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LAW DEPARTMENT.

The following opinions constitute a portion of the proceedings of the Law Department for the week ending July 31, 1873:

LAW DEPARTMENT,
OFFICE OF COUNSEL TO THE CORPORATION,
July 30th, 1873.

Hon. William H. Nelson, President Board of Education.

SIR—I am asked whether, in my opinion, the Board of Education, in making or authorizing contracts, is bound by the provisions of section 91 of the act commonly called the New Charter. The question has been examined by me, and I answer in the negative.

The present Board of Education is organized under an independent Act of the Legislature (see chapter 112, entitled "An act relative to Common Schools in the City of New York," passed March 21, 1873.)

By section 4 of this act, the Commissioners of Common Schools, pursuant thereto possess and succeed to all the powers and duties of Commissioners of the Department of Public Instruction with full control of the Public Schools and Public School system of the city, subject only to the general statutes of the State upon education, and constitute a Board known as the Board of Education.

Chapter 335, of the Laws of 1873, known as the New Charter, became a law on the 30th of April, 1873. The act under which the Board of Education is organized is certainly not repealed nor modified by any express provision of the charter. Indeed, it would require some ingenuity to discover anything in the latter act implying a repeal of anything in the former. It is well settled that repeals by implication are not favored by judicial tribunals. And when we come to examine what is called the Supplementary Charter, we find that the phraseology of the amendments therein, made to Section 112, of the charter itself, plainly shows that it was not the intention of the Legislature to impair the authority of the Board of Education as conferred by the act under which it is organized.

The case is, in my judgment, so clear that I deem it unnecessary to consider the further point whether the title to the act called the charter is broad enough to admit of constitution: legislation affecting the Board of Education, with regard to the powers to which your letters refers.

It is, in my judgment, the duty of your Board to go on with the important duties imposed upon it, without any sense of restriction growing out of the provisions of section 91 of the charter.

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

NOT COMPETENT FOR THE BOARD OF ALDERMEN TO PASS AN ORDINANCE TO DEVOLVE UPON THE COMMISSIONER OF PUBLIC WORKS THE INSPECTION AND REGULATION OF MARKETS.

LAW DEPARTMENT,
OFFICE OF COUNSEL TO THE CORPORATION,
July 28th, 1873.

John J. Morris, Esq., Peter Kehr, Esq., Patrick Lysaght, Esq., Committee on Markets, Board of Aldermen.

General Joseph C. Pinckney, Clerk, &c. &c.

GENTLEMEN—I duly received your letter of the 15th inst., enclosing a printed draft of an ordinance, by which it is proposed to devolve upon the Commissioner of Public Works the duty of the inspection, care and regulation of the use of the markets in this city, and asking my opinion whether it is competent for the Common Council to pass the ordinance in question, and also asking for a reference to such existing laws and ordinances as have a bearing upon the question.

By the twenty-seventh section of the charter of 1857, it was provided that there should be a bureau in the Department of the City Inspector for the inspection, regulation and management of the public markets, the chief officer of which shall be denominated "Superintendent of Markets."

Section 1, of Chapter 227, of the Laws of 1863, contains the following provision: "The bureau for the inspection, regulation and management of the public markets of the City of New York shall hereafter be in the Finance Department of the said city, and all laws and ordinances now in force relative to the bureau

of markets, or superintendent or other officers thereof, shall apply to the said bureau as herein provided." Under this law the bureau of markets was transferred to and has continuously remained in the Finance Department until the present time.

The 21st section of the charter of 1870 authorized the Common Council to pass ordinances in relation to the construction, repair, care and use of markets, and the 57th section provided that one of the Bureaus of the Finance Department, should be a Bureau of markets; the chief officer of which should be called "Superintendent of markets."

The charter of 1870, having been repealed, of course these provisions have no longer any force but are cited as showing the course of legislation. The charter of 1873, contains similar provisions to those found in that of 1870. The 17th section provides (among other things) that the Common Council may pass ordinances, not inconsistent with law, and the constitution of the state, in relation to the construction, repair, care and use of markets; section 33 provides that one of the Bureaus in the Finance Department shall be a Bureau of markets, the chief officer of which shall be called "Superintendent of markets."

I am of the opinion that the provision of the law of 1863, above cited is still in full force.

It certainly has never been expressly repealed, and it does not come within the general repealing clause contained in section one hundred and nineteen of the charter, as an act inconsistent with the provisions of that law.

So far from being inconsistent with the charter, it is re-affirmed and re-enacted by section thirty-three above referred to.

It is a familiar principle of law that statutes are to be construed, if possible, in such a manner, as to give effect to every enactment of the Legislature. Now, if sub-division twenty of section seventeen of the charter of 1873 is construed to mean that the Common Council can transfer the bureau for the management of the markets from the Finance Department to the Department of Public Works, the provisions, above cited, of the laws of 1863, and of section thirty-three of the charter of 1873, will be entirely nullified.

Whereas, if these several laws are construed to mean that the Common Council may pass ordinances in reference to the construction, repair, care and use of the markets, but that the bureau for the inspection, regulation and management of the markets, subject to such ordinances, shall be in the Finance Department, then full force and effect will be given to them all.

I have no doubt whatever that the latter is the true construction of the laws in question, and I am therefore of the opinion, that it is not competent for the Common Council to pass the proposed ordinance.

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

EXPENSES OF THE REGISTER'S OFFICE WHICH ARE COUNTY CHARGES.

BOARD OF SUPERVISORS,
NEW YORK COUNTY COURT HOUSE,
NEW YORK, April 28, 1873.

DEAR SIR—The Register, General Sigel, has from time to time requested to be furnished with articles for the use of his office, such as brooms, brushes and soap, for cleaning purposes, and chairs, desks, &c., for use of his clerks; he also demands that the county should provide a cleaning force and watchmen (night and day).

