Police force of the 19th Precinct, as near the centre of said precinct, territorially as possible, and within the portion thereof included between the northerly line or side of fifty-fifth street; the southerly line or side of sixtieth street; the easterly line or side of Lexington avenue, and the westerly line or side of Second avenue; such site not to be not more than 75 nor less than 50 feet front and rear, by half the block in depth and the expense thereof, and the cost of the erection of the said station house to be taken from and charged to the appropriation for Special Contingencies.

Adopted by the Board of Aldermen, Feb. 19, 1874.
Adopted by the Board of Assistant Aldermen, March 23, 1874.
Approved by the Mayor, March 25, 1874.

Resolved, That gas mains be laid, lamp-posts erected, and street lamps lighted in Tenth avenue from Sixtieth to Seventieth streets under the direction of the Commissioner of Public Works.

Adopted by the Board of Aldermen, Nov. 20, 1873.
Adopted by the Board of Assistant Aldermen, March 23, 1874.
Approved by the Mayor, March 25, 1874.

Resolved, That his Honor the Mayor be and he is respectfully requested to transmit to the

State Legislature, now in session at Albany, the accompanying resolution passed at a meeting of property owners of the 10th, 11th, 17th, 18th, 19th and 21st wards of this city, remonstrating against the pending amendments to the Constitution of this State, relating to the Erie canal, and on behalf of the authorities and people of this City, to request that the Legislature give early and favorable consideration to the requests contained in such resolutions.

Adopted by the Board of Aldermen, March 19, 1874.
Adopted by the Board of Assistant Aldermen, March 23, 1874.
Approved by the Mayor, March 25, 1874.

J. C. PINCKNEY,
Clerk Common Council.

DEPARTMENT OF PUBLIC CHARITIES AND CORRECTIONS.

DAILY MEETINGS MARCH 16 TO 21, 1874.
AT 9 O'CLOCK, A.M.

Present — Commissioners Laimbeer, Bowen, Stern.

The following communications were received: From Almshouse, Workhouse, Charity, Small-pox, Fever, Bellevue, Reception, Convalescent Hospitals, Lunatic Asylum, Blackwell's and Ward's Island Inebriate Asylum and Soldiers' Retreat. Reporting daily census of these institutions. Ordered on file.

From Lunatic Asylum, Blackwells and Wards Island—Transmitting history of patients admitted. Referred to Examining Clerk.

From Almshouse—Amount of labor performed by mechanics (inmates) for week ending March 14, 1874. Ordered on file.

From Penitentiary—List of prisoners received during week ending March 14, 1874. Ordered on file.

From Lunatic Asylum, Blackwell's Island—On an entertainment being given to inmates by the Charity Amateur Dramatic Association. Approved.

From Lunatic Asylum, Blackwell's and Ward's Island—Daily report of inmates and how employed during week ending March 14, 1874. Ordered on file.

From Lunatic Asylum, Blackwell's Island—On the appointments of Doctors Van Wyck and Bohannon as assistant physicians. By the Board. Appointments confirmed.

From Bellevue Hospital—Complaint against Patrick Condon, cook. Ordered to be discharged.

From N. Y. City Asylum, Ward's Island—List of patients received from State Emigrant Refuge. By the Board. Ordered that new commitments be obtained.

From N. Y. City Asylum, Ward's Island—List of visitors during week ending March 14, 1874. Ordered on file.

From Inebriate Asylum—Resignation of John Miller, cook, on April 1. Accepted.

From Soldiers' Retreat—Names of inmates, amount of pension received, and number dependent on them for support. Ordered on file.

From Superintendent of Out-Door Poor—Investigation and report on the case of Hannah Cohen and others. Reported by the Bureau of Charities as receiving relief from several charitable associations. Ordered on file.

From Penitentiary—Transmitting certificates of good conduct of nine prisoners. Forwarded to his Excellency the Governor.

From N. Y. City Asylum, Ward's Island—Reporting John Keardon, attendant, being absent without leave. Ordered to be discharged.

From Infants' Hospital, Randall's Island—Relative to night nurses and an additional nurse required. To allow night nurses same pay as ward nurses. Approved.

