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BOARD OF ALDERMEN.

STATED MEETING.

TUESDAY, December 3, 1895, 2 o'clock P. M.

The Board met in Room 16, City Hall.

PRESENT :

Aldermen Nicholas T. Brown, William E. Burke, Thomas M. Campbell, Thomas Dwyer, Christian Goetz, Elias Goodman, Frank J. Goodwin, Joseph T. Hackett, Benjamin E. Hall, Jeremiah Kennefick, Francis J. Lantry, Frederick L. Marshall, Robert Muh, John J. Murphy, Andrew A. Noonan, John T. Oakley, John J. O'Brien, William M. K. Oicott, Charles A. Parker, Rufus R. Randall, Andrew Robinson, Henry L. School, William Tait, Frederick A. Ware, Charles Wines, Collin H. Woodward, Jacob C. Wund.

In the absence of the President and Vice-President the Clerk called the Board to order.

Alderman Lantry moved that Alderman Noonan be elected President pro tem.

The Clerk put the question whether the Board would agree with said motion. Which was decided in the affirmative.

The minutes of the last meeting were read and approved.

At this point Vice-President Windolph took the chair.

REPORTS.

The Committee on Lamps and Gas, to whom was referred the annexed resolution in favor of laying gas-mains, etc., in One Hundred and Seventy-third street, from Amsterdam avenue to Kingsbridge, respectfully

REPORT :

That, having examined the subject, they believe the proposed improvement to be necessary. They therefore recommend that the said resolution be adopted.

Resolved, That gas-mains be laid, lamp-posts erected, and street lamps placed thereon and lighted in One Hundred and Seventy-third street, from Amsterdam avenue to Kingsbridge road, under the direction of the Commissioner of Public Works.

JOSEPH SCHILLING, ELIAS GOODMAN, JOSEPH T. HACKETT, ANDREW A. NOONAN, JOHN J. O'BRIEN, Committee on Lamps and Gas.

The Vice-President put the question whether the Board would agree to accept said report and said resolution. Which was decided in the affirmative by the following vote :

Affirmative—The President, the Vice-President, Aldermen Burke, Campbell, Dwyer, Goetz, Goodman, Goodwin, Hackett, Hall, Kennefick, Lantry, Marshall, Muh, Murphy, Noonan, Oakley, O'Brien, Parker, Randall, Robinson, School, Tait, Ware, Wines, Woodward, and Wund—28.

At this point the President took the chair.

(G. O. 604.)

NEW YORK, December 3, 1895.

To the Honorable the Board of Aldermen :

The undersigned Committee on Markets, to whom was referred the petitions of certain merchants, storekeepers, residents and others, asking that permission be granted to licensed vendors to use Third avenue, between One Hundred and Eighteenth and One Hundred and Twenty-second streets, and a short distance on side streets contiguous thereto, on Saturdays, after three o'clock P. M., and just previous to holidays (see Journal, page 23 of Minutes of October 1, 1895), and other communications—some endorsing said project and some protesting against the same (see Journal, pages 233, 257 and 415 of Minutes of October 15 and 22, and November 7), beg leave to

REPORT :

That we have carefully considered the subject, and fully appreciate the advantages which such permission would offer to many, and the disadvantages to others; and we also recognize the justice of the objections made by the protestants.

It was our intention to have public hearings, in order that all parties in interest could have opportunity to present their views; but ere doing so we concluded that, in view of the oft-repeated contention that this Board could not legally set aside the use of public streets in the manner indicated, to ask for and obtain an opinion from the Counsel to the Corporation on the subject.

The following decision from the Corporation Counsel compels us to refrain from further consideration of the matter :

"LAW DEPARTMENT—OFFICE OF THE COUNSEL TO THE CORPORATION, NEW YORK, October 28, 1895.

"WILLIAM H. TEN EYCK, Esq., Clerk of the Common Council :

"SIR—I have received your letter of the 25th instant, asking, by request of the Chairman of the Committee on Markets, whether the Board of Aldermen has the power to grant the petition of residents and business men in the vicinity of Third avenue and One Hundred and Twenty-second street, that licensed vendors may be permitted to sell their wares on Third avenue, between One Hundred and Eighteenth and One Hundred and Twenty-second streets, on Saturdays, between the hours of three o'clock P. M. and twelve o'clock midnight, etc.

"In answer, I beg leave to say, the Board of Aldermen have no power to give such permission.

"The courts have heretofore decided the question raised, having special reference to traffic by licensed vendors in the streets.

"St. John vs. The Mayor, 3 Bosw., 483.

"Ely vs. Campbell, 59 How., 333.

"O'Reilly vs. The Mayor, 59 How., 277.

"Cohen vs. The Mayor, 113 N. Y. Rep., 532.

"I remain, yours, very truly, FRANCIS M. SCOTT, Counsel to the Corporation."

Examining some of the cases referred to in the above communication, we find that the following language is used by the justices of the higher courts in the respective opinions presented, in cases somewhat analogous to the one now before us :

"The primary use of a highway is for the purpose of permitting the passing and repassing of the public, and it is entitled to the unobstructed and uninterrupted use of the entire width of the highway for that purpose, under temporary exceptions as to deposits for building purposes, and to load and unload wagons, and receive and take away property for or in the interest of the owners of the adjoining premises, which it is not now necessary to more specifically enumerate.

"It is no answer to the charge of nuisance that, even with the obstruction in the highway, there is still room for two or more wagons to pass, nor that the obstruction itself is not a fixture. If it permanently, or even habitually, in the highway it is a nuisance. The highway may be a convenient place for the owner of carriages to keep them in, but the law, looking to the convenience of the greater number, prohibits any such use of the public streets.

"Familiar as the law is on this subject, it is too frequently disregarded or lost sight of. Permits are granted by common councils of cities, or by other bodies, in which the power to grant them for some purposes is reposed, and they are granted for purposes in regard to which the body or board assuming to represent the City has no power whatever, and the permit conveys no right upon the party who obtains it.

The Legislature has expressly enacted that the City shall have no power to authorize the placing or continuing of any encroachments or obstructions upon any street or sidewalk, except the temporary occupation thereof during the erection or repair of a building on a lot opposite the highway.

"We simply say that when the City, without the pretense of authority, and in direct violation of a statute, assumes to grant to a private individual the right to obstruct a public highway while in the transaction of his private business, and for such privilege takes compensation, it must be regarded as itself maintaining a nuisance so long as the obstruction is continued by reason of and under such license, and it must be liable for all damages which may naturally result to a third party who is injured in his person or his property by reason or in consequence of the placing of such obstruction in the highway. This is none too severe a liability. It is to be hoped that its enforcement will tend to the discontinuance of a custom of granting permits or licenses to do what it is well known the City has no right to authorize or license. Such licenses, it is matter of public notoriety, are constantly granted without any semblance of legal authority, and the licensees are continually acting under them and obstructing the public streets to the serious inconvenience and danger of the public. When it is understood that such license has not only no effect in the way of legalizing an obstruction, but that it simply makes the City a partner in the maintenance of a public nuisance, and liable for the damage caused thereby, such knowledge may perhaps restrain the utterly illegal practice and tend in some degree to the protection of the public in the lawful use of its own highways."

"A use of the street, for instance, as a place for selling goods for private profit is clearly not a public use, nor the storing of goods, nor the putting out of show-cases upon the sidewalk."

"The primary purpose of streets is use by the public for traveling and transportation, and the general rule is that any obstruction of a street or encroachment thereon which interferes with such use is a public nuisance. But there are exceptions to the general rule born of necessity and justified by public convenience. An abutting owner engaged in building may temporarily encroach upon the street by the deposit of building materials. A tradesman may convey goods in the street to or from his adjoining store. A coach or omnibus may stop in the street to take up or set down passengers, and the use of a street for public travel may be temporarily interfered with in a variety of other ways without the creation of what in the law is deemed to be a nuisance. But all such interruptions and obstructions of streets must be justified by necessity. It is not sufficient, however, that the obstructions are necessary with reference to the business of him who erects and maintains them. They must also be reasonable with reference to the rights of the public who have interests in the streets which may not be sacrificed or disregarded. Whether an obstruction in the street is necessary and reasonable must generally be a question of fact to be determined upon the evidence relating thereto."

Notwithstanding these decisions, the Board of Aldermen have and does grant privileges similar to those now asked for by the petitioners, and many parties are enjoying the benefits of such grants by the City. As the Committee on Law Department have been instructed by this Board to examine the laws, statutes, etc., for the purpose of clearly defining our powers (see Journal, page 192 of Minutes of April 30) and to recommend suitable amendments if necessary (see Journal, page 126 of Minutes of August 6), and as a recent conference between said Committee and the Commissioners of the Police Department resulted in a mutual understanding that early application would be made to the Legislature for such change of existing laws as would give to this Board either more authority than it now possesses, or at least remove all doubt as to the construction of present statutes, and make clear and certain what now seems to many as ambiguous, we feel that no further action in the matter referred to us should be taken, and therefore offer the following :

Resolved, That the Committee on Markets be and they are hereby discharged from the consideration of the petitions referred to above.

Resolved, That this report and the opinion of the Corporation Counsel, together with the quotations of opinions of Justices of the Court of Appeals and others, be and the same are hereby referred to the Committee on Law Department, with request that they take the same into consideration at as early a period as convenient and practicable.

CHRISTIAN GOETZ, ELIAS GOODMAN, ANDREW A. NOONAN, JEREMIAH KENNEFICK, JOHN P. WINDOLPH, Committee on Markets.

Alderman Goodman moved that the further reading of the report be dispensed with and that the paper be laid over and printed in the CITY RECORD.

The President put the question whether the Board would agree with said motion. Which was decided in the affirmative.

The Committee on Street Pavements, to whom was referred the annexed resolution, relative to paving certain streets with asphalt, respectfully

REPORT :

That, having examined the subject, they believe the proposed improvement to be necessary. They therefore recommend that the said resolution, as amended, be adopted.

Resolved, That, in pursuance with the provisions of section 321 of the New York City Consolidation Act of 1882, as amended by chapter 569 of the Laws of 1887, the Commissioner of Public Works be and he is hereby authorized and directed to repave the following-named streets with asphalt pavement on the present pavement, and to lay crosswalks and set curb-stones along the lines of said streets where necessary :

Twelfth street, from Broadway to University place.

Fifty-first street, from Lexington to Park avenue.

Forty-sixth street, from Sixth to Seventh avenue.

One Hundred and Fifteenth street, from Lexington to Third avenue.

Marion street, from Spring to Prince street.

One Hundred and Twenty-eighth street, from Lenox to Seventh avenue.

Grove street, from Hudson to Bedford street.

Fifty-seventh street, from Second to Third avenue.

Thirtieth street, from Sixth to Seventh avenue.

Twentieth street, from Seventh to Eighth avenue.

Sixty-fifth street, from Third to Lexington avenue.

Eighty-ninth street, from Avenue A to East End avenue.

Eighty-sixth street, from Avenue A to East End avenue.

Forty-seventh street, from Eighth to Ninth avenue.

Fiftieth street, from Ninth to Tenth avenue.

Fifty-first street, from Ninth to Tenth avenue.

Fifty-second street, from Eighth to Ninth avenue.

Eightieth street, from First avenue to Avenue A.

Forty-sixth street, from Second to Fourth avenue.

Eighty-fourth street, from Columbus avenue to Central Park, West.

One Hundred and Fourth street, from Columbus to Amsterdam avenue.

One Hundred and Fifteenth street, from Third to Lexington avenue.

One Hundred and Tenth street, from Second to Third avenue.

Twenty-fourth street, from Seventh to Eleventh avenue.

Twenty-fifth street, from Eighth to Ninth avenue.

Sixtieth street, from Boulevard to Amsterdam avenue.

Sixty-sixth street, from Boulevard to Amsterdam avenue.

Fifty-ninth street, from Grand Circle to Amsterdam avenue.

Houston street, from Essex to Norfolk street.

First street, from First to Second avenue.

Fifth street, from First to Second avenue.

Lexington avenue, from Sixty-fifth street to Sixty-sixth street.

JOSEPH T. HACKETT, JOHN J. O'BRIEN, THOMAS M. CAMPBELL, CHARLES WINES, COLLIN H. WOODWARD, CHRISTIAN GOETZ, Committee on Street Pavements.

Alderman Oakley moved that the report be printed, laid over, and made a special order for next Tuesday.

The President put the question whether the Board would agree with said motion. Which was decided in the affirmative.

(G. O. 605.)

The Committee on Law Department, to whom was referred the annexed resolution in favor of granting applications for stands within the stoop-line, respectfully

REPORT :

That, having examined the subject, they recommend that the said resolution and ordinance be adopted.

OFFICE OF THE BOARD OF ALDERMEN, No. 8 CITY HALL, NEW YORK, November 26, 1895.

To the Honorable the Board of Aldermen :

GENTLEMEN—Pursuant to one of the provisions of section 1 of an ordinance to regulate the use of the sidewalks of the streets of the City of New York, within the stoop-lines, for stands for the sale of newspapers, periodicals, fruit and soda-water, approved October 3, 1888, I herewith transmit all applications received by me to sell the articles named, as provided in said ordinance, during the month of November, 1895, which applications are as follows :

First Assembly District.

John Baliter, 447 West Broadway.

Edward Callen, 141 West street.

Giovanni Crocco, 2 Greene street.

Second Assembly District.

Frank Abelson, 72 East Broadway.

Louis Weiss, 9 Beekman street.

Third Assembly District.

Morris Friedman, 59 Eldridge street.

Fourth Assembly District.

Bernhard Sperber, 179 Division street.

Fifth Assembly District.

Henry Mass, 129 Rivington street.

Rocco Pellitteri, 72 Clinton street.

Sixth Assembly District.

Louis Savarese, 379 Bowery.

Seventh Assembly District.

Michael Patrisa, 26 West 3d street.

Isaac Rosenthal, 233 Bleecker street.

Eighth Assembly District.

Isaac Rosenthal, 233 Bleecker street.

Antonio Dondero, 162 Spring street.

George H. Duncan, 20 Grand street.

Dominica Nocetti, 23 Sullivan street.

Louis Rapoport, 338 Broadway.

Tony Conti, 118 Worth street.

Sam Solomon, 239 Bowery.

David Zankowitz, 91 Allen street.

Herman Wendt, 202 Madison street.

Leonardo Garramono, 131 Essex street.

Morris Freund, 81 Ridge street.

J. Ruzicke, 93 Avenue B.

Vito Comparato, 60 Stanton street.

Richard Holst, 56 and 58 Bond street.

Lafe J. Swartz, 285 Bleecker street.

James J. Maloney, 39 Sixth avenue.

Ninth Assembly District.
H. F. Schmitzer, 169 Ninth avenue.

Tenth Assembly District.
Pietro Oliva, 208 Avenue A.
E. W. Becker, 209 Avenue A.

Eleventh Assembly District.
Adolph Knosel, 28 Union Square.
John Adamopoulos, 357 Sixth avenue.

Twelfth Assembly District.
Francis Higgins, 81 Lexington avenue.

Thirteenth Assembly District.
Benj. Dickenson, Jr., 107 West Twenty-third street.

Fourteenth Assembly District.
Delia Hannon, 592 Second avenue.
Bernard Coffey, 300 East Thirty-fourth street.
E. H. Bornemann, 445 Fourth avenue.

Sixteenth Assembly District.
Andrew Jackson, Jr., corner Forty-second street and Depew place.
Frank Gohl, 943 First avenue.

Seventeenth Assembly District.
Adolph Michelman, northeast corner street and Eighth avenue.
John Pfuller, 661 Eighth avenue.
Joseph Boyce, 645 Ninth avenue.
Adolf Offer, 558 Ninth avenue.
Frederick Dowdy, 265 West Forty-second street.
Walter Scott, 731 Eighth avenue.

Eighteenth Assembly District.
James Dillon, 501 West Fiftieth street.

Twenty-second Assembly District.
Michael Casey, 1501 Second avenue.
Vincent Gargiulo, 1505 Second avenue.

Twenty-third Assembly District.
Mrs. H. Edelstein, 827 Columbus avenue.
Charles Immoor, 814 Columbus avenue.
Levi B. Wilber, 823 Columbus avenue.

Twenty-fourth Assembly District.
Henry C. Schluter, 1539 Third avenue.
Andrew Dunning, 1517 Third avenue.

Twenty-fifth Assembly District.
Thomas Rowantree, northwest corner One Hundred and Fourth street and Third avenue.

Twenty-sixth Assembly District.
Louis Bottini, 1924 Third avenue.
Samuel Westheimer, 2029 Third avenue.
Julius Meyer, 151 East One Hundred and Fourteenth street.

Twenty-eighth Assembly District.
Michael Lynch, northwest corner One Hundred and Twenty-fourth street and Eighth avenue.
Edward Sexton, 500 West One Hundred and Twenty-sixth street.

Twenty-ninth Ward.
Frank Barberry, 484 East One Hundred and Thirty-third street.
Mrs. A. Levy, 426 Willis avenue.

Twenty-fourth Ward.
Harry McNamara, 4215 Third avenue.

WILLIAM H. TEN EYCK, Clerk of the Common Council.

FREDERICK A. WARE, RUFUS R. RANDALL, JACOB C. WUND, Committee on Law Department.

Alderman Lantry moved that so much of the report and resolution as relates to stand application located in the Sixteenth Assembly District covered by the following resolution, be adopted:

Resolved, That permission be and the same is hereby given to the following-named persons to erect, keep and maintain stands for the sale of fruit, soda-water, newspapers or periodicals, within the stoop-line at the locations set opposite to their names; provided, however, that the said stands shall not exceed the dimensions prescribed by law:

Andrew Jackson, Jr., corner Forty-second street and Depew place.
Frank Gohl, No. 943 First avenue.

—the work to be done at their own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

On motion, so much of the report as is not embraced in the above resolution was laid over.

To the Honorable the Board of Aldermen:

The undersigned Special Committee, to whom was referred the annexed affidavit, with instructions to investigate and report thereon (see Journal, page 113, of April 16, 1895), beg leave to REPORT:

That, soon after our appointment, we received the following from the Secretary of the Park Board:
City and County of New York, ss.:

Charles De F. Burns, being duly sworn, deposes and says: That he is Secretary of the Department of Public Parks; that he has read an affidavit made by one William F. Byrne, as printed in the CITY RECORD in minutes of the Board of Aldermen, meeting of April 16, 1895; that he admits the receipt of a certain certified copy of a resolution of the Board of Aldermen on the 11th instant; that said resolution was not thrown in a waste-basket, as stated by said Byrne, but was placed in the proper receptacle for official communications addressed to the Commissioners of the Park Department, and was submitted to and acted upon by said Board of Commissioners at the first meeting after its receipt; that no such criticism on the action of the Board of Aldermen as stated by said Byrne was made by deponent, who in fact had no conversation whatever with said Byrne, but that deponent did say to a party at the time, in the office of said Park Department, that he "did not see why people should trouble the Board of Aldermen to pass such a resolution, when the permission asked for would have been granted upon application to the Department," or words to that effect.