Will you kindly inform us on these points, in order that our Committee may act understandingly.

Very respectfully, yours,
(Signed.) J. VAN SCHAIK,
Chairman.

E. DELAFIELD SMITH, Esq.,
Legal Adviser to the Board of Supervisors.

LAW DEPARTMENT,
OFFICE OF COUNSEL TO THE CORPORATION,
July 23d, 1873.

Hon. Jenkins Van Schaick, Chairman Finance Committee of the Board of Supervisors:

SIR—I have considered your letter requesting to be informed whether the county should provide the Register with articles for the use of his office, such as he enumerates, and also provide a cleaning force, and night and day watchmen.

After an examination of the statutes which seem to have any bearing on the matter, I am of the opinion that the things asked for by the Register should be furnished to him by the county.

The Register is required by law to record in books, to be provided for the purpose, such deeds, mortgages, &c., as shall be delivered to him for record. The records which he makes are not his property, but that of the county, and when his term of office shall expire he must deliver them, with all the records he has received from his predecessor, to his successor. The records are of vast interest to the public, and must be kept safe from loss, mutilation and alteration. The public are entitled to have access to them, and a great many people have business with the Register and at his office, which should be properly and decently furnished and kept.

For his services in recording such deeds, mortgages, &c., and in making searches of the records, and certifying their contents, the Register is entitled to receive certain fees. But for

any further expense attending his office, the law provides no specific compensation.

It seems to me that the provision of the statute, 1 Rev. Statute (Edmund), page 358, sec. 3, subd. 9 and 15, that "the moneys necessarily expended by any county officer in executing the duties of his office, in cases in which no specific compensation for such services is provided by law," and that "the contingent expenses necessarily expended for the use and benefit of a county shall be deemed county charges, apply to the expenses incurred for preserving the records, and for furnishing and keeping clean the office of the Register.

The Register is paid specific fees for specific purposes. Whatever assistance he may require to enable him to perform those services, he should pay for out of those fees. But for the great responsibility and expense of keeping the records safe and maintaining them in order, for the expense of providing the public a convenient and decent place to transact with him their business connected with the county's records, no compensation whatever is provided.

In the case of Bright vs. The Supervisors of Chenango county, 18 John 241, the Supreme Court decided that although the statute required the clerk to provide books wherein to record deeds and mortgages, yet it was an expense of his office for which no specific compensation was provided, and the county should pay for them. The things asked for by the Register seem to me to come directly within the spirit of that decision. They are necessary to the care—preservation and orderly keeping of the property of the county—duties which law and custom impose upon the Register—but for the expense of which no specific compensation is provided by law.

I am, sir, very respectfully,
Your obedient servant,
(Signed.) E. DELAFIELD SMITH,
Counsel to the Corporation,
and Counsel to the Board of Supervisors.

POLICE DEPARTMENT.

The Board of Police met on the 30th day of July, 1873. Present—Messrs. Smith, Charlack, Gardner and Russell, Commissioners.

Parades Allowed.

Herman Sons—funeral.
Robt. Blum Conclave—funeral.

Promotions.

Captain Thomas W. Thorne, appointed Inspector of Police, to take effect on the 1st of August next.
Sergeant William B. Lowery, Second precinct, appointed Captain, and assigned to the Twenty-seventh precinct for duty.
Acting Sergeant Robert Young, Fifteenth precinct, appointed Sergeant.
Leave was granted, under the rule, to Patrolman John Dwyer, Twelfth precinct, to receive \$5 for arresting an escaped convict.

Bills Referred to Finance Committee.

Richard W. Frost.....\$25 00
R. C. Brown.....15 15
R. C. Brown.....21 07

Leaves of Absence Granted.

Patrolman Thomas Corkery, Eighteenth precinct, one day without pay.
Captain T. S. Copeland, one day.

Reports (daily) from the several precincts, of service rendered by the physicians. Referred to Committee on Surgeons.

Transfers Ordered.

Patrolman August Walthers, from Tenth to Fifteenth precinct.
Patrolman Francis Hughes, from Fifteenth to Tenth precinct.
Patrolman John J. Herrick, from Second to Tenth precinct.
Patrolman Isaac Schmittacher, from Tenth to Second precinct.
Patrolman James P. Geraghty from Thirteenth to Twenty-fourth precinct.
Sergeant J. H. Ferris, from Twenty-seventh to Second precinct.

Proposals to furnish wood was referred to the Committee on Station-Houses with power.

Nominations to Special Duty Approved.

Twenty-ninth precinct, Patrolman Z. H. Mullin, Ward Detective.
Thirty-first precinct, Patrolman Thomas Ward, House of Mercy, Eighty-sixth street and N. R.
Seventh precinct, Patrolman Edward Shalvey, enforcement of Corporation Ordinances and Health Code.
Eighteenth precinct, Patrolman Valentine Mack, Twenty-third street pier.

Communication from William Laimbeer, President Department of Charities and Correction, soliciting the aid of the police for more prompt relief of the poor and distressed, was referred to the Committee on Station-Houses for inquiry and report.

The Committee of Camp-Meeting at Sing Sing submitted the following selections, as authorized by resolution of 29th inst., and the same were approved:

Sergeant William H. Lefferts, San. Co.
Detective James P. Bennett.
Patrolman James Knox, Twenty-fifth precinct.
Patrolman T. Beatty, Twenty-fifth precinct.
Patrolman Chas. O. Sheldon, Ninety-first precinct.
Patrolman James Ferdon, Ninth precinct.
Patrolman James F. Sherwood, San. Co.

Appointment.