From Charity Hospital—Report on the application of Henry Frangler for the position as orderly. Appointed.

From Small-pox Hospital—Reporting increased number of inmates; to detail day and night orderly and night nurse. Approved.

From N. Y. City Asylum, Ward's Island—Reporting Thomas Mooney, fireman, absent without leave. Ordered to be discharged.

From Commissioners of Emigration—Meeting with Ward's Island Committee with this Board on the subject of interments. Ordered on file.

From Jeremiah Towle—Accepting offer of \$75 on relinquishment of dock as ferry landing foot of 61st street, E. R., and in full payment. Ordered on file.

Resolutions.

By Commissioner Laimbeer—

Resolved, That Doctors Hamilton, Sands and Loomis be requested to examine all who are now engaged on the medical staffs of the Park and 99th Street Hospitals, and to report to this Board if or not they are competent to assume the duties and responsibilities of their positions, and if found wanting, to recommend the proper persons for said places, and it is the desire of this Board that the staff of both hospitals shall be so formed that, as the superior may vacate his place, the next in order may be safely promoted, and that hereafter when any vacancies occur from any cause, the line of promotion may be understood to depend on the conduct and ability of the person.

Your immediate attention is asked by the Board to this important question.

March 16, 1874. By the Board. Adopted.

By Commissioner Bowen—

Whereas, By the resolution of this Board, passed November 23, 1866, members of the Medical Boards of Bellevue and Charity Hospitals, having served fifteen years, are entitled to promotion to the rank of consulting physician or surgeon; therefore

Resolved, That Doctor Benjamin W. McCready having resigned his office of visiting phy-

sician at Bellevue Hospital, after a service of twenty-six years, is hereby appointed consulting physician of that hospital.

March 16, 1874. By the Board. Adopted.

By Commissioner Laimbeer—

Whereas, By the resolution of this Board, passed November 23, 1866, members of the Medical Board of Bellevue and Charity Hospitals having served fifteen years are entitled to promotion to the rank of consulting physician or surgeon; therefore

Resolved, That Doctor Alfred L. Loomis having resigned his office of visiting Physician after a service of fifteen years, is hereby appointed consulting Physician of that Hospital.

March 16, 1874. By the Board. Adopted.

By Commissioner Laimbeer—

Resolved, That Doctor David Breckes, physician at the Tombs, be and he is hereby discharged because of his having received monies from prisoners and others while in the performance of his duties at the Tombs, and against the orders of this Board.

Commissioner Bowen offered the following as amendment:

Resolved, That Doctor Breckes be directed to return all monies that he may have received for professional services in the Tombs prison, from the date of his appointment, and it is hereby ordered, That any officer or employee other than the messenger receiving money from prisoners, without the consent of this Board, shall, on evidence of the fact, be instantly dismissed.

The amendment offered by Commissioner Bowen was accepted and adopted.

Ayes — Commissioners Laimbeer, Bowen, Stern.

Penitentiary—Labor of Inmates.

By Commissioner Stern—

Resolved, That this Commission complete the agreement with the Bay State Shoe and Leather Company, by entering into a regular contract with said parties, and that the Counsel to the Corporation be respectfully requested to have said contract prepared at his earliest convenience.

Aye—Commissioner Stern. Nay—Commissioner Bowen.

I vote for the resolution in order that the proper contract may be prepared, and with the understanding that a proper appropriation be made by the Board of Apportionment for the construction of a building suitable for the work to be done.

There are other considerations bearing upon this subject that were not raised at the introduction of this question to the Board—namely, the removal of Bellevue and the establishment of Pavilion Hospitals; the removal of the Small-pox Hospital and the Penitentiary to Hart's Island, all of which should be considered, because if the Penitentiary is removed, the workshop would be useless, unless as part of the pavilion plan. I have no idea that the removal will be made, and would gladly do anything to turn the labor of some 500 men and women to good account for the benefit of the County Treasury.

WM. LAIMBEER,

No. 1. I, Thomas Stearns, proposing to rent house and ground on Clinton avenue, 200x100 feet, 23 rooms at \$700 per annum.

