

THE CITY RECORD.

OFFICIAL JOURNAL.

VOL. II.

NEW YORK, THURSDAY, APRIL 23, 1874.

NUMBER 256.



LAW DEPARTMENT.

OPINIONS OF THE COUNSEL TO THE CORPORATION.

It is doubtful whether the Board of Assessors has jurisdiction to assess damage done to property by the closing of the Bloomingdale Road; and as such damage, if allowed by the Board, must be paid by the city within four months, and must then be collected through assessments upon the property benefited, which assessments would be set aside if the Board has no jurisdiction of the matter, causing a loss to the city of the amount paid, the Board is advised not to comply with a request to assess the damage alleged to have been done to a house by the closing of that road.

LAW DEPARTMENT, OFFICE OF THE COUNSEL TO THE CORPORATION, NEW YORK, April 11, 1874.

Mr. Thomas B. Asten, President of the Board of Assessors,

SIR:—I received your letter of February 11th, 1874, enclosing a copy of the petition of Montague Ward, for an award for damages to land and building, block number 1, 168 1/2, Ward numbers 1 and 2, in the matter of closing Bloomingdale Road, between the Boulevard and Manhattan street, in this city, and asking my opinion thereon.

The matter is not free from difficulty and embarrassment; and my reply to your communication has, for that reason, been delayed. On the one hand it may be claimed that, unless the damages suffered by the petitioner can be assessed in this manner, he is without remedy; but, on the other hand, if the assessors should assess those damages, the city would be bound to pay the same within four months after the confirmation of the assessment; and if it should appear that the assessors had no jurisdiction of the matter, the assessment would be vacated and the city would suffer the loss.

Section 3 of Chapter 697, of the Laws of 1867, referred to in the petition, provides that all damages to any land or to any buildings or other structure thereon existing at the time of the passage of this act, in any street, avenue or road laid out on the map of the city of New York, within the district specified in the first section of this act, by reason of closing such street, or altering the grade thereof, shall be ascertained and paid in the manner specified in sections 3 and 4 of an act entitled "An act to make permanent the grades of the streets and avenues in the city of New York." The act thus referred to is chapter 52 of the Laws of 1852, and section 3 of that act provides as follows: "In all cases where the grade of any street or avenue shall be changed or altered, in the whole, or in part, it shall be the duty of the assessors appointed to estimate and assess the expense of conforming to such change of grade and regulating the street or avenue in accordance therewith; to estimate the loss and damage which each owner of land fronting on said street or avenue will sustain by reason of such change to such lands or to any improvement therein, and make a just and equitable award of the amount of such loss or damage to the owner or owners of such lands or tenements fronting on such street or avenue and opposite thereto, and affected by such change of grade, and the amount of such award shall be included in the expense of such proceedings and with such expense, shall be assessed as provided in and by the 175th section of the act of April 9, 1813." And section 4 of such act provides, in substance, that the city shall within four months after the ratification of the assessment of the said assessors pay to the respective parties entitled thereunto the amount of such awards in their favor.

I have no doubt that the author of the provis-

ion above cited in the act of 1867 intended to provide a method by which any damage suffered by the owner of property, through the closing of streets, avenues or roads under that law, could be ascertained and paid; but I think it doubtful whether that object has been accomplished by the enactment of the provision in question. The act of 1852, above referred to, contemplates the case of a local improvement caused by changing the grade of a street and the consequent necessary regulating of the street or avenue in accordance therewith. Of course, in a case like this, there is a necessity for the assessors to take action in the matter for the purpose of estimating and assessing the expense of conforming to the change of grade and the regulating the street or avenue, and when they do take action for this purpose the law authorizes them to also estimate the loss and damage sustained by the owners of land, and to include such loss or damage in the assessment. But no such necessity for action on the part of the assessors arises under the act of 1867. Under that act the Commissioners of the Central Park were required to file certain maps; and the statute declares such maps shall be final and conclusive on all parties; and that streets, avenues and roads not shown upon the maps shall cease to be streets, avenues and roads; and that the abutting owner shall become and be seized in fee simple absolute therein to the centre line thereof, in front of his or their lands. Now the expense incurred by the Commissioners of the Central Park in making surveys and preparation of maps are not to be paid by assessment, but by money to be raised by the issue of bonds, which are to be, ultimately, paid by taxation, and there is, therefore, no occasion for any assessment or for any action of the assessors in regard to such expense, and there are not, therefore, in the language of the act of 1852, any "assessors appointed to estimate and assess the expense;" and, under a strict construction of the act of 1852, it is, to say the least, doubtful whether the "manner specified" in sections 3 and 4 of said act of 1852 is applicable to the ascertaining and paying for damage caused to the petitioner and others by the closing of the Bloomingdale road. Under these circumstances, in view of the doubt as to your jurisdiction to act, and of the possible loss to the city, after full and careful consideration of the matter, I cannot advise you to comply with the request of the petitioner.