Richard Ganly, as Patrolman, First precinct.
On reading a communication from the Department of Docks, it was

Ordered—That the boat "Seneca" be placed at the disposal of General Graham, Engineer-in-Chief, for the 31st inst., and that that Department be notified to that effect.

Street Cleaning Bill Referred to the Finance Committee.

W. & E. A. Cruikshank.....\$720 00
Notice from Supt. Thorne of the death of A. Consalvi, Supt. of Machines, on the 29th inst., and that he (the Supt.) has temporarily placed John Miller in charge. Referred to the Committee on Street Cleaning.

Daily report of the Supt. of Boats was referred to the Committee on Street Cleaning.
Adjourned.

D. B. HASBROUCK,
Acting Chief Clerk.

DEPARTMENT PUBLIC WORKS.

DEPARTMENT OF PUBLIC WORKS,
Commissioners Office, Room 19, City Hall,
New York, July 26, 1873.

In pursuance of sec. 110, chap. 335, 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..... | \$147,129 10 |
| For penalties on water rent..... | 190 35 |
| For tapping croton pipes..... | 171 00 |
| For vault permits..... | 4,102 55 |
| For sewer permits..... | 290 00 |
| For sewer pipe sold to contractors..... | 270 68 |

Total.....\$152,213 68

Certificates of the cost of the following improvements were transmitted to the Board of Assessors:

Paving Forty-eighth street, between Ninth and Tenth avenues; and Forty-first street, between Eighth and Tenth avenues; regulating and grading One Hundred and Twenty-eighth street, between Sixth and Eighth avenues; Sixty-ninth street, from the Boulevard to the Hudson river; and Seventh avenue, from One Hundred and Tenth street to the Harlem river; curbing, guttering and flagging One Hundred and Ninth street, from Third avenue to the Harlem river; fencing vacant lots on both sides of Fifty-first street, between Fifth and Sixth avenues.

The paving of Thirty-seventh street, between Seventh avenue and the Hudson river; and the sewers in Eleventh avenue, between Fifty-second and Fifty-fourth streets, have been completed.

Three hundred and forty-four receiving basins were cleaned; one lamp has been ordered to be fitted up on One Hundred and Fortieth street; and one lamp has been removed and discontinued.

Two permits for flagging sidewalks and setting curb and gutter have been issued.

The following named inspectors of regulating and grading were removed for inattention to duty: Nicholas Kent, Benjamin N. Cohn, Thomas Bell, John Sheals, and Daniel Jackson. James Owens, Inspector of Paving, and Meyer Meyer, Inspector of Sewers, were discharged on account of completion of their work.

John C. Lamb, James Van Camp, and John A. Van Saun, were appointed Inspectors of Regulating and Grading, at the rate of \$3 per day.

Copies of the following contracts, awarded Oct. 23, 1872, were transmitted for filing in the Department of Finance: Paving Seventieth street, from Fourth to Fifth avenue; Eighty-third street, from Third to Fifth avenue; Eighty-sixth street, from Third to Fifth avenue; Eighty-seventh street, from Second to Fourth avenue. Also copies of the following special contracts, founded upon sealed bids: Regulating and grading Ninetieth street, from Eighth to Tenth avenue; One Hundred and Fifteenth, One Hundred and Sixteenth, One Hundred and Seventeenth, and One Hundred and Eighteenth streets, from Seventh to Eighth avenue; sewers in Sixth avenue, between One Hundred and Twenty-fifth and One Hundred and Twenty-ninth streets, with branches; in Sixth avenue, between One Hundred and Twenty-ninth and One Hundred and Forty-seventh streets, with branches; in Seventh avenue, between One Hundred and Twenty-first and One Hundred and Thirty-seventh streets, with branches; in Sixth avenue, between One Hundred and Sixteenth and One Hundred and Twenty-fifth streets; and Seventh avenue, between One Hundred and Sixteenth and One Hundred and Twenty-first streets; and in One Hundred and Twenty-first street, between Sixth and Seventh avenues, with branches; in Sixth avenue, Seventh avenue, and Avenue St. Nicholas, between One Hundred and Tenth and One Hundred and Sixteenth streets, with branches; also lease of premises No. 265, West One Hundred and Twenty-fifth street, for one year from May 1, 1873.

There has been an aggregate increase in the laboring force of the Department of six men and one team, and a decrease of one cart and one eight-horse team.

The total amount of requisitions drawn on the Comptroller by the Department during the week is \$98,105.72.

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

HEALTH DEPARTMENT OF THE CITY OF NEW YORK.

BUREAU OF VITAL STATISTICS—CONDENSED STATEMENT OF MORTALITY—METEOROLOGICAL OBSERVATIONS, ETC.

REGISTERED MORTALITY (week ending July 26th), AND THE ACTUAL MORTALITY (each day in the week, ending at noon, July 19th, 1873), WITH AN ENUMERATION OF THE CHIEF CAUSES OF DEATH. E. HARRIS, M. D., Registrar.

Table with multiple columns: DATE, BAROMETER, THERMOMETER (Mean, Maximum, Minimum), HUMIDITY, WIND, RAIN, METEOROLOGICAL OBSERVATIONS, Actual Number of Deaths each Day (July 13-19), CAUSES OF DEATH (Total Deaths from all Causes, Zymotic Diseases, Constitutional Diseases, Local Diseases, Developmental Diseases, Deaths by Violence, Small Pox, Measles, Scarlatina, Diphtheria, Memb. Croup, Whooping Cough, Typhus Fever, Typhoid Fever, Diarrhoeal Diseases, Alcoholism, Cancer, Phthisis Pulmonalis, Marasmus-Tubes Mesent. and Scrofula, Hydrocephalus and Tuberc. Meningitis, Convulsions, Direct Effect of Solar Heat, All Diseases of Nervous System, Heart Diseases, Pneumonia, Bronchitis, Bright's Disease and Nephritis, Deaths by Suicide, Puerperal Diseases, Deaths in Institutions, All Deaths of Persons 70 years old or more, Under 1 year, Under 2 years, Under 5 years, Total Deaths in Children).