This is presented as a suitable place for a reception hospital at Tremont, for the accommodation of the 23d and 24th wards. To my mind some place should be selected and prepared at once.

WM. LAIMBEER.

Referred to Commissioner Stern.

I respectfully decline to make the above examination, as I do not understand building as well as the President, and would much prefer the President to take charge of it.

MYER STERN.

Reception Hospital at present unnecessary.

JAMES BOWEN.

No. 2. From same person. House, stables and grounds for five years, at \$700 per annum. If the property is sold during lease, to be given up on 30 days' notice.

By Commissioner Laimbeer—

Resolved, That in the opinion of this Board, it is proper that in the 23d and 24th wards of this city, a proper reception hospital should at once be prepared and opened for the reception of patients.

Adopted March 21, 1874.

Ayes—Commissioners Laimbeer, Stern. Nay—Commissioner Bowen.

Appointments and Removals.

By Commissioner Stern—

Resolved, That Thomas Sullivan be and is hereby appointed a keeper in the city prison.

Adopted March 18, 1874.

Samuel Galbraith appointed keeper in city prison, to take effect 1st April.

March 19, 1874.

F. C. Ainsworth, M. D., appointed assistant physician, to fill vacancy at N. Y. City Asylum for Insane, Ward's Island.

March 19, 1874.

Joseph Collins appointed cook at Nursery Hospital, vice Ann Brannigan, discharged.

March 19, 1874.

Joseph Costa, David W. Smith, Michael Martin, Henry Dooley and Hugh Leonard appointed attendants at New York City Asylum for Insane, Ward's Island.

March 20, 1874.

City Prison.

Investigation by Commissioner Stern, on the communication of the Warden, on charge made by Justice Ottenburg against Michael Corlies, keeper at Third District Prison, for taking fines without authority of law, and presenting the evidence taken in the case in presence of Justice Flammer, George Kuster and Keenan Clarks, and suspending Michael Corlies from duty as

keeper until the action of the Board can be had on the subject.

I will vote to discharge those men, and any others who may receive money consideration, or violate the rules of the Board.

WM. LAMBEER.

March 18, 1874.—Having more thoroughly inquired into the above matter, I find that although irregularities were practiced, they were done so under the belief that it was the instructions of the Court, and I find that no money was received by the keeper but what was duly paid over to the Clerk of the Court. I therefore am of the opinion that said Corlies should be restored to duty.

MYER STERN,
JAMES BOWEN.

Proposal to purchase flour barrels at thirty cents each from A. T. Briggs, was accepted by the Board for one year from 1st of January, 1874.

From the Comptroller—Transmitting copy of resolution adopted by the Board of Estimate and Apportionment on repeal of the law establishing the Inebriate Asylum.

BOARD OF ESTIMATE AND APPOINTMENT, Friday, March 13, 1874.

Extract from the minutes:

Resolved, That this Board concur with the recommendations of the Commissioners of Public Charities and Correction in asking for the repeal of the laws establishing and providing for the Inebriate Asylum, on Ward's Island.

Resolved, That a copy of the foregoing resolution be transmitted to the Commissioners of Public Charities and Correction.

A true copy.

JOHN WHEELER,
Secretary.

From Department of Docks—On removing material from dock on Randall's Island.

March 19, 1874.

WM. LAMBEER,
JAS. BOWEN,
MYER STERN,
Commissioners.

LEGISLATIVE DEPARTMENT.

NEW YORK, March 28, 1874.

Appointments, March 23, 1874.

Bernard A. Collins, Index Clerk, salary \$1100 per annum.

Henry Sedley, General Clerk, salary \$900 per annum.

Edwin F. Madan, Temporary Clerk, \$3 per day.

J. C. PINCKNEY,
Clerk, C. C.

From the proceedings of the Board of Aldermen, March 26, 1874:

The President laid before the Board the following communication from the Clerk of the Common Council:

Resolved, That the Clerk of this Board be and he is hereby directed to collate the various unanswered resolutions of inquiry addressed to the Comptroller during the past year, and report the same to this Board.