The copy petition of Mr. Ward is herewith returned.

I am, sir,
Yours, respectfully,
E. DELAFIELD SMITH,
Counsel to the Corporation.

Where proposals for a contract are unaccompanied with an oath taken before a Judge of a Court of Record, a department may either reject them or may waive the irregularity.

Directory provisions of laws and ordinances, relating to the making of contracts and designed to protect the city, may, if uncomplied with by persons proposing for contracts, be treated as ground for rejecting proposals, or may on the other hand be waived by a department in its discretion.

LAW DEPARTMENT, OFFICE OF THE COUNSEL TO THE CORPORATION, NEW YORK, April 20, 1874.

Hon. George M. Van Nort, Commissioner of Public Works,

SIR:—In your letter of the 11th instant you stated that the Department has advertised for proposals to furnish all the material and do all the work necessary for, and to put a new roof and fixtures on Tompkins Market, in accordance with specifications. Proposals were received, the one from William Halliday, and the other from Christopher C. Burfort, which you enclose for my examination. The proposals are not sworn to by the sureties "before a Judge of a Court of Record," in accordance with the requirements of section 21, chapter 7, article 2, Revised Ordinances of 1866. You request my opinion whether the Department is authorized or justified in executing a contract in view of this irregularity. I have already had occasion to consider whether a bid or contract should be regarded as absolutely void when the proposals are sworn to before a notary public instead of a Judge of a Court of Record, and I have determined that such an irregularity places it within the un-

doubted power of the Department to reject the bid; but I have at the same time advised that it was within the authority of the Department to waive the irregularity.

In this case, it appears from an inspection of the papers, that the proposals are not only unaccompanied with an oath taken before a judge of a court of record, but are also not sworn to at all.

In my judgment it is perfectly competent for the Department, if it see fit, to reject the proposals altogether, in consequence of this omission.

But directory regulations of this character are made as a protection to the city. If they be not complied with, the Department may reject the proposals; but such rejection is entirely within the discretion of the Department. If the irregularity be waived the contractor cannot object nor use the waiver as ground for escaping from the obligations which he may incur in entering into a contract for the work.

The answer to your communication is therefore that you are clearly authorized and justified in contracting with persons who have made proposals unaccompanied with an oath. It is within your discretion to accept the contractors or to reject them under these circumstances.

I return the papers transmitted to me.

I am, sir, very respectfully yours,
E. DELAFIELD SMITH,
Counsel to the Corporation.

DEPARTMENT OF DOCKS.

At meetings of the Board governing this Department, held from the 2d to 11th April, 1874, inclusive, Commissioners Westervelt and Budd present, the following action was had.

Applications for Permits, etc.

April 2—From North Shore Staten Island Ferry Co., to erect ferry building on bulkhead, etc., foot of Whitehall street, E. R. Granted, to be erected upon plans submitted to and approved by this Department.

April 2—From Wm. H. Christie, to extend time of removal of corrugated iron building on bulkhead, between Perry and 11th streets, N. R. Granted till May 5, 1874, provided his agreement to remove that date is filed in this office.

April 8—From Delaware & Hudson Canal Co., to retain on bulkhead, between 24th and 25th streets, N. R., the engine and tool houses now located thereon. Granted.

April 8—From Wm. Burns, to locate a float for small boats, at the south side of bulkhead foot of 57th street, N. R. Granted.

Repairs, etc., Ordered.

April 2—Superintendent Turner directed to make necessary repairs to dumping board at foot of 38th street, E. R.

April 2—Marietta V. Hull notified to make repairs to that part of pier at 130th street, H. R., as may be located on property owned by her.

April 6—Erie Railway Co., lessees of Pier 8, E. R., notified to make necessary repairs thereto without delay.

April 6—Owner of Pier 28, E. R., notified to place said pier in thorough repair, numerous complaints having been made as to its present unsafe condition.

April 6—Owner of pier foot of 39th street, N. R., notified to make the necessary repairs to said pier without delay.

April 6—Supt. Turner directed to repair the backing piece on pier at foot of 86th street, E. R.

April 6—Supt. Turner directed to extend the pier at foot of 155th street, N. R., a distance of 57 feet, and of a width of 40 feet at the water end, and 47 feet at the inner end.

Miscellaneous.

April 2—The three proposals for furnishing 5,000 piles, which were received and publicly opened on March 26, 1874, rejected as irregular by advice of the Counsel to the Corporation, and the contract for furnishing said material not awarded thereunder.

April 2—The Secretary directed to prepare statement of material, labor and cost of building piers at foot of 11th, 24th, 25th and 51st streets, N. R., and transmit same to the Comptroller as requested by him.

April 2—The Treasurer directed to transmit to the Comptroller, in compliance with his request, the balance sheet of the Department for each month hereafter.

