

PROCEEDINGS

—OF—

THE COMMON COUNCIL,

OF THE

CITY OF ROCHESTER,

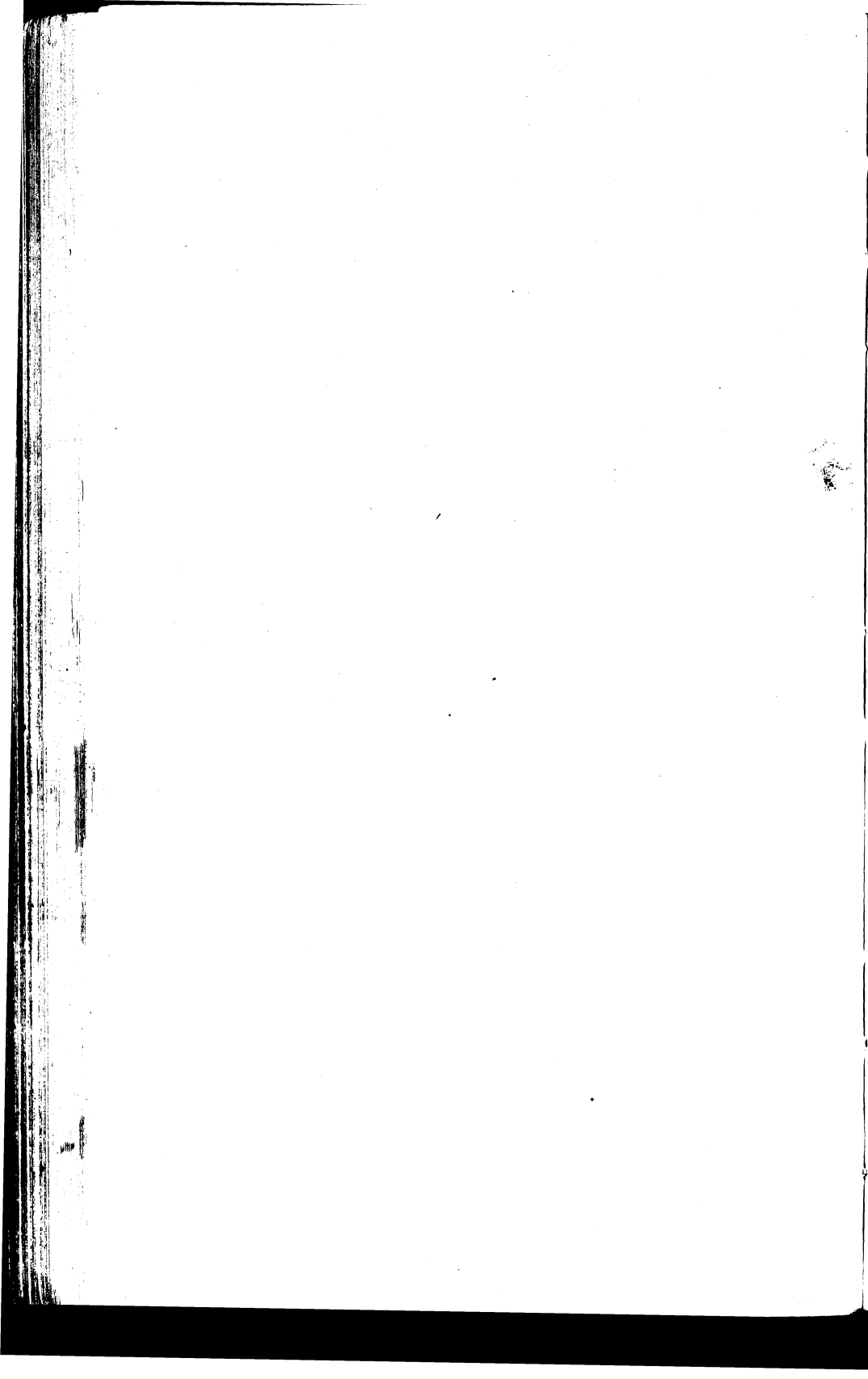
For 1870-71.

---

ROCHESTER, N. Y.:

DAILY DEMOCRAT BOOK AND JOB PRINTING HOUSE, NO. 3 BUFFALO STREET.

1871.



# ROCHESTER CITY OFFICERS,

*From April 1st, 1870, to April 1st, 1871.*

JOHN LUTES, - - - - - Mayor.  
Office, City Hall; Residence, 10 Frank Street.

HARVEY P. LANGWORTHY, - - - - - City Treasurer.  
Office, City Hall; Residence, 20 William Street.

## **JUSTICES OF THE PEACE.**

PATRICK McINTYRE,  
Office, Reynolds' Arcade; Residence, Smith, near Walnut Street.

DANIEL WOOD,  
Office, 47 Main Street; Residence, 72 East Avenue.

SHERMAN R. ROBINSON,  
Office, 84 Powers' Block; Residence, 46 Troup Street.

## **COMMON COUNCIL.**

EZRA R. ANDREWS, - - - - - President of the Board.  
Business, 29 Buffalo Street; Residence, 226 Exchange Street.

First Ward, - - - - - CHARLES W. BRIGGS.  
Business, 91 & 93 State Street; Residence, 25 North Fitzhugh Street.

" - - - - - ALONZO G. WHITCOMB.  
Business and Residence, National Hotel.

Second Ward, - - - - - JOHN BARKER.  
Roadmaster N. Y. C. R. R.; Residence, 19 Kent Street.

" - - - - - GEORGE WAIT.  
Conductor N. Y. C. R. R.; Residence, 17 Kent Street.

**COMMON COUNCIL—Continued.**

Third Ward,	- - - - -	EZRA R. ANDREWS.
	Business, 29 Buffalo Street; Residence, 226 Exchange Street.	
"	- - - - -	HENRY T. ROGERS.
	Business, 67 & 69 Buffalo Street; Residence, 21 Troup Street.	
Fourth Ward,	- - - - -	STEPHEN REMINGTON.
	Business, 72 Main Street; Residence, 59 South Clinton Street.	
"	- - - - -	GEORGE HERZBERGER.
	Business and Residence, 69 South Clinton Street, cor. Monroe.	
Fifth Ward,	- - - - -	WILLIAM CARING.
	Business, 7 South St. Paul Street; Residence, 212 North Clinton Street.	
"	- - - - -	MOSES M. SMITH.
	Business, 109 Main Street; Residence, 142 North St. Paul Street.	
Sixth Ward,	- - - - -	DODEWICK F. RELYEA.
	Locomotive and Train Despatcher N.Y.C. R.R.; Residence, 129 North Street.	
"	- - - - -	GEORGE W. CONNOLLY.
	Business, 2 Irving Place; Residence, 24 Leopold Street.	
Seventh Ward,	- - - - -	PHILIP J. MEYER.
	Business, 31 Broadway; Residence, 48 Broadway.	
"	- - - - -	EDWIN A. GLOVER.
	Business, "Chronicle" Office; Residence, 89 Alexander Street.	
Eighth Ward,	- - - - -	H. H. CRAIG.
	Business, 102 Exchange Street; Residence, 56 Prospect Street.	
"	- - - - -	NEWELL A. STONE.
	Business, 12 Buffalo Street; Residence, 2 Reynolds Street.	
Ninth Ward,	- - - - -	JOHN H. WILSON.
	Business, cor. Oak and Smith Streets; Residence, 48 Lake Avenue.	
"	- - - - -	JAMES H. KELLY.
	Business, cor. Mill and Furnace Sts.; Residence, Saratoga Avenue, cor. Jones St.	
Tenth Ward,	- - - - -	SAMUEL R. WOODRUFF.
	Business, 232 Main Street; Residence, 14 Charlotte Street.	
"	- - - - -	WESLEY MANDEVILLE.
	Residence, 6 Vine Street.	
Eleventh Ward,	- - - - -	JACOB GERLING.
	Business, 130 Buffalo Street; Residence, 120 Brown Street.	
"	- - - - -	ROBERT R. CHARTERS.
	Business, 5 Exchange Street; Residence, 2 Lime Street.	
Twelfth Ward,	- - - - -	EDWARD DAGGE.
	Business, Nurseryman, Mt. Hope Avenue; Residence, 136 Mt. Hope Avenue.	
"	- - - - -	FRANKLIN S. STEBBINS.
	Business, N. Y. & Erie R.R. Depot; Residence, 12 Jefferson Street.	
Thirteenth Ward,	- - - - -	JOHN NAGEL.
	Business, Scale Works, cor. Andrews & Water Sts.; Residence, 101 St. Joseph Sts.	
"	- - - - -	JOHN MAUDER.
	Business and Residence, 271 North Clinton Street.	
Fourteenth Ward,	- - - - -	WILLIAM AIKENHEAD.
	Business, 55 Front Street; Residence, 62 Tappan Street.	
"	- - - - -	C. R. PARSONS.
	Business, Genesee Falls Saw Mill; Residence, 2 Stillson Street.	