HEALTH DEPARTMENT.

SANITARY BUREAU.

NEW YORK, July 28th, 1873.

Dr. Stephen Smith, Chairman Sanitary Committee.

SIR—I have the honor to submit the following report upon the condition of the streets and avenues of this city, as regards cleanliness, for the week ending July 26th inst., compiled from the reports of the inspectors and assistant inspectors of this Department.

Inspector Judson (1st, 3d and 5th Wards) reports that, with the exception of West and Greenwich streets, which contain about their usual filth, the streets of his district are more filthy than for the last six weeks. The following blocks have pavements in fair condition, and, with ordinary care and industry, might be kept perfectly clean. At present they are filthy with street dirt, which, in dry times, fills the air with offensive and irritating dust, and in wet weather, or after the passage of a sprinkling cart, plasters the whole street with slime:

Park place, from College place to Church; Whitehall street, from Bridge street to Pearl street; Pearl street, from Whitehall street to Broad; Beaver street, from William to Hanover street; Wall street, from Nassau street to Broadway; Broadway, from Wall street to Pine street.

In two places he noticed that fresh refuse had been deposited, for which the occupants of the respective numbers, and not the street cleaners, are responsible. At No. 42 Park place was a quantity of packing straw on the sidewalk and in the gutter; and in front of a tenement house on the southwest corner of Whitehall and Pearl streets, there was a deposit of very offensive garbage.

Assistant Inspector Lockwood (2d and 4th Wards) reports his streets as generally clean, with the exception of Front street, between Burling slip and Beekman street, very filthy with street dirt in places. The tenants of the 4th

Ward generally throw their garbage into the street. The tenants of No. 90 New Chambers street, still throw their garbage into the gutters.

Assistant Inspector Emerson (7th Ward) found nothing in his streets worth remarking, excepting that on Saturday rubbish and garbage was freshly thrown into the streets in the western section of East Broadway, in Birmingham, and in Henry streets, between Birmingham and Market streets.

Assistant Inspector Hughes (8th Ward) reports his streets clean, excepting Watt street, Charlton street, between Varick and West streets, Greenwich street, and South 5th avenue, between Grand and Broome streets.

Inspector Morris (9th and 15th Wards) reports his district as being in very good condition.

Inspector Munde (11th Ward) finds some improvement in the condition of both streets and gutters during the past week, but complains that the inhabitants of tenement-houses are content to clean their gutters once a day. He recommends that the police should make them keep them clean.

Assistant-Inspector Atwater (17th Ward) reports his streets comparatively clean and well swept.

Assistant-Inspector Hamilton (16th Ward) finds his district clean, excepting Twenty-first street, between Seventh and Eighth avenues, where the pavement is bad.

Inspector Russel (18th Ward) finds his streets, without exception, remarkably clean, considering the generally bad condition of the street pavements in the tenement-house portions of the ward.

Assistant-Inspector Walker (20th Ward) reports his streets in a very fair state of cleanliness, though the streets already complained of as out of repair, have not yet been attended to.

Inspector Roberts (21st Ward) reports his streets as in good sanitary condition, excepting such, as from lack of proper paving, cannot be properly cleaned.

Assistant-Inspector Strong (upper part of 22d Ward) reports his paved streets as without a particle of anything offensive. Tenth avenue, at its junction with Sixtieth street, is partially obstructed by earth and stones thrown from an unfinished sewer, and water from a leaking hydrant accumulates at the northwest corner of Tenth avenue and Sixtieth street, and along the gutter on the west side, as far as the hydrant midway in the block. The unfinished sewer, on which no work has been done recently, is open and is dangerous at night.

The condition of the unpaved streets has not been improved since last week. The gutter on the north side of Sixty-second street, between Ninth and Tenth avenues, is filthy with ashes, garbage and waste water. Northwest corner of Sixty-seventh street and Ninth avenue, and Sixty-fifth street, for two hundred feet west of Tenth avenue, are still filthy with garbage, ashes and manure. Complaints are generally made that garbage carts never traverse the following streets—viz., 9th avenue, between 60th and 63d streets; West 59th street, from 10th avenue to river; 10th avenue, between 64th and 70th streets; Boulevard, between 67th and 69th streets; 67th and 68th street, between Boulevard and Tenth avenues.

Inspector Post (lower part of 19th Ward) reports his streets in a very fair condition of cleanliness excepting all the unpaved streets, and the following paved streets—viz., 48th street, between 1st and 2d avenues; 53d street, between 1st and 2d avenue; 55th street, between 1st and 3d avenues; 57th street, between 1st and 2d avenues; 1st avenue, between 41st and 47th streets; 2d avenue, between 46th and 49th streets, between 51st and 55th streets, and between 56th and 58th streets; 3d avenue, between 55th and 56th streets.

All of which is respectfully submitted, WALTER DE F. DAY, M. D., Sanitary Superintendent.

BUREAU OF VITAL STATISTICS, July 29, 1873.

To the Secretary of the Board of Health. Sir: The number of deaths reported to the Bureau of Vital Statistics in the week ending July 26th, was 860. In the preceding week the actual number amounted to 917. The greatest number of deaths occurred on the 15th inst., when 157 were certified, 122 being children under five years of age and 77 being charged to common diarrhoeal diseases.

Last week 492 of the 860 deaths were of children under two years of age, and 567 were under five years. The total, as well as the infantile mortality was slightly above the average of the past five years, for the corresponding week. The death rate last week, was equal to 44.72 per 1000 inhabitants annually, and in the previous week it was 47.68.