April 2—The Secretary directed to inform Kingman F. Page that evidence must be submitted to this Department of his being a taxpayer, in order to be furnished, as requested, with copies of the proceedings of this Board relative to granting permission for the use of building foot of Vesey street, N. R., for market purposes.

April 6—Counsel to the Corporation directed to discontinue all proceedings taken in compliance with the request of this Board on March 11, 1874, relative to acquiring all the property on the water front, between Morton and Barrow

streets, N. R., he having given his written opinion that the title to said property is vested in the city and that this Department is justified in proceeding with its work of erecting a pier on said premises.

April 6—Owners of brick on bulkhead, between Bank and Bethune streets; of lumber on bulkhead, between 12th and Horatio streets, and of stone on bulkhead, between Horatio and Gansevoort streets, N. R., notified to remove said materials within ten days, and that a fine of \$50 per day will be imposed upon them for each and every day thereafter during which said materials shall remain on said bulkheads.

April 6—Superintendent Finley directed to remove to the corporation yard all the sand remaining on the 7th inst. on bulkhead between 11th street and Pier 54 N. R., the owner having been notified to remove same on or before that date.

April 6—Superintendent McConkey directed to notify owner of schooner "Signal," sunk off north side of pier at 37th street, E. R., to remove the wreck from the water front at once.

April 8—Union Ferry Company, lessees of westerly half of Pier 2, E. R., notified that the eating stand thereon must be removed, complaint having been made against it.

EUGENE T. LYNCH,
Secretary.

DEPARTMENT OF PUBLIC PARKS.

Abstract of the proceedings of the Board of Commissioners of the Department of Public Parks for the two weeks ending April 18, 1874.

The Board adjusted the following rates of pay in the 23d and 24th wards, viz:

Blacksmiths \$3 00 per day.

Carpenters, \$3 00 per day.

Messengers, \$2 00 per day.

Horse and Wagon, \$3 00 per day.

A wire gauze urinal for six persons was ordered to be erected in the place of a brick urinal on Central Park, at a cost not exceeding \$1,000.

The Board received a deputation of citizens from the late village of West Farms, in reference to a bill now before the Legislature to authorize the construction of a bridge near the foot of Prospect street over the Bronx River, and in this relation adopted the following preamble and resolution.

Whereas, The matter of the bill now pending before the Legislature, authorizing the construction of a bridge across the Bronx river, at or near the foot of Prospect street, in the late village of West Farms, in the city of New York, having been presented to the Commissioners of this Board for their consideration, by a delegation of citizens of West Farms, and this Board having considered the expediency of carrying out such proposed improvement.

Resolved, That this Board hereby approves of the said proposed improvement, and considers it a public benefit, and has no opposition to offer to the passage of a proper bill providing for the construction of said bridge, under the control and direction of this Department.

The President was authorized to purchase a hooping-crane for the collection at the menagerie at a cost not exceeding \$30 00.

The President was authorized to suspend such portions of the force as are engaged on the various works of construction, until an additional appropriation is made by the Legislature for carrying on such work.

It was directed that proposals be obtained for the iron and granite work for the building for the Metropolitan Museum of Art, in accordance with the revised plans.

The globes on the candelabra at the intersection of Broadway, Fifth avenue and 23d street, were directed to be removed and replaced by larger globes.

The following resolution was adopted:

Resolved, That the following ordinances for the regulation, use and government of the muster-ground of Union Square be, and they are hereby adopted, and that the Secretary is hereby directed to cause the immediate publication of the same, for ten days, in the CITY RECORD, and to enter the same at length in the minutes.

Ordinances.

The Board of Commissioners of the Department of Public Parks do ordain as follows:

1—No person or persons shall occupy the muster ground or any part of the lodge in Union Square for the purpose of holding any public meeting, review or parade, or other like purposes unless previously licensed so to do by the President of the Department of Public Parks.

2—No person shall climb upon the flag-staffs, iron-works, railings, walls, platforms or buildings in Union Square, or in any way injure or deface the same or any of the appurtenances thereto.

Amount deposited with the Chamberlain. \$347 34

Pay rolls and bills sent to the Comptroller for payment.

Pay rolls..... \$43,422 75

Construction..... 8,164 58

Maintenance..... 3,463 17

Museum of Art Building..... 217 80

Maintenance 23d and 24th wards..... 343 35

Maintenance Bridges..... 118 50

Supply of gas..... 1,621 00

Total..... 57,351 15

W. IRWIN, Secretary, D. P. P.

From Free Labor Bureau—Dismissing male and Female applicants for employment for refusing rate of wages and for improper conduct. Approved.

From N. Y. City Asylum for the Insane, Ward's Island—Reporting death of John Cross, patient. Coroner notified.

From New York City Asylum for the Insane—Resignation of James Barrett and Henry Kennedy, attendants. Accepted.

From Medical Board, Infants' Hospital—Transmitting minutes of meeting April 4, 1874. Ordered on file.

From Superintendent of Stables—Cleaning old station house, 86th street and 4th avenue (formerly occupied for temporary relief to the poor). Ordered on file.