## STANDING COMMITTEES FOR 1870.

---

*Finance*—Ald. Kelly, Stebbins, Relyea, and the President.

*Law*—Ald. Stebbins, Parsons, Smith, and the President.

*Contingent Expenses*—Ald. Remington, Stone, Whitcomb.

*Support and Relief of the Poor*—Ald. Briggs, Remington, Rogers, and the President.

*Streets and Bridges*—Ald. Rogers, Caring, Barker, and the President.

*Public Improvements*—Ald. Parsons, Dagge, Briggs, and the President.

*Sewers*—Ald. Caring, Kelly, Herzberger, and the President.

*Opening and Alteration of Streets*—Ald. Wilson, Smith, Meyer.

*Fire Department*—Ald. Stone, Connolly, Gerling, and the President.

*Public Lamps*—Ald. Aikenhead, Nagel, Charters, and the President.

*Public Parks*—Ald. Meyer, Wait, Remington.

*Wooden Buildings*—Ald. Whitcomb, Meyer, Mandeville.

*Schools*—Ald. Barker, Stebbins, Stone.

*City Property*—Ald. Nagel, Rogers, Kelly.

*Ordinances and Rules*—Ald. Mandeville, Glover, Craig.

*Grievances*—Ald. Gerling, Aikenhead, Dagge.

*Amendments to Charter*—Ald. Relyea, Charters, Parsons.

*Reservoirs and Water Works*—Ald. Connolly, Whitcomb, Woodruff.

*House for Support of Idle and Truant Children*—Ald. Herzberger  
Aikenhead, Wait.

*Assessments*—Ald. Craig, Briggs, Caring.

*Police*—Ald. Charters, Mandeville, Craig.

*Markets*—Ald. Wait, Herzberger, Glover.

*Surveys, Maps and Records*—Ald. Dagge, Wilson, Connolly.

*Hackney Coaches*—Ald. Mauder, Woodruff, Relyea.

*Excise*—Ald. Woodruff, Nagel, Wilson.

*Mount Hope*—Ald. Glover, Mauder, Barker.

*Public Health*—Ald. Smith, Gerling, Mauder.

## **APPOINTED OFFICERS.**

W. F. MORRISON,	- - - - -	City Clerk.
	Office, City Hall; Residence, 9 Oregon Street.	
THOMAS H. HOPWOOD,	- - - - -	Messenger.
	Office, City Hall; Residence, 35 Smith's Block.	
JESSE SHEPHERD,	- - - - -	City Attorney.
	Office, Powers' Block; Residence, 59 Nassau Street.	
WM. S. GRANTSYNN,	- - - - -	City Surveyor.
	Office, City Hall; Residence, 38 Monroe Street.	
JOHN QUIN,	- - - - -	Street Superintendent.
	Office, Center Market; Residence, 84 North Street.	
HUBBARD W. JONES,	- - - - -	Overseer of the Poor.
	Office, Center Market; Residence, 109 West Avenue.	
DAVID MCKAY,	- - - - -	City Assessor.
	Office, City Hall; Residence, 5 Caledonia Avenue.	
EBENEZER T. OATLEY,	- - - - -	City Assessor.
	Office, City Hall; Residence, 43 Allen Street.	
JOHN J. SHAEFFER,	- - - - -	City Assessor.
	Office City Hall; Residence, cor. Clinton and Atwater Sts.	
JOHN MEYER,	- - - - -	City Sealer.
	Office, 31 Broadway; Residence, 59 West Alexander Street.	
FRANCIS LOCKHART,	- - - - -	Keeper City Hall.
	Residence, 14 Elm Street.	

## **POLICE DEPARTMENT.**

Hon. JOHN LUTES,	- - - - -	Commissioner.
	Office, City Hall; Residence, 10 Frank Street.	
HENRY S. HEBARD,	- - - - -	Commissioner.
	Office, 122 South St. Paul Street; Residence, 11 Howell Street.	
GEORGE G. COOPER,	- - - - -	Commissioner.
	Office at "Daily Union" Office; Residence, 66 Kent Street.	
ELISHA W. BRYAN,	- - - - -	Police Justice.
	Office, Center Market; Residence, 14 Smith Street.	
SAMUEL M. SHERMAN,	- - - - -	Chief of Police.
	Office, Center Market; Residence, 11 Gardiner Park.	

## **FIRE DEPARTMENT.**

O. L. ANGEVINE,	- - - - -	Fire Marshal.
	Office, Center Market; Residence, 29 Frank Street.	
WENDELL BAYER,	- - - - -	Chief Engineer.
	Office, Center Market; Residence, 121 Buffalo Street.	

## **MT. HOPE COMMISSIONERS.**

JONATHAN H. CHILD,
Office, Saw Mill, Acqueduct Street; Residence, 45 Mt. Hope Avenue.
GEO. G. COOPER,
Office at "Daily Union" Office; Residence, 66 Kent Street.
JAMES H. KELLY,
Office, Lamp Works, cor. Mill and Furnace Streets; Residence, Saratoga Avenue, cor. Jones St.

## **EXCISE COMMISSIONERS.**

JOHN WILLIAMS,      FREDERICK COOK,      N. C. BRADSTREET.

---

## **HEALTH DEPARTMENT.**

Hon. JOHN LUTES,      -      -      -      Chairman Board of Health.  
Office, City Hall; Residence, 10 Frank Street.

W. F. MORRISON,      -      -      -      -      Clerk.  
Office, City Hall; Residence, 9 Oregon Street.

### **COMMISSIONERS.**

WILLIAM CARING,  
Business, 7 South St. Paul Street; Residence, 212 North Clinton Street.

CHARLES W. BRIGGS,  
Business, 91 & 93 State Street; Residence, 25 North Fitzhugh Street.