CHARLES DE F. BURNS.

Sworn to before me this 22d day of April, 1895.

CLINTON H. SMITH, Notary Public, N. Y. C.

There being dispute as to the alleged facts, we desired the Park Commissioners to properly examine both parties in interest, and accordingly communicated with President King, directing attention to the complaint of Mr. William F. Byrne, and asking for an appointment of time and place at which our Committee could formally present the matter and confer as to a future course.

To this communication we never received reply.

In view of the foregoing, and of the fact that the Secretary of the Park Board, Mr. Charles De F. Burns, has tendered his resignation, which has been accepted, and his successor having been appointed, we offer the following:

Resolved, That the Special Committee above referred to be and they are hereby discharged from further consideration of the subject submitted to them.

ELIAS GOODMAN, JOHN T. OAKLEY, COLLIN H. WOODWARD.

The President put the question whether the Board would agree to accept said report. Which was decided in the affirmative.

Alderman Oakley moved that the courtesies of the floor be extended to Assemblymen-elect John M. Zurn, of Kings County, and Andrew J. Galligan and Jacob Fritz, of New York.

The President put the question whether the Board would agree with said motion. Which was decided in the affirmative.

UNFINISHED BUSINESS.

Alderman Lantry called up G. O. 383, being a resolution and ordinance, as follows:

Resolved, That Tremont avenue, from Jerome avenue to Aqueduct avenue, be regulated and graded, the curb-stones set, the sidewalks flagged a space four feet in width, and crosswalks laid at each intersecting and terminating street or avenue, where not already laid, and fences placed where necessary, under the direction of the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards; and that the accompanying ordinance thereof be adopted.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative by the following vote:

Affirmative—The President, the Vice-President, Aldermen Brown, Burke, Campbell, Dwyer, Goodman, Goodwin, Hackett, Hall, Kennefick, Lantry, Marshall, Muh, Murphy, Noonan, Oakley, O'Brien, Olcott, Parker, Randall, Robinson, School, Tait, Ware, Wines, Woodward, and Wund—28.

Aldeeman Noonan called up Special Order No. 16, being a report, as follows:

NEW YORK, November 22, 1895.

To the Honorable the Board of Aldermen:

The Committee on Lands, Places and Park Department, to whom was referred the annexed resolution relative to the resolution of this Board dated May 14, 1895, requesting the Park Commissioners to procure new flags to be raised at the Battery and at the Block-house in Central Park on Independence Day and on Evacuation Day, respectfully

REPORT:

That the same has been carefully and duly considered, and that a public hearing was held on due notice on November 21, 1895, to which all interested parties were invited, and a full and free discussion had thereon.

Under the before mentioned resolution of May 14, 1895, and resolve thereon of the Department of Public Parks, of June 19, 1895, the duty of seeing that the National Standard is duly displayed on the Battery and at the Block-house in Central Park is intrusted to the Veteran Corps of Artillery, which was duly incorporated as the Military Society of the War of 1812 by veterans of that war, two of them still being members of its Council of Administration.

This military organization, under chapter 91 of the Laws of 1895, continues to be recognized by the State as a corps for certain highly patriotic purposes, and among these may be included the proper military celebration of Independence Day and Evacuation Day by raising the flag, and otherwise.

It was urged before the Committee that the before-mentioned resolution of this Board of May 14, 1895, and of the Department of Public Parks, should be rescinded and the duty of seeing that the National flag is properly displayed on the flagstaff at the Battery on Independence Day and Evacuation Day in every year vested in a descendant of John Van Arsdale, of whom Christopher R. Forbes, a great-grandson, was to be considered the present representative for such purpose.

This application was based on the claim that John Van Arsdale, who had been a soldier during part of the War of the Revolution, afterwards by occupation a boatman and a member of the Veteran Corps of Artillery, raised the American flag at the Battery on November 25, 1783, while the British

Army were evacuating this city, and that he continued to raise the flag in every year thereafter until his decease in 1836, and that he was then succeeded, by his son, David Van Arsdale, also a member of the Veteran Corps of Artillery, who continued to raise the flag until his decease in November, 1883, and that since then Christopher R. Forbes, a great-grandson of John Van Arsdale, has annually on that day and on Independence Day raised the flag at the Battery.

In support of this claim Christopher R. Forbes appeared and was represented by James Appleton Morgan and other counsel.

Charles B. Riker, a grandson of John Van Arsdale, and several others, also appeared before the Committee and made arguments in support of the claim, and several affidavits were submitted, including two from James Appleton Morgan and references to historical volumes.

Under a formal notice to produce, the before-mentioned Veteran Corps produced before the committee its original veteran rosters of members, muster roll of the corps in United States service in 1814, and subsequent proceedings to date of members who had served in the War of 1812, together with its orderly and minute books of proceedings and other documentary records and annals.

Historical volumes were also submitted, together with an affidavit of John G. Norman, nephew and representative of John Norman, an original member.

After due deliberation, your Committee has unanimously arrived at the following conclusions: There seems to be considerable doubt as to the claim that John Van Arsdale raised the American flag at Fort George, the site of the present Bowling Green Row, in this city, on November 25, 1783, and much valuable evidence was submitted, showing that it was raised by the regulars of the American service, which is corroborated by documents published by this Board in the Manual of the Common Council for 1870.

We are led to believe, however, that John Van Arsdale or some other person nailed on the cleats to the flagstaff and rove the halyards to enable the flag to be hoisted on that occasion.

The statement that he was the "sailor boy" or mariner who had anything to do with raising the flag on Evacuation Day, 1783, first appears to have been publicly made in the announcement of the order of procession for Evacuation Day parade, November 25, 1830, forty-seven years after the event. It was coupled with the statement that he had torn down a British flag, which was, it was alleged, nailed to the flag-staff. The honor of raising the American flag was, however, then given to the venerable Anthony Glean, of Saratoga, N. Y., formerly Lieutenant in the Continental Navy, who had come to this city to attend the ceremonies and was in the procession with John Van Arsdale.

On the following day, November 26, 1830, the "New York Gazette" had a long account of how Lieutenant Glean, having found the cleats to the flag-staff knocked off, and halyards missing, and staff slushed, "procured a ready and willing sailor, who by the aid of a ladder ascended the pole and reeved the halyards, when, by the hands of Lieutenant Anthony Glean, the American standard was first raised while the British were still getting into the boats and evacuating the city.

"The standard waving in the air, the artillery again fired a salute of 13 guns."

Lieutenant Glean's statement does not appear to have been disputed by John Van Arsdale. The latter's own claim that he was the sailor boy or mariner who rove the halyards, appears to rest on his own uncorroborated statement, made after that great lapse of time from the occurrence.

The flag-staff then stood, not on the present Battery, which was then under water, but in old Fort George, on the site of the present Bowling Green Row.

The evacuation of this city by the British army took place by preconcerted arrangement between General Washington and the British Commander-in-Chief, Sir Guy Carleton.

As the British withdrew from different positions the American forces under General Washington followed in plain view and occupied them.

Governor's Island and other necessary stations were held by the British for a few days later. The British transports were anchored between Governor's Island and Whitehall, where the British troops leisurely embarked.

It is not necessary to discuss whether the British left their garrison flag nailed to the staff in Fort George, as stated by Lieutenant Glean, so as to subject it inevitably to be torn down in their plain view by whoever rove the halyards.

Captain John Van Dyck, of the Second Regiment, Continental Corps of Artillery, a former honored citizen of New York, having seen the newspaper account above referred to, wrote to the "New York Commercial Advertiser," June 30, 1831, and said he was in Fort George, within two feet of the flag-staff, when the flag was raised.

General Washington had sent a regiment of regular infantry and company of regular artillery to take possession of Fort George, raise the American flag and salute it with thirteen cannon.

Captain Van Dyke in his letter insisted that it was a sailor boy (not a man) who rove the halyards, and that there was no British flag on the staff to be pulled down. In addition to his positive personal recollection, he stated the military reasons why the British would not have left their flag flying, when they were withdrawing under a concerted arrangement with General Washington, and appealed to the officers of the American army for the correctness of his opinion.

All these facts will be found collated in the Manual of the Corporation of the City of New York, published by order of this Board in 1870, pp. 840-844.

It is proper to add that the late Benson J. Lossing, LL. D., in his "Field Book of the Revolution" (Vol. II., p. 839), says that it was a sailor boy who ascended the flag-staff. If it was a boy, it could not have been Van Arsdale, who was then a man and master of a sloop.

It appears from the records of this Board that Old Fort George soon fell into a "state of dilapidation and decay."

The Common Council inspected it on July 30, 1789, and on August 12, 1789, provided for its demolition, and that the earth from the parapets should be used to fill in the land under water, in front of the fort. Thus was commenced the present Battery, which was not completed until 1795, and was but a narrow strip of crescent-shaped greensward less than 300 feet wide between the buildings on State street and the water's edge.

(See New York City in 1789, by Thomas E. V. Smith, Secretary Sons of the Revolution, Edition 1889, pp. 20, 21.)

In the spring of 1813, Major-General George Izard, U. S. A., requested permission of the Common Council to erect temporary breastworks around this little greensward, which permission was granted by this Board.

These works were commenced in April, 1813, and completed the following month, and a tall flag-staff was placed at the south end opposite Governor's Island.

(See New York City during the War of 1812, by R. S. Guernsey, Vol. I., pp. 181, 182.)

The Battery was thereupon garrisoned as a military post by United States troops during the remainder of the War of 1812, and was not turned over to the City until the Peace of 1815.

The raising of the flag at sunrise and National salute on July 4 and November 25, in 1813 and 1814, were therefore performed by the United States garrison at the Battery.

On October 6, 1813, John Van Arsdale became a private in the Veteran Corps of Artillery, then composed of ex-officers and soldiers of the War of the Revolution, and was mustered with it into the military service of the United States on September 2, 1814, and continued in United States service until honorably discharged December 3, 1814, as appears by the muster rolls on file in the War Department at Washington.

He continued a member of this Veteran Corps in New York City until his decease, and was buried by it with appropriate military ceremonies. His son, David Van Arsdale, also became a member and continued a member until his decease in 1883. Officers and soldiers who had served honorably in the War of 1812 were also admitted and, after a time, the patriotic work of the corps devolved on them by the decease of the last of the veteran members who had served in the first war of independence.

From this historic statement, verified from the records, it appears:

1st. That John Van Arsdale did not originally raise the American flag on November 25, 1783. 2d. That he could not, even if he had so desired, raise the flag on old Fort George or the Battery continuously thereafter.

3d. That there is no proof that he ever did raise the flag on any occasion except as gathered from family tradition, which is a kind of testimony wholly unreliable.

It has been stated to your Committee by his descendants that he was given the freedom of the city at a Common Council held April 1, 1789, because of his alleged services on November 25, 1783.

This is disproved by the records of this Board.

He was, by occupation, a North river boatman, and brought supplies to this city on consignment or for sale.

Under the Montgomerie charter, an ordinance of the Common Council, dated March 9, 1784, required every merchant, trader or shopkeeper to pay five pounds, and every handicraft tradesman to pay twenty shillings for the privilege of engaging in their several pursuits or buying and selling within this city.

John Van Arsdale, "boatman," upon taking the oath and paying the prescribed fee, was, according to the records of this Board, admitted a freeman of the city on April 1, 1789, with seven others, viz.: One shopkeeper, one heelmaker, one laborer, one innholder and three blacksmiths.

After the War of 1812, which was called the second war of independence, Evacuation Day and Independence Day began to be celebrated on the Battery by a flag-raising at sunrise and national salute to the flag.

The Veteran Corps of Artillery, as an independent military organization of the State, was frequently detailed to perform this duty, as can be seen by reference to the newspapers of the day. Its guns, two brass twelve-pounders, were furnished by the State and kept in the old State Arsenal in White street, and the ammunition for the salutes was furnished by the State.

John Van Arsdale and his son David, without doubt, often paraded with this old organization on those occasions, and assisted in raising the national standard.

David Van Arsdale, in the closing years of his life, had some little government employment at the Barge Office, Battery, and appears to have been for about twenty years on the detail to raise the flag there.

(See report of the Joint Committee of Common Council and Citizens on Centennial Celebration Evacuation of New York by the British, 1885, page 152.)

As the venerable veterans became feeble, they often attended, accompanied by relatives, sons or grandsons, who did whatever was necessary in the way of getting permits or even hoisting the large garrison flag at the Battery and at the Block House.

The Veteran Corps, however, supervised the performance of this patriotic duty.

In aid of this investigation, their valuable rolls, records and proceedings have all been freely placed at the service of this Committee, including the Muster Roll of service in the War of 1812.

In conclusion, it will be perceived that if any sentimental claim relative to raising the flag is deemed deserving consideration, the proper descendants of Lieutenant Anthony Glean, who raised the flag in November, 1783, would be entitled to preference.

Your Committee, however, see no occasion to enter into such questions.

Already the responsible duty of paying proper respect to the flag on Independence Day and Evacuation Day has been devolved by the Board upon the Veteran Corps of Artillery, duly incorporated as a military society and recognized officially by the State of New York as an independent military organization.

The records of this Board show that Fort George was removed about the year 1789, in order to erect a Government House, and that there was no new flag-staff erected on any part of the present Battery until several years later, and that during the War of 1812 the Battery was, with consent of this Board, fortified by the United States and made a garrisoned military post.

In consideration, therefore, of uncontradicted statements that there was a period of time, after the War of the Revolution, when the flag was never raised or only raised by the United States military authorities, and no evidence produced to show that it was raised with the aid of any of the family of the claimants, except for a small number of years, and that the flag-staff is now at a very different place on the present Battery from where it formerly stood, and in further consideration that the above-mentioned military society of the War of 1812 is a patriotic corps to which all worthy male descendants of original veteran members or officers in the War of 1812 are eligible to become members and enjoy its privileges, your Committee believe that the duty of seeing that the National flag is properly displayed on the Battery and at the Block House on Independence Day and Evacuation Day ought not to be left to individual caprice, but continue to be intrusted, under existing resolutions, to an organization, which, in its objects and membership, is a guarantee of proper performance.

In this view your Committee cannot recommend any change in existing resolutions, and respectfully ask that it may be discharged from further consideration of the annexed resolution.

THOMAS DWYER, Chairman; ANDREW ROBINSON, JEREMIAH KENNEFICK, CHARLES A. PARKER, Secretary, WILLIAM E. BURKE.

To the Honorable Board of Aldermen:

GENTLEMEN—We, the undersigned, most respectfully appeal to your Honorable Body to rescind an act passed by you giving to the Society of 1812 the privilege of raising the National flag on the Block House in Central Park, we having been present on various occasions for the past ten years with Captain John G. Norman of the Washington Continental Guard, who has, to our knowledge, faithfully performed his duty.

- Captain Joseph H. Waarig.
- August F. Claussen, 282 West 118th street.
- C. C. Wily, Union League Club.
- Alfred E. Walters, G. A. R. 143, 167 East 113th street.
- J. M. Anin, 282 West 118th street.
- Gustav Erdmann, 237 East 8th street.
- Adam Thompson, 226 East 121st street.
- E. N. Mabie, 6 East 132d street.
- Ex-Chief Jas. J. Maddox, Staten Island.
- Jeremiah Haley, 225 East 121st street.
- John Cummins, 125 East 108th street.
- John Higgins, 219 West 62d street.
- John Bell, 1910 Third avenue.
- Isaac C. Tyson, 111 East 89th street.
- Daniel J. Tarpey, 2228 First avenue.
- G. W. Manchoff, 2 East 110th street.
- Hugh H. Hawkins, 39 West 138th street.
- James B. Guild, 29 Murray street.
- Henry Hubert Andereya, 10 East 110th street.
- John Armstrong, 113 St. Nicholas avenue.
- John J. O'Leary, 50 East 101st street.
- Thomas H. Nicholson, 142 West 129th street.
- James Donnelly, 500 West 56th street.
- James F. Figan, 295 Broadway.
- L. B. Johnson, 63 West 63d street.
- Michael J. Sweeney, 42 East 134th street.
- Frederick L. Schaefer, 402 State street, Brooklyn.
- James Kelly, 505 West 26th street.
- Edw. H. Finny, 313 West street.
- William A. Hicks, 265 West 20th street.
- Bernard Boyle, 234 West 26th street.
- Daniel G. Mackey, 321 West 26th street.
- A. C. Hamburger, 275 Eighth avenue.
- John Shields, 233 West 24th street.
- George G. Hiscock, 275 Eighth avenue.
- Solomon Fromkep, 174 Bank street.
- Adolph Herrman, 290 Eighth avenue.
- Dan Sullivan, 350 West 24th street.
- George P. Fine, 301 Eighth avenue.
- James T. Quigley, 301 West 25th street.
- Mathew J. McEntyre, 249 Ninth avenue.
- Frederick Etz, 305 Eighth avenue.
- Edward Bassett, 319 West 24th street.
- Thomas H. Tease, 322 West 27th street.
- Henry Etz, 305 Eighth avenue.
- John S. Gunsham, 310 West 26th street.
- Edward Weeks, 255 Penn street.
- Michael Haas, 182 Ninth avenue.

- Very respectfully,
- James L. Foster, 272 Greenwich street.
- J. D. Cole, 272 West 25th street.
- Thomas Gale, 207 West 24th street.
- George W. Foster, 600 East 84th street.
- Charles E. Weeks, 286 Eighth avenue.
- Carl L. Franc, 274 Eighth avenue.
- David Kennedy, 244 West 24th street.
- Charles B. Kleine, 274 Eighth avenue.
- Charles Kleine, 274 Eighth avenue.
- J. J. Thompson, 350 West 27th street.
- Alois Becker, 268 Eighth avenue.
- Joseph Gillespie, 266 Eighth avenue.
- Charles Bell, 264 Eighth avenue.
- Otto Meyer, 551 Pearl street.
- Eugene Bickard, 270 Eighth avenue.
- Hyman Witkoski, 306 West 32d street.
- T. O. Morrison, 262 Eighth avenue.
- David Walker, 469 West 22d street.
- F. E. Wood, 315 West 19th street.
- Oscar M. Edgerly, 111 East 96th street.
- Godfrey Phillips, 260 Eighth avenue.
- Edwin S. Colwell, 234 West 26th street.
- Rod. S. Decker, 266 Eighth avenue.
- Hubbard Bender, 346 West 24th street.
- Martin J. Harrigan, 384 Ninth avenue.
- William Latimore, 415 West 26th street.
- Denis Kluepper, 426 West 29th street.
- Thomas F. Wall, 356 Seventh avenue.
- Samuel Rosenbaum, 342 West 24th street.
- Theo. Johnston, 341 West 24th street.
- Geo. B. Ginchaber, 219 East 5th street.
- L. J. Rowland, 1196 Broadway, N. Y.
- Frank Calder, Miner's Eighth Avenue Theatre.
- Wm. H. Klugman, 264 West 24th street.
- Max Schuster, 264 West 24th street.
- James Casmeay, 229 West 32d street.
- John W. Dowling, 340 West 24th street.
- Dudley J. Russell, D. D. S., 340 West 23d street.
- Johnston MacLeod, M. D., 247 West 23d street.
- Hugo Hepner, 32 West Houston street.
- Jas. A. Simpson, 302 West 24th street.
- Daniel Quinn, 191 Eighth avenue.
- Isaac H. Terrell, Jr., 368 Eighth avenue.
- W. H. Van Vleck, 266 West 25th street.
- E. Schoonmaker, 300 Eighth avenue.
- John J. Morris, 334 West 26th street.
- J. C. Proudman, 307 Eighth avenue.
- Tom F. Mayland, 368 West 32d street.
- Bernard Juenemann, 230 West 27th street.