OFFICE OF CLERK OF THE COMMON COUNCIL, CITY HALL.

NEW YORK, March 26, 1874.

To the Honorable the Board of Aldermen:

GENTLEMEN:—Pursuant to directions to me, contained in the annexed resolution, I herewith transmit to your Hon. Body copies of all unanswered resolutions of inquiry addressed by the Board of Aldermen to the Comptroller during the past year.

Very respectfully,
JOSEPH C. PINCKNEY,
Clerk, C. C.

By Alderman Ottendorfer—
Resolved, That the Comptroller is hereby requested to furnish this Board with a detailed statement of the appropriations made by the Board of Apportionment to meet the expenditures for the various objects and purposes of the City and County Governments for the year 1873, and with a statement of the unexpended balances of the appropriations made for the same purposes for the year 1872.

Which was adopted. Jan. 16, 1873.

By Alderman Cooper—
Resolved, That the Comptroller furnish to this Board a statement of all leases now existing on file in his department, which have been, or which are claimed to have been, made and entered into on behalf of the City of New York, for the use of the various Courts, and the rents reserved therein, and the time when said leases will expire; when and by whom executed.

Which was adopted. Jan. 30, 1873.

By Alderman Van Schaick—
Resolved, That the Comptroller be requested to inform this Board whether any rebate of interest on taxes, on real or personal estate, has been made by him during the years 1872 and 1873, and, if such rebatement has been made, to report a detailed statement to this Board.

Which was adopted. April 14, 1873.

By Alderman Van Schaick—
Resolved, That the Comptroller be and he is hereby requested to inform this Board if any proceeding has been commenced to vacate any assessment for street pavements or other improvements ordered since the commencement of 1872.

Which was adopted. April 14, 1873.

By Alderman Van Schaick—
Resolved, That the Comptroller be and he is hereby requested to inform this Board if any proceeding has been commenced to vacate any assessment for street pavements or other improvements ordered since the commencement of 1872.

Which was adopted. April 14, 1873.

NAMES, RESIDENCES AND PLACES OF BUSINESS

OF THE MEMBERS

OF THE BOARD OF ALDERMEN.

1873-4.

- Samuel B. H. Vance, President; place of business corner of 24th street and 10th avenue; residence 206 West 23d street.
 - Oliver P. C. Billings, place of business, 15 Nassau street; residence, 143 East 34th street.
 - Jenkins Van Schaick, place of business, 13 Broad street; residence, 1 University place.
 - Stephen V. R. Cooper, place of business, 177 Broadway; residence, 218 West 51st street.
 - John Falconer, place of business, 472 Broome street; residence, 308 East 15th street.
 - George Koch, place of business, 23 Rivington street; residence, 638 Lexington avenue.
 - Peter Kehr, place of business, 115 Norfolk street; residence, 50 Seventh street.
 - Robert McCafferty, place of business, 654 5th avenue; residence, 838 Lexington avenue.
 - Oswald Ottendorfer, place of business, 17 Chatham street; residence, 7 East 17th street.
 - Edward Gilon, place of business, 64 Clinton Market; residence, 557 Hudson street.
 - Patrick Lysaght, place of business, 514 Pearl street; residence, 27 City Hall Place.
 - Richard Flanagan, place of business, 312 West 22d street; residence, 312 West 22d street.
 - John Reilly, place of business, 62 East 14th street; residence, 314 East 14th street.
 - John J. Morris, place of business, 59 University Place; residence, 117 West 21st street.
 - Joseph A. Monheimer, place of business, 233 East 31st street; residence, 233 East 31st street.
- SAMUEL B. H. VANCE, President.
JOSEPH C. PINCKNEY, Clerk, 27 Stuyvesant st.