ROBERT R. CHARTERS,  
Business, 5 Exchange Street; Residence, 3 Lime Street.

WILLIAM AIKENHEAD,  
Business, 55 Front Street; Residence, 62 Tappan Street.

BRACKETT H. CLARK,  
Business, Lyell Street and Erie Canal; Residence, 57 Lake Avenue.

JAMES KANE, Sen.,  
Business and Residence, 62 Chestnut Street.

### **PHYSICIANS.**

H. F. MONTGOMERY, M. D.,      -      -      -      Health Officer.  
Office, 7 Smith's Block; Residence, 44 Spring Street.

J. C. HARRINGTON,      -      -      -      For East Side of River.  
Office, 98 Main Street; Residence, 7 East Avenue.

CHARLES BUCKLEY,      -      -      -      For East Side of River.  
Office,                                  Residence,

W. H. LAKEMAN,      -      -      -      For West Side of River.  
Office and Residence, 3 Smith Street.

J. C. LUNG,      -      -      -      For West Side of River.  
Office and Residence, 88 West Avenue.

### **GERMAN PHYSICIANS.**

C. C. H. MILLER,      -      -      -      For East Side of River.  
Office and Residence, 19 South Clinton Street.

J. F. REICHENBACH,      -      -      -      For East of River.  
Office and Residence, 24 King Street.



**BOARD OF EDUCATION.**

Theron E. Parsons,	-	-	-	President of the Board.
S. A. Ellis,	-	-	-	Superintendent, Clerk and Librarian. Office, No. 11 Baker's Block.
Mrs. S. M. Dransfield,	-	-	-	Assistant Librarian.
Carlton N. Benjamin,	-	-	-	Messenger. <i>Central Library, No. 10 Baker's Block.</i>

**SCHOOL COMMISSIONERS.**

First Ward,	-	-	-	-	H. S. DEAN. Business, 100 Buffalo Street; Residence, 33 North Fitzhugh Street.
Second Ward,	-	-	-	-	R. H. SMITH. Business and Residence, 23 Frank Street.
Third Ward,	-	-	-	-	P. H. CURTIS. Business, Powers' Block; Residence, 45 Spring Street.
Fourth Ward,	-	-	-	-	M. HEAVY. Business, Front Street, near Mumford; Residence, 18 Chestnut Street.
Fifth Ward,	-	-	-	-	A. A. FRANCIS. Business and Residence, Beach Street, near Parkland.
Sixth Ward,	-	-	-	-	Theron E. Parsons. Business, Gas Office; Residence, 29 Clinton Place.
Seventh Ward,	-	-	-	-	D. COPELAND, Jr. Business, South St. Paul Street; Residence, 83 Court Street.
Eighth Ward,	-	-	-	-	J. H. McDONALD. Business, 25 Smith's Block; Residence, 12 Canal Street.
Ninth Ward,	-	-	-	-	T. DRANSFIELD. Business, 20 Arcade; Residence, 20 Spencer Street.
Tenth Ward,	-	-	-	-	A. S. JAYNE. Business, Hall's Machine Shop, South Water St.; Residence, 24 East.
Eleventh Ward,	-	-	-	-	THOMAS KEEGAN. Business, Front Street; Residence, 8 Romeyn Street.
Twelfth Ward,	-	-	-	-	H. G. OTIS. Business, "Evening Express" Office; Residence, 94 South Avenue.
Thirteenth Ward,	-	-	-	-	ALEX'R MOSER. Business, 175 South St. Paul Street; Residence, 299 North Clinton Street.
Fourteenth Ward,	-	-	-	-	FLORIAN BALLWAY. Business and Residence, 1 Achilles Street.

# IN COMMON COUNCIL,

1870-1.

In Common Council—April 4th,  
1870.

MEETING HELD PURSUANT TO A CALL BY THE  
MAYOR FOR THE PURPOSE OF  
ORGANIZATION.

Present—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—27.

Absent—Ald Kelly.

Ald. Remington moved that Ald. Parsons be elected temporary President.

Lost as follows :

Ayes—Ald. Whitcomb, Barker, Wait, Smith, Craig, Wilson, Woodruff, Mandeville, Gerling, Mauder—10.

Nays—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Caring, Connolly, Meyer, Stone, Charters, Dagge, Stebbins, Nagle, Aikenhead—14.

The original motion was carried as follows :

Ayes—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Caring, Connolly, Meyer, Stone, Charters, Dagge, Stebbins, Nagle, Aikenhead—14.

Nays—Ald. Whitcomb, Barker, Wait, Smith, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Mauder—11.

Ald. Andrews moved that a committee of three be appointed, who shall wait upon the Mayor and inform that official that the Common Council has organized and is ready to receive any communication that he may desire to transmit to that body. Carried.

The President announced as such committee Ald. Andrews, Aikenhead and Gerling.

Ald. Andrews returned with the following message from the Mayor :

*Gentlemen of the Common Council :*

The recurrence of the annual re-organization of the Common Council, presents an occasion, when custom and the provisions of our city charter require of me a communication to your body, of my views on subjects likely to claim your consideration and action.

The very great increase of population, and rapid expansion of our city imposes upon you a corresponding increase of labor and responsibility; and I cannot doubt that you fully appreciate the importance of mature deliberation and great care in the discharge of your duties, and thus having voluntarily accepted the position

you will bestow all the attention and labor requisite to a full and faithful performance of the trust confided to you.

The subject of primary importance in all your proceedings, will be to keep constantly in view the necessity of retrenchment and economy in every department of the city government; that the already heavy burden of taxation may be lightened, rather than increased. The aggregate of amount of taxes must necessarily be increased by the larger expenditures involved in the increase of population and expansion of the city.

While the *actual* value of the taxable property of the city has nearly, if not quite doubled in the past six or seven years, the *assessed* value has been increased only about 25 per cent. and does not represent more than twenty-five per cent. of the actual value. This disparity, being left out of view, gives an alarming aspect to the percentage of our city taxes. This fact is suggestive of some revision being needed in the provisions of law regulating taxation and assessments, and I recommend to your body the expediency of bringing to bear, whatever influence you can command, in securing such legislation as will remedy the defects of our present system of assessment of both real and personal property.

A very considerable amount is added to the general tax of the city every year by the assumed necessity, constantly arising, of charging the Contingent Fund with erroneous assessments in the taxes for local improvements. The assessment rolls for such improvements should be more thoroughly scrutinized before their confirmation by your body.

I can hardly anticipate the necessity this coming year, of any large extraordinary expenditures, and such are to be avoided, if possible, in view of the fact that we have a large amount to pay of the funded debt of the city.

The total amount of such debt is \$681,000. The amount accruing due and payable this year is \$62,500. The amount of such debt paid last year was \$125,000. The amount of the floating debt is \$240,000. The estimated value of the city property is \$1,355,000. For a more detailed statement of the financial condition of the city I must refer you to the Treasurer's report. In this connection I recommend to the Common Council the expediency of providing a sufficient amount, within the limits authorized by the charter, in the tax levy, to meet the exigencies of the public service without resorting to loans to meet deficiencies in the several funds, which otherwise will occur, a practice which is attended with much evil, inconvenience and expense.