BOARD OF ALDERMEN OF THE CITY OF NEW YORK.

In the matter of the application of Charles B. Riker and Christopher R. Forbes, descendants of John Van Arsdale, and Captain John G. Norman of the Washington Continental Guard, a nephew of John Norman, a private in Captain Robert Emmet's Company, 2d Regiment, New York State Infantry of the War of 1812, for the said Forbes and Norman to be intrusted with the duty of raising the National flag at the Battery and the Block House in Central Park on Independence Day and Evacuation Day, and that the resolution vesting the duty to the Military Society of the War of 1812 be rescinded.

State of New York, City and County of New York, ss.:

John G. Norman, being duly sworn according to law, deposes and says as follows:

I was born in the City of New York on June 18, 1833, and reside at No. 286 Eighth avenue, in the City of New York, and have always been a resident of said city.

For upward of twenty-five years I have commanded the "Washington Continental Guard," a patriotic organization of military character, well known to old residents of the City of New York.

I am the nephew and representative of John Norman, who was a private in Captain Robert Emmet's Company, 2d Regiment, New York State Infantry (Lieut.-Col. Commandant Isaac A. Van Hook), of the City of New York, who, during the War of 1812, was mustered with it into the military service of the United States September 2, 1814, and honorably discharged therefrom December 3, 1814.

The said John Norman was subsequently enrolled in "The Veteran Corps of Artillery" of said city, and continued to be an active member for many years until his decease at Melrose, N. Y., June 12, 1872.

Among my earliest recollections are the parades of this honored Veteran Corps and the Washington Continental Guard on July 4 and November 25 in every year to celebrate those days by raising the National flag at sunrise, and for a number of years firing salutes.

Since July 4, 1858, I have been present on July 4 and November 25 in every year at the meeting of details from said Washington Continental Guard to raise the National flag on the staff of the stone Block House in Central Park.

Said detachments of the Washington Continental Guard paraded with the Veterans of 1812. Brigadier-General Henry Raymond of the War of 1812 commanded the Veteran Corps in 1858, and until his decease on September 19, 1878, when he was succeeded by the Vice-Commandant, the late Brigadier-General Abraham Dally of the War of 1812, who continued to be the Commandant until his decease in Brooklyn, N. Y., February 15, 1893. General Dally was buried in Cypress Hills Cemetery, in the plot which stands in the name of said Veteran Corps, and I commanded the military escort at his obsequies.

I have known General Raymond and his successor, General Dally, to make details from the Veteran Corps of members to raise the National flag at sunrise on Independence Day and Evacuation Day at the Block House in said city. Detachment for the above-mentioned duty when the Corps as a body attended at the Block House.

As time went on and the venerable members became more and more feeble, I generally attended to procuring permits from the Park Commissioners for the flag raising in Central Park, having often assisted Gould Warner. In like manner some one, generally a descendant of a veteran member, was deputed by Brigadier-General Dally, the Commandant, to attend to procuring permits for the Block House flag raising.

The last occasion on which I witnessed a parade of any of the remaining veteran members in uniform and with side arms, to raise the flag, was on July 4, 1890.

At request, and by written order of Brigadier-General Abraham Dally, on behalf of said Veteran Corps of Artillery, I have since said date, up to July 4, 1895, had exclusive charge, as Acting Staff Color Bearer, of procuring the permit and raising the flag at the Block House on every Independence Day and Evacuation Day.

I have, since 1858, known most of the venerable members of the Corps who were then living, and of whom but four now survive.

I have frequently examined the rolls of membership, which consisted exclusively of veterans who had served in war with Great Britain.

I was consulted by General Dally in these matters, and commissioned by him to raise the National flag on the Block House in Central Park.

Capt. JOHN G. NORMAN.

Subscribed and sworn before me, this 26th day of November, 1895.

DANIEL LEVY, Notary Public, New York County, No. 130.

To the Honorable Board of Aldermen:

Your petitioners, as representing the family and descendants of John Van Arsdale, the Revolutionary Soldier and the Anderson Zouaves, and as friends of them, pray that permission to hoist the American flag on the Battery on Evacuation Day and Washington's Birthday and Fourth of July may be continued to Christopher R. Forbes, who has now raised it for thirteen years.

This flag was raised on Evacuation Day in 1783 by John Van Arsdale, who tore down the British ensign that had been left nailed to the flagstaff and hoisted the American flag; afterwards this flag was raised yearly by him at sunrise in celebration of this event until his death in 1836; after this it was raised by his son David Van Arsdale until his death in 1883, and since that time by Christopher R. Forbes, the grandson of David Van Arsdale. No other persons have hoisted it in the one hundred and twelve years at sunrise which have elapsed since the original event, and no neglect or carelessness has been charged to either of them. All of this can be substantiated by good documentary proofs.

Your petitioners therefore pray that this permission may be continued to the said Christopher R. Forbes.

- Wesley W. Pasko, 106 Fulton street.
- Charles E. Morse, President Anderson Zouaves Association, 32 East 10th street.
- Geo. R. Hendrickson, Anderson Zouaves, 621 Broadway.
- James T. Wilson, Anderson Zouaves, 1878 Third avenue.
- Chas. B. Riker, grandson of John Van Arsdale.
- Daniel J. Riker, grandson of John Van Arsdale.
- Wm. Welling, 219 East 12th street.
- F. W. Cornell, 1857 Bathgate avenue.
- H. Lowrie, 1846 Bathgate avenue.
- G. Hennburger, 176th street and Bathgate avenue.
- Geo. A. Forbes, 1857 Bathgate avenue.
- Edward L. Woolf, 1858 Washington avenue.
- Augustus Leggett, 1933 Vanderbilt avenue.
- J. Weeks, 724 75th street.
- C. K. Crowell, 1901 Washington avenue.
- Joseph Hoffman, 218 East 117th street.
- Otto Haas, 1882 Bathgate avenue.
- Mary E. B. Forbes, 1857 Bathgate avenue.
- Jennie C. V. Cornell, 1857 Bathgate avenue.
- Edward Hagaman Hall, 14 Lafayette place.

To ASA BIRD GARDINER:

You are hereby notified to produce the following, viz.: All papers, documents, letters, letter-heads, books, records, minutes of meetings, whether of the society called "The Military Society of the War of 1812 Veteran Corps of Artillery," or of its Executive Board or Committee. Also its Year Book for 1895, called "Annals, Regulations and Roster." Also a document alleged to be in existence which is said to have been signed by certain veterans of the War of 1812 on the 10th day of September, 1890. Also certain letters relating to the society aforesaid, alleged to have been written by veterans of the War of 1812 to each other or to the officers of the said society. Also all correspondence between Asa Bird Gardiner and Appleton Morgan between the 13th day of November, 1891, and this date. Also copies of all the evidence, testimony, affidavits or minutes of conversation made before the Committee on Military Affairs of the Assembly of the State of New York, upon the occasion of its report of an act known as "Assembly No. 200, third reading, No. 602,782 of the State of New York," before the Committee on Lands, Places and Park Department of the Board of Aldermen of the City of New York, at Room 13, at the City Hall of the said City, on Thursday, the 21st day of November, 1895, at 12 o'clock noon, or at any adjournment of such meeting.

And you are hereby notified that if you fail to produce the above named, or any of them, secondary evidence will be given of their contents. Yours, etc.,

APPLETON MORGAN, Attorney and of Counsel for Christopher R. Forbes.

Dated NEW YORK, November 18, 1895.

Alderman Burke moved that the further reading be dispensed with and that the report and accompanying resolution be adopted.

In connection herewith Alderman Goodman offered the following:

Whereas, The report of the Committee on Lands, Places and Park Department fails to set forth clearly and satisfactorily who is entitled to the honor of raising the American flag at the Battery and at the stone Block House at Central Park, on Evacuation and Independence days, thereby leaving the claim that John Van Arsdale raised the flag at Fort George, the present site of Bowling Green, in 1783, unsettled; and

Whereas, This question contains more than a simple element of sentimentality, being one that embodies within it historical facts that should be definitely and positively settled; besides the just and rightful recognition of the lineal descendants of the person—whichever he may have been—that nailed the National Standard to the staff where the British flag had been flying; and

Whereas, Our Committee could not, in the brief period at its command, or at one sitting, and cannot at any time, properly investigate this important subject, one which the Committee as well as this Board desires to be honestly and fairly examined into; therefore

Resolved, That the report of the Committee on Lands, Places and Park Department, now under consideration, the petitions presented to this Board, the resolution offered on May 14 last, and all other data pertaining thereto, be and they are respectfully referred to the New York Historical Society and the Genealogical and Biographical Society, with request that a joint committee representing both organizations shall kindly investigate the matter and report to this Board as early a period as convenient and practicable; and be it further

Resolved, That said joint committee be requested to recommend the name of a society representing either the war of the Revolution or the war of 1812, under whose auspices the flag in question shall be raised hereafter, and in whose care or official custodianship the said flag shall remain.

Alderman Goodman then moved that the whole matter be laid over, published in the CITY RECORD and made a special order for Tuesday, December 10, 1895.

The President put the question whether the Board would agree with said motion. Which was decided in the negative by the following vote:

Affirmative—The President, the Vice-President, Aldermen Goodman, Hall, Olcott, Randall, Robinson, School, Ware, Wines, and Woodward—11.

Negative—Aldermen Brown, Burke, Campbell, Dwyer, Goetz, Goodwin, Hackett, Kennefick, Lantry, Marshall, Muh, Murphy, Noonan, Oakley, O'Brien, Parker, Tait, and Wund—18.

Alderman Goodman then moved the adoption of the foregoing resolution, presented by him.

The President put the question whether the Board would agree with said resolution. Which was decided in the negative by the following vote:

Affirmative—The President, the Vice-President, Aldermen Goodman, Hall, Olcott, Randall, Robinson, School, Ware, Wines, and Woodward—11.

Negative—Aldermen Brown, Burke, Campbell, Dwyer, Goetz, Goodwin, Hackett, Kennefick, Lantry, Marshall, Muh, Murphy, Noonan, Oakley, O'Brien, Parker, Tait, and Wund—18.

Alderman Noonan then moved the adoption of the report.

The President put the question whether the Board would agree with said motion. Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Brown, Burke, Campbell, Dwyer, Goetz, Goodwin, Hackett, Kennefick, Lantry, Marshall, Muh, Murphy, Noonan, Oakley, O'Brien, Olcott, Parker, Robinson, School, Tait, and Wund—21.

Negative—The President, the Vice-President, Aldermen Goodman, Hall, Randall, Ware, Wines, and Woodward—8.

COMMUNICATIONS FROM DEPARTMENTS AND CORPORATION OFFICERS.

The Vice-President laid before the Board the following communication from the Department of Docks:

CITY OF NEW YORK—DEPARTMENT OF DOCKS, PIER "A," NORTH RIVER, NEW YORK, November 30, 1895.

WILLIAM H. TEN EYCK, Esq., Clerk to the Common Council:

SIR—Referring to the resolution of the Board of Aldermen of October 1, 1895, requesting this Department to insert in the new lease of the use of Pier at the foot of West Twenty-second street, a condition that said pier may be used for the establishment thereon of a roof garden for the benefit of the people in and near said neighborhood, I beg to state that the matter was referred to the Engineer-in-Chief, and at an adjourned meeting of the Board of Docks, held the 27th instant, I was directed to transmit to you his report thereon, as follows:

"To the Board of Docks:

"GENTLEMEN—In relation to the within order, I have to report as follows: That, under the

circumstances, it seems to me impracticable and inadvisable in making the new lease to take effect the 1st of May next, to comply with this request.

"Very respectfully, your obedient servant, G. S. GREENE, JR., Engineer-in-Chief."
Respectfully yours, GEO. S. TERRY, Secretary.

Which was ordered on file.

The President laid before the Board the following communication from St. Luke's Hospital :
ST. LUKE'S HOSPITAL, FIFTY-FOURTH STREET AND FIFTH AVENUE, NEW YORK, December 2, 1895.

The Hon. JOHN JEROLOMAN, President, Board of Aldermen :

DEAR SIR—I have the honor to send you the following resolution adopted by the Board of Managers of St. Luke's Hospital, at their meeting November 25, 1895 :

Resolved, That the Board of Managers of St. Luke's Hospital sincerely thank the Board of Aldermen of the City for their kind consideration of the hospital in the matter of the release or quit-claim deed to it recently received from them.

Yours truly, J. P. MORGAN, JR., Secretary.

Which was ordered on file.

The President laid before the Board the following communication from the Chief Justice of the City Court :

CITY COURT OF NEW YORK—NEW YORK, December 3, 1895.

To the Honorable Board of Aldermen :

GENTLEMEN—Since last September the Justices of the City Court have not been able to hold the Trial Terms assigned to be held in Part III. because no room has been provided in which to hold the same, as you were informed by our petition of September 10. The Justices of the City Court have assigned nine (9) Trial Terms to be held in Part III. for the year 1896, but none of which can be held until the proper city authorities provide a suitable room for the same.

Trusting that your Honorable Board will appreciate the urgent necessity of prompt action in the matter, I remain, yours, respectfully,

ROBERT A. VAN WYCK, Chief Justice of City Court.

Which was referred to the Committee on County Affairs.

In connection with the above Alderman Oakley called up Special Order No. 11 and moved its adoption, which special order is as follows :

The Committee on County Affairs, to whom were referred the various communications, petitions and resolutions relating to the occupancy of Room 12 (now occupied by the City Library), would respectfully

REPORT :

That they have held public hearings regarding the matters in issue, and carefully considered same, and find the following facts, viz. :

That Room 11 has for some years been occupied as Chambers and Special Term room by the Judges of the City Court.

That said room is wholly inadequate in size for the accommodation of those obliged to transact court business therein ; that it cannot be properly ventilated, and for that reason has been a serious menace to the health of the Judges and the public using the same. That for the foregoing reason the use of said Room 11 for Special Term and Chambers has been abandoned, and the room formerly used as Trial Term, Part III. This causes great delay to the litigants and leaves one of the Judges without quarters in which to hold court.

Your Committee also finds that the books in the City Library can be transported to the rooms to the east and west of the main Governor's Room and can be placed therein without interference with the present use of such rooms for the display of works of art and historic relics. Your Committee believes that such removal of the library would tend to its great benefit and simultaneously relieve the pressing needs of the City Court, which renders very valuable public service.

In view of the foregoing findings your Committee recommend the adoption of the following resolutions, to wit :

Resolved, That the room now occupied by the City Library be and the same is hereby assigned to the use of the City Court for the holding of Special Term and Chambers, and the Commissioner of Public Works is hereby requested to prepare the room for such use.

Resolved, That the rooms immediately east and west of the main Governor's Room be and they are hereby assigned to the use of the City Library and the books and documents contained therein, and the Commissioner of Public Works is hereby requested to prepare such rooms for such occupancy in such a way as not to interfere with their present uses, and to transfer the books and documents contained in said City Library to said rooms.

BENJAMIN E. HALL, FRANCIS J. LANTRY, JOHN T. OAKLEY, JOHN P. WINDOLPH, WILLIAM M. K. OLCOTT, Committee on County Affairs.

Alderman Woodward moved that the last paragraph of the report and resolutions be amended to read as follows :

Resolved, That Room No. 11 be and it is hereby assigned to the use of the City Library, and the books and documents contained therein, and the Commissioner of Public Works is hereby requested to prepare such room for such occupancy, and to transfer the books and documents contained in said City Library to said Room 11.

The President put the question whether the Board would agree with said amendment. Which was decided in the affirmative by the following vote :

Affirmative—The President, Aldermen Goetz, Hackett, Kennefick, Murphy, Noonan, O'Brien, Parker, Randall, Robinson, School, Tait, Wines, and Woodward—14.

Negative—The Vice-President, Aldermen Burke, Campbell, Goodman, Goodwin, Hall, Lantry, Marshall, Muh, Oakley, Olcott, Ware, and Wund—13.

Excused—Alderman Brown—1.

The President then put the question whether the Board would agree to accept said report and adopt said resolutions as amended. Which was decided in the affirmative by the following vote :

Affirmative—The President, Aldermen Brown, Burke, Campbell, Dwyer, Goetz, Goodwin, Hackett, Kennefick, Lantry, Marshall, Muh, Murphy, Noonan, O'Brien, Olcott, Parker, Randall, Robinson, School, Tait, Wines, Woodward, and Wund—24.

Negative—The Vice-President, Aldermen Goodman, Hall, Oakley, and Ware—5.

MOTIONS AND RESOLUTIONS.

By the President—

Whereas, Under the new constitution of the State of New York, the Court of Common Pleas in and for the City and County of New York and the Superior Court of the City of New York have been consolidated with the Supreme Court in the First Judicial Department ; and

Whereas, Certain furniture, fittings and alterations to the County Court-house are necessary and imperative for the accommodation of the Justices, and to hold Trial and Special Terms in, and should be made with all possible expedition so as not to delay or retard the Court in the administration of law ;

Resolved, That the rooms in the building known as the County Court-house, in the City of New York, be altered and thoroughly fitted up and furnished for the use and occupation of the Justices of the Supreme Court for the First Judicial Department, and for the holding of Trial and Special Terms therein, at an expense not to exceed ten thousand dollars, to be charged to the appropriation for account of "Revenue Bond Fund" without advertising for estimates or contracting therefor, the work to be done and supplies furnished under the direction of the Commissioner of Public Works, in a manner satisfactory to the Presiding Justice or the Justices of the said Supreme Court, and subject to his or their approval.

Which was referred to the Committee on Finance.

COMMUNICATIONS FROM DEPARTMENTS AND CORPORATION OFFICERS RESUMED.