STANDING COMMITTEES

- ARTS AND SCIENCES, INCLUDING PUBLIC INSTRUCT. 104
Aldermen Billings, Monheimer, Reilly.
- FERRIES.
Aldermen Falconer, Cooper, Lysaght.
- FINANCE.
Aldermen Van Schaick, Gilon, Kehr, Morris, Ottendorfer.
- LANDS AND PLACES.
Aldermen McCafferty, Koch, Gilon.
- LAW DEPARTMENT.
Aldermen Cooper, Billings, Flanagan.
- MARKETS.
Aldermen Morris, Kehr, Lysaght.
- PRINTING AND ADVERTISING.
Aldermen Kehr, Ottendorfer, Falconer.
- PUBLIC WORKS.
Aldermen Koch, Morris, Gilon.
- RAILROADS.
Aldermen Billings, Van Schaick, Ottendorfer.
- REPAIRS AND SUPPLIES.
Aldermen Kehr, Cooper, Flanagan.
- ROADS.
Aldermen Cooper, Gilon, Reilly.
- SALARIES AND OFFICES.
Aldermen Ottendorfer, Koch, McCafferty.
- STREETS.
Aldermen Monheimer, Billings, McCafferty.
- STREET PAVEMENTS.
Aldermen Falconer, Monheimer, Van Schaick.

BOARD OF ASSISTANT ALDERMEN.

FOR 1874.

- Thomas Foley, place of business 24 Morris street; residence, 18 West street.
- Jeremiah Murphy, place of business 45 Cherry street; residence, 27 Oliver street.
- Charles M. Clancy, place of business 191 Mott street; residence 191 Mott street.
- John C. Keating, place of business 333 Cherry street; residence, 333 Cherry street.
- Henry Wisser, place of business 77 Greene street; residence, 155 Prince street.
- Michael Healy, place of business 19 Ridge street; residence, 19 Ridge street.
- Thos. L. Thornell, place of business 120 Broadway; residence, 169 West 12th street.
- John Theiss, place of business 223 Bowery; residence, 223 Bowery.
- George F. Codrington, place of business 62 Perry street; residence, 62 Perry street.
- Joseph P. Strack, place of business 85 Water street; residence, 179 Third street.
- William S. Kreps, place of business 349 and 351 West 26th street; residence, 351 West 27th street.
- Patrick Keenan, place of business 217 Lewis street; residence, 217 Lewis street.
- William Wade, place of business 8th avenue and 23d street; residence, 144 West 21st street.
- John J. Kehoe, place of business 41 Chambers street; residence, 138 First avenue.
- Edward Brucks, place of business 686 Eighth avenue; residence, 422 West 30th street.
- George Kelly, place of business 236 East 20th street; residence, 318 East 20th street.
- Stephen N. Simonson, place of business 304 West 52d street; residence, 305 West 48th street.
- Philip Cumisky, place of business 552 First avenue; residence, 552 First avenue.
- Henry A. Linden, place of business Hunter's Point; residence, 68th street, between 10th and 11th aves.
- Isaac Sommers, place of business 10 Barclay st. eet; residence, 165 East 62d street.
- Benjamin Beyea, place of business 89 West street; residence, 23 East 132d street.

STANDING COMMITTEES FOR THE YEAR 1874.

- ARTS AND SCIENCES.
Assistant Aldermen Cumisky, Murphy, Codrington.
- DONATIONS.
Assistant Aldermen Sommers, Wisser, Wade.
- FERRIES.
Assistant Aldermen Healy, Kehoe, Theiss.
- FINANCE.
Assistant Aldermen Clancy, Sommers, Wade.
- LAMPS AND GAS.
Assistant Aldermen Foley, Beyea, Brucks.
- LAW DEPARTMENT.
Assistant Aldermen Clancy, Keenan, Thornell.

MARKETS.

Assistant Aldermen Kelly, Kehoe, Keating, Foley, Beyea.

NATIONAL AFFAIRS.

Assistant Aldermen Theiss, Murphy, Cumisky, Simonson, Codrington.

ORDINANCES.

Assistant Aldermen Brucks, Kehoe, Sommers.

PRINTING AND ADVERTISING.

Assistant Aldermen Keating, Kreps, Beyea, Sommers, Theiss.

PUBLIC HEALTH.

Assistant Aldermen Theiss, Wisser, Cumisky.

PUBLIC BUILDINGS.