Common diarrhoeal diseases caused nearly one third of this mortality, and of the 389 who died from these maladies last week only 27 were adults, the latter were mostly aged invalids and their average age at death exceeded 60 years each.

A map of the city is herewith submitted with the location of each fatal case of diarrhoeal disease indicated in the street and block where it occurred. Though it is infant mortality that thus dots the map, these dots plainly indicate certain unhealthy districts and blocks that may properly be termed diarrhoeal fields. These are frequently the most sickly districts in the city and are chiefly occupied by classes quite above the poorest and debased kinds. They are populous with families of the artisan and laboring classes.

Beginning on Greenwich and Washington streets where obvious conditions account for such mortality, we find a marked district on Twenty-seventh and Twenty-ninth streets, above the Ninth and Tenth avenues; again from Thirty-seventh to Forty-second streets, from Ninth to Eleventh avenues; and again between the same avenues from Forty-sixth to Fifty-seventh streets, there are districts still more fatally marked,

No. 11—Both sides of Twenty-fourth street, from Tenth to Eleventh avenues, to the extent of one-half the block on the intersecting streets.

No. 12—West side of Eighth avenue, the property known by Ward Nos. 32 to 35 inclusive.

No. 13—West side of Eighth avenue, the property known by Ward Nos. 33, 34 and 35.

No. 14—The block bounded by Seventy-second and Seventy-third streets and First and Second avenues.

No. 15—The property known as Ward Nos. 33, 34 and 35.

No. 16—The property known as Ward Nos. 49, 52 and 54 1/2.

No. 17—West side of Third avenue, between Eleventh and Twelfth streets, except two lots next Twelfth street.

No. 18—Both sides of Sixty-fifth street, between First and Third avenues.

No. 19—Both sides of Second avenue, from One Hundred and Eleventh to One Hundred and Sixteenth and One Hundred and Fifteenth streets, between First and Third avenues and one-half the block of One Hundred and Twenty-seventh street, between Third and Second avenues.

No. 20—Both sides of Eleventh street, between Dry Dock street and East River to the extent of one-half the block on the intersecting streets.

No. 21—Both sides of Fifty-fifth street, between Avenue A and First avenue.

No. 22—Both sides of Fifty-fifth street, between Fifth and Sixth avenues, to the extent of half the block.

No. 23—Both sides of Sixty-sixth street, between Avenue A and First avenue and between Second and Third avenues.

No. 24—South side of Fourteenth street, between Tenth and Eleventh avenues.

No. 25—North side of Fourteenth street, between Tenth and Eleventh avenues.

No. 26—West side of Fourth avenue, between Thirtieth and Fourteenth streets.

No. 27—North side of Twenty-third street, between Eleventh and Thirteenth avenues.

No. 28—South side of Twenty-third street, between Eleventh and Thirteenth avenues.

No. 29—East side of First avenue, between Sixty-fifth and Sixty-sixth streets, and north side of Sixty-sixth street, between First avenue and Avenue A, to the extent of half the block.

No. 30—West side of Mott street, between Worth and Park streets.

No. 31—West side of Chrystie street, between Grand and Broome streets.

No. 32—The property known as Ward Nos. 292 F, 292 G, 292 H, 292 I, and 160.

No. 33—Both sides of One Hundred and Ninth street, from Fourth avenue to Harlem River, sixty feet on northwest side of Second avenue, between One Hundred and Ninth and One Hundred and Tenth streets, and the northeast side of Fourth avenue, between One Hundred and Ninth and One Hundred and Tenth streets.

All persons whose interests are affected by the above-named assessments and who are opposed to the same, or either of them, are requested to present their objections in writing to Thomas B. Asten, Chairman of the Board of Assessors, at their office, No. 10 Chatham street, within thirty days from the date of this notice.

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

OFFICE, BOARD OF ASSESSORS,
NEW YORK, July 7, 1873.

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.

Pursuant to the statutes in such cases made and provided, the Mayor, Aldermen and Commonalty of the City of New York, hereby give notice, that, in compliance with the act of the Legislature of the State of New York, entitled "An act to alter the map or plan of the City of New York, by extending Desbrosses street," passed May 20th, 1873, three-fifths being present, the Counsel to the Corporation of the City of New York, for and in behalf of the Mayor, Aldermen and Commonalty of said city, will apply to the Supreme Court of the State of New York, at a special term of said court, to be held at the Chambers thereof, on the fifth day of August, 1873, at 10 1/2 o'clock A. M., or as soon thereafter as counsel can be heard thereon, for the appointment of Commissioners of Estimate and Assessment in the above-entitled matter; that the nature and extent of the improvement hereby intended in 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, in the manner provided by said act of said Legislature.

F. DEAFIELD SMITH,
Counsel to the Corporation.

Dated New York, July 9, 1873.

DEPARTMENT OF DOCKS.

DEPARTMENT OF DOCKS,
346 AND 348 BROADWAY,
TO CONTRACTORS.

PROPOSALS FOR FURNISHING GRANITE STONES TO BUILD SIXTEEN (16) ARCHES, (MORE OR LESS) OF NEW PIER, NO. 1, NORTH RIVER.

SEALED PROPOSALS for this work will be received at the office of the Department of Docks, until 12 o'clock noon, of Friday, August 15th, 1873, at which time the bids will be publicly opened and read. The award of the contract will be made as soon as practicable after the opening of the bids.

The time allowed for the fulfillment of the contract is to the 1st day of December, 1873.

Any bidder for this contract must be known to be engaged in, and well prepared for the business, and must have satisfactory testimonials to that effect.