The Board of Supervisors have appointed a committee of their body to confer with a com-

mittee of your Board in regard to the subject of perfecting plans and procuring specifications for the erection of a suitable building or buildings in the rear of the Court House for City and County offices. This is a very important subject, claiming your careful consideration, and I feel great confidence that it will be for the mutual advantage of county and city that a plan be adopted for uniting in the erection of a strictly fire proof building on the First Presbyterian Church lot, acquired by the city, for joint occupancy by the county and city officers having the custody of papers and records of great value and importance. Such security against the possible disaster of fire has been too long delayed; it would be difficult to estimate the loss and inconvenience that would arise by the destruction of the Court House by fire. All know the hazard of such disaster is very great, owing to the character of its construction and manner of occupancy. I recommend to your body the utmost deliberation and care in securing the best possible plans and estimates for the building that may be erected for the purposes above mentioned.

The present condition of the Fire Department is a subject of just pride. The recent introduction of the Fire Alarm Telegraph leaves nothing to render it perfect, except the completion of the water works, which it is hoped will be accomplished in a few months. A few more signal boxes might be procured and located with manifest advantage.

The Police Department is one that vastly concerns every citizen, as upon its proper administration depends in a great degree the safety of all in person and property. The police are under the management of a Commission, non-partizan in its character, and unlike those commissions in other cities which have been regarded as objectionable because they were not made by the people at home. This Commission is in part elected by the direct vote of the people, and the remainder is made by the Common Council. As there seems to be no desire to change this form of Police administration it may be inferred that the people are satisfied with it, or desire to have the system continued as an experiment. It becomes us then to use our best endeavors to make the Police as effective as possible. No reasonable request of the Commissioners upon your body should be withheld, if by granting it you can make life and property more secure in these times when there is such general demoralization throughout the land. As a member of the Commission *ex officio* I shall labor with my associates to make the Department efficient.

There are fifty-two men in the Police Department, and the expense of maintaining this force is about \$50,000 per annum. A large sum it is true, but not larger, I understand, than what is paid for Police service in other cities where there is more crime than in Rochester. The effectiveness of a Police depends, in a great measure upon the citizen who may, by his moral influence, do much to sustain and assist those whose business it is to preserve the peace and maintain the dignity of the laws.

Some of our citizens have been recently directing their thoughts to the subject of initiating measures for securing the necessary territory for one or two large public Parks. When it became a settled question in the minds of our people that our city is to continue in its present career of prosperity and growth they will not

hesitate to move in the matter of accomplishing so desirable an object. The experience of other large cities has demonstrated that such an enterprise, judiciously managed, will in a great measure take care of itself and be no burden to the finances of the city. We can hardly over-estimate the moral and physical advantages of a large and well ordered park to the inhabitants of a large and densely populated city.

I desire to call the special attention of your board to another subject which I deem of no little importance, and that is the system of sewerage. There is great need of more capacious outlet sewers in some sections of our city to discharge at lower grade, and more rapidly, the large accumulation of water collected in the great and increasing number and length of our sewers. I beg to reiterate what has been so often urged upon the attention of the Common Council, that no permanent improvement of streets should be made until ample sewers, both main and private laterals, are constructed—a reverse order of improvement is attended with much extra cost and great injury to our pavements.

The subject of a railroad connection with the Southwest by way of the oil region and the nearest bituminous coal deposits, has recently been brought prominently before our citizens and they are now called upon to decide whether they will grant the aid necessary to secure it. We cannot be blind to the fact that any material addition to the population, wealth and general prosperity of our city must come, if it comes at all, from a general expansion of manufacturing enterprise among us and an increase in our facilities for obtaining the trade of the surrounding country. If the projected State Line Railroad will give us a cheap fuel and necessarily a cheap motive power, applicable to all purposes and available in every part of the city, we would seem to be justified on strict business principles in making very considerable sacrifices, if necessary, to secure its construction. Men of large experience in railroad matters and of unquestionable probity declare that a railroad on the route selected, will, in their judgment, afford a good and safe investment for capital. If they are correct the city would lose nothing as a stockholder, while its inhabitants would be very much benefited by the increase of manufacture and trade—by the additional demand for all kinds of labor and the rise in real estate all through the city which the opening of so important a railroad would occasion. After full consideration of the matter in all its aspects, I have modified my views of it and now look upon it favorably, and it seems to me that it would be good policy for the city to give the aid required and take the stock of the company. It would thus place itself on a par with all others interested in it and participate in the gains or risks incident to the relation. With good and judicious management, such as a proper organization should at all times secure, it would seem that the risk must be small in comparison with the advantages to be derived from opening up so large a section of farming and coal lands and forming railroad connections with them.

Another and scarcely less important railroad project is engaging the attention of our citizens. It is gratifying to learn that vigorous efforts are being put forth by some of our shrewd and enterprising citizens and others up the Valley to extend the Avon and Mt. Morris Rail-

road to a southern connection with the Erie road and thus to reach another section of the lumber and coal region of Pennsylvania. This enterprise is but carrying out the original design of the Valley road, and its consummation will result in great advantage to the interests and trade of our city, and will, I trust, receive the aid of our business men and real estate owners. This road is no way in conflict with the interests of the State Line Road. Each penetrates a section of country so separate and distinct that the business and interests of one cannot be injuriously affected by the other. I cannot omit to mention, in this connection, the projected Lake Shore Road—a most important road for the interests of this city, and which, there is every reason to believe, will soon be constructed.

With the fulfillment of all these promised advantages, and under the guidance and blessing of an overruling Providence, we may anticipate for our heretofore favored city, a future of growth and prosperity. It will be my pleasure to cooperate with the Common Council in every prudent and judicious measure calculated to further our common interests and welfare.

JOHN LUTES.

Mayor's Office, Rochester, April 4th, 1870.

The message was ordered received, filed and published.

Ald. Stebbins moved that the rules of the old Board be adopted as the rules to govern the new Board until otherwise ordered. Carried.

COMMUNICATION FROM THE MAYOR.

The Acting President presented the following:

MAYOR'S OFFICE,  
Rochester, N. Y., April 4, 1870. }

Gentlemen of the Common Council:

It is with deep regret that I am called upon to announce the death of our well-known and respected fellow-citizen, Hon. Samuel W. D. Moore, who departed this life on the 3d inst.

The deceased has resided in our midst for upwards of forty years, during which time he has been repeatedly honored by our citizens by his elevation to various offices of trust and honor, among which has been to the office of Mayor for two years.

It has been my pleasure to have been intimately acquainted with the deceased for a number of years, and I can bear testimony to his excellent character as a citizen and official, and as a man possessed of a kind and genial disposition.

I suggest that your body take such action as is befitting under the circumstances.

Respectfully, yours,  
JOHN LUTES, Mayor.

Received, filed and ordered published.

Ald. Stone paid a high tribute to the worth of deceased and concluded by offering the following:

Whereas, Death has again invaded the honored ranks of our worthy ex-Mayors and removed from our midst the Hon S. W. D. Moore, and it as is fitting at such times to bow to the sovereign will of the Almighty Disposer of events with true and proper feelings of reverence and submission, as as well to make mention of the many noble exhibitions of true manhood manifested by deceased through a long and eventful life, therefore

Resolved, That in the death of Mr. Samuel W. D. Moore, this community has lost one of

its most gifted citizens and the poor a true benefactor, and, as a mark of respect to his memory, a committee of three members of this Common Council be appointed to make suitable arrangements for, and that we attend his funeral on Tuesday next at 1 o'clock, P. M.