From Lunatic Asylum, Blackwell's Island—For repairs to roofs of five pavilions and main building. Referred to Supervising Engineer.

From Lunatic Asylum, Blackwell's Island—Reporting death of Margaret McIntyre, transferred from Workhouse. Coroner notified.

From New York City Asylum for the Insane, Ward's Island—Complaint against Michael Gibbs, night watch. Ordered to be discharged.

LAW DEPARTMENT,
OFFICE OF THE COUNSEL TO THE
CORPORATION,
NEW YORK, April 4, 1874.

Hon. Wm. Laimbeer, President of the Department of Public Charities and Correction:

SIR:—I duly received your letter of the 23d ultimo, transmitting a printed copy of an act to establish an asylum for inebriates in the City of New York, passed April 8, 1864, and also a copy of the report of Commissioner Stern, recommending the repeal of said act, and an extract from the minutes of the Board of Estimate and Apportionment, and asking my opinion whether the duties imposed on the Commissioners of Charities and Correction, by virtue of said act, are mandatory, or whether they possess the power to abolish and close the institution, and devote the building to other purposes.

I am of the opinion that the provisions of this act are mandatory, and that it is the duty of the Commissioners to continue and maintain the asylum until the act shall be repealed by the Legislature. I presume that any doubt which the Commissioners may have upon the subject has arisen from the language employed in the first section of the act which declares that the Commissioners are "authorized and empowered" to erect, establish and furnish a building or buildings to be known as the "Asylum for Inebriates." It will be observed, however, that the language employed in the second section of the act is beyond dispute mandatory. That section declares that the necessary expenses of erecting and constructing such asylum and appurtenances, and of maintaining the same, shall be provided for in the same manner as the expenses of the other institutions under the control of the said Commissioners, and said Commissioners are hereby authorized and directed to apply to the support of the said asylum all the proceeds of the tax or excise upon intoxicating liquors which shall be received by them, except ten per cent. heretofore directed to be paid to the managers of the "State Inebriate Asylum at Binghamton." It cannot be disputed that this provision as to the application of the tax upon intoxicating liquors is mandatory, and it would seem clear that the provision of the first section must, therefore, be construed in the same manner, because, of course, such tax could not be applied in the manner directed by the second section unless the provisions of the first section were carried into effect.

The provisions of the third section are also mandatory. This section declares that the Commissioners shall make all needful rules and regulations for the government of said asylum, and shall provide for the proper support and maintenance of the inmates thereof, and that they shall have full power and authority to regulate and control the inmates of said asylum.

There are other provisions in the act which are also clearly mandatory, and I have no doubt, taking the whole act together, that it must be regarded as mandatory in its character. Moreover, the words "authorized and empowered" when used in statutes, are not always permission merely. Indeed, no general rule can be laid down by which it can always be determined whether they are mandatory or permissive. And such determination must depend upon the manner in which they are used, and upon the character and object of the statute in which they are found. The question of the proper construction of these and other similar words and phrases used in statutes has been frequently considered by the courts. The word "may" is frequently construed by the courts to mean "shall," and the words "authorized and empowered" are sometimes construed as though the words employed were "authorized and directed."

In a case decided in the old Supreme Court of this State, where this question was considered, the late Chief Justice Nelson said the inference deducible from the various cases on this subject seems to be, that where a public body or officer has been clothed by statute with power to do an act which concerns the public interest, or the rights of third persons, the execution of the power may be insisted on as a duty, though the phraseology of the statute be permissive merely, and not peremptory.

(The Mayor, &c., of the City of New York v. Furze, 3 Hills Reports, page 615.)

It seems to me that the views expressed by the learned judge in that, cover the question submitted by you. The Commissioners of Charities and Correction, by the act referred to, were invested with certain powers which concerned the public interest, and also the right of third persons, and I do not think that they are at liberty to decline to exercise those powers. If the Commissioners are of the opinion that the public

interests do not warrant the maintenance of the Asylum, I would respectfully recommend that application be made to the Legislature to repeal the law.

I am, sir, yours, very respectfully,
E. DELAFIELD SMITH,
Counsel to the Corporation.
Resolutions.

By Commissioner Bowen:
Resolved, That the Warden of the Penitentiary be instructed to carry into effect such orders, whether written or verbal, that the Supervising Engineer may give in respect to the alteration and repair of the Launch, now in progress of alteration at the Penitentiary.

Approved. April 11, 1874.

By Commissioner Laimbeer:

Resolved, That Warden Liscomb be directed to inform this Board at once, how many tables he has made and sent to his house, also how many are under way, by whom the materials are furnished, by whom the labor is performed, by whose order the work is being done, and it is further ordered that specimens of the work be sent to this office on Monday, 13th of April, 1874.

Adopted by the Board, April 11, 1874.