No proposal will be considered unless accompanied by the consent, in writing, of two householders or freeholders of the City of New York, with their respective places of business or residence, to the effect that if the contract be awarded under that proposal, they will, on its being so awarded, become bound as sureties for its faithful performance; which consent must be verified by the justification of each of the persons, signing the same, for double the amount of security required.

Bidders will state the price in their proposals for each separate item of the work to be done, by which the bids will be tested.

The engineer's estimate of the material to be furnished is as follows:

640 voussoirs, or arch stones, averaging from 6 to 16 cubic feet each. Total..... 6298.24 cubic feet.

483 spandrel stones, averaging from 3 to 23 cubic feet each. Total... 6810.56 cubic feet.

64 stones furnished in the rough... 4046.60 cubic feet.

The Department of Docks reserves the right to decline any and all proposals, if deemed to be for the public interest; and no proposal will be accepted from, or contract awarded to any person who is in arrears to the Corporation, upon debt or contract, or who is a defaulter, as security or otherwise, upon any obligation to the Corporation.

Blank forms of proposals and plans of the proposed work can be obtained by application at the office of the Department.

Proposals must be endorsed as above, and addressed to "Commissioner Budd, Treasurer of Department of Docks."

JACOB A. WESTERVELT,
WILLIAM GARDNER,
WILLIAM BUDD,
Commissioners of the Department of Docks.

DEPARTMENT PUBLIC WORKS.

DEPARTMENT OF PUBLIC WORKS,
CITY HALL, New York, July 30, 1873.
TO CONTRACTORS.

PROPOSALS INCLOSED IN A SEALED ENVELOPE, with the title of the work, and the name of the bidder endorsed thereon (ALSO THE NUMBER OF THE WORK AS IN THE ADVERTISEMENT) will be received at this office until Tuesday, August 12, 1873, at 12 o'clock, M., for the following works:

No. 1. Outlet Sewer from end of present sewer in Manhattan street, and through One hundred and thirtieth street to Hudson river, and sewers in the New avenue between Eighth and Ninth avenues from One hundred and fifth to Manhattan street, and in One hundred and twenty-fourth street between Seventh avenue and Manhattan street with branches.

No. 2. Sewers in Eighty-third and Eighty-fourth streets between Eighth and Ninth avenues and in Ninth avenue between Eighty-third and Eighty-fourth streets with branch in Eighty-fourth street.

No. 3. Sewer in Fortieth street between First and Second avenues.

No. 4. Sewer in Horatio street from end of present sewer to and through Greenwich avenue to near Jane street.

No. 5. Sewers in Dry Dock street between Tenth and Twelfth streets.

No. 6. Sewers in First avenue between Third and Sixth streets and between Ninth and Tenth streets.

No. 7. Sewer in One hundred and fourth street between Second and Third avenues.

No. 8. Sewers in avenue A, between One hundred and twentieth and One hundred and twenty-third streets, with branch in One hundred and twenty-third street.

No. 9. Sewers in Broadway between Thirty-second and Fifty-ninth streets.

No. 10. Sewer in Broadway between Twenty-seventh and Twenty-eighth streets.

No. 11. Sewer in Fifty-sixth street between Sixth and Seventh avenues.

No. 12. Sewer in Seventy-fifth street between First and Second avenues.

No. 13. Underground drains between Fifty-sixth and Fifty-seventh streets, and between Fourth and Lexington avenues.

No. 14. Underground drains between One hundred and tenth and One hundred and twenty-fourth streets and between Fifth and Eighth avenues.

No. 15. Alteration of sewer in Thomas street between Church street and West Broadway.

No. 16. Sewer in Fifty-sixth street between Eleventh avenue and Hudson river.

No. 17. Regulating, grading, curb, gutter and flagging Gansevoort street from West street to North river.

No. 18. Regulating, grading, curb, gutter and flagging Fifty-fifth street between Eleventh avenue and North river.

No. 19. Regulating, grading, curb, gutter and flagging Sixty-eighth street from Third avenue to East river, (except between Third and First avenues).

No. 20. Regulating, grading, curb, gutter and flagging Sixty-eighth street from Third to Fourth avenues.

No. 21. Regulating, grading, curb, gutter and flagging Sixty-ninth street, from Third avenue to East River.

No. 22. Regulating, grading, curb, gutter and flagging Eightieth street, from Eighth avenue to the River drive (except between Eighth and Ninth avenues.)

No. 23. Regulating, grading, curb, gutter and flagging Eighty-second street, from Fourth avenue to Fifth avenue.

No. 24. Regulating, grading, curb, gutter and flagging One Hundred and first street, from Ninth avenue to the Boulevard.

No. 25. Regulating, grading, curb, gutter and flagging One Hundred and sixth street, from Third avenue to East River.

No. 26. Regulating, grading, curb, gutter and flagging One Hundred and Eighth street, from Fifth avenue to East River.

No. 27. Regulating, grading, curb, gutter and flagging One Hundred and twenty-sixth street, from Eighth avenue to Lawrence street.

No. 28. Regulating, grading, curb, gutter and flagging One Hundred and fifty-second street, from Avenue St. Nicholas to Eleventh avenue.

No. 29. Curb, gutter and flagging Sixty-first street, from Ninth to Tenth avenues.

No. 30. Curb, gutter and flagging Lexington avenue, between Sixty-first and Sixty-sixth streets.

No. 31. Flagging Fifty-seventh street, from Ninth to Tenth avenues.

No. 32. Flagging Fifty-seventh street, from Sixth to Eighth avenues.

No. 33. Flagging Fifty-first street, from First to Third avenues.

No. 34. Paving First avenue from Sixty-first to Ninety-second street with Belgian pavement, and laying crosswalks at the intersecting streets and avenues where required.