Adopted unanimously.

The President announced as the committee under the resolution, Ald. Stone, Remington and Whitcomb.

On motion of Ald. Andrews, Mayor Lutes and acting President Parsons were added to the committee.

Ald. Briggs moved that the Board proceed to an informal ballot for President of the Board.

Ald. Craig moved as an amendment that the Board now adjourn.

Lost as follows:

Ayes—Ald. Whitcomb, Barker, Wait, Smith, Relyea, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Mauder—12.

Nays—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Caring, Connolly, Meyer, Stone, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—15.

The motion of Ald. Briggs was carried.

Whereupon,

N. A. Stone received.....	5 votes.
C. R. Parsons ".....	2 "
L. F. Relyea ".....	2 "
Blank ".....	4 "
Scattering ".....	14 "

No choice.

Ald. Caring moved that further balloting be postponed and that the Board now adjourn until to-morrow (Tuesday) evening at 7½ o'clock.

Carried as follows:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—27.

RICHARD H. SCHOOLEY,  
City Clerk.

**In Common Council—April 5th,  
1870.**

REGULAR MEETING.

Acting President, Ald. C. R. Parsons, presiding.

Present—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—26.

Absent—Ald. Kelly, Stebbins—2.

PETITIONS AND CLAIMS.

By Aid. Barker.—Pay roll of the Street Superintendent. Highway Committee when appointed.

By Aid. Relyea—Communication from James H. Kelly in relation to the proposed grading of Jones avenue. Tabled.

By Aid. Woodruff—Petition for a tile sewer in George street. Sewer Committee when appointed.

ORDINANCES

PLANK WALK ON CHANNING STREET.

Ald. Relyea presented the final ordinance for the construction of a plank walk on the north side of Channing street.

Ald. Mauder moved its postponement to the first regular meeting in the month of May next. Carried.

**PLANK WALK ON SAVANNAH STREET.**

Ald. Relyea presented the final ordinance for the construction of a plank sidewalk on the east side of Savannah street.

Ald. Caring moved to postpone further consideration of the ordinance until the first regular meeting in the month of May next. Carried.

**GRADING OF JONES AVENUE.**

Ald. Relyea presented the final ordinance for the grading of Jones avenue, and moved its indefinite postponement. Carried.

**MISCELLANEOUS.**

By Ald. Remington—Resolved, That the members of this Board meet at the Mayor's Office on Wednesday, April 6, at one o'clock P. M., for the purpose of attending the funeral of our respected and esteemed fellow citizen Richard Gorsline, grandparent of our worthy associate Ald. Parsons.

Adopted unanimously.

Ald. Caring moved that the Board now adjourn until Monday evening next, at 7½ o'clock. Carried.

RICHARD H. SCHOOLEY, City Clerk.

**In Common Council—April 11th,  
1870.**

**ADJOURNED MEETING.**

Acting President, Ald. C. R. Parsons, presiding.

Present—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Mandeville, Gerling, Charters, Dagg, Stebbins, Nagle, Mauder, Aikenhead, Parsons—27.

Absent—Ald. Kelly—1.

**MISCELLANEOUS.**

Ald. Rogers moved that the Board now proceed to elect a permanent President. Carried.

Ald. Remington moved that the Chairman appoint a committee of two members of the Board to assist the the Clerk in counting the ballots. Carried.

Ezra Andrews received 15 votes.

John Mauder " 10 "

Ezra R. Andrews was declared elected.

Ald. Connolly moved that the Board proceed to appoint a City Clerk. Carried. Whereupon

William F. Morrison received 15 votes.

R. H. Schooley " 9 "

Jesse Shephard " 1 "

B. F. Enos " 1 "

William F. Morrison was declared appointed.

Ald. Aikenhead moved that the Board proceed to appoint a City Superintendent. Carried. Whereupon

John Quin received 15 votes.

James Logan " 8 "

Benj. Butler " 3 "

John Frick " 1 "

John Quin was declared appointed.

Ald. Nagel moved that the Board proceed to appoint a City Attorney. Carried. Whereupon Jesse Shepherd received 15 votes.

Albert G. Wheeler " 10 "

H. H. Woodward " 2 "

Jesse Shepherd was declared appointed.

Ald. Stone moved that the Board proceed to appoint an Overseer for the Poor. Carried. Whereupon

Hubbard W. Jones received 17 votes.

John Cline " 8 "

Scattering " 2 "

Hubbard W. Jones was declared appointed.

Ald. Herzberger moved that the Board proceed to appoint a City Surveyor. Carried.

Whereupon W. S. Granstyn received 18 votes.

M. D. Rowley " 6 "

Cyrus Bearasley " 2 "

Blank " 1 "

W. S. Granstyn was declared appointed.

Ald. Dagg moved that the Board proceed to appoint a city sealer. Carried.

Whereupon John A Meyer received 17 votes.

F. C. Schöen " 4 "

Henry Bangs " 2 "

Blank " 4 "

John A. Meyer was declared appointed.

Ald. Briggs moved that the Board proceed to appoint a City Messenger. Carried.

Whereupon Thos. H. Hopwood received 20 votes

W. H. Tracy " 6 "

Charles Taylor " 1 "

Thomas H. Hopwood was declared appointed.

Ald. Remington moved that the Board proceed to appoint a Health Officer. Carried.

Whereupon

Dr. H. F. Montgomery received 17 votes.

Dr. B. L. Hovey " 9 "

Blank " 1 "

Dr. H. F. Montgomery was declared appointed.

Ald. Caring moved that the Board proceed to appoint two American and one German Physicians for the poor on the east side of the river. Carried. Whereupon

Dr. J. C. Harrington received 16 votes.

Dr. Chas. Buckley " 16 "

Dr. C. C. H. Miller " 3 "

Dr. S. E. Pierce " 2 "

Dr. Fred. Douglass " 2 "

Dr. J. B. Henion " 4 "

Dr. Keuchling " 1 "

Dr. Clark " 1 "

Dr. Frank " 1 "

Dr. Preston " 7 "

Scattering " 2 "

Blank " 2 "

Drs. J. C. Harrington, Chas. Buckley (Americans) and C. C. H. Miller (German) were declared appointed.

Ald. Charters moved that the Board proceed to appoint two American and one German physicians to the poor for the West side of the river. Carried. Whereupon

Dr. W. H. Lakeman received 16 votes.

Dr. J. C. Lung " 17 "

Dr. J. F. Reichenbach " 21 "

Dr. Vail " 3 "

Dr. L. McKay " 3 "

Dr. A. Pratt " 4 "

Dr. Clark " 1 "

Dr. Gilkeson " 1 "

Dr. B. L. Hovey " 1 "

Dr. Ely " 1 "

Blank " 2 "

Drs. W. H. Lakeman, J. C. Lung, (Americans), and J. F. Reichbach, (German), were declared appointed.

Ald. Meyer moved that the Board proceed to appoint six Commissioners to constitute the

## Board of Health with the Mayor. Carried.—

Whereupon	
Robert R. Charters received 16 votes.	
Wm. Aikenhead	" 16 "
Charles W. Briggs	" 16 "
Wm. Caring	" 16 "
Brackett H. Clark	" 16 "
James Kane, Sr.,	" 16 "
Dr. Pratt	" 10 "
Scattering	" 2 "
Blank	" 6 "

Messrs. Charters, Aikenhead, Briggs, Caring, Clark and Kane were declared appointed.