By Commissioner Bowen:

Resolved, That it shall be the duty of the District Visitors to personally visit, at least once in each month, the children apprenticed by the Superintendent of Out-door Poor, resident in their respective districts, and report in writing on their condition, to the Superintendent, and that such reports shall be laid before this Board on the 1st of the following month.

Adopted by the Board April 11, 1874.

From Penitentiary.

Removing John Doyle, prisoner, to small-pox hospital.

Vaccinating Prisoners.

Wm. M. Tweed refusing to be vaccinated.

By Commissioner Stern:

Resolved, That this Board proceed in a body this morning to the Penitentiary, and take definite measures in reply to this communication.

Adopted.

Charity Hospital—Meeting of the Board.

Present—Commissioners Laimbeer, Bowen, Stern.

The following resolution offered by Commissioner Stern was unanimously adopted.

Resolved, That no inmate of the Penitentiary, if taken sick from this hour, should be taken to the Penitentiary Hospital for treatment; but should be removed to a special pavilion under charge of proper keepers, until the Chief of Staff Dr. Macdonald shall report in writing to this Board that all possible danger to patients domiciled to the Penitentiary Hospital shall have passed.

April 11, 1874.

By Commissioner Bowen:

Resolved, That all supplies for the sick at the Hospitals of the Department be granted forthwith on receipt of requisition.

Adopted by the Board April 11, 1874.

Ordered, That persons visiting the Institutions on Sundays for religious instruction shall procure passes from Commissioners.

Approved by the Board April 9, 1874.

By Commissioner Laimbeer:

Resolved, That Wm. Willet Bowne be appointed Visitor vice Jas. Quackenbush deceased.

Adopted by the Board April 8, 1874.

Appointments and Removals.

Hannah Regan appointed Night Nurse at Infant's Hospital to fill vacancy.

April 7, 1874.

Louisa Orr appointed Nurse at Bellevue Hospital to fill vacancy.

April 9, 1874.

Edward Steltzer appointed Attendant to fill vacancy at N. Y. City Asylum for Insane.

April 10, 1874.

W. M. LAIMBEER,
J. BOWEN,
MYER STERN,
Commissioners.

FIRE DEPARTMENT.

HEADQUARTERS FIRE DEPARTMENT,

CITY OF NEW YORK,

Wednesday, April 15, 1874.

The Board of Commissioners met as above.

Present—President Joseph L. Perley, in the chair, Commissioners Roswell D. Hatch and Cornelius Van Cott.

The minutes of the last meeting were read and approved.

Communications

were received and disposed of as follows:

From Chief of Department—Recommending alterations of, and additions to General Orders No. 24, Office of Chief Engineer, series of 1868.—Approved and to be announced in General Orders to the Department.

Inspector of Combustibles—Report of operations for the week ending 11th instant.—Filed.

Chief of Battalion in charge of Repair Shops—Estimate of articles required.—Referred to Supt. of Supplies with directions to purchase.

Same—Recommending that new boiler be furnished for steam fire engine of Engine Co. No. 15.—Referred to the Superintendent of Supplies with directions to purchase.

Superintendent of Horses—Recommending sale of horses unfit for service.—Laid over.

Foreman Engine Co. No. 20—Requests that a lightning rod be placed on Marion Street Bell Tower.—Referred to Inspector of Combustibles with directions to comply.

Assistant Foreman John J. Cashman, Engine Co. No. 27—Applying for promotion.—Referred to Examining Board.

Assistant Foreman Terrence P. Brennan, H. & L. Co. No. 3—Applying for promotion.—Referred to Examining Board.

Engineer of Steamer John Hutton, Engine Co. No. 32—Requesting transfer.—Filed.

Assistant Engineer of Steamer Charles Seaver, Engine Co. No. 3—Applying for promotion.—Referred to Examining Board of Engineers.

Assistant Engineer of Steamer William Browning, Engine Co. No. 20—Applying for promotion.—Referred to the Examining Board of Engineers.

Assistant Engineer of Steamer James R. Rodman, Engine Co. No. 31—Applying for promotion.—Referred to the Examining Board of Engineers.

Fireman Pierce English, Engine Co. No. 16—Requesting transfer.—Filed.

Fireman John McCarthy, H. & L. Co. No. 3—Requesting transfer.—Filed.

Fireman William Riker, Engine Co. No. 42—Applying for promotion.—Filed.

Fireman John L. A. Baker, Engine Co. No. 42—Applying for promotion.—Filed.

Fireman George T. Russell, Chem. Engine Co. No. 3—Applying for promotion.—Filed.

Fireman Isaac C. Weeks, Chem. Eng. Co. No. 4—Applying for promotion.—Filed.

Fireman John L. A. Baker, Engine Co. No. 42—Applying for promotion.—Filed.

Fireman George T. Russell, Chem. Engine Co. No. 3—Applying for promotion.—Filed.

Fireman Isaac C. Weeks, Chem. Eng. Co. No. 4—Applying for promotion.—Filed.