Assistant Aldermen Keenan, Murphy, Wisser.

PUBLIC WORKS.

Assistant Aldermen Sommers, Keating, Kreps.

RAILROADS.

Assistant Aldermen Healy, Keenan, Linden, Cumisky, Theiss.

ROADS.

Assistant Aldermen Cumisky, Thornell, Brucks.

SALARIES AND OFFICES.

Assistant Aldermen Brucks, Kehoe, Wisser.

SEWERS.

Assistant Aldermen Kelly, Wade, Wisser.

STREETS.

Assistant Aldermen Wisser, Theiss, Linden.

STREET PAVEMENTS.

Assistant Aldermen Foley, Sommers, Simonson.

JOINT COMMITTEE ON ACCOUNTS.

Assistant Aldermen Sommers, Keenan, Linden.

JOSEPH P. STRACK, President.

WM. H. MOLONEY, Clerk.

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.

EXECUTIVE DEPARTMENT.

Mayor's Office, No. 6, City Hall, 10 A. M. to 3 P. M.
Mayor's Marshal, No. 5, City Hall, 10 A. M. to 3 P. M.
Permit Bureau, No. 1, City Hall, 10 A. M. to 2 P. M.
License Bureau, No. 1, City Hall, 10 A. M. to 2 P. M.

LEGISLATIVE DEPARTMENT.

Clerk of the Common Council and of Board of Supervisors, 7 and 8, City Hall, 9 A. M. to 4 P. M.
Clerk of Board of Assistant Aldermen, 9½ City Hall, 9 A. M. to 4 P. M.

FINANCE DEPARTMENT.

NEW COUNTY COURT HOUSE, OFFICE HOURS 9 A. M. to 4 P. M.

- Comptroller's Office, West end.
- Bureau for the collection of the revenue accruing from rents and interest on bonds and mortgages, and revenue arising from the use or sale of property belonging to or managed by the city; Ground floor, west end.
 - Bureau for the Collection of Taxes; Brown stone building, City Hall Park.
 - Bureau for the Collection of Arrears of Taxes and Assessments and Water Rents; Ground floor, west end.
 - Auditing Bureau; Main floor, west end.
 - Bureau of Licenses; Ground floor, west end.
 - Bureau of Markets; Ground floor, west end.
 - Bureau for the reception of all moneys paid into the Treasury in the City, and for the payment of money on warrants drawn by the Comptroller and countersigned by the Mayor, at the Office of Chamberlain and County Treasurer; Main floor, west end.
 - Bureau for the Collection of Assessments; Rotunda.

LAW DEPARTMENT.

Counsel to the Corporation, 82 Nassau street, 9 A. M. to 5 P. M.
Public Administrator, 115 and 117 Nassau street, 10 A. M. to 4 P. M.
Corporation Attorney, 115 and 117 Nassau street, 8½ A. M. to 4½ P. M.
Attorney for the Collection of Arrears of Personal Taxes, 237 Broadway, room 5, 9 A. M. to 4 P. M.
Attorney to the Department of Buildings, 20 Nassau street, room 52, 9 A. M. to 5 P. M.

POLICE DEPARTMENT.

NO. 300 MULBERRY STREET, ALWAYS OPEN.
Central Office.
Commissioners' Office.
Superintendent's Office.
Inspectors' Office.
Chief Clerk's Office, 8 A. M. to 5 P. M.
Property Clerk, " " " " " "
Bureau of Street Cleaning, 8 A. M. to 5 P. M.
Bureau of Elections, " " " " " "

DEPARTMENT OF PUBLIC WORKS.

CITY HALL, 9 A. M. to 4 P. M.
Commissioners' Office, No. 19.
Chief Clerk's Office, No. 20.
Contract Clerk's Office, No. 21.
Engineer in charge of Sewers, No. 27.
Boulevards & Avenues, No. 18½.
Bureau of Repairs and Supplies, No. 18.
" " Lamps and Gas, No. 13.
" " Incumbrances, No. 13.
" " Street Improvements, No. 11.
" " Chief Engineer Croton Aqueduct, No. 31½.
" " Water Register, No. 10.
" " Water Purveyor, No. 4.
" " Streets and Roads, No. 13.