The President laid before the Board the following communication from the Finance Department :

CITY OF NEW YORK—FINANCE DEPARTMENT, COMPTROLLER'S OFFICE, November 30, 1895.

To the Honorable Board of Aldermen :

Weekly statement, showing the appropriations made under the authority contained in section 189, New York City Consolidation Act of 1882, for carrying on the Common Council from January 1 to December 31, 1895, both days inclusive, and of the payments made up to and including the date hereof, for and on account of each appropriation, and the amount of unexpended balances :

TITLES OF APPROPRIATIONS.	AMOUNT OF APPROPRIATIONS.	PAYMENTS.	AMOUNT OF UNEXPENDED BALANCES.
City Contingencies.....	\$1,400 00	\$751 80	\$648 20
Contingencies—Clerk of the Common Council.	300 00	203 83	96 17
Salaries—Common Council.....	86,300 00	79,079 22	7,220 78

RICHARD A. STORRS, Deputy Comptroller.

Which was ordered on file.

The President laid before the Board a communication from the Hebrew Sheltering Guardian Society, being the sixteenth annual report of that institution.

Which was ordered on file.

The President laid before the Board the following communication from the Secretary of the Rapid Transit Commission :

NO. 111 BROADWAY, NEW YORK, December 2, 1895.

Hon. JOHN JEROLOMAN, President of the Board of Aldermen :

SIR—In behalf of the Board of Rapid Transit Railroad Commissioners, I beg to acknowledge the receipt of a transcript from the minutes of a meeting of the Common Council held on October 28, 1895, containing a report of the Railroad Committee to the Board of Aldermen, and a certain resolution adopted by that Honorable Body, in which, among other things, it is

"Resolved, That the Board of Aldermen approve of, and urge the granting to, the Manhattan Railway Company of third track and other additional facilities by the Rapid Transit Commission pending the development and completion of the proposed underground system."

The said transcript was presented to the Board of Rapid Transit Railroad Commissioners at a meeting held on Tuesday, November 26, 1895, and thereupon the following resolution was adopted by the said Board, namely :

"That the Secretary be directed to acknowledge the receipt of the said transcript from the minutes of the Common Council, and that he be further directed to inform the said Council, through its appropriate officers, that although this Board is heartily in favor of such action as will insure better transit facilities to the people of this city, no application has been made to this Board by the Manhattan Railway Company for the grant of such additional privileges and franchises as are referred to in the report adopted by the Common Council, and that, in the absence of such an application, this Board is without authority under the law which created it to take any action in the premises."

I am, sir, very respectfully, your obedient servant,
LEWIS L. DELAFIELD, Secretary Board of Rapid Transit Railroad Commissioners.
Which was referred to the Committee on Railroads.

UNFINISHED BUSINESS RESUMED.

Alderman Parker called up G. O. 506, being a resolution and ordinance, as follows :

Resolved, That the sidewalks on the east side of Fifth avenue, from Ninety-first street to One Hundred and Ninth street, be flagged full width where not already done, and that all the flagging and the curb now on the sidewalks be relaid and reset where necessary, and that new flagging and curb be furnished where the present flagging and curb are defective, as provided by section 321 of chapter 569, Laws of 1887, under the direction of the Commissioner of Public Works ; and that the accompanying ordinance therefor be adopted.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative by the following vote :

Affirmative—The President, the Vice-President, Aldermen Brown, Burke, Campbell, Dwyer, Goetz, Goodman, Goodwin, Hackett, Hall, Kennefick, Lantry, Marshall, Muh, Murphy, Oakley, O'Brien, Olcott, Parker, Robinson, School, Tait, Ware, Wines, Woodward, and Wund—27.

MOTIONS AND RESOLUTIONS RESUMED.

By Alderman Muh—

Resolved, That permission be and the same is hereby given to the John A. Bradley Association to place and keep a transparency on the lamp-post at the southwest corner of Forty-fourth street and Eighth avenue, the work to be done at its own expense, under the direction of the Commissioner of Public Works ; such permission to continue only for two weeks from the date of approval by his Honor the Mayor.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By the same—

Resolved, That permission be and the same is hereby given to the Union M. E. Church to place and keep transparencies on the following lamp-posts : northeast corner Eighth avenue and Forty-eighth street, and in front of the church, No. 231 West Forty-eighth street, the work to be done at their own expense, under the direction of the Commissioner of Public Works ; such permission to continue only during the pleasure of the Common Council.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By the same—

Resolved, That permission be and the same is hereby given to the Forty-fourth Street M. E. Church to place and keep transparencies on the following lamp-posts : southeast corner Eighth avenue and Forty-second street, northeast corner Ninth avenue and Forty-second street, northwest corner Broadway and Forty-fourth street, southwest corner Tenth avenue and Forty-eighth street, northwest corner Eighth avenue and Forty-third street, the work to be done at their own expense, under the direction of the Commissioner of Public Works ; such permission to continue only for two weeks from the date of approval by his Honor the Mayor.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Hall—

Resolved, That permission be and the same is hereby given to St. Stephen's Church to place and keep transparencies on the following lamp-posts : Northwest corner of Fifth avenue and Forty-sixth street, northeast corner of Sixth avenue and Forty-sixth street, and one in front of church, Forty-sixth street, between Fifth and Sixth avenues, the work to be done at its own expense, under the direction of the Commissioner of Public Works ; such permission to continue only for two weeks from the date of approval by his Honor the Mayor.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Goodwin—

Whereas, The members of the Board of Aldermen, representing the respective Assembly Districts in the City of New York, are the best judges of the propriety of introducing and passing resolutions calling for public improvements in their own Assembly Districts ; and

Whereas, The principle of home rule so far as individual members of the Board are concerned has always obtained ; and

Whereas, The heads of departments from time to time recommend to this Board certain resolutions calling for public improvements or asking permission to do particular acts ; therefore be it

Resolved, That hereafter when any such resolution or request is presented to the Board of Aldermen and is laid over as required by law, then it shall be the duty of the Clerk of said Board to publish the same in the Unfinished Business under the heading of the Assembly District in which the work sought to be performed is located.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Robinson—

Resolved, That permission be and the same is hereby given to the New York Archdiocesan Union to place and keep transparencies, announcing an entertainment and reception under the auspices of St. Raphael's Roman Catholic Church, on the following lamp-posts : Northwest corner of Fortieth street and Eighth avenue, southwest corner of Forty-second street and Tenth avenue, southwest corner of Forty-second street and Eleventh avenue, northwest corner of Thirty-fourth street and Eighth avenue, northwest corner of Thirty-fourth street and Tenth avenue, northwest corner of Forty-fourth street and Tenth avenue, southeast corner of Forty-fourth street and Eleventh avenue, southeast corner of Thirty-seventh street and Eleventh avenue, northwest corner of Fortieth street and Tenth avenue, the work to be done at their own expense, under the direction of the Commissioner of Public Works ; such permission to continue only for two weeks from the date of approval by his Honor the Mayor.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Woodward—

Resolved, That permission be and the same is hereby given to the Church of St. Charles Borromeo to place and keep transparencies on the following lamp-posts : One at the corner of One Hundred and Thirty-fifth street and Eighth avenue ; one at the corner of One Hundred and Forty-second street and Eighth avenue, and one at the corner of One Hundred and Forty-fifth street and Eighth avenue, the work to be done at their own expense, under the direction of the Commissioner of Public Works ; such permission to continue only for two weeks from the date of approval by his Honor the Mayor.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Dwyer—

Resolved, That permission be and the same is hereby given to West Twelfth Street Reformed Presbyterian Church to place and keep transparency on the following unused lamp-post : Northwest corner of Twelfth street and Sixth avenue, the work to be done at their own expense, under the direction of the Commissioner of Public Works ; such permission to continue only for ten days from December 4, 1895.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Parker—

Resolved, That permission be and the same is hereby given to Charity Bazaar, No. 114 East Eighty-sixth street, to place and keep transparencies on lamp-posts at the following corners : Park avenue and Eighty-sixth street, Lexington avenue and Eighty-sixth street, the work to be done at its own expense, under the direction of the Commissioner of Public Works ; such permission to continue only for two weeks from the date of approval by his Honor the Mayor.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Brown—

Resolved, That permission be and the same is hereby given to Charles A. Marotzki to erect, place and keep a storm-door in front of his premises, No. 3 James street, provided the dimensions of the said structure shall not exceed those prescribed by law, viz. : ten feet high, two feet wider than the doorway and six feet from the house-line, the work to be done at his own expense, under the direction of the Commissioner of Public Works ; such permission to continue only during the pleasure of the Common Council.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Dwyer—

Resolved, That permission be and the same is hereby given to the Germania Theatre to parade a yoke of oxen with cart and proper attendance through the several streets and avenues lying north of Grand street and east of the Bowery and Fourth avenue, also the streets and avenues lying north of Houston street and west of Sixth and Columbus avenues, the work to be done at his own expense, such permission to continue only for ninety (90) days from the date of approval by his Honor the Mayor.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Goetz—

Resolved, That permission be and the same is hereby given to Henry M. Woolf to place and keep one of his improved street refuse machines at the corner of Hester and Orchard streets, in order that it may be given a fair trial by the Commissioner of Street Cleaning, the work to be done at his own expense, to the satisfaction of the Commissioner of Street Cleaning, said machine to be removed at the expense of the owner immediately after such trial has been made.

Which was referred to the Committee on Street Cleaning.

By Alderman Goodman—

Resolved, That permission is hereby granted to the Association of Ladies who are arranging a fair at the rooms of the Harlem Yacht Club, No. 519 East One Hundred and Twenty-first street, to place transparencies, at their own expense, on the following lamp-posts, viz.: In front of the premises above-mentioned, corner First avenue and One Hundred and Twenty-first street, corner Second avenue and One Hundred and Twenty-first street and corner Third avenue and One Hundred and Twenty-first street, the same to be removed at the expiration of two weeks after approval of this resolution by his Honor, the Mayor, and the placing of the same to be under the direction of the Commissioner of Public Works.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By the same—

Resolved, That permission be and the same is hereby given to T. F. Brennan to place and keep an iron watering-trough on the sidewalk near the curb, in front of his premises, No. 2220 Fifth avenue, the work to be done and water supplied at his own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By the same—

Whereas, The Journal of the proceedings of this Board containing the minutes of November 12, 1895, is incorrect, because of an omission of a portion of the resolution granting to Mr. A. Marks the privilege to pave a city street with wood pavement (see page 453); therefore

Resolved, That the same be and it is hereby corrected by adding thereto the portion omitted, as follows:

"Said Alfred Marks to give a bond to the Mayor, Aldermen and Commonalty of the City of New York (said bond to be approved by the Counsel to the Corporation), to relay the original pavement in as good condition as it was previous to being disturbed, and that the Commissioner of Public Works report back to this Board within six months after said pavement is laid, and inform this Board whether if in his opinion said pavement is a success."

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Kennefick—

Resolved, That permission be and the same is hereby given to Levy Brothers to place and keep a storm-door in front of their premises, No. 71 Greene street, provided the dimensions of said structure shall not exceed those prescribed by law, viz., ten feet high, two feet wider than the doorway and six feet from the house-line, the work to be done at their own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

UNFINISHED BUSINESS AGAIN RESUMED.

Alderman Noonan called up G. O. 564, and moved that so much of it as is embraced in the following resolution be adopted:

Resolved, That permission be and the same is hereby given to the following-named person to keep and maintain a stand for the sale of fruit, within the stoop-line, at the location set opposite his name, provided, however, that the stand shall not exceed the dimensions prescribed by law: Julius Ginsburg, No. 141 Monroe street, the work to be done at his own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

On motion of Alderman Noonan, so much of G. O. 564 as remains undisposed of was again laid over.

MOTIONS AND RESOLUTIONS AGAIN RESUMED.

(G. O. 606.)

By Alderman Olcott—

HEALTH DEPARTMENT, CRIMINAL COURT BUILDING, NEW YORK, November 29, 1895.

WILLIAM H. TEN EYCK, Esq., Clerk, Board of Aldermen, New York City:

SIR—At a meeting of the Board of Health of the Health Department held November 26, 1895, the following resolution was adopted:

Resolved, That a copy of the report of Chief Sanitary Inspector Alfred Lucas on the dangerous condition of vacant lots beginning twenty-five (25) feet north of northwest corner of Ninety-seventh street and Central Park, West, and extending fifty (50) feet north, be forwarded to the Honorable the Board of Aldermen, with the request that, for sanitary reasons, the Department of Public Works be authorized and directed to have said lots fenced.

A true copy.

EMMONS CLARK, Secretary.

HEALTH DEPARTMENT, OFFICE OF THE CHIEF SANITARY INSPECTOR, CRIMINAL COURT BUILDING, NEW YORK, November 19, 1895.

CHAS. F. ROBERTS, M. D., Sanitary Superintendent:

SIR—On November 7, 1895, on complaint of a citizen, an inspection was made of the vacant lots beginning twenty-five (25) feet north of northwest corner of Ninety-seventh street and Central Park, West, and extending fifty (50) feet north, and the same were found in a dangerous condition. A careful search has been made to find the owner of said lots, to serve the necessary order, without success.

I would therefore respectfully recommend that the Board of Aldermen be requested to authorize the Department of Public Works to have said lots fenced.

(Signed) ALFRED LUCAS, Chief Sanitary Inspector.

A true copy.

EMMONS CLARK, Secretary.

Resolved, That the vacant lots beginning twenty-five feet north of the northwest corner of Ninety-seventh street and Central Park, West, and extending fifty feet north, be fenced in with a tight board fence, where not already done, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

Which was laid over.

(G. O. 607.)

By Alderman Randall—

Resolved, That gas-mains be laid, lamp-posts erected, street-lamps placed thereon and lighted in Columbine street, from Jackson avenue to Taylor avenue, under the direction of the Commissioner of Public Works.

Which was laid over.

By Alderman Parker—

Resolved, That permission be and the same is hereby given to St. Francis de Sales Church, No. 236 East Ninety-sixth street, to place and keep transparencies on the following lamp-posts: Southeast corner Ninetieth street and Third avenue, southwest corner One Hundred and Sixth street and Lexington avenue, southwest corner Eighty-fourth street and Fourth avenue, northeast corner Seventy-ninth street and First avenue, southeast corner Ninety-sixth street and Third avenue, northeast corner One Hundred and Fifteenth street and First avenue, the work to be done at its own expense, under the direction of the Commissioner of Public Works; such permission to continue only two weeks from the date of approval by his Honor the Mayor.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Randall—

Resolved, That the Commission for Lighting the City be and is hereby requested to light Quarry road, from Third avenue to Kingsbridge road, with electricity.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By the Vice-President—

Resolved, That Harry Garrison, of No. 117 West Tenth street, be and he is hereby reappointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By Alderman Brown—

Resolved, That Louis Houg, of No. 3 New Chambers street, be and he is hereby reappointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By Alderman Lantry—

Resolved, That Frederick Fischer, of No. 1062 Avenue A, be and he is hereby reappointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By Alderman Marshall—

Resolved, That John Vogel, of No. 205 East One Hundred and Fifteenth street, be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By Alderman Muh—

Resolved, That William F. Cunningham, of No. 1356 Lexington avenue, and J. Frank Quinn, of No. 129 Broad street, be and they are hereby appointed Commissioners of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By Alderman Randall—

Resolved, That Joseph Troman, of No. 202 Broadway, be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By Alderman School—

Resolved, That M. W. Cohen, northwest corner of One Hundred and Fifty-eighth street and Third avenue, be and is hereby reappointed a Commissioner of Deeds for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By Alderman Tait—

Resolved, That Jacob A. Wertheimer, of No. 324 East Fourth street, be and he is hereby reappointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

REPORTS RESUMED.

The Committee on Salaries and Offices, to whom was referred the annexed resolution in favor of appointing John Hare a City Surveyor, respectfully

REPORT:

That, having examined the subject, they believe he is competent to discharge the duties of said office. They therefore recommend that the said resolution be adopted.

Resolved, That John Hare, of No. 202 Broadway, be and he is hereby appointed a City Surveyor in and for the City and County of New York.

RUFUS R. RANDALL, THOMAS DWYER, FRANK J. GOODWIN, JOSEPH T. HACKETT, THOMAS M. CAMPBELL, Committee on Salaries and Offices.

The President put the question whether the Board would agree to accept said report and adopt said resolution. Which was decided in the affirmative by the following vote:

Affirmative—The President, the Vice-President, Aldermen Burke, Dwyer, Goetz, Goodman, Goodwin, Hackett, Hall, Kennefick, Lantry, Oakley, O'Brien, Parker, Randall, Robinson, School, Tait, Ware, Wines, Woodward, and Wund—22.

The Committee on Salaries and Offices respectfully

REPORT

for adoption the following resolutions:

Resolved, That the following-named persons be and they are hereby respectively reappointed to the office of Commissioner of Deeds in and for the City and County of New York, to date from the expiration of their present terms of office, viz.:

F. W. Cheesman.	William H. Broderick.	Edward J. Dwyer.
Peter Staudt.	Henry W. Eaton.	George W. Mark.
John J. Madden.	Frederick Green.	Alfred W. Ahrens.
Henry Harris.	Frederick Fischer.	William Joralemon.
Edward Miehling.	M. W. Cohen.	Ernest Lieberman.
William F. McCabe.	Patrick Kerrin.	John H. Conway.
Albert Bach.	George W. Sweeney.	Stephen A. Ferguson.
Thomas McManus.	Thomas J. Blessing.	Michael J. Groh.
William S. Kane.	William Byrne.	George C. de'Arcy.

Resolved, That the following-named persons be and they are hereby respectively appointed Commissioners of Deeds in and for the City and County of New York, in the places respectively of those whose names appear opposite, and whose terms of office have expired, viz.:

Joseph J. Bach, in place of.....	John O'Dwyer.
Charles F. Moore, ".....	Thomas Auld, Jr.
Edward J. Healey, ".....	John E. Burke.
William Richmond, ".....	Charles L. Barker.
Andrew Cuneo, ".....	B. P. Benjamin.
Andrew J. McGivney, in place of.....	Bernard J. Byrne.
Matthew Augustus Burns, in place of.....	Franklin P. Duffey.
Emil A. Klein, ".....	Philip J. Durning.
James Brady, ".....	Cornelius Farley.
Henry L. Cohen, ".....	Charles J. Fagan.
Edmund P. Holahan, ".....	Martin Geiszler.
Edward F. Leseur, ".....	John W. Kiendig.
Charles Lee Brooks, ".....	Isidor Koplik.
Frank H. Hyatt, ".....	H. Warren Love.
Philip P. Clark, ".....	Walter L. S. Langerman.
George L. Whitney, ".....	John E. McGowan.
David M. Neuberger, ".....	Wm. T. McGrath.
Edward J. Thompson, ".....	Michael K. McCarten.
Augustus C. Baxter, ".....	Thomas F. McLaughlin.
Niels Toelberg, ".....	Patrick Masterson.
George H. Hyde, ".....	Robert Montgomery.
Gino Speranza, ".....	Henry E. Melville.
Edward F. Condon, ".....	Philip H. Moss.
John J. Ranagan, ".....	Theodore Martzloff.
William T. Hushion, ".....	Leopold Moschowitz.
Frank H. Mackintosh, ".....	Nicholas Lester Mullen.
Hermann Boschert, ".....	Charles O. Maas.
William F. Freund, ".....	William D. Neilley.
John Poth, Jr., ".....	Harold Nathan.
J. Henry Harris, ".....	Daniel O'Reilly, Jr.
William J. McHugh, ".....	A. Walker Otis.
Louis Bruckheimer, ".....	John T. Oakley.
Robert Elliot, ".....	Charles Reed.
A. Stoutenburgh, ".....	David Ryan.
Sarah Frank, ".....	Henry Ramme.
Alexander C. Montgomery, ".....	John H. Roberts.
Isaac L. Dunn, ".....	Charles M. Riddle.
John Vogel, ".....	Lewis Samuel.
William F. Cunningham, ".....	Joseph Silverstone.
J. Frank Quinn, ".....	Cornelius D. Sheehan.
Joseph Troman, ".....	Frederic J. Sherman.