Fireman John L. A. Baker, Engine Co. No. 42—Applying for promotion.—Filed.

Fireman George T. Russell, Chem. Engine Co. No. 3—Applying for promotion.—Filed.

Fireman Isaac C. Weeks, Chem. Eng. Co. No. 4—Applying for promotion.—Filed.

Fireman John L. A. Baker, Engine Co. No. 42—Applying for promotion.—Filed.

Fireman George T. Russell, Chem. Engine Co. No. 3—Applying for promotion.—Filed.

Fireman Isaac C. Weeks, Chem. Eng. Co. No. 4—Applying for promotion.—Filed.

Fireman John L. A. Baker, Engine Co. No. 42—Applying for promotion.—Filed.

Fireman George T. Russell, Chem. Engine Co. No. 3—Applying for promotion.—Filed.

Fireman Isaac C. Weeks, Chem. Eng. Co. No. 4—Applying for promotion.—Filed.

Fireman John L. A. Baker, Engine Co. No. 42—Applying for promotion.—Filed.

Fireman George T. Russell, Chem. Engine Co. No. 3—Applying for promotion.—Filed.

Fireman Isaac C. Weeks, Chem. Eng. Co. No. 4—Applying for promotion.—Filed.

Fireman John L. A. Baker, Engine Co. No. 42—Applying for promotion.—Filed.

Fireman George T. Russell, Chem. Engine Co. No. 3—Applying for promotion.—Filed.

Fireman Isaac C. Weeks, Chem. Eng. Co. No. 4—Applying for promotion.—Filed.

Fireman John L. A. Baker, Engine Co. No. 42—Applying for promotion.—Filed.

Fireman George T. Russell, Chem. Engine Co. No. 3—Applying for promotion.—Filed.

Fireman Isaac C. Weeks, Chem. Eng. Co. No. 4—Applying for promotion.—Filed.

Fireman John L. A. Baker, Engine Co. No. 42—Applying for promotion.—Filed.

Fireman George T. Russell, Chem. Engine Co. No. 3—Applying for promotion.—Filed.

Fireman Isaac C. Weeks, Chem. Eng. Co. No. 4—Applying for promotion.—Filed.

Fireman John L. A. Baker, Engine Co. No. 42—Applying for promotion.—Filed.

Fireman George T. Russell, Chem. Engine Co. No. 3—Applying for promotion.—Filed.

Fireman Isaac C. Weeks, Chem. Eng. Co. No. 4—Applying for promotion.—Filed.

Fireman John L. A. Baker, Engine Co. No. 42—Applying for promotion.—Filed.

Fireman George T. Russell, Chem. Engine Co. No. 3—Applying for promotion.—Filed.

Fireman Isaac C. Weeks, Chem. Eng. Co. No. 4—Applying for promotion.—Filed.

Fireman John L. A. Baker, Engine Co. No. 42—Applying for promotion.—Filed.

Fireman George T. Russell, Chem. Engine Co. No. 3—Applying for promotion.—Filed.

Fireman Isaac C. Weeks, Chem. Eng. Co. No. 4—Applying for promotion.—Filed.

Fireman John L. A. Baker, Engine Co. No. 42—Applying for promotion.—Filed.

Fireman George T. Russell, Chem. Engine Co. No. 3—Applying for promotion.—Filed.

Fireman Isaac C. Weeks, Chem. Eng. Co. No. 4—Applying for promotion.—Filed.

Fireman John L. A. Baker, Engine Co. No. 42—Applying for promotion.—Filed.

Fireman George T. Russell, Chem. Engine Co. No. 3—Applying for promotion.—Filed.

Fireman Isaac C. Weeks, Chem. Eng. Co. No. 4—Applying for promotion.—Filed.

Fireman John L. A. Baker, Engine Co. No. 42—Applying for promotion.—Filed.

Fireman George T. Russell, Chem. Engine Co. No. 3—Applying for promotion.—Filed.

Fireman Isaac C. Weeks, Chem. Eng. Co. No. 4—Applying for promotion.—Filed.

Fireman John L. A. Baker, Engine Co. No. 42—Applying for promotion

SPECIAL SESSIONS.

At Tombs, corner Franklin and Centre streets, Tuesdays, Thursdays and Saturdays, 10 a. m.

JUSTICE'S (OR DISTRICT) COURTS.

First District—1st, 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 Greenwich 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. to 4 p. m.

Eighth District—16th and 20th Wards, south-west corner 22d street and 7th ave., 9 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, 15th, 16th, 20th, 25th, 33d, 48th and 29th Precincts, Greenwich ave., corner of 10th street, 9 a. m. to 6 p. m.

Third District—7th, 10th, 11th, 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 10th Sub-station, Fifty-seventh street, between Third and Lexington avenues, 8 a. m. to 5 p. m.

Fifth District—12th Ward, No. 2374 Fourth avenue, (Harlem,) 8 a. m. to 4 p. m.