By Ald. Stebbins—Resolved, That the salaries of the different city officers be fixed for the ensuing year as follows:

Mayor	\$1,500
City Clerk	1,200
Street Superintendent	1,500
City Attorney	1,000
Overseer of the Poor	1,200
City Surveyor	2,800
Health Officer	500
Police Justice	2,000
Assessors (each)	1,800
Messenger	800
Treasurer	3,500
City Physicians (each)	500

## COMMUNICATION FROM THE MAYOR.

The acting President presented the following:

MAYOR'S OFFICE,  
ROCHESTER, April 11, 1870. }

To the Honorable Common Council of the City of Rochester:

The following named persons, elected Constables at the last charter election, have failed to file in this office, as required by law, any official bond, to-wit:

2d Ward—Edward E. Williams.  
6th Ward—Paul Englehardt.

I find on the files in this office, without date as to date of filing, a bond which seems to have been executed by William E. Olds, Constable elected in the 4th Ward, with two sureties, D. D. Palmer and Andrew A. Matthewson. The name of Andrew A. Matthewson I found expunged.

Respectfully,

JOHN LUTES, Mayor.

Ordered received, filed and published.

## COMMUNICATION FROM THE FIRE MARSHAL.

FIRE MARSHAL'S OFFICE,  
Rochester, N. Y., April 11, 1870. }

To the Honorable the Common Council of the City of Rochester:

Allow me to call your attention to the condition of the small brick and frame building No. 66, situate on the east side of State street and next north of the premises owned by Joseph Field on the corner of State and Market streets.

In my opinion the building is liable to fall at any moment, thereby endangering the lives of persons whose business brings them in close proximity to the same, and needs the immediate attention of your honorable board.

Your obt<sup>s</sup> servant,

O. L. ANGEVINE, Fire Marshal.

Ald. Rogers moved to refer the subject mentioned in the communication of the Fire Marshal to a committee of three members of the Board with power to act. Carried.

The acting President announced as such committee, Ald. Rogers, Meyer and Mandeville.

## FINANCE BUDGET.

By Ald. Stebbins—Resolved, That the Treasurer pay as follows when there are funds applicable:

## CONTINGENT FUND.

G. W. Walbridge, hack hire	\$ 17 00
Thos. Knowles	3 00
Hiram Wood	2 25
Wm. Willett	6 00
P. Hax	2 50
Owen Morgan	3 50
Thos. Knowles	2 63
Frank Masseth	44 00
Steele & Avery, stationery	281 48
Wm. C. Thomas	224 50
Hove & Rogers, matting	4 25
Moore & Cole, nails, &c	1 35
Wm. S. Thompson, crockery	13 50
A. Savage, glazing	1 50
Curtis, Morey & Co., printing, &c	448 21
E. M. Wray, keys, &c	8 65
C. T. Amstun, insurance	25 00
James Palmer, holding election polls	15 00
Thomas Bennett, cleaning chimneys of Court House	12 00
Henry T. Rogers, pencils, &c	1 88
Edward Gray, labor	13 35
John C. Moore, book binding	101 85
Wm. F. Holmes, insurance	181 25
H. B. Edwards, disbursements	23 20
M. D. Rowley, steel tape	12 50
Wm. S. Thompson, crockery	1 40
H. P. Langworthy, disbursements	206 53
A. G. Wheeler	146 40
W. H. Tracy	23 95
T. E. Stowell, insurance	50 00
Charles J. Peters, services	22 28
H. C. Fenn, repairing chairs	5 00
Raymond & Co., insurance	50 00
J. C. Cochrane, legal services	250 01
Geo. Holloway, holding election polls	10 00
Rochester Gas Co., gas	62 65
Scrantom & Wetmore, stationery	31 13
Caring & Parsons, disbursements	375 00
D. S. Brown, printing	15 75
G. W. Walbridge, hack hire	3 00
Edwin T. Marsh, letter box	5 50
Thos. Bennett, cleaning cellar of Court House	8 75
Thomas Knowles, hack hire	2 00
E. A. Raymond, costs of court	38 00
H. P. Langworthy, 1 quarter's salary	875 00
Edward M. Smith	875 00
And charge Contingent Fund.	1125 00

## FIRE DEPARTMENT FUND.

Sherlock & Sloan, materials for repairing engines	\$ 24 75
F. Massett, hack hire	13 00
Jas. Kane, extra services as engineer	40 00
Curtis, Morey & Co., printing bill heads, &c	13 00
G. C. Maurer, oil, salt, &c., for Department	34 06
Henry Barnard, oil, &c	17 95
H. C. Silsby, castings, &c	48 27
B. F. Blackall, 2 mos. salary as Supt. F. A. Tel.	166 66
Gerling & Chase, supplies for F. A. Telegraph	17 08
Valentine Gerling, oats	18 75
D. R. Barton, repairs to tools for Dept.	12 81
Jacob Kolb, bell ringing—St. Joseph's bell—to March 8	32 10
Rochester Gas Light Co., coal for steamers	5 00
Smith & Roberts	25 27
Lux & Miller, repairing harness, and one horse blanket	211 70
Elijah Wray, locks and keys, No. 3	18 00
F. P. Michaels, repairing machinery for Dept.	10 50
Perrine & Stewart	41 46
J. H. Kelly, lumps and repairing co	78 51
Henry Wray, castings for Dept.	192 95
T. Baker, bell and horses 11 days drawing Engine No. 3	17 90
C. R. Parsons, use of horses drawing Engine No. 2	44 00
P. B. Whitbeck, use of horses drawing Engine No. 4	50 00
Wm. Burke & Co., sundry hardware for Dept.	66 00
L. Ernst	41 02
Hiram Wood, use of horse for Hook & Ladder	3 65
A. G. Whitcomb, use of horses to draw Engine No. 1	4 00
Wm. Cutting, doctoring horses, per contract, to March 30	44 00
Cutting & Coney, shoeing horses for 6 months to Feb. 7	63 25
Weadell Bayer, disbursements	42 00
	53 80

**QUARTERLY PAY ROLL FOR THE QUARTER ENDING**

MARCH 31ST, 1870.	
Protective S. & B. Co., 1 qr. salary to April 1, 70	\$75 00
Alert Hose Co., .. .. .	375 00
Active Hose Co., .. .. .	275 00
Hook & Ladder Co., .. .. .	487 50
Hosemen Steamer No. 1 .. .. .	225 00
.. .. . 2 .. .. .	225 00
.. .. . 4 .. .. .	225 00
Law S. Gibson, 1 qr. sal. as Asst. Eng't to Apr. 1, 70	75 00
J. Malcomb, .. .. .	75 00
John Conolly, .. .. .	75 00
John Goldsmith, .. .. .	75 00
O. L. Angevine, .. as Fire Marshal .. .. .	175 00
	\$2,887 50

**FIRE DEPARTMENT FUND.**

Monthly pay roll for men in the service of the Department for the month of March, 1870:

<i>Steam Fire Engine Co. No. 1.</i>	
W. DeGarmo, for 1 mo. services as Engineer to April 1, 1870.	75 00
Jerome Dowd, for 1 mo. services as Driver to March 1, 1870.	50 00
Richard Mills, for 1 mo. services as Driver to April 1, 1870.	50 00
<i>Steam Fire Engine Co. No. 2.</i>	
Seneca Dobbs, for 1 mo. services as Engineer to April 1, 1870.	75 00
Michael Lumbert, for 1 mo. services as Driver to April 1, 1870.	50 00
W. Thompson, for 1 mo. services as Driver to April 1, 1870.	50 00
<i>Steam Fire Engine Co. No. 3.</i>	
E. Whittaker, for 1 mo. services as Engineer to April 1, 1870.	75 00
John Ransom, for 1 mo. services as Driver to April 1, 1870.	50 00
Lewis Gommenginger, for 1 mo. services as Driver to April 1, 1870.	50 00
<i>Steam Fire Engine Co. No. 4.</i>	
J. P. Foreman, for 1 mo. services as Engineer to April 1, 1870.	75 00
Jas. Snyder, for 1 mo. services as Driver to April 1, 1870.	50 00
Barney Kearney, for 1 mo. services as Driver to April 1, 1870.	50 00
<i>Hook &amp; Ladder Co. No. 1.</i>	
Anthony Andrus, for 1 mo. services as Driver to April 1, 1870.	50 00
<i>Superintendent of Hose Depot.</i>	
R. B. Paine, for 1 mo. services as Sup't Depot to April 1, 1870.	75 00
John Power, for 1 mo. services as Ass't Sup't to April 1, 1870.	50 00
<i>Chief Engineer.</i>	
Wendell Bayer, for 1 mo. services as Engineer to April 1, 1870.	125 00
	\$1,000 00

Payable to O. L. Angevine.

And charge Fire Department Fund.

**HOUSE OF IDLE AND TRUANT CHILDREN FUND.**

J. H. Chase & Co., flour .. .. .	\$43 33
Thomas Culhane, hack hire .. .. .	4 00
And charge that Fund.	

**ST. PAUL STREET FUND.**

M. G. Holton, commissioner disbursements .. .. .	\$40 00
And charge St. Paul Street Fund (Scrantom street to city line.)	

**MAP AND SURVEY FUND.**

Scrantom & Wetmore, stationery .. .. .	\$96 05
And charge that Fund.	

**LAMP FUND.**

Gommenginger, Allen & Co., new lamps .. .. .	\$ 126 00
Jos. F. Horton, setting lamp posts .. .. .	2 00
John Hammond .. .. .	2 50
Rochester Gas Co., gas .. .. .	5 21 73
N. H. Galusha, lamp posts .. .. .	25 00
P. Roche, setting lamp posts .. .. .	13 00
Hugh H. Quinn .. .. .	1 00
Jacob Gerling, labor, &c. .. .. .	2 25
N. H. Galusha, lamp posts .. .. .	25 00
Martin Neal, setting lamp posts .. .. .	2 00
P. J. McGenomy, .. .. .	75
John Galopp, .. .. .	6 50
And charge Lamp Fund.	

**HIGHWAY FUND.**

Curtis, Morey & Co., printing .. .. .	16 50
Perrine & Stewart, repairs .. .. .	13 84

P. F. Rhines, lumber .. .. .	25 00
A. B. Buckland, gravel .. .. .	7 80
James Logan, salary .. .. .	137 50
Louis Ernst, hardware .. .. .	25 71
Andrew M'Dade, nails, snow shovels, &c. .. .. .	22 55
E. Gursline & Son, stone .. .. .	28 00
J. B. O'Brien, blacksmithing .. .. .	14 10
And charge Highway Fund.	

**HEALTH FUND.**

Curtis, Morey & Co., printing .. .. .	76 00
Wm. S. Thompson, crockery .. .. .	11 08
Mt. Hope Cemetery, rent .. .. .	69 66
Stoddard & Wetmore, medicines .. .. .	11 75
R. H. Schooley, three quarter's salary .. .. .	300 00
S. H. Oviatt, disbursements .. .. .	5 12
Wm. M'Dermott, .. .. .	2 75
Wm. Gallagher, .. .. .	1 00
B. L. Hovey, one quarter's salary .. .. .	125 00
And charge Health Fund.	

**POOR DEPARTMENT.**

John Cline, salary for March and part of April, 1870.	\$ 141 66
St. Mary's Hospital, 3 months .. .. .	1,532 28
City Hospital, 3 months .. .. .	529 85
Protestant Orphan Asylum, 6 months .. .. .	617 14
St. Mary's Orphan Asylum, 3 months .. .. .	412 14
St. Patrick's Orphan Asylum, 3 months .. .. .	401 71
Home of the Blind, 6 months .. .. .	232 50
Industrial School, 12 months .. .. .	159 00
Church Home, 6 months .. .. .	39 00
H. W. Smith, wood .. .. .	668 40
(Payable to J. Cline.)	
I. B. Whitbeck, drawing coal, wood, &c. .. .. .	773 75
J. D. McIntosh & Co., candles .. .. .	35 00
Wells & Getzman, soap .. .. .	42 00
W. C. Fisher, .. .. .	153 70
John B. Hahn, Indian meal .. .. .	27 50
A. L. Morris, meat .. .. .	452 30
Adam Brown, meat .. .. .	247 00
P. Fahy, meat .. .. .	311 20
J. S. Caldwell & Son, crackers .. .. .	37 08
Geo. Bastian, bread .. .. .	92 73
Fleckenstein & Brothers, bread .. .. .	89 39
E. Weigel, bread .. .. .	157 94
Johanna Yawman, bread .. .. .	71 50
B. O'Reilly, burial .. .. .	109 00
Hoffman & Meyer, burials .. .. .	247 50
H. Bender & Co., .. .. .	90 50
M. Heavey, hacking .. .. .	29 00
Geo. Schofield, transportation .. .. .	2 33
Moore & Cole, paid orders .. .. .	49 00
S. R. Woodruff, paid orders .. .. .	166 50
Andrew McDade, paid orders .. .. .	65 25
B. F. Barker, paid orders .. .. .	27 40
James McGuckin, paid orders .. .. .	23 50
A. Dingemans, paid orders .. .. .	6 00
James McManis, paid orders .. .. .	16 00
Christ. Seel, paid orders .. .. .	13 00
Jos. Wagner, paid orders .. .. .	45 50
L. A. Pratt, paid order .. .. .	62 75
George Taylor, paid orders .. .. .	28 00
John Groh, paid orders .. .. .	88 25
A. & E. Brennan, paid orders .. .. .	22 00
H. Brewster & Co., codfish, &c. .. .. .	19 50
John Cline, disbursements .. .. .	138 35
Fred. Douglass, salary 1st quarter 1870 .. .. .	100 00
Sidney A. Pierce, salary .. .. .	100 00
A. Pratt, salary .. .. .	100 00
L. McKay, salary .. .. .	100 00
J. T. Keichenbach, salary .. .. .	100 00
L. Kuichling, salary .. .. .	100 00
C. V. Jeffrey, burials .. .. .	15 00
Patrick Gannon, nursing and board .. .. .	15 00
Leonard Entres, board and lodging .. .. .	27 25
And charge Poor Fund.	
<b>POLICE FUND.</b>	
To Sam'l M. Sherman, 1 mo. salary to Ap. 1, 1870.	\$125 00
P. H. Sullivan, .. .. .	100 00
Peter Huges, .. .. .	100 00
A. McLean, .. .. .	85 00
Jonathan Dresser, .. .. .	85 00
William Fickett, .. .. .	85 00
Wm. J. Rogers, .. .. .	85 00
William Rogers, .. .. .	85 00
Thos. F. Burchell, .. .. .	85 00
Joseph S. Eowarth, .. .. .	85 00
Charles Green, .. .. .	85 00
Isaac Spears, .. .. .	85 00
Wm. F. Lush, .. .. .	85 00
Henry D. Baker, .. .. .	85 00
Hugh Clark, .. .. .	85 00
Thos. F. Hurley, .. .. .	85 00
Thos. Dukelow, .. .. .	85 00
P. H. Kavanagh, .. .. .	85 00
Bartholomew Crowley, .. .. .	85 00
A. H. Franklin, .. .. .	85 00
James McKelvey, .. .. .	85 00
Charles McCormick, .. .. .	85 00
James Sullivan, .. .. .	85 00