DEPARTMENT OF PUBLIC CHARITIES AND CORRECTION.

Central Office, No. 66 Third avenue, 8 A. M. to 5 P. M.
Out Door Poor Department, No. 66 Third avenue, always open; entrance on 11th street.
Free Labor Bureau, 8 and 10 Clinton pl. 8 A. M. to 5 P. M.
Reception Hospital, City Hall Park, N. E. corner, always open.
Reception Hospital, 99th st. and 10th av., always open.
Bellevue Hospital, foot of 26th street, E. R. " " "

FIRE DEPARTMENT.

NOS. 127 AND 129 MERCER ST. 9 A. M. to 4 P. M.
Commissioners' Office. Chief of Department.
Inspectors of Combustibles. Fire Marshal.

HEALTH DEPARTMENT.

NO. 301 MOTT STREET.
Commissioner's Office, 9 A. M. to 4 P. M.
Sanitary Superintendent, always open.
Register of Records, for granting burial permits, on all days of the week except Sunday from 7 A. M. to 6 P. M., and on Sundays from 8 A. M. to 5 P. M.

DEPARTMENT OF PUBLIC PARKS.

Commissioners' Office, 36 Union Sq., 9 A. M. to 5 P. M.

DEPARTMENT OF DOCKS.

Commissioners' Office, 346 and 348 Broadway corner Leonard street, 9 A. M. to 4 P. M.

DEPARTMENT OF TAXES AND ASSESSMENTS.
Commissioners' Office, Brown stone building, City Hall Park, 32 Chambers st., 9 A. M. to 4 P. M. on Saturday 9 A. M. to 3 P. M.

Surveyor's Bureau, 19 Chatham st., 9 A. M. to 4 P. M.

DEPARTMENT OF BUILDINGS.

Superintendent's Office, 2 Fourth av., 9 A. M. to 4 P. M.

BOARD OF EXCISE.

Commissioners' Office, 299 Mulberry st., 9 A. M., 4 P. M.

BOARD OF EDUCATION.

CORNER GRAND AND ELM STREETS.
Office of the Board, 9 A. M. to 4 P. M.

Superintendent of Schools, 9 A. M. to 5 P. M.

COMMISSIONERS OF ACCOUNTS.

Office, No. 32 Chambers street, (basement.)

COMMISSIONERS OF EMIGRATION.

CASTLE GARDEN.

Commissioners' Office, 9 A. M. to 5 P. M.
Superintendent's Office, 9 A. M. to 5 P. M.

THE CITY RECORD.

Office No. 2, City Hall, N. W. corner basement, 8 A. M. to 6 P. M.

MISCELLANEOUS OFFICES.

HOURS 9 A. M. to 4 P. M.

Coroner's Office, 40 E. Houston street.
Sheriff's Office, first floor, N. E. corner New Court House.
County Clerk's Office, first floor, S. W. corner New Court House.
Surrogate's Office, first floor, S. E. corner New Court House.
Register's Office, Hall of Records, City Hall Park.
District Attorney's Office, second floor Old Court House, 32 Chambers street, 9 A. M. to 5 P. M.

COMMISSIONER OF JURORS.

Commissioner's Office, basement brown stone building City Hall Park, 32 Chambers st., 9 A. M. to 4 P. M.

COURTS.

SUPREME COURT.

General Term, Special Term, Chambers, Circuit Part I, Circuit Part II, Second floor, New Court House, 10 A. M. to 3 P. M.

SUPERIOR COURT.

Part I, Part II, Third floor, New Court House, 11 A. M. Clerk's Office, Third floor, New Court House, 9 A. M. 4 P. M.

COMMON PLEAS.

Third floor, New Court House, 9 A. M. to 4 P. M.

GENERAL SESSIONS.

No. 32 Chambers street, 10 A. M. to 4 P. M.

Clerk's Office, 32 Chambers st., room 14, 10 A. M. 4 P. M.

OVER AND TERMINER.