STREET OPENINGS.

SUPREME COURT.—IN THE MATTER OF THE application of the Mayor, Aldermen and Commonalty of the City of New York, relative to the Opening and Extending of Desbrosses Street in an Easterly direction from its present termination at Hudson Street, to Varick Street in the City of New York.

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

I.—That we have completed our estimate and assessment in the above-entitled matter, and that all persons whose interests are affected thereby, and who may be opposed to the same, do present their objections in writing, duly verified, to the undersigned Commissioners, at our office, No. 150 Broadway (Room 10), in the said city, on or before the 26th day of May, 1874, and that we, the said Commissioners, will hear parties so objecting within the ten weeks next after the said 26th day of May, 1874, and for that purpose will be in attendance at our said office on each of said ten days, at 2 o'clock.

II.—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 and County of New York, there to remain until the 6th day of June, 1874.

III.—That the limits embraced by the assessment aforesaid are as follows, to wit: All those certain lots, pieces or parcels of land situate in said City and bounded by and included and contained within the centre lines of the following named streets, that is to say: Beginning at the point formed by the intersection of the centre line of Hudson street with the centre line of Vestry street, and running thence westerly along the centre line of Vestry street to the centre line of West street; thence northerly along the centre line of West street; thence easterly along the centre line of Watts street to a point where if said Watts street were extended would intersect the centre line of Sullivan street; thence northerly along the centre line of Sullivan street to the centre line of Broome street; thence easterly along the centre line of Broome street to the centre line of Broadway; thence southerly along the centre line of Broadway to a point distant two hundred and forty-five feet, or thereabouts, southerly from the southerly line or side of Grand street; thence westerly along a line drawn parallel or nearly so with Grand street to the centre line of Sullivan street; thence southerly along the centre line of Sullivan street to the centre line of Canal street; thence northwesterly along the centre line of Canal street to the centre line of Vestry street; and thence westerly along the centre line of Vestry street to the point or place of beginning.

IV.—That our report herein will be presented to the Supreme Court of the State of New York, at a special term thereof, to be held in the new Court House at the City Hall, in the City of New York, on the 22d day of June, 1874, at the opening of the Court on that day, and that then and there, or as soon thereafter as Counsel can be heard thereon, a motion will be made that the said report be confirmed.

DATED NEW YORK, April 20th, 1874.
EUGENE H. POMEROY,
CLINTON G. COLGATE,
L. L. LAMBERT,
Commissioners.

DEPARTMENT OF TAXES AND ASSESSMENTS.

NOTICE TO TAX PAYERS.

DEPARTMENT OF TAXES AND ASSESSMENTS,
New York, April 9, 1874.

THE COMMISSIONERS DESIRE TO CAUTION THE Tax Payers of New York against the imposition practiced by persons pretending to be connected with this Department, who offer to obtain reductions in the assessed value of Real or Personal Estate.

Any pretence of ability on the part of such persons to effect a reduction is fraudulent.

The Books of the Department are open to the public, and will remain so until the 30th inst., and all representations made to the Commissioners, for which purpose blanks are in readiness, receive the most careful attention.

There is no other method of having complaints attended to or errors rectified.

JOHN WHEELER,
GEO. H. ANDREWS,
SEVERN D. MOULTON,
Commissioners of Taxes and Assessments.

LEGISLATIVE DEPARTMENT.

OFFICE CLERK OF THE COMMON COUNCIL,
No. 8 CITY HALL.

THE STATED SESSIONS OF THE BOARD OF Aldermen will be held on Thursday of each week, at 3½ o'clock, P. M., in the chamber of the Board, room No. 15, City Hall.

JOSEPH C. PINCKNEY,
Clerk.

FINANCE DEPARTMENT.

PROPOSALS FOR \$3,899,494 86.

NEW YORK COUNTY BONDS FOR THE STATE SINKING FUND DEFICIENCY.

Authorized by an act of the Legislature of the State of New York, Chapter 147, passed April 10, 1874.

SEALED PROPOSALS WILL BE RECEIVED AT the Comptroller's Office until Thursday, April 23, 1874, at 2 o'clock, P. M., when the same will be publicly opened, for the whole or any part of the sum of \$3,899,494 86 of "NEW YORK COUNTY BONDS FOR THE STATE SINKING FUND DEFICIENCY," as authorized by section 2 of Chapter 147 of the Laws of 1874.

Said Bonds will bear interest at the rate of seven per cent. per annum, payable on the first day of May and November in each year, and the principal will be made payable as follows:

May 1, 1877	\$380,949 48
" 1878	380,949 48
" 1879	380,949 48
" 1880	380,949 48
" 1881	380,949 48
" 1882	380,949 48
" 1883	380,949 48
" 1884	380,949 48
" 1885	380,949 48
" 1886	380,949 54

Total..... \$3,899,494 86

The proposals will state the amount of Bonds and what years of redemption are desired, and also the price per one hundred dollars thereof for each issue proposed for; and the persons whose proposals are accepted will thereupon be required to deposit with the Chamberlain the sums awarded to them respectively, together with any premium thereon.