Resolved, That the following-named persons be and they are hereby respectively appointed Commissioners of Deeds in and for the City and County of New York, in the places respectively of those whose names appear opposite, who were recently appointed but failed to qualify, viz.:

James J. Duffy, in place of.....	James J. Duffy.
Stephen J. O'Hare, ".....	Stephen J. O'Hare.
Wm. P. Rinckhoff, ".....	Wm. P. Rinckhoff.

RUFUS R. RANDALL, THOMAS DWYER, FRANK J. GOODWIN, JOSEPH T. HACKETT, THOMAS M. CAMPBELL, Committee on Salaries and Offices.

The President put the question whether the Board would agree to accept said report and adopt said resolutions. Which was decided in the affirmative by the following vote:

Affirmative—The President, the Vice-President, Aldermen Burke, Goetz, Goodman, Goodwin, Hackett, Hall, Kennefick, Lantry, Oakley, O'Brien, Parker, Robinson, School, Tait, Ware, Wines, Woodward, and Wund—20.

MOTIONS AND RESOLUTIONS AGAIN RESUMED.

Alderman Burke moved that the Board do now adjourn.

The President put the question whether the Board would agree with said motion. Which was decided in the affirmative.

And the President declared that the Board stood adjourned until Tuesday, December 10, 1895, at 2 o'clock P. M.

WILLIAM H. TEN EYCK, Clerk.

DEPARTMENT OF BUILDINGS.

Operations for the week ending November 30, 1895:
Plans filed for new buildings, 31; estimated cost, \$400,480; plans filed for alterations, 21; estimated cost, \$31,950; buildings reported for additional means of escape, 44; other violations of law reported, 211; buildings reported as unsafe, 77; violation notices issued, 256; fire-escape notices issued, 58; unsafe building notices issued, 144; violation cases forwarded for prosecution, 114; fire-escape cases forwarded for prosecution, 13; unsafe building cases forwarded for prosecution, 7; complaints lodged with the Department, 115; iron beams, columns, girders, etc., tested, 3,380.
STEVENSON CONSTABLE, Superintendent of Buildings.

ALDERMANIC COMMITTEES.

FINANCE.—The Committee on Finance will hold a public meeting on Saturday, December 7, at 11 o'clock A. M., in Room 16, City Hall, "to consider provisional estimates for Register's Department for 1896."

RAILROADS.—The Committee on Railroads will hold a public meeting on Friday, December 6, 1895, at 1 o'clock P. M., in Room 16, City Hall, to consider New York Central Railroad matters and annulling franchise of the Union Railroad Company. An executive meeting will be held immediately after public hearing.

EXCISE.—The Committee on Excise will hold a public hearing on Thursday, December 5, at 1.30 o'clock P. M., in Room 16, City Hall.

LAW DEPARTMENT.—The Committee on Law Department will hold a meeting on Friday, December 6, 1895, at 1.30 P. M., in Room 13, City Hall.

WM. H. TEN EYCK, Clerk, Common Council.

APPOINTMENT.

MAYOR'S OFFICE, NEW YORK, December 3, 1895. Hon. JOHN A. SLEICHER, Supervisor City Record.

DEAR SIR.—The Mayor directs me to advise you, for publication in the CITY RECORD, that he yesterday appointed General Charles H. T. Collis Commissioner of Public Works for the City of New York in the place and stead of William Brookfield, resigned.

Yours, truly, JOB E. HEDGES, Secretary.

OFFICIAL DIRECTORY.

Mayor's Office—No. 6 City Hall, 9 A. M. to 5 P. M. Saturdays, 9 A. M. to 12 M. Mayor's Marshal's Office—No. 1 City Hall, 9 A. M. to 4 P. M. Commissioners of Accounts—Stewart Building, 9 A. M. to 4 P. M. Aqueduct Commissioners—Stewart Building, 5th floor, 9 A. M. to 4 P. M. Board of Armory Commissioners—Stewart Building, 9 A. M. to 4 P. M.; Saturdays, 9 A. M. to 12 M. Clerk of Common Council—No. 8 City Hall, 9 A. M. to 4 P. M. Department of Public Works—No. 31 Chambers street, 9 A. M. to 4 P. M. Department of Street Improvements, Twenty-third and Twenty-fourth Wards—No. 2622 Third avenue, 9 A. M. to 4 P. M.; Saturdays, 12 M. Department of Buildings—No. 220 Fourth avenue, 9 A. M. to 4 P. M. Comptroller's Office—No. 15 Stewart Building, 9 A. M. to 4 P. M. Auditing Bureau—Nos. 19, 21 and 23 Stewart Building, 9 A. M. to 4 P. M. Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents—Nos. 31, 33, 35, 37 and 39 Stewart Building, 9 A. M. to 4 P. M. No money received after 2 P. M. Bureau for the Collection of City Revenue and of Markets—Nos. 1 and 3 Stewart Building, 9 A. M. to 4 P. M. No money received after 2 P. M. Bureau for the Collection of Taxes—Stewart Building, 9 A. M. to 4 P. M. No money received after 2 P. M. City Chamberlain—Nos. 25 and 27 Stewart Building, 9 A. M. to 4 P. M. City Paymaster—Stewart Building, 9 A. M. to 4 P. M. Counsel to the Corporation—Staats-Zeitling Building, 9 A. M. to 5 P. M.; Saturdays, 9 A. M. to 12 M. Public Administrator—No. 119 Nassau street, 9 A. M. to 4 P. M. Corporation Attorney—No. 119 Nassau street, 9 A. M. to 4 P. M. Attorney for Collection of Arrears of Personal Taxes—Stewart Building, 9 A. M. to 4 P. M. Bureau of Street Openings—Emigrant Industrial Savings Bank Building, Nos. 49 and 51 Chambers street. Police Department—Central Office, No. 300 Mulberry street, 9 A. M. to 4 P. M. Board of Education—No. 146 Grand street. Department of Charities and Correction—Central Office, No. 66 Third avenue, 9 A. M. to 4 P. M. Fire Department—Headquarters, Nos. 157 to 159 East Sixty-seventh street, 9 A. M. to 4 P. M.; Saturdays, 12 M. Central Office open at all hours. Health Department—New Criminal Court Building, Centre street, 9 A. M. to 4 P. M. Department of Public Parks—Arsenal, Central Park. Sixty-fourth street and Fifth avenue, 10 A. M. to 4 P. M.; Saturdays, 12 M. Department of Docks—Battery, Pier A, North river, 9 A. M. to 4 P. M. Department of Taxes and Assessments—Stewart Building, 9 A. M. to 4 P. M.; Saturdays, 12 M. Board of Electrical Control—No. 1262 Broadway. Department of Street Cleaning—No. 32 Chambers street, 9 A. M. to 4 P. M. Civil Service Board—Criminal Court Building, 9 A. M. to 4 P. M. Board of Estimate and Apportionment—Stewart Building. Board of Assessors—Office, 27 Chambers street, 9 A. M. to 4 P. M. Board of Excise—Criminal Court Building, 9 A. M. to 4 P. M. Sheriff's Office—Nos. 6 and 7 New County Court-house, 9 A. M. to 4 P. M. Register's Office—East side City Hall Park, 9 A. M. to 4 P. M. Commissioner of Jurors—Room 127, Stewart Building, 9 A. M. to 4 P. M. County Clerk's Office—Nos. 7 and 8 New County Court-house, 9 A. M. to 4 P. M. District Attorney's Office—New Criminal Court Building, 9 A. M. to 4 P. M. The City Record Office—No. 2 City Hall, 9 A. M. to 5 P. M., except Saturdays, 9 A. M. to 12 M. Governor's Room—City Hall, open from 10 A. M. to 4 P. M.; Saturdays, 10 to 12 A. M. Coroners' Office—New Criminal Court Building, 8 A. M. to 5 P. M.; Sundays and holidays, 8 A. M. to 12.30 P. M. Edward F. Reynolds, Clerk. Surrogate's Court—New County Court-house, 10.30 A. M. to 4 P. M. Supreme Court—Second floor, New County Court-house, 9.30 A. M. to 4 P. M. General Term, Room No. 9. Special Term, Part I., Room No. 10. Special Term, Part II., Room No. 12. Chambers, Room No. 11. Circuit, Part I., Room No. 28. Circuit, Part II., Room No. 24. Circuit, Part III., Room No. 13. Circuit, Part IV., Room No. 15. Superior Court.—Third floor, New County Court-house, 11 A. M. to 4 P. M. General Term, Room No. 35. Special Term, Room No. 33. Equity Term, Room No. 36. Chambers, Room No. 33. Part I., Room No. 34. Part II., Room No. 35. Part III., Room No. 36. Naturalization Bureau Room No. 31. Clerk's Office, Room No. 31, 9 A. M. to 4 P. M. Court of Common Pleas.—Third floor, New County Court-house, 9 A. M. to 4 P. M. Assignment Bureau, Room No. 33, 9 A. M. to 4 P. M. Clerk's Office, Room

No. 21, 9 A. M. to 4 P. M. General Term, Room No. 24. 11 A. M. to adjournment. Special Term, Room No. 22. 11 A. M. to adjournment. Chambers, Room No. 22. 10.30 A. M. to adjournment. Part I., Room No. 26, 11 A. M. to adjournment. Part II., Room No. 24, 11 A. M. to adjournment. Equity Term, Room No. 25, 11 A. M. to adjournment. Naturalization Bureau, Room No. 23, 9 A. M. to 4 P. M.

Court of General Sessions—New Criminal Court Building, Centre street. Court opens at 11 o'clock A. M.; adjourns 4 P. M. Clerk's Office, 10 A. M. till 4 P. M. City Court—City Hall. General Term, Room No. 20. Trial Term, Part I., Room No. 20; Part II., Room No. 21; Part III., Room No. 15; Part IV., Room No. 11. Special Term Chambers will be held in Room No. 10, 10 A. M. to 4 P. M. Clerk's Office, Room No. 10, City Hall, 9 A. M. to 4 P. M.

Oyer and Terminer Court—New Criminal Court Building, Centre street. Court opens at 10 1/2 o'clock A. M. Court of Special Sessions—New Criminal Court Building, 10.30 A. M. excepting Saturday.

District Civil Courts—First District—Southwest corner of Centre and Chambers streets. Clerk's office open from 9 A. M. to 4 P. M. Second District—Corner of Grand and Centre streets. Clerk's Office open from 9 A. M. to 4 P. M. Third District—Southwest corner Sixth avenue and West Tenth street. Court open daily (Sundays and legal holidays excepted) from 9 A. M. to 4 P. M. Fourth District—No. 30 First street. Court opens 9 A. M. daily. Fifth District—No. 154 Clinton street. Sixth District—Northwest corner Twenty-third street and Second avenue. Court opens 9 A. M. daily. Seventh District—No. 151 East Fifty-seventh street. Court opens 9 o'clock (except Sundays and legal holidays). Eighth District—Northwest corner of Twenty-third street and Eighth avenue. Court opens 9 A. M. Trial days: Wednesdays, Fridays and Saturdays. Return days: Tuesdays, Thursdays and Saturdays. Ninth District—No. 170 East One Hundred and Twenty-first street. Court opens every morning at 9 o'clock (except Sundays and legal holidays). Tenth District—Corner of Third avenue and One Hundred and Fifty-eighth street, 9 A. M. to 4 P. M. Eleventh District—No. 919 Eighth avenue. Court open daily (Sundays and legal holidays excepted) from 9 A. M. to 4 P. M.

City Magistrates' Courts—Office of Secretary, Fifth District Police Court, One Hundred and Twenty-fifth street, near Fourth avenue. First District—Tomb's Centre street. Second District—Jefferson Market. Third District—No. 69 Essex street. Fourth District—Fifty-seventh street, near Lexington avenue. Fifth District—One Hundred and Twenty-first street, southeastern corner of Sylvan place. Sixth District—One Hundred and Fifty-eighth street and Third avenue.

HEALTH DEPARTMENT.

HEALTH DEPARTMENT OF THE CITY OF NEW YORK, CRIMINAL COURT BUILDING, NEW YORK, December 5, 1895. AT A MEETING OF THE BOARD OF HEALTH of the Health Department of the City of New York, held at its office on the 3d day of December, 1895, the following resolutions were adopted:

Resolved, That, under the power conferred by law upon the Health Department, the following additional amendment of the Sanitary Code for the security of life and health be and the same is hereby adopted and declared to form a portion of the Sanitary Code. Resolved, That section 186 of the Sanitary Code be and the same is hereby amended so as to read as follows:

Section 186. No milk which has been watered, adulterated, reduced or changed in any respect by the addition of water or other substance, or by the removal of cream, shall be brought into, held, kept or offered for sale at any place in the City of New York; nor shall anyone keep, have or offer for sale in the said city any such milk.

The term "adulterated," when so used in this section, means: First—Milk containing more than eighty-eight per centum of water or fluids.

Second—Milk containing less than twelve per centum of milk solids.

Third—Milk containing less than three per centum of fats.

Fourth—Milk drawn from animals within fifteen days before or five days after parturition.

Fifth—Milk drawn from animals fed on distillery waste, or any substance in a state of fermentation or putrefaction, or on any unhealthy food.

Sixth—Milk drawn from cows kept in a crowded or unhealthy condition.

Seventh—Milk from which any part of the cream has been removed.

Eighth—Milk which has been adulterated with water, or any other fluid, or to which has been added, or into which has been introduced any foreign substance whatever.

[L. S.] CHARLES G. WILSON, President. EMMONS CLARK, Secretary.

ESTIMATE AND APPOINTMENT.

BOARD OF ESTIMATE AND APPOINTMENT, CITY OF NEW YORK, December 3, 1895. AT A MEETING OF THE BOARD OF ESTIMATE AND APPOINTMENT, held this day, the following resolution was adopted:

Resolved, That this Board does hereby designate Monday, the 16th day of December, 1895, at 11 o'clock in the forenoon, at the office of the Mayor, as the time and place for the commencement of the consideration of the Final Estimate for 1896, and that notice thereof, duly signed by the Secretary, be published in the CITY RECORD, inviting the taxpayers of this city to appear and be heard on that date, in regard to appropriations to be made and included in said Final Estimate.

E. P. BARKER, Secretary.

ST. OPENING AND IMPROVEMENT.

NOTICE IS HEREBY GIVEN THAT THERE will be a regular meeting of the Board of Street Opening and Improvement of the City of New York held at the Mayor's office on Friday next, December 6th, at 11 o'clock A. M., at which meeting it is proposed to consider unfinished business, and such other matters as may be brought before the Board.

Dated NEW YORK, December 3, 1895. V. B. LIVINGSTON, Secretary.

NOTICE IS HEREBY GIVEN THAT THE Board of Street Opening and Improvement will, at a meeting of said Board, to be held at the Mayor's Office on the 6th day of December, 1895, at 11 o'clock A. M., consider and determine upon such proof as may be adduced before it, whether Lorillard place, from East One Hundred and Eighty-ninth street to Pelham avenue, and High Bridge street, from Boscobel avenue to Nelson avenue, the title to which has not as yet been acquired by The Mayor, Aldermen and Commonalty of the City of New York, is now and has been used for public traffic and travel since January, 1, 1874, and is so used for a width sufficient to permit of the construction of a sewer therein.

Dated NEW YORK, November 27, 1895. V. B. LIVINGSTON, Secretary.

CITY CIVIL SERVICE BOARDS.

NEW CRIMINAL COURT BUILDING, NEW YORK, December 2, 1895. PUBLIC NOTICE IS HEREBY GIVEN THAT open competitive examinations for the positions below mentioned will be held on the dates specified:

December 9. DEPUTY WARDEN OF HOSPITALS, Charities and Correction Department. LEE PHILLIPS, Secretary.

DAMAGE COMM.—23-24 WARDS.

PURSUANT TO THE PROVISIONS OF CHAPTER 537 of the Laws of 1893, entitled "An act providing for ascertaining and paying the amount of damages to lands and buildings suffered by reason of changes of grade of streets or avenues, made pursuant to chapter 721 of the Laws of 1887, providing for the depression of railroad tracks in the Twenty-third and Twenty-fourth Wards, in the City of New York, or otherwise," and the acts amendatory thereof and supplemental thereto, notice is hereby given, that public meetings of the Commissioners, appointed pursuant to said acts, will be held at Room 58, Schermerhorn Building, No. 95 Broadway, in the City of New York, on Monday, Wednesday and Friday of each week, at 2 o'clock P. M., until further notice.

Dated NEW YORK, October 30, 1895. DANIEL LORD, JAMES M. VARNUM, GEORGE W. STEPHENS, Commissioners. LAMONT McLOUGHLIN, Clerk.

COLLEGE OF THE CITY.

A SPECIAL SESSION OF THE BOARD OF Trustees of the College of the City of New York will be held at the Hall of the Board of Education, No. 146 Grand street, at 4 o'clock P. M., on Thursday, December 5, 1895, for the purpose of requesting the Comptroller to issue the bonds necessary to complete the purchase of property already contracted for and embraced within the proposed site for the College of the City of New York.

By order, ROBERT MACLAY, Chairman. ARTHUR McMULLIN, Secretary. Dated NEW YORK, November 30, 1895.

POLICE DEPARTMENT.

POLICE DEPARTMENT—CITY OF NEW YORK, 1895. OWNERS WANTED BY THE PROPERTY Clerk of the Police Department of the City of New York, No. 300 Mulberry street, Room No. 9, for the following property, now in his custody, without claimants: Boats, rope, iron, lead, male and female clothing, boots, shoes, wine, blankets, diamonds, canned goods, liquors, etc., also small amount money taken from prisoners and found by patrolmen of this Department. JOHN F. HARRIOT, Property Clerk.