W. R. McArthur, .. .. .	85 00
Monroe A. Green, .. .. .	85 00
William White, .. .. .	85 00
Thomas Lynch, .. .. .	85 00
Frank B. Allen, .. .. .	85 00
John J. Garrett, .. .. .	85 00
David Monaghan, .. .. .	85 00
Frank Goodwin, .. .. .	85 00
John McQuarters, .. .. .	85 00
Henry Lauer, .. .. .	85 00
Henry D. Shove, .. .. .	85 00
James F. Foster, .. .. .	85 00
C. B. McKibbin, 29½ days .. .. .	83 59
Joseph P. Clary, 29½ .. .. .	83 59
Edward Van Vorst, 29½ .. .. .	83 59
George Bingham, 29 .. .. .	83 17
George M. Lathrop, 29 .. .. .	82 17
John C. Hazle, 29 .. .. .	82 17
Michael Hyland, 28½ .. .. .	80 75
Levett McKibbin, 28½ .. .. .	80 76
George W. Lord, 28½ .. .. .	80 76
E. W. McBurney, 28½ .. .. .	79 35
John H. Dana, 27 .. .. .	76 50
Lyman Johnson, 27 .. .. .	76 50
John Ragan, 27 .. .. .	76 50
John Barry, 27 .. .. .	76 50
Perry Marzloff, 16 .. .. .	45 34
Michael Flynn, 15 .. .. .	44 50
J. Denzer, Janitor, 30 .. .. .	50 00

\$4,315 01

Examined and approved.

EDWARD M. SMITH,  
GEORGE G. COOPER,  
HENRY S. HEBARD,  
Police Commissioners.

Rochester, April 1st, 1870.

Rochester Gas Co., gas..... \$128 45  
And charge Police Fund.  
The budget was adopted as follows:  
Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—26.

On motion of Ald. Charters the Board adjourned.  
RICHARD H. SCHOOLEY,  
City Clerk.

**In Common Council, April 19th, 1870.**

**REGULAR MEETING.**

The President of the Board, Ald. Ezra R. Andrews, presiding.

PRESENT—Aldermen Briggs, Whitcomb, Barker, Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons.

The minutes of the previous meeting were approved as published.

**PRESIDENT'S ADDRESS.**

Gentlemen of the Common Council :  
In entering upon the discharge of the duties of the position which you have assigned me, I desire to thank you for the honor you have done me, and to ask your hearty co-operation in my efforts to facilitate the business of the Board, and your forbearance with my errors. I pledge to you my best endeavors to use the powers and privileges which you have conferred impartially and in the manner which shall seem to me to promote the best interests of the city, and I trust that I shall ever be found as willing to recede from an error as firm in adherence to the right.

The rapid increase of our city in population imposes upon us increased labor and care in conducting and watching its varied interests. Experience in the Board has taught me that much of the unwise legislation of the Council has arisen from a want of careful consideration of

matters in committee, and has occurred late at night, when the patience of the Aldermen was exhausted by long sitting. By thorough examination of all business in committee before presentation to the Board, or after reference, much time of the Council can be saved, much unwise action be prevented, and the interests of the city in all its departments be advanced.

In conclusion, allow me to urge upon you a strict adherence to the rules of the Board and to the rules of deliberative bodies, and to express the hope that our action during the year may meet the approbation of our constituents.

The President announced the following

**STANDING COMMITTEES.**

- On Finance—Ald. Kelly, Stebbins, Relyea.
- On Law—Ald. Stebbins, Parsons, Smith.
- On Contingent Expenses—Ald. Remington, Stone, Whitcomb.
- On Support and Relief of the Poor—Ald. Briggs, Remington, Rogers.
- On Streets and Bridges—Ald. Rogers, Caring, Barker.

On Public Improvements—Ald. Parsons, Dagge, Briggs.

On Sewers—Ald. Caring, Kelly, Hertzberger.

On Opening and Alteration of Streets—Ald. Wilson, Smith, Meyer.

On Fire Department—Ald. Stone, Connolly, Gerling.

On Public Lamps—Ald. Aikenhead, Nagel, Charters.

On Public Parks—Ald. Meyer, Waite, Remington.

On Wooden Buildings—Ald. Whitcomb, Meyer, Mandeville.

On Schools—Ald. Barker, Stebbins, Stone.

On City Property—Ald. Nagel, Rogers, Kelly.

On Ordinances and Rules—Ald. Mandeville, Glover, Craig.

On Greivances—Ald. Gerling, Aikenhead, Dagge.

On Amendments to Charter—Ald. Relyea, Charters, Parsons.

On Reservoirs and Water Works—Ald. Connolly, Whitcomb, Woodruff.

On House for Support of Idle and Truant Children—Ald. Hertzberger, Aikenhead, Waite.

On Assessments—Ald. Craig, Briggs, Caring.

On Police—Ald. Charters, Mandeville, Craig.

On Markets—Ald. Waite, Hertzberger, Glover.

On Surveys, Maps and Records—Ald. Dagge, Wilson, Connolly.

On Hackney Coaches—Ald. Mauder, Woodruff, Relyea.

On Excise—Ald. Woodruff, Nagel, Wilson.

On Mount Hope—Ald. Glover, Mauder, Barker.

On Public Health—Ald. Smith, Gerling, Mauder.

Ald. Kelly, Charters and Whitcomb declined to accept the appointment and serve on committees. Ald. Woodruff would prefer to be excused.

**PETITIONS AND CLAIMS.**

By Ald. Whitcomb—Bills of B. F. Blackall and others. Fire Department Committee.

By Ald. Wait—Petition for sewer in Kent street, between Brown street and Jay street.—Tabled.

By Ald. Barker—Bills of S. M. Sherman and others. Police Committee. Petition of De L. Crittenden and others to cause obstructions to be removed from Warehouse street. Street Committee.



By Ald. Hertzberger—Petition of John Hahn and others in regard to the Basin in front of the Old Ely Mill, in South St. Paul street. Board of Health.

By Ald. Remington—Petition of John O'Donoghue to move a building. Table. Hiram Holdridge and others for improvement of James street. Improvement Committee.

By Ald. Craig—Petition of George E. Jennings and others. Wooden Building Committee.

By Ald. Stone—Petition of George James and others for a sewer in Tremont street from Francis street to the canal. Sewer Committee. S. W. J. Whipple and others for a plank walk on east side of Favor street from Spring street to