No. 35. Paving Second avenue from Sixty-third to Sixty-sixth streets with Belgian pavement, and laying crosswalks at the intersecting streets and avenues where required.

No. 36. Paving Forty-seventh street from Third to Fourth avenue with Belgian pavement, and laying crosswalks at the intersecting streets and avenues, where required.

No. 37. Paving Fifty-sixth street from Lexington to Fourth avenue with Belgian pavement, and laying crosswalks at the intersecting streets and avenues, where required.

No. 38. Paving Fifty-seventh street from the Sixth avenue to the Eighth avenue with Belgian pavement, and laying crosswalks at the intersecting streets and avenues where required.

No. 39. Paving Fifty-ninth street between First and Second avenues with Belgian pavement, and laying crosswalks at the intersecting streets and avenues where required.

No. 40. Paving Sixty-third street from the Second avenue to the East River with Belgian pavement, and laying crosswalks at the intersecting streets and avenues where required.

No. 41. Paving Sixty-third street, from Lexington to Fourth avenue, with Belgian pavement, and laying crosswalks at the intersecting streets and avenues where required.

No. 42. Paving Sixty-ninth street, from Third avenue to Fifth avenue, with Belgian pavement, and laying crosswalks at the intersecting streets and avenues where required.

No. 43. Paving Seventy-first street, from the Eighth avenue to the Boulevard, with Belgian pavement, and laying crosswalks at the intersecting streets and avenues where required.

No. 44. Paving Seventy-second, from Madison avenue to Fifth avenue, with Belgian pavement, and laying crosswalks at the intersecting streets and avenues where required.

No. 45. Paving Seventy-fourth street, from Third to Fifth avenues, with Belgian pavement, and laying crosswalks at the intersecting streets and avenues where required.

No. 46. Paving Seventy-seventh street, from Madison avenue to Third avenue, with Belgian pavement, and laying crosswalks at the intersecting streets and avenues where required.

Blank forms of proposals, the specifications and agreements, the proper envelope in which to enclose the bids, and any further information desired can be obtained on application to the Contract Clerk at his office.

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

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

DEPARTMENT OF PUBLIC PARKS.

DEPARTMENT OF PUBLIC PARKS,
36 UNION SQUARE,
NEW YORK, July 25, 1873.

PROPOSALS WILL BE RECEIVED AT THIS office till 12 o'clock noon, of August 7th, 1873, for the bronze work for completion of a fountain in City Hall Park. Plans and specifications may now be seen at the office of Design and Superintendence (Architect's Room) as above.

The bronze work is to be the best standard light bronze, and is to be furnished and set.

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

The Department reserves the right to reject any or all proposals.

Proposals will be addressed to the Department of Public Parks, and endorsed "Proposals for Bronze Work, City Hall Fountain."

HENRY G. STEBBINS,
SALEM H. WALES,
PHILIP BISSINGER,
DAVID B. WILLIAMSON,
SAMUEL HALL,
Commissioners.

SEALED PROPOSALS WILL BE RECEIVED AT this office until 12 o'clock noon, of August 6th, 1873, for the completion of a series of ornamental Bases and Lamp Posts connected with Flag-staff decoration on Union Square.

Plans and specifications for this work may now be seen at the office of Design and Superintendence (Architect's Room) as above.

The work is to be finished within fifteen days after execution of contract.

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

The Department reserves the right to reject any or all proposals.

Proposals will be addressed to the Department of Public Parks, and endorsed "Proposals for Gas Light Construction, Union Square."

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

SEALED PROPOSALS WILL BE RECEIVED AT this office until 12 o'clock noon, of August 4th, 1873, for the construction of about 4900 lineal feet of the enclosing wall of the Central Park on the line of Eighth avenue.

Sections and specifications for this work may now be seen at the Office of Design and Superintendence (Chief Engineer's room) as above.

The material is to be Ohio sand-stone or New Brunswick free-stone of the best quality.

Samples of the stone proposed to be furnished must accompany each proposal.

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

The Department reserves the right to reject any or all proposals.

Proposals will be addressed to the Department of Public Parks and endorsed "Proposals for Enclosing Wall—Central Park."

HENRY G. STEBBINS,
S. H. WALES,
PH. BISSINGER,
D. B. WILLIAMSON,
S. HALL,
Commissioners.

SEALED PROPOSALS WILL BE RECEIVED AT this office until 12 o'clock of August 4th, 1873, for about 275 feet of light iron railing.

The railing is to be delivered and set in Union Square. Plans and specifications may now be seen at the Office of Design and Superintendence (architect's room), as above.

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

The Department reserves the right to reject any or all proposals.

Proposals will be addressed to the Department of Public Parks, and endorsed "Proposals for Iron Railing at Union Square."

H. G. STEBBINS,
S. H. WALES,
PH. BISSINGER,
D. B. WILLIAMSON,
S. HALL,
Commissioners.

SEALED PROPOSALS WILL BE RECEIVED AT this office until 12 o'clock noon, of August 4th, 1873, for the delivery of about 3,350 lineal feet of dressed base course stone, with two faces, and about 800 lineal feet of dressed base course stone, with one face, for the park enclosing wall.

Specifications may now be seen at the Office of Design and Superintendence (chief engineer's room), as above.

The stone is to be either Mountain Greywacke, or granite of approved quality and color, and is to be delivered on such docks, or upon trucks, if provided, as shall be directed.

Samples of the stone proposed to be furnished must accompany each proposal.

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

The Department reserves the right to reject any or all proposals.

Proposals will be addressed to the Department of Public Parks, and endorsed "Proposals for Base Stone."

HENRY G. STEBBINS,
S. H. WALES,
PH. BISSINGER,
D. B. WILLIAMSON,
S. HALL,
Commissioners.