FIRE DEPARTMENT.

HEADQUARTERS FIRE DEPARTMENT, NEW YORK, November 27, 1895. TO CONTRACTORS.

SEALED PROPOSALS FOR FURNISHING THE Hose below enumerated to this Department will be received by the Board of Commissioners at the head of the Fire Department, at the office of said Department, Nos. 157 and 159 East Sixty-seventh street, in the City of New York, until 10 o'clock A. M., Wednesday, December 11, 1895, at which time and place they will be publicly opened by the head of said Department and read.

3,000 feet 2 1/2-inch straight-warp, circular knit cotton, rubber-lined fire-hose, Willis single knit brand, to weigh not more than forty-five (45) pounds per length, including couplings.

3,000 feet 1 1/2-inch carbolized rubber-lined fire-hose, Maltese Cross brand, to weigh not more than thirty (30) pounds per length, including couplings.

3,000 feet 3-inch carbolized rubber-lined fire-hose, Maltese Cross brand, to weigh not more than eighty (80) pounds per length, including couplings.

A separate estimate must be made for each of the three items.

Special attention is directed to the test of the hose by the Fire Department and the guarantee of the hose by the contractor, required by the specifications.

No estimate will be received or considered after the hour named.

For information as to the description of the hose to be furnished, bidders are referred to the specifications, which form part of these proposals.

The form of the agreement, with specifications, showing the manner of payment for the work, may be seen, and forms of proposals may be obtained at the office of the Department.

Bidders must write out the amount of their estimate in addition to inserting the same in figures.

The hose is to be delivered within ninety (90) days after the execution of the contract.

The damages to be paid by the contractor for each day that the contract may be unfulfilled after the time specified for the completion thereof shall have expired, are fixed and liquidated at the sum specified in the several forms of contracts.

The award of the contract will be made as soon as practicable after the opening of the bids.

Any person making an estimate for the hose shall present the same in a sealed envelope to said Board, at said office, on or before the day and hour above named, which envelope shall be indorsed with the name or names of the person or persons presenting the same, the date of its presentation and a statement of the work to which it relates.

The Fire Department reserves the right to decline any and all bids or estimates if deemed to be for the public interest. No bid or estimate will be accepted from, or contract awarded to, any person who is in arrears to the Corporation upon debt or contract, or who is a defaulter, as surety or otherwise, upon any obligation to the Corporation.

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

Each bid or estimate shall be accompanied by the consent, in writing, of two householders or freeholders of the City of New York, with their respective places of business or residence, to the effect that if the contract be awarded to the person making the estimate, they will, on its being so awarded, become bound as sureties for its faithful performance in the sums specified in the several forms of contracts, which are as follows:

For 3,000 feet 2 1/2-inch hose, Willis brand, \$900 00 For 3,000 feet 1 1/2-inch hose, Maltese Cross brand, 900 00 For 3,000 feet 3-inch hose, 2,400 00

—and that if he shall omit or refuse to execute the same, they will pay to the Corporation any difference between the sum to which he would be entitled on its completion and that which the Corporation may be obliged to pay to the person or persons to whom the contract may be awarded at any subsequent letting; and the amount in each case to be calculated upon the estimated amount of the work by which the bids are tested. The consent above mentioned shall be accompanied by the oath or affirmation, in writing, of each of the persons signing the same,

that he is a householder or freeholder in the City of New York, and is worth the amount of the security required for the completion of this contract, over and above all his debts of every nature, and over and above his liabilities as bail, surety or otherwise; and that he has offered himself as a surety in good faith and with the intention to execute the bond required by law. The adequacy and sufficiency of the security offered is to be approved by the Comptroller of the City of New York before the award is made and prior to the signing of the contract.

No estimate will be considered unless accompanied by either a certified check upon one of the banks of the City of New York, drawn to the order of the Comptroller, or money to the amount of five per centum of the amount of the security required upon the contract. Such check or money must not be inclosed in the sealed envelope containing the estimate, but must be handed to the officer or clerk of the Department who has charge of the estimate-box, and no estimate can be deposited in said box until such check or money has been examined by said officer or clerk and found to be correct. All such deposits, except that of the successful bidder, will be returned to the persons making the same, within three days after the contract is awarded. If the successful bidder shall refuse or neglect, within five days after notice that the contract has been awarded to him, to execute the same, the amount of the deposit made by him shall be forfeited to and retained by the City of New York as liquidated damages for such neglect or refusal; but if he shall execute the contract within the time aforesaid the amount of his deposit will be returned to him.

Should the person or persons to whom the contract may be awarded neglect or refuse to accept the contract within five days after written notice that the same has been awarded to his or their bid or proposal, or if he or they accept, but do not execute the contract and give the proper security, he or they shall be considered as having abandoned it and as in default to the Corporation, and the contract will be readvertised and relet as provided by law.

O. H. LA GRANGE, JAMES R. SHEFFIELD, AUSTIN E. FORD, Commissioners.

BOARD OF EDUCATION.

SEALED PROPOSALS WILL BE RECEIVED BY the Board of School Trustees for the Twelfth Ward, at the Hall of the Board of Education, No. 146 Grand street, until 4 o'clock P. M., on Tuesday, December 17, 1895, for connecting Grammar Schools Nos. 10 and 95, also Primary School No. 28, with the Fire-alarm System of the City of New York.

ROBERT E. STEEL, Chairman. ANTONIO RASINES, Secretary, Board of School Trustees, Twelfth Ward. Dated NEW YORK, December 4, 1895.

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

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

The party submitting a proposal, and the parties proposing to become sureties, must each write his name and place of residence on said proposal.

Two responsible and approved sureties, residents of this city, are required in all cases.

No proposal will be considered from persons whose character and antecedent dealings with the Board of Education render their responsibility doubtful.

The party submitting a proposal must include in his proposal the names of all sub-contractors, and no change will be permitted to be made in the sub-contractors named without the consent of the School Trustees and Superintendent of School Buildings.

It is required as a condition precedent to the reception or consideration of any proposals, that a certified check upon, or a certificate of deposit of, one of the State or National banks or Trust Companies of the City of New York, drawn to the order of the President of this Board, shall accompany the proposal to an amount of not less than three per cent. of such proposal, when said proposal is for or exceeds ten thousand dollars, and to an amount not less than five per cent. of such proposal when said proposal is for an amount under ten thousand dollars; that on demand, within one day after the awarding of the contract by the proper Board of Trustees, the President of the Board will return all the deposits of checks and certificates of deposit made, to the persons making the same, except that made by the person or persons whose bid has been so accepted; and that if the person or persons whose bid has been so accepted shall refuse or neglect, within five days after due notice has been given that the contract is ready for execution, to execute the same; the amount of the deposit or of the check or certificate of deposit made by him or them shall be forfeited to and retained by this Board, not as a penalty, but as liquidated damages for such neglect or refusal, and shall be paid into the City Treasury to the credit of the Sinking Fund of the City of New York; but if the said person or persons whose bid has been so accepted shall execute the contract within the time aforesaid, the amount of his or their deposit of check or certificate of deposit shall be returned to him or them.

SEALED PROPOSALS WILL BE RECEIVED AT the office of the Board of Education, corner of Grand and Elm streets, until Friday, December 13, 1895, at 4 o'clock P. M., for supplying for the use of the Board of Education, twelve (12) Stereopticons. Specifications may be obtained from the Clerk of the Board of Education. Each proposal must be addressed to the Committee on Evening Schools, and indorsed "Proposals for Stereopticons." The Committee reserve the right to reject any bid if deemed for the public interest.

Dated NEW YORK, November 29, 1895. HENRY A. ROGERS, Chairman; JACOB W. MACK, JOSEPH J. LITTLE, JOHN L. N. HUNT, RICHARD H. ADAMS, Committee on Evening Schools.

STREET CLEANING DEPT.

DEPARTMENT OF STREET CLEANING, NEW YORK, December 3, 1895.

SEALED BIDS OR PROPOSALS WILL BE received at the office of the Department of Street Cleaning, No. 32 Chambers street, for the removal of snow upon or from the streets or avenues, or any part thereof, in the City of New York, for the period ending May 1, 1896, inclusive, until 12 o'clock M. of Monday, December 16, 1895.

Forms of proposals, specifications and contract may be had at the office of the Department.

No bid or estimate will be received or considered after the hour mentioned. On said day, at said place and at said hour, the bids or estimates submitted will be opened by the Commissioner of Street Cleaning.

Bidders will write out the amount of their estimate in addition to inserting the same in figures.

The award of the contract will be made as soon as practicable after the opening of the bids.

Any person making a bid or estimate for the above shall present the same in a sealed envelope, directed to said Commissioner of Street Cleaning at said office, on or before the above day and hour named, which envelopes must be indorsed with the name or names of the person or persons presenting the same, the date of its presentation, and indorsed "Estimate for removing snow from the streets or avenues of the City of New York."

The Commissioner of Street Cleaning reserves the right to reject any or all bids or estimates if deemed by him to be for the public interest. No bid or estimate will be accepted from, or contract awarded to, any person

who is in arrears to the Corporation upon debt or contract, or who is a defaulter, as surety or otherwise, upon any obligation to the Corporation.

Each bid or estimate shall contain the name and place of residence of each of the persons making the same, the names of all persons interested with him or them therein, and if no other person be so interested, it shall distinctly state that fact; that it is made without any connection with any other person making an estimate for the same purpose, and is in all respects fair and without collusion or fraud; that no member of the Common Council, head of a department, chief of a bureau, deputy thereof or clerk therein, or other officer of the Corporation, is directly or indirectly interested therein, or in the work to which it relates, or in any portion of the profits thereof.

Each bid or estimate must be verified by the oath, in writing, of the party making the bid or estimate, that the several matters stated therein are in all respects true. Where more than one person is interested it is requisite that the verification be made and subscribed by all the persons interested.

Each bid or estimate shall be accompanied by the consent, in writing, of two householders or freeholders in the City of New York, to the effect that if the contract be awarded to the person making the bid or estimate, they will, upon its being so awarded, become bound as sureties for its faithful performance; and that if he shall omit or refuse to execute the same they will pay to the Corporation any difference between the sum to which he would be entitled upon its completion and that which the Corporation would be obliged to pay to the person to whom the contract shall be awarded at any subsequent letting, the amount in each case to be calculated upon the estimated amount of the contract by which the bids are tested.

The consent above mentioned shall be accompanied by the oath or affirmation, in writing, of each of the persons signing the same, that he is a householder or freeholder in the City of New York, and is worth the amount of the preliminary security required and in the proposals stated, over and above all his debts of every nature, and over and above his liabilities as bail, surety, or otherwise, and that he has offered himself as a surety in good faith and with the intention to execute the bond required by law.

The amount of security required upon the execution of the contract will be five thousand dollars.

The adequacy and sufficiency of the security offered is to be approved by the Comptroller of the City of New York before the award is made and prior to the signing of the contract.

Each bid or estimate must be accompanied by a certified check on a solvent banking corporation in the City of New York, payable to the order of the Comptroller of the City of New York, for two hundred and fifty dollars, being five per cent. of the amount of the bond required by the Department for the faithful performance of all the work proposed to be done under said contract. On the acceptance of any bid the checks of the unaccepted bidders will be returned to them, and upon the execution of the contract the check of the accepted bidder will be returned to him.

A special deposit of two thousand five hundred dollars in cash will be required to be made with the Comptroller of the City of New York on or before the execution of the contract as a security for the faithful performance thereof.

Should the person or persons to whom the contract may be awarded neglect or refuse to accept the contract within five days after written notice that the same had been awarded to his or their bid or proposal, or if he or they accept but do not execute the contract and give the proper security, he or they shall be considered as having abandoned it and as in default to the Corporation, and the contract will be readvertised and relet, as provided by law.

GEORGE E. WARING, JR., Commissioner of Street Cleaning.

DEPARTMENT OF STREET CLEANING, No. 32 CHAMBERS STREET, NEW YORK, October 29, 1895.

SEALED PROPOSALS WILL BE RECEIVED AT the office of the Department of Street Cleaning, No. 32 Chambers street, for receiving and finally disposing of all ashes, garbage, sweepings and other refuse delivered at the various dumps or dumping-places of the Department by the carts of the Department and all other carts duly authorized to collect the same, until 12 o'clock M., of Tuesday, December 10, 1895.

Forms of proposals, specifications and contract may be had at the office of the Department.

Under the following resolution of the Board of Estimate and Apportionment of the City of New York, adopted on the 14th day of September, 1895:

"Resolved, That the Commissioner of Street Cleaning be and he is hereby authorized and directed to prepare a form of advertisement and contract, inviting proposals for the receiving, at the various dumps in this city, and finally disposing of: all ashes, sweepings and other refuse material that may be collected and delivered at said dumps by the carts of this city and by private carts authorized to collect such material, each proposal to be accompanied with a specification, stating in full the manner of proposed final disposition of such material. All clean, fresh ashes may, under the inspection of this city, be deposited by the contractor within the crib-work at Riker's Island, sweepings, garbage and other refuse material to be disposed of in such manner only that will render it unobjectionable, in any and every respect; said advertisement and form of contract to be first approved by the Counsel to the Corporation, and after such approval said advertisement to be inserted in the CITY RECORD, and brief advertisement, calling attention to the same, inserted in all official papers for thirty days, and when proposals are received and tabulated that they be submitted to the Board of Estimate and Apportionment, for such action as may be determined."

Sealed proposals for the receiving at the various dumps in this city and finally disposing of all ashes, garbage, sweepings and other refuse material that may be collected and delivered at said dumps by the carts of this city and by private carts authorized to collect such material for a period of five years from the first day of April, 1896, will be received by the Commissioner of Street Cleaning, at the office of said Department, No. 32 Chambers street, in the City of New York, until 12 o'clock M., of Tuesday, December 10, 1895, at which place and time they will be publicly opened by the Commissioner of Street Cleaning and read.

Each proposal to be accompanied with a specification stating in full the manner of proposed final disposition. All clean, fresh ashes may, under the inspection of the city, be deposited by the contractor within the crib-work at Riker's Island. Sweepings, garbage and other refuse material to be disposed of in such manner only that will render it unobjectionable, in any and every respect, but no part thereof shall be dumped in the waters of New York Harbor, or in the waters adjacent thereto, or in the Atlantic Ocean.

No estimate will be received or considered after the hour mentioned.

The form of the agreement, with specifications, may be seen and forms of proposals may be obtained at the office of the Department.

Bidders will write out the amount of their estimate in addition to inserting the same in figures.

The award of the contract will be made as soon as practicable after the opening of the bids.

Any person making an estimate for the above shall present the same in a sealed envelope, directed to said Commissioner of Street Cleaning, at said office, on or before the day and hour above named, which envelope shall be indorsed with the name or names of the person or persons presenting the same, the date of its presentation, and a statement of the work to which it relates.

The Commissioner of Street Cleaning reserves the right to reject any and all bids or estimates if deemed to be for the public interest.

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

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

Each bid or estimate shall be 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 to the person making the estimate, they will, upon its being so awarded, become bound as sureties for its faithful performance in the sum of \$100,000; and that if he shall omit or refuse to execute the same, they will pay to the Corporation any difference between the sum to which he would be entitled upon its completion and that which the Corporation may be obliged to pay to the person or persons to whom the contract may be awarded at any subsequent letting, the amount in each case to be calculated upon the estimated amount of the work by which the bids are tested. The consent above mentioned shall be accompanied by the oath or affirmation, in writing, of each of the persons signing the same, that he is a householder or freeholder in the City of New York, and is worth the amount of the security required for the completion of this contract, over and above all his debts of every nature and over and above his liabilities as bail, surety or otherwise, and that he has offered himself as a surety in good faith and with the intention to execute the bond required by law.

The adequacy and sufficiency of the security offered is to be approved by the Comptroller of the City of New York before the award is made and prior to the signing of the contract.

No estimate will be considered unless accompanied by either a certified check upon one of the banks of the City of New York, drawn to the order of the Comptroller, or money for five per cent. of the amount for which the work bid for is proposed in any one year to be performed. Such check or money must not be enclosed in the sealed envelope containing the estimate, but must be handed to the officer or clerk of the Department who has charge of the estimate-box, and no estimate can be deposited in said box until such check or money has been examined by said officer or clerk and found to be correct. All such deposits, except that of the successful bidder will be returned to the persons making the same within three days after the contract is awarded. If the successful bidder shall refuse or neglect, within five days after notice that the contract has been awarded to him, to execute the same, the amount of the deposit made by him shall be forfeited and retained by the City of New York as liquidated damages for such neglect or refusal; but if he shall execute the contract within the time aforesaid, the amount of his deposit will be returned to him.

A special deposit of ten thousand dollars in cash will be required to be made with the Comptroller of the City of New York, on or before the execution of the contract, as a security for the faithful performance of the same.

Should the person or persons to whom the contract may be awarded neglect or refuse to accept the contract within five days after written notice that the same has been awarded to his or their bid or proposal, or if he or they accept but do not execute the contract and give the proper security, he or they shall be considered as having abandoned it and as in default to the Corporation, and the contract will be readvertised and relet, as provided by law.

GEORGE E. WARING, JR., Commissioner of Street Cleaning.

PERSONS HAVING BULKHEADS TO FILL, IN the vicinity of New York Bay, can procure material for that purpose—ashes, street sweepings, etc., such as is collected by the Department of Street Cleaning—free of charge, by applying to the Commissioner of Street Cleaning, in the Criminal Court Building.

GEORGE E. WARING, JR., Commissioner of Street Cleaning.

BOARD OF CITY RECORD.

OFFICE OF THE CITY RECORD, NO. 2 CITY HALL, NEW YORK, November 29, 1895.

PROPOSALS FOR FURNISHING STATIONERY FOR THE USE OF COURTS AND THE DEPARTMENTS AND BUREAUS OF THE GOVERNMENT OF THE CITY OF NEW YORK. TO STATIONERS.

SEALED ESTIMATES FOR SUPPLYING THE City Government with Stationery, Paper, Ink, Pens, Pencils, Penholders, Rubber Bands, etc., will be received at the office of the Supervisor of the City Record, Room No. 2 City Hall, until 12 o'clock M. of Thursday, December 10, 1895, at or about which time said estimates will be publicly opened and read in the office of the Mayor.

Each person making an estimate shall inclose it in an envelope, sealed with sealing-wax, indorsed "Estimate for furnishing Stationery," and with his name and the date of its presentation.

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

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

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

The amount of security required upon the execution of the contract will be in each case fifty per cent. of the estimated cost of the articles awarded to each contractor; the amount of preliminary security to be given, until each award, and in which the sureties shall justify, shall be One Thousand Dollars.