On presenting to the Comptroller the receipts of the Chamberlain for such deposit the parties will be entitled to receive certificates for equal amounts of the par value of the sums awarded to them bearing interest from the date of payment.

Each proposal should be sealed and endorsed "Proposals for New York County Bonds," and enclosed in a second envelope addressed to the Comptroller.

The right is reserved on the part of the Comptroller to reject any or all of bids, if, in his judgment, the interests of the County require it.

ANDREW H. GREEN,
Comptroller.

CITY OF NEW YORK,
DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE,
April 14, 1874.

BUREAU FOR THE COLLECTION OF ASSESSMENTS,
ROTUNDA COURT HOUSE,
NEW YORK, April 15th, 1874.

NOTICE TO PROPERTY HOLDERS.

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

CONFIRMED APRIL 9, 1874.

Underground drains between 73d and 81st streets, and between 1st and 5th avenues.

Alteration of sewer in Thomas street, between Church street and West Broadway.

Sewer in Elm street, between Grand and Broome streets.

Sewer in Little West 10th street, between Tenth avenue and Hudson river.

Sewer in 10th street, between 5th and 8th avenues.

Sewer in 5th street, between 40th and 41st streets.

Regulating, grading, setting curb and gutter, 12th street, from 3d to 6th avenues.

All payments made on the above assessments on or before the 15th day of June next, will be exempt according to law, from interest. After that date interest will be charged at the rate of 7 per cent. from the date of confirmation.

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

SPENCER KIRBY,
Collector of Assessments.

NOTICE TO PROPERTY HOLDERS.

BUREAU OF COLLECTION OF ASSESSMENTS,
ROTUNDA COURT HOUSE,
NEW YORK, March 23, 1874.

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

DATE OF CONFIRMATION,

February 10, 1874.

Opening and extending of

L E X I N G T O N A V E N U E,

from 102d street to the Harlem river.

The limits embraced by said assessment includes all the lots and houses, vacant lots, pieces and parcels of land embraced within the following boundaries:

59th street to Harlem river, and from 3d avenue to 4th avenue.

All payments made at this office within sixty days from this date are by law exempted from the charge for interest at seven per cent., which runs from the date of confirmation.

The Collector's office is open daily from 9 A. M. to 4 P. M.

ANDREW W. LEGGAT,
Acting Collector.

BUREAU FOR THE COLLECTION OF ASSESSMENTS,
ROTUNDA, COURT HOUSE,
NEW YORK, April 10, 1874.

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

CONFIRMED MARCH 26, 1874.

First avenue—Paving from Thirty-sixth to Sixty-first streets.

One hundred and seventeenth street—Paving from Fourth avenue to Harlem river.

Underground Drains between Seventy-first and Seventy-fourth streets, and between Ninth avenue and Boulevard.

All payments made on the above assessments on or before the 10th day of June next, will be exempt (according to law) from interest. After that date interest will be charged at the rate of 7 per cent. from the date of confirmation.

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

SPENCER KIRBY,
Collector of Assessments.

INTEREST ON CITY STOCKS.

THE INTEREST ON THE BONDS AND STOCKS of the City and County of New York, due May 1st, 1874, will be paid on that day, by the Chamberlain, at his office in the New Court House.

The Transfer Books will be closed from March 24th to May 1st, 1874.

AND. H. GREEN,
Comptroller.

CITY OF NEW YORK,
DEPARTMENT OF FINANCE,
Comptroller's Office, March 16th, 1874.

BUREAU FOR THE COLLECTION OF ASSESSMENTS,
ROTUNDA COURT HOUSE,
NEW YORK, April 21, 1874.

NOTICE TO PROPERTY HOLDERS.

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

CONFIRMED APRIL 16, 1874.

Sewer in 10th avenue, between Lawrence and 130th streets.

The limits embraced by said assessments includes the following blocks and ward numbers, viz.:

Block 1170, ward numbers 33 to 40, both inclusive.

Block 1171, ward numbers 33 to 37, both inclusive.

All payments made on the above assessment on or before the 20th day of June next, will be exempt (according to law) from interest. After that date interest will be charged at the rate of 7 per cent. from the date of confirmation.

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

SPENCER KIRBY,
Collector of Assessments.

BUREAU OF COLLECTION OF ASSESSMENTS,
ROTUNDA COURT HOUSE,
NEW YORK, March 31, 1874.

NOTICE TO PROPERTY HOLDERS.

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

CONFIRMED MARCH 19, 1874—56th st., paving, from Lexington to 4th ave.

" 48th st., paving, from 9th to 10th ave.

" Gansevoort st., regulating, etc., from West st. to North river.

" 82d st., regulating, &c., from 4th to 5th ave.