General Term, Special Term, No. 32 Chambers street, room 11, 10 A. M.

MARINE COURT.

General Term, room 17; Special Term, room 15; Chambers, room 18; 10 A. M. to 3 P. M. Clerk's Office, room 19, 9 A. M. to 4 P. M. No. 32 Chambers street.

SPECIAL SESSIONS.

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

JUSTICE'S (OR DISTRICT) COURTS.

First District—1st, 2d, 3d and 5th Wards, south-west corner of Centre and Chambers sts., 10 A. M. to 4 P. M.
Second District—4th, 6th and 14th Wards, No. 514 Pearl street, 9 A. M. to 4 P. M.
Third District—8th, 9th and 15th Wards, No. 12 Green wich avenue, 9 A. M. to 4 P. M.
Fourth District—10th and 17th Wards, No. 163 East Houston street, 9 A. M. to 4 P. M.
Fifth District—7th, 11th and 13th Wards, No. 154 Clinton street, 9 A. M. to 4 P. M.
Sixth District—
Seventh District—19th and 22d Wards, Fifty-seventh street, between Third and Lexington aves., 9 A. M. 4 P. M.
Eighth District—16th and 20th Wards, south-west corner 22d street and 7th ave., 9½ A. M. to 4 P. M.
Ninth District—12th Ward, No. 2374 Fourth avenue, 9 A. M. to 4 P. M.
Tenth District—23d and 24th Wards, N. E. corner of Third avenue and Southern Boulevard, Harlem Bridge, 9 A. M. to 4 P. M.

POLICE COURTS.

First District—14th, 24th, 25th, 26th, 27th and portion of Sanitary Precinct, Tombs, corner Franklin and Centre streets, 7 A. M. to 3 P. M.
Second District—8th, 9th, 13th, 16th, 20th, 25th, 33d, 28th and 29th Precincts, Greenwich ave., corner of 10th street, 9 A. M. to 6 P. M.
Third District—7th, 10th, 17th, 13th, 17th, 18th and portion of Sanitary Precinct, No. 69 Essex street, 8 A. M. to 4 P. M.
Fourth District—19th, 21st, 22d, 23d and 19th Sub-station, Fifty-seventh street, between Third and Lexington avenues, 8 A. M. 5 P. M.
Fifth District—12th Ward, No. 2374 Fourth avenue, (Harlem,) 8 A. M. to 4 P. M.

POLICE DEPARTMENT.

CENTRAL DEPARTMENT OF MUNICIPAL POLICE,
PROPERTY CLERK'S OFFICE, 300 MULBERRY STREET,
NEW YORK, March 19, 1874.

OWNERS WANTED BY THE PROPERTY Clerk, 300 Mulberry street, Room 39, for the following property now in his custody without claimants: Several lots of furniture, revolvers, horse blankets, ten overcoats, straw braid, and also several lots of cash.
C. A. ST. JOHN,
Property Clerk.

CENTRAL DEPARTMENT OF MUNICIPAL POLICE,
PROPERTY CLERK'S OFFICE, 300 MULBERRY STREET,
NEW YORK, February 25, 1874.

OWNERS WANTED BY THE PROPERTY Clerk 300 Mulberry street, Room 39, for the following property now in his custody without claimants: Several lots furniture, billiard table, lot cotton, trunks, harness, revolvers, tea, wine, boats, rubber, lead, oride jewelry, theatrical clothing, and several lots of cash.
C. A. ST. JOHN,
Property Clerk.

DEPARTMENT OF TAXES AND ASSESSMENTS.

NO. 32 CHAMBERS STREET,
NEW YORK, January 5, 1874.

NOTICE IS HEREBY GIVEN THAT THE BOOKS of Annual Record of the assessments upon the Real and Personal Estate of the City and County of New York, for the year 1874, will be open for inspection and revision, on and after Monday, January 12th, 1874, and will remain open until the 30th day of April, 1874, inclusive, for the correction of errors and the equalization of the assessments of the aforesaid real and personal estate.

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

INTEREST ON CITY STOCKS.

P. M. ANDREW W. LEGGAT,
Acting Collector.