Should the person to whom the contract may be awarded neglect or refuse to accept the contract within five days after written notice that the same has been awarded to his bid or proposal, and that the adequacy and sufficiency of the security offered has been approved by the Comptroller, or if he accept but do not execute the contract and give the proper security, he shall be considered as having abandoned it and as in default to the Corporation, and the contract will be readvertised and relet, as provided by law.

No estimate will be accepted from, or contract awarded to, any person who is in arrears to the Corporation upon debt or contract, or who is a defaulter, as surety or otherwise, upon any obligation to the Corporation, and no estimate will be accepted from, or a contract awarded to, any person not having at the time of making his estimate full, suitable and sufficient facilities for performing the work specified in his estimate.

No estimate will be received or considered unless accompanied by either a certified check upon one of the banks of the City of New York, drawn to the order of the Comptroller, or money, to the amount of fifty per centum of the amount of the preliminary security required for the faithful performance of the contract. Such check or money must not be enclosed in the sealed envelope containing the estimate, but must be handed to the Supervisor of the City Record, who has charge of the estimate-box; and no estimate can be deposited in said box until such check or money has been examined by said Supervisor and found to be correct. All such deposits, except that of the successful bidder, will be returned to the persons making the same, within three days after the contract is awarded. If the successful bidder shall refuse or neglect, within five days after notice that the contract has been awarded to him, to execute the same, the amount of the deposit made by him shall be forfeited and retained by the City of New York as liquidated damages for such neglect or refusal; but if he shall execute the contract within the time aforesaid, the amount of his deposit will be returned to him.

The amount of security required upon the execution of the contract will be in each case fifty per cent. of the estimated cost of the articles awarded to each contractor; the amount of preliminary security to be given, until each award, and in which the sureties shall justify, shall be One Thousand Dollars.

Should the person to whom the contract may be awarded neglect or refuse to accept the contract within five days after written notice that the same has been awarded to his bid or proposal, and that the adequacy and sufficiency of the security offered has been approved by the Comptroller, or if he accept but do not execute the contract and give the proper security, he shall be considered as having abandoned it and as in default to the Corporation, and the contract will be readvertised and relet, as provided by law.

No estimate will be accepted from, or contract awarded to, any person who is in arrears to the Corporation upon debt or contract, or who is a defaulter, as surety or otherwise, upon any obligation to the Corporation, and no estimate will be accepted from, or a contract awarded to, any person not having at the time of making his estimate full, suitable and sufficient facilities for performing the work specified in his estimate.

No estimate will be received or considered unless accompanied by either a certified check upon one of the National or State banks of the City of New York, drawn to the order of the Comptroller, or money, to the amount of fifty per centum of the amount of the preliminary security required for the faithful performance of the contract. Such check or money must not be enclosed in the sealed envelope containing the estimate, but must be handed to the Supervisor of the City Record, who has charge of the estimate-box; and no estimate can be deposited in said box until such check or money has been examined by said Supervisor and found to be correct. All such deposits, except that of the successful bidder, will be returned to the persons making the same, within three days after the contract is awarded. If the successful bidder shall refuse or neglect, within five days after notice that the contract has been awarded to him, to execute the same, the amount of the deposit made by him shall be forfeited and retained by the City of New York as liquidated damages for such neglect or refusal; but if he shall execute the contract within the time aforesaid, the amount of his deposit will be returned to him.

Permission will not be given for the withdrawal of any bid or estimate, and the right is expressly reserved by the undersigned City officers to reject any or all bids which may be deemed prejudicial to the public interests.

Bids must be made on each item separately, and the aggregate for each schedule, or for any part of each schedule, that may be indicated in the specifications or required, must be given. The contract may be awarded, in the discretion of the Board of City Record, by items or by schedules, or parts of schedules, except when the law provides to the contrary.

The Stationery is to be put up in packages according to schedules to be furnished to the contractors by the Supervisor of the City Record, and according to the most approved methods followed in the stationery trade for the preservation of goods. The contractors must complete the delivery of the goods at the office of the City Record within thirty days from the execution of the contracts, and must give preference in deliveries to such articles as the Supervisor may direct.

DESCRIPTION OF ARTICLES. For particulars as to the quantities and kinds of Stationery, reference must be had to the specifications, copies of which may be procured from the Supervisor of the City Record, or may be seen in the Department of Public Works, where they are on file with certain samples. When the description of an article is not complete in the specifications, and no sample is on file in the Department of Public Works or the office of the City Record, the contractor must supply an article in every respect like that in use in the Department making the requisition, unless otherwise directed by the Supervisor of the City Record.

WILLIAM L. STRONG, Mayor; FRANCIS M. SCOTT, Counsel to the Corporation; WILLIAM BROOKFIELD, Commissioner of Public Works.

JOHN A. SELFINGER, Supervisor of the City Record.

FINANCE DEPARTMENT.

FINANCE DEPARTMENT, BUREAU FOR THE COLLECTION OF TAXES, NO. 57 CHAMBERS STREET (STEWART BUILDING), NEW YORK, December 2, 1895.

NOTICE TO TAXPAYERS.

THE RECEIVER OF TAXES OF THE CITY of New York hereby gives notice to all persons who have omitted to pay their taxes for the year 1895, to pay the same to him at his office on or before the first day of January, 1896, as provided by section 846 of the New York City Consolidation Act of 1882. Upon any such tax remaining unpaid on the first day of December, 1895, one per centum will be charged, received and collected in addition to the amount thereof; and upon such tax remaining unpaid on the first day of January, 1896, interest will be charged, received and collected upon the amount thereof at the rate of seven per centum per annum, to be calculated from the first day of October, 1895, on which day the assessment rolls and warrants for the Taxes of 1895 were delivered to the said Receiver of Taxes, to the date of payment, pursuant to section 843 of said Act.

DAVID E. AUSTEN, Receiver of Taxes.

PROPOSALS FOR \$47,000 GOLD STOCK OF THE CITY OF NEW YORK. EXEMPT FROM TAXATION.

EXECUTORS, ADMINISTRATORS, GUARDIANS AND OTHERS HOLDING TRUST FUNDS ARE AUTHORIZED BY LAW TO INVEST IN THESE BONDS.

INTEREST THREE PER CENT. PER ANNUM.

SEALED PROPOSALS WILL BE RECEIVED by the Comptroller of the City of New York, at his office, No. 280 Broadway, in the City of New York, until Tuesday, the 10th day of December, 1895, at 2 o'clock P. M., when they will be publicly opened in the presence of the Commissioners of the Sinking Fund, or such of them as shall attend, as provided by law, for the whole or a part of the following coupon or registered stock of the City of New York, to wit: \$47,000 "CONSOLIDATED STOCK OF THE CITY OF NEW YORK."

The principal payable in gold coin of the United States of America of the present standard of weight and fineness at the Comptroller's office of said city, on the first day of November, in the year 1914, with interest at the rate of three per centum per annum, payable semi-annually, in such gold coin, on the first days of May and November in each year.

The said stock is issued in pursuance of the provisions of sections 132 and 134 of the New York City Consolidation Act of 1882, and chapter 168 of the Laws of 1895, to provide for the procuring of new grounds and the erection thereon of buildings for the use of the College of the City of New York, and is

EXEMPT FROM TAXATION by the City and County of New York, but not from State taxation, pursuant to the provisions of section 137 of the New York City Consolidation Act of 1882, and under an ordinance of the Common Council of said city, approved by the Mayor, October 2, 1880, and a resolution of the Commissioners of the Sinking Fund, adopted November 20, 1895.

AUTHORITY FOR TRUST INVESTMENTS. Attention is called to the provisions of an act passed by the Legislature March 14, 1889, authorizing executors, administrators, guardians and trustees, and others holding trust funds to invest such funds in the stocks or bonds of the City of New York.

CONDITIONS. Section 146 of the New York City Consolidation Act of 1882 provides that "the Comptroller, with the approval of the Commissioners of the Sinking Fund, shall determine what, if any, part of said proposals shall be accepted, and upon the payment into the City Treasury of the amounts due by the persons whose bids

are accepted, respectively, certificates therefor shall be issued to them, as authorized by law"; and provided also, "that no proposals for bonds or stocks shall be accepted for less than the par value of the same."

Those persons whose bids are accepted will be required to deposit with the City Chamberlain the amount of stock awarded to them at its par value, together with the premium thereon, within three days after notice of such acceptance.

The proposals should be inclosed in a sealed envelope, indorsed "Proposals for Bonds of the Corporation of the City of New York," and each proposal should also be inclosed in a second envelope, addressed to the Comptroller of the City of New York.

ASHBEL P. FITCH, Comptroller. CITY OF NEW YORK—FINANCE DEPARTMENT, COMPTROLLER'S OFFICE, November 27, 1895.

CORPORATION NOTICE.

PUBLIC NOTICE IS HEREBY GIVEN TO THE owner or owners, occupant or occupants, of all houses and lots, improved or unimproved lands affected thereby, that the following assessments have been completed and are lodged in the office of the Board of Assessors for examination by all persons interested, viz.: List 4554, No. 1. Sewer and appurtenances in Tinton avenue, between Kelly street and Home street; Prospect avenue, between Kelly street and Westchester avenue; Westchester avenue, between Tinton avenue and Prospect avenue; Clifton street, between Forest avenue and Union avenue; Forest avenue, between One Hundred and Sixty-third street and Home street, and in One Hundred and Sixty-fifth street, between Trinity and Union avenues.

List 4555, No. 2. Outlet sewer and appurtenances in Bungay street, from Wetmore avenue to and through One Hundred and Forty-ninth street, Prospect avenue, Kelly street and Wales avenue to Westchester avenue, with branch sewers in One Hundred and Forty-ninth street, between Southern Boulevard and Robbins avenue; Westchester avenue, north side, between Trinity and Forest avenues; Westchester avenue, south side, between Robbins and Wales avenues; Forest avenue, between Westchester avenue and One Hundred and Sixty-third street; Clifton street, between Cauldwell and Forest avenues, and in Westchester avenue, between Wales avenue and One Hundred and Fifty-sixth street.

List 5063, No. 3. Sewer and appurtenances in Eagle avenue, from existing sewer in John street to Cedar place.

List 5054, No. 4. Sewer and appurtenances in Robbins avenue, between One Hundred and Forty-ninth street and Kelly street.

List 5055, No. 5. Sewer and appurtenances in Trinity avenue, between One Hundred and Sixty-third and One Hundred and Sixty-fourth streets.

List 5066, No. 6. Sewer and appurtenances in Union avenue, from the end of the existing sewer 249.65 feet north of Kelly street to the north side of One Hundred and Fifty-sixth street.

List 5067, No. 7. Sewer and appurtenances in One Hundred and Thirty-seventh street, from existing sewer in Southern Boulevard to Trinity avenue.

The limits embraced by such assessments include all the several houses and lots of ground, vacant lots, pieces and parcels of land situated on—

No. 1. Both sides of Tinton avenue, from Kelly street to Home street; both sides of Prospect avenue, from Kelly street to One Hundred and Sixty-fifth street; both sides of Union avenue, from Westchester avenue to One Hundred and Sixty-fifth street; both sides of Forest avenue, from One Hundred and Sixty-third to One Hundred and Sixty-eighth street; both sides of Jackson avenue, from One Hundred and Sixty-fifth to One Hundred and Sixty-eighth street; both sides of Trinity avenue, from One Hundred and Sixty-fourth street to George street; both sides of Dawson street, from Tinton avenue to One Hundred and Fifty-sixth street; both sides of Kelly street, from Prospect avenue to a point distant about 175 feet east of Legget avenue; both sides of One Hundred and Fifty-sixth street and Legget avenue, from Westchester avenue to Kelly street; both sides of Westchester avenue, from Tinton to Prospect avenue; both sides of Hewitt place, from One Hundred and Fifty-sixth street to Denman place; both sides of Cedar street and Denman place, from Forest to Westchester avenue; both sides of Clifton street, from Forest to Union avenue; both sides of One Hundred and Sixty-third street, from Forest to Prospect avenue; both sides of One Hundred and Sixty-fifth street, from Boston road to Tinton avenue, and both sides of Home street, from Boston road to Tinton avenue.

No. 2. Both sides of Bungay street, from Wetmore avenue to Timpon place; both sides of One Hundred and Forty-ninth street, from Timpon place to Robbins avenue; both sides of Prospect avenue, from Southern Boulevard to Kelly street; both sides of Kelly street, from Prospect avenue to Wales avenue; both sides of Wales avenue, from Kelly street to Westchester avenue; both sides of Westchester avenue, from One Hundred and Fifty-sixth street to Trinity avenue; both sides of Forest avenue, from Westchester avenue to One Hundred and Sixty-third street; both sides of Clifton street, from Cauldwell to Forest avenue; also both sides of Whitlock avenue and Austin place, from Bungay street to One Hundred and Forty-ninth street; both sides of One Hundred and Forty-ninth street, from Wetmore avenue to Timpon place; both sides of One Hundred and Forty-ninth street; both sides of Southern Boulevard, from Legget avenue to Union avenue; both sides of Fox street, Beck street and Kelly street, from Legget avenue to Robbins avenue; both sides of Dawson street, from Legget avenue to Forest avenue; both sides of One Hundred and Fifty-sixth street, from Dawson street to Cauldwell avenue; both sides of Prospect avenue, from Kelly street to One Hundred and Sixty-fifth street; both sides of Union avenue, from One Hundred and Forty-ninth street to One Hundred and Sixty-fifth street; both sides of Beach avenue, from a point distant about 238 feet south of One Hundred and Forty-ninth street to One Hundred and Fifty-sixth street; both sides of Wales avenue, from a point distant about 245 feet south of One Hundred and Forty-ninth street to Kelly street; both sides of Concord avenue, from a point distant about 275 feet south of One Hundred and Forty-ninth street to Kelly street; both sides of Robbins avenue, from Dater street to Westchester avenue; both sides of Hewitt place, from One Hundred and Fifty-sixth street to Denman place; both sides of Tinton avenue, from One Hundred and Fifty-sixth street to Home street; both sides of Forest avenue, from One Hundred and Sixty-third street to One Hundred and Sixty-eighth street; both sides of Jackson avenue, from Westchester avenue to One Hundred and Sixty-eighth street; both sides of Trinity avenue, from One Hundred and Fifty-sixth street to George street; both sides of Cauldwell avenue, commencing at a point about 450 feet south of One Hundred and Fifty-sixth street to Legget avenue, from Kelly street to Dawson street; both sides of Westchester avenue, from One Hundred and Fifty-sixth street to Denman place; both sides of Cedar street and Denman place, from Westchester to Cauldwell avenue; both sides of Clifton street, from Union to Cauldwell avenue; both sides of One Hundred and Sixty-third street, from Prospect to Cauldwell avenue; both sides of One Hundred and Sixty-fifth street, from Prospect to Trinity avenue; both sides of George street, from Tinton avenue to Boston road, and both sides of Home street, from Tinton avenue to Boston road.

No. 3. Both sides of Eagle avenue, from the centre line of Cedar place to the centre line of John street.

No. 4. Both sides of Robbins avenue, from One Hundred and Forty-ninth street to Kelly street, and both sides of One Hundred and Fiftieth and One Hundred and Fifty-first streets, from Concord to Robbins avenue.

No. 5. Both sides of Trinity avenue, from One Hundred and Sixty-third street to the north side of One Hundred and Sixty-fourth street.

No. 6. Both sides of Union avenue, from a point distant about 164 feet south of Dawson street to Westchester avenue.

No. 7. Both sides of One Hundred and Thirty-seventh street, from Southern Boulevard to Trinity avenue.

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 the Chairman of the Board of Assessors, at their office, No. 27 Chambers street, within thirty days from the date of this notice.

The above-described lists will be transmitted, as provided by law, to the Board of Revision and Correction of Assessments, for confirmation on the 28th day of December, 1895.

THOMAS J. RUSH, Chairman; WILLIAM H. BELLAMY, JOHN W. JACOBUS, EDWARD McCUE, Board of Assessors.

NEW YORK, November 26, 1895.

DEPARTMENT OF PUBLIC WORKS

COMMISSIONER'S OFFICE, NEW YORK, November 26, 1895.

TO CONTRACTORS.

BIDS OR ESTIMATES, 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 12 o'clock m. on Tuesday, December 10, 1895, at which place and hour they will be publicly opened by the head of the Department:

No. 1. FOR SEWER IN UNION SQUARE, WEST, between Sixteenth and Seventeenth streets, CONNECTING WITH SEWER IN SEVENTEENTH STREET.

No. 2. FOR FURNISHING, DELIVERING AND FITTING CAST-IRON FLOORING, ETC., AT NEW HIGH-SERVICE WORKS, NEW AQUEDUCT, between Tenth avenue and Harlem river.

Each estimate must contain the name and place of residence of the person making the same, the names of all persons interested with him therein, and if no other person is so interested it shall distinctly state that fact. That it is made without any connection with any other person making an estimate for the same work, and is in all respects fair and without collusion or fraud.

Each estimate must be verified by the oath, in writing, of the party making the same, that the several matters therein stated are true, and must be accompanied by the consent, in writing, of two householders or freeholders in the City of New York, to the effect that if the contract is awarded to the person making the estimate, they will, upon its being so awarded, become bound as his sureties for its faithful performance; and that if he shall refuse or neglect to execute the same, they will pay to the Corporation any difference between the sum to which he would be entitled upon its completion, and that which the Corporation may be obliged to pay to the person to whom the contract shall be awarded at any subsequent letting, the amount to be calculated upon the estimated amount of the work by which the bids are tested.

The consent last above mentioned must be accompanied by the oath or affirmation, in writing, of each of the persons signing the same, that he is a householder or freeholder in the City of New York, and is worth the amount of the security required for the completion of the contract, over and above all his debts of every nature, and over and above his liabilities as bail, surety, or otherwise, and that he has offered himself as surety in good faith, with the intention to execute the bond required by law.

No estimate will be considered unless accompanied by either a certified check upon one of the State or National banks of the City of New York, drawn to the order of the Comptroller, or money to the amount of five per centum of the amount of the security required for the faithful performance of the contract. Such check or money must not be inclosed in a sealed envelope containing the estimate, but must be handed to the officer or clerk of the Department who has charge of the estimate-box, and no estimate can be deposited in said box until such check or money has been examined by said officer or clerk and found to be correct. All such deposits, except that of the successful bidder, will be returned to the persons making the same within three days after the contract is awarded. If the successful bidder shall refuse or neglect, within five days after notice that the contract has been awarded to him, to execute the same, the amount of the deposit made by him shall be forfeited to and retained by the City of New York as liquidated damages for such neglect or refusal; but if he shall execute the contract within the time aforesaid the amount of the deposit will be returned to him.