DEPARTMENT OF PUBLIC PARKS.

DEPARTMENT OF PUBLIC PARKS,
36 UNION SQUARE, NEW YORK,
July 21st, 1873.

SEALED PROPOSALS WILL BE RECEIVED AT this office until 12 o'clock noon, of August 4th, 1873, for the delivery of about 1,925 superficial feet face measurement of dressed Ashlar, and about 800 lineal feet of dressed coping for Park enclosing wall.

Specifications may now be seen at the Office of Design and Superintendence (Chief Engineer's room), as above.

The material is to be Ohio sand-stone or New Brunswick free-stone of the best quality. The Ashlar stones will be of equal height, between nine and ten inches, and generally from eight to twelve inches wide, with draft around face and well-dressed beds and ends. The coping will be between eight and nine inches in height, with chisel draft on top and with one bevel edge.

The stone is to be delivered on such docks or on trucks if provided as shall be directed.

Samples of the stone proposed to be furnished must accompany each proposal.

The proposals will give the price per cubic foot for ashlar and per lineal foot for coping, each delivered in accordance with specifications.

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

The Department reserves the right to reject any or all proposals.

Proposals will be addressed to the Department of Public Parks, and endorsed "Proposals for Ashlar and coping for Park wall."

HENRY G. STEBBINS,
S. H. WALES,
PH. BISSINGER,
D. B. WILLIAMSON,
S. HALL,
Commissioners.

FINANCE DEPARTMENT.

CITY OF NEW YORK,
FINANCE DEPARTMENT, COMPTROLLER'S OFFICE,
July 2, 1873.

INTEREST ON CITY STOCKS.—THE INTEREST on the Bonds and Stocks of the City of New York, due August 1st, 1873, will be paid on that day, by the Chamberlain, at his office in the new Court House.

The transfer books will be closed from July 7th to August 1st, 1873.

ANDREW H. GREEN,
Comptroller.

INDICES OF RECORDS.

CITY OF NEW YORK, DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE, July 14, 1873.

A LIMITED NUMBER OF COMPLETE SETS OF the INDICES OF RECORDS are offered for sale, full bound in sheep, as follows:

| | | |
|---------------------------------|-------------|----------|
| Grants,..... | 28 volumes. | |
| Grantees,..... | 24 " | |
| Notices of Suits in Equity, 8 " | | |
| Insolvents, &c.,..... | 1 " | |
| | Total, .61 | \$100 00 |
| Judgments,..... | 25 " | 12 50 |
| Sets unbound,..... | 61 " | 15 25 |

Incomplete sets may be completed on application at this office.

Communications in relation to the Records should be addressed "Superintendent of Records, Comptroller's Office."

ANDREW H. GREEN,
Comptroller.

DEPARTMENT OF PUBLIC CHARITIES AND CORRECTIONS.

DEPARTMENT OF PUBLIC CHARITIES AND CORRECTION, No. 66 Third Avenue,
NEW YORK, July 23, 1873.

PROPOSALS FOR SUPPLIES.

PROPOSALS WILL BE RECEIVED BY THE Commissioners of the Department of Public Charities and Correction, until Saturday August 2d, at 2 o'clock, P. M., for the following articles:

3000 bushel oats, } Send sample.
25 Barrels vinegar, }
50 bales of straw,
75000 feet box boards,
2000 feet worked boards,
1000 feet 1 1/2 inch spruce plank,
500 feet 2 inch spruce plank.

The Commissioners reserve the right to reject any bid not deemed advantageous to the interests of this Department.

Goods to be delivered free of charge.

WILLIAM LAIMBEER,
JAMES BOWEN,
MYER STERN,
Commissioners.

BOARD OF EDUCATION.

SEALED PROPOSALS WILL BE RECEIVED BY the Board of School Trustees of the Nineteenth Ward, at the office of the Clerk of the Board of Education, corner of Grand and Elm streets, until Monday, the 11th day of August, 1873, and until 3 o'clock P. M. on said day, for fitting up and furnishing for school purposes the premises Nos. 789 and 791 Third avenue, between Forty-eighth and Forty-ninth streets.

Plans and specifications may be seen at the office of the Superintendent of School Buildings, No. 146 Grand street, third floor.

Two approved responsible sureties will be required from the successful bidder; proposals will not be considered unless sureties are named.

The Trustees reserve the right to reject any or all of the proposals offered.

Dated New York, July 24th, 1873.

FRED. T. HOPKINS,
RICHARD KELLY,
JULIUS KATZENBERG,
JOHN J. MACKLIN,
JONATHAN O. ALSTON,
Board of School Trustees, Nineteenth Ward.

HEALTH DEPARTMENT.

HEALTH DEPARTMENT, No. 301 MOTT ST.,
NEW YORK, July 20th, 1873.

AT A MEETING OF THE BOARD OF HEALTH of the City of New York, held at its office, No. 301 Mott street, on the 29th day of July, 1873, the following resolutions were adopted:

Resolved, That Section 66, of the Sanitary Code, be, and is hereby amended to read as follows:

Sec. 66. That no person engaged in the selling or keeping for sale of any fish, meat, birds, fowl, fruit, or vegetables, shall, without a permit from this Department, occupy or encroach upon any portion of any street or sidewalk, or public place in the City of New York.

Resolved, That under the power conferred by law upon the Health Department the following additional section to the Sanitary Code for the security of life and health in the City of New York, be, and the same is hereby adopted and declared to form a portion of the Sanitary Code.

Sec. 179. No adulterated or deleterious coffees, teas, or other preparations from which drinks are made shall be bought, sold, held or offered for sale.

CHARLES F. CHANDLER,
President.

L. S.
EMMONS CLARK, Secretary.