THE COMMISSIONER OF PUBLIC WORKS RESERVES THE RIGHT TO REJECT ALL BIDS RECEIVED FOR ANY PARTICULAR WORK IF HE DEEMS IT FOR THE BEST INTERESTS OF THE CITY.

Blank forms of bid or estimate, the proper envelopes in which to inclose the same, the specifications and agreements, and any further information desired, can be obtained at Rooms Nos. 9 and 10, No. 31 Chambers street.

WILLIAM BROOKFIELD, Commissioner of Public Works.

SUPREME COURT.

In the matter of the application of the Board of Street Opening and Improvement of the City of New York, for and on behalf of The Mayor, Aldermen and Commonalty of the City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to WOLF PLACE (although not yet named by proper authority), extending from Jerome avenue to Inwood avenue, in the Twenty-fourth Ward of the City of New York, as the same has been heretofore laid out and designated as a first-class street or road by the Department of Public Parks.

NOTICE IS HEREBY GIVEN THAT THE BILL of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter, will be presented for taxation to one of the Justices of the Supreme Court, at the Chambers thereof, in the County Court-house, in the City of New York, on the 16th day of December, 1895, at 10.30 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard thereon, and that the said bill of costs, charges and expenses has been deposited in the office of the County Clerk, there to remain for and during the space of ten days.

Dated NEW YORK, December 3, 1895. ANDREW S. HAMERSLEY, JR., EDWARD L. PARRIS, JAMES A. DONEGAN, Commissioners. JOHN P. DUNN, Clerk.

In the matter of the application of The Board of Street Opening and Improvement of the City of New York, for and on behalf of The Mayor, Aldermen and Commonalty of the City of New York, relative to amending the application of the said Board for the appointment of Commissioners of Estimate and Assessment, and the petition and the order made and entered thereon, and all other proceedings had or to be had in proceedings to acquire title, wherever the same has not been heretofore acquired, to FRANKLIN AVENUE (although not yet named by proper authority), from Third avenue to Crotona Park, in the Twenty-third Ward of the City of New York, as the same has been heretofore laid out and designated as a first-class street or road by the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards of the City of New York, duly filed in the office of the Clerk of the City and County of New York on the 15th day of August, 1894, by including in said application, petition and order, certain lands, tenements and hereditaments between said Third avenue and Spring place, in the Twenty-third Ward of the City of New York.

PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that an application will be made to the Supreme Court of the State of New York, at a Special Term of said Court, to be held at Chambers thereof, in the County Court-house, in the City of New York, on the 14th day of December, 1895, at the opening of the Court on that day, or as soon thereafter as counsel can be heard thereon, for an order amending the application for the appointment of Commissioners of Estimate and Assessment in the above-entitled matter, and the petition of the Board of Street Opening and Improvement, and the orders appointing Commissioners of Estimate and Assessment entered herein, and all other proceedings had or to be had herein by including in said application, petition and order, and including in all other proceedings had or to be had herein, as a portion of the lands, tenements, premises and hereditaments to be taken in these proceedings, with the buildings thereon and the appurtenances thereunto belonging, required for the opening of a certain street or avenue known as Franklin avenue, from Third avenue to Crotona Park, in the Twenty-third Ward of the City of New York, all those certain lands, tenements and hereditaments more particularly described as Parcel "A" in the following description:

PARCEL "A."

Beginning at the intersection of the western line of Franklin avenue (as ceded by Gouverneur Morris November 8, 1864), with the southern line of Spring place (as ceded by Gouverneur Morris November 8, 1864):

1st. Thence westerly along the southern line of Spring place 13.14 feet.

2d. Thence southwesterly 65° 30' to the left for 384.07 feet to the junction of Franklin avenue with the Third avenue.

3d. Thence easterly along the junction of Third avenue with the Franklin avenue for 13.86 feet to the western line of Franklin avenue.

4th. Thence northeasterly for 387.13 feet to the point of beginning.

Franklin avenue, from Third avenue to Crotona Park, including Parcel "A" above described, is shown on a certain map entitled "Map or Plan, showing location, with course, windings, classification, grades of streets and avenues and roads within the area bounded by Third avenue, East One Hundred and Seventieth street, Fulton avenue, Crotona Park, Prospect avenue and Boston road, in the Twenty-third Ward of the City of New York, established by the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards, under authority of chapter 545 of the Laws of 1890," and filed, one in the office of the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards on the 9th day of May, 1894, one in the office of the Register of the City and County of New York on the 11th day of May, 1894, and one in the office of the Secretary of State of the State of New York on the 16th day of May, 1894.

Dated NEW YORK, November 30, 1895. FRANCIS M. SCOTT, Counsel to the Corporation.

In the matter of the application of the Board of Street Opening and Improvement of the City of New York, for and on behalf of The Mayor, Aldermen and Commonalty of the City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to STEBBINS AVENUE (although not yet named by proper authority), from Dawson street to Boston road, in the Twenty-third Ward of the City of New York, as the same has been heretofore laid out and designated as a first-class street or road.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands affected thereby, and having objections thereto, do present their said objections, in writing, duly verified, to us, at our office, No. 51 Chambers street, second floor, in said city, on or before the 6th day of January, 1896, and that we, the said Commissioners, will hear parties so objecting within the ten week-days next after the said 6th day of January, 1896, and for that purpose will be in attendance at our said office on each of said ten days at 2 o'clock p. m.

Second—That the abstract of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates and other documents used by us in making our report, have been deposited in the Bureau of Street Openings in the Law Department of the City of New York, at its office, No. 51 Chambers street, in the said city, there to remain until the 6th day of January, 1896.

Third—That the limits of our assessment for benefit include all those lots, pieces or parcels of land situate, lying and being in the City of New York, which taken together are bounded and described as follows, viz.: Northerly by the southerly boundary of Crotona Park; easterly by the easterly side of Wilkins place and said easterly side produced; thence by the easterly side of Intervale avenue to its intersection with the easterly side of Hall place; thence by the easterly side of Hall place, the easterly side of East One Hundred and Sixty-fifth street, the easterly side of Rogers place and said easterly side produced, to its intersection with a line drawn parallel to Dawson street and distant easterly 200 feet from the easterly side thereof, and thence by said last-mentioned parallel line to Dawson street; southerly by a line drawn parallel to the southerly side thereof; westerly by a line drawn parallel to Dawson street and distant 200 feet westerly from the westerly side thereof from the last-mentioned line parallel to Lane avenue to a point distant about 205 feet from the westerly side of Stebbins avenue; thence by a line parallel to Stebbins avenue and distant westerly about 205 feet from the westerly side thereof to the southerly side of Westchester avenue; thence by the centre line of the block between East One Hundred and Sixty-second street, Westchester avenue and Prospect avenue to the easterly side of Prospect avenue; thence by the easterly side of Prospect avenue to a point distant southerly 100 feet from the southerly side of East One Hundred and Sixty-fifth street; thence by a line parallel to East One Hundred and Sixty-fifth street and distant southerly 100 feet from the southerly side thereof to a point distant 100 feet westerly from the westerly side of Prospect avenue; thence by a line drawn parallel to Prospect avenue and distant 100 feet westerly from the westerly side thereof to the southerly side of Home street; thence by the southerly side of Home street to the easterly side of Prospect avenue; thence by the easterly side of Prospect avenue to a point distant northerly 100 feet from the northerly side of Freeman street; thence by a line drawn parallel to Freeman street and distant 100 feet northerly from the northerly side thereof to a point distant westerly 100 feet from the westerly side of Bristow street, and thence by a line drawn parallel to Bristow street and distant westerly 100 feet from the westerly side thereof to the southerly boundary of Crotona Park; excepting from said area all streets, avenues, roads or portions thereof heretofore legally opened, as such area is shown upon our benefit map deposited as aforesaid.

Fourth—That our report herein will be presented to the Supreme Court of the State of New York, at a Special Term thereof, to be held at the Chambers thereof, in the County Court-house, in the City of New York, on the 6th day of February, 1896, 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, November 25, 1895. EDWIN T. TALLAFERRO, Chairman; FREDERIC J. DIETER, THEODORE E. SMITH, Commissioners. JOHN P. DUNN, Clerk.

In the matter of the application of the Board of Street Opening and Improvement of the City of New York, for and on behalf of The Mayor, Aldermen and Commonalty of the City of New York, relative to amending the application of the said Board for the appointment of Commissioners of Estimate and Assessment, and the petition and the order made and entered thereon, and all other proceedings had or to be had in proceedings to acquire title, wherever the same has not been heretofore acquired, to FRANKLIN AVENUE (although not yet named by proper authority), from Third avenue to Crotona Park, in the Twenty-third Ward of the City of New York, as the same has been heretofore laid out and designated as a first-class street or road by the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards of the City of New York, duly filed in the office of the Clerk of the City and County of New York on the 15th day of August, 1894, by including in said application, petition and order, certain lands, tenements and hereditaments between said Third avenue and Spring place, in the Twenty-third Ward of the City of New York.

ality of the City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, for the use of the public to the lands required for the opening and extension of ONE HUNDRED AND EIGHTY-EIGHTH STREET, between Amsterdam and Wadsworth avenues, in the Twelfth Ward of the City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands affected thereby, and having objections thereto, do present their said objections, in writing, duly verified, to us, at our office, No. 51 Chambers street, second floor, in said city, on or before the 31st day of December, 1895, and that we, the said Commissioners, will hear parties so objecting within the ten week-days next after the said 31st day of December, 1895, and for that purpose will be in attendance at our said office on each of said ten days at 2 o'clock p. m.

Second—That the abstract of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates and other documents used by us in making our report, have been deposited with the Commissioner of Public Works of the City of New York, at his office, No. 31 Chambers street, in said city, there to remain until the 2d day of January, 1896.

Third—That the limits of our assessment for benefit include all those lots, pieces or parcels of land situate, lying and being in the City of New York, which taken together are bounded and described as follows, viz.: On the north by the southerly side of West One Hundred and Eighty-ninth street; on the south by the northerly side of West One Hundred and Eighty-seventh street; on the east by a line drawn parallel to Amsterdam avenue and distant easterly one hundred feet (100' 0") from the easterly side thereof, and on the west by a line drawn parallel to Wadsworth avenue and distant westerly one hundred feet (100' 0") from the westerly side thereof; excepting from said area all streets, avenues, roads, or portions thereof, heretofore legally opened, as such area is shown on our benefit map deposited as aforesaid.

Fourth—That our report herein will be presented to the Supreme Court of the State of New York, at a Special Term thereof, to be held at the Chambers thereof, in the County Court-house, in the City of New York, on the 23d day of January, 1896, 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, November 19, 1895. ROBT. L. WENSLEY, Chairman; CHARLES D. BURKILL, Commissioners. JOHN P. DUNN, Clerk.

In the matter of the application of the Board of Education, by the Counsel to the Corporation of the City of New York, relative to acquiring title by The Mayor, Aldermen and Commonalty of the City of New York, to certain lands on BURNSIDE AND ANDREWS AVENUES, in the Twenty-fourth Ward of said city, duly selected and approved by said Board as a site for school purposes, under and in pursuance of the provisions of chapter 191 of the Laws of 1888, as amended by chapter 35 of the Laws of 1890.

PURSUANT TO THE PROVISIONS OF chapter 191 of the Laws of 1888, as amended by chapter 35 of the Laws of 1890, notice is hereby given that an application will be made to the Supreme Court of the State of New York, at a Special Term of said Court, to be held at Chambers thereof, at the County Court-house, in the City of New York, on the 14th day of December, 1895, at the opening of the Court on that day, or as soon thereafter as counsel can be heard thereon, for the appointment of Commissioners of Estimate in the above-entitled matter.

The nature and extent of the improvement hereby intended is the acquisition of title by The Mayor, Aldermen and Commonalty of the City of New York, to certain lands and premises, with the buildings thereon and the appurtenances thereto belonging, on BURNSIDE AND ANDREWS AVENUES, in the Twenty-fourth Ward of said city, in fee simple absolute, the same to be converted, appropriated and used to and for the purposes specified in said chapter 191 of the Laws of 1888, as amended by said chapter 35 of the Laws of 1890, said property having been duly selected and approved by the Board of Education as a site for school purposes under and in pursuance of the provisions of said chapter 191 of the Laws of 1888, as amended by said chapter 35 of the Laws of 1890, being the following described lots, pieces or parcels of land, namely: All those certain lots, pieces or parcels of land situate, lying and being in the Twenty-fourth Ward of the City of New York, which taken together are bounded and described as follows:

Beginning at a point on the easterly side of Andrews avenue (as now proposed) distant northerly 154.35 feet from the intersection of a certain curve connecting the said easterly line of Andrews avenue with the northerly line of Burnside avenue; running thence easterly and at right angles with Andrews avenue 278.45 feet to a point in the westerly line of Burnside avenue; thence southwesterly along the northerly line of Burnside avenue upon a curve to the right with a radius 230 feet, for a distance of 107.02 feet; thence again southwesterly, and still along the northerly line of Burnside avenue, upon a curve to the right with a radius 1,920 feet for a distance of 200.91 feet; thence still along the northerly line of Burnside avenue and upon a curve to the right with a radius 19.176 feet for a distance of 38.74 feet, and thence northerly along the easterly side of Andrews avenue 154.35 feet to the point or place of beginning.

Dated NEW YORK, November 19, 1895. FRANCIS M. SCOTT, Counsel to the Corporation, No. 2 Tryon Row, New York City.

In the matter of the application of the Board of Street Opening and Improvement of the City of New York, for and on behalf of The Mayor, Aldermen and Commonalty of the City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to DECATUR AVENUE (although not yet named by proper authority), from Kingsbridge road to Brookline street, in the Twenty-fourth Ward of the City of New York, as the same has been heretofore laid out and designated as a first-class street or road.

NOTICE IS HEREBY GIVEN THAT THE bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter, will be presented for taxation to one of the Justices of the Supreme Court, at the Chambers thereof, in the County Court-house, in the City of New York, on the 12th day of December, 1895, at 10.30 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard thereon, and that the said bill of costs, charges and expenses has been deposited in the office of the County Clerk, there to remain for and during the space of ten days.

Dated NEW YORK, November 26, 1895. WILLIS HOLLY, JOHN T. FARLEY, FRANCIS L. DONOHUE, Commissioners. JOHN P. DUNN, Clerk.

SECOND JUDICIAL DISTRICT—WEST-CHESTER COUNTY.

In the matter of the petition of Thomas F. Gilroy, Commissioner of Public Works, of the City of New York, under and in pursuance of chapter 490 of the Laws of 1883, and the laws amendatory thereof, on behalf of The Mayor, Aldermen and Commonalty of the City of New York, for the appointment of Commissioners of Appraisal under said acts.

FIRST SUPPLEMENTAL PROCEEDING, CORRECTION OF RECORD.

PUBLIC NOTICE IS HEREBY GIVEN THAT the second separate report of William A. Hunt, Angelo L. Meyers and David Verplanck, who were

appointed Commissioners of Appraisal in the above-entitled matter by an order of this Court, made at a Special Term thereof, held at the Court-house in White Plains, Westchester County, December 30, 1893, bears date October 14, 1895, and was filed in the Westchester County Clerk's Office October 14, 1895, and that the parcels covered by said report are Parcels Nos. 64, 64, 64, 64, 7 and 8, and that the claims of Allen J. Banker and George Hyde are included in said report.

Notice is further given that an application will be made to confirm the said report, at a Special Term of the said Court, to be held at the County Court-house, in the City of Poughkeepsie, Dutchess County, on the 21st day of December, 1895, at the opening of the Court on that day, or as soon thereafter as counsel can be heard.

Dated NEW YORK, November 2, 1895. FRANCIS M. SCOTT, Counsel to the Corporation, No. 2 Tryon Row, New York City.

In the matter of the application of The Mayor, Aldermen and Commonalty of the City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the purpose of opening ONE HUNDRED AND SEVENTY-EIGHTH STREET (although not yet named by proper authority), between Kingsbridge road and Amsterdam avenue, in the Twelfth Ward of the City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE undersigned, were appointed by orders of the Supreme Court, bearing date the 28th day of October, 1895, and the 11th day of November, 1895, Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The Mayor, Aldermen and Commonalty of the City of New York, and also in the notice of the application for the said order, dated October 28, 1895, thereto attached, filed herein in the office of the Clerk of the City and County of New York on the 29th day of October, 1895, and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled to or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 16, title 5, of the act entitled "An act to consolidate into one act and to declare the special and local laws affecting public interests in the City of New York," passed July 1, 1882, and the acts or parts of acts in addition thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, No. 51 Chambers street, second floor, in the City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 12th day of December, 1895, at 3 o'clock in the afternoon of that day, to hear the said parties and persons in relation thereto, and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner or on behalf of The Mayor, Aldermen and Commonalty of the City of New York.

Dated NEW YORK, November 18, 1895. BENJAMIN BARKER, JR., SAMUEL W. MILBANK, DAVID D. STEVENS, Commissioners. JOHN P. DUNN, Clerk.

In the matter of the application of the Board of Street Opening and Improvement of the City of New York, for and on behalf of The Mayor, Aldermen and Commonalty of the City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to ONE HUNDRED AND EIGHTY-SECOND STREET (although not yet named by proper authority), between Amsterdam avenue and Kingsbridge road, in the Twelfth Ward of the City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands affected thereby, and having objections thereto, do present their said objections, in writing, duly verified, to us, at our office, No. 51 Chambers street, second floor, in said city, on or before the 11th day of December, 1895, and that we, the said Commissioners, will hear parties so objecting within the ten week-days next after the said 11th day of December, 1895, and for that purpose will be in attendance at our said office on each of said ten days at 10 o'clock a. m.

Second—That the abstract of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates and other documents used by us in making our report, have been deposited with the Commissioner of Public Works of the City of New York, at his office, No. 31 Chambers street, in said city, there to remain until the 12th day of December, 1895.

Third—That the limits of our assessment for benefit include all those lots, pieces or parcels of land situate, lying and being in the City of New York, which taken together are bounded and described as follows, viz.: On the north by the southerly line of West One Hundred and Eighty-third street and said southerly line produced; on the south by the northerly line of West One Hundred and Eighty-first street; on the east by a line drawn parallel to Amsterdam avenue and distant easterly 300 feet from the easterly side thereof; on the west by a line drawn parallel to Kingsbridge road and distant westerly 300 feet from the westerly side thereof; excepting from said area all streets, avenues, roads or portions thereof heretofore legally opened, as such area is shown on our benefit map deposited as aforesaid.

Fourth—That our report herein will be presented to the Supreme Court of the State of New York, at a Special Term thereof, to be held at the Chambers thereof, in the County Court-house, in the City of New York, on the 30th day of December, 1895, 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, October 29, 1895. WILLIAM H. WILLIS, Chairman; ISAAC RODMAN, Commissioners. JOHN P. DUNN, Clerk.

THE CITY RECORD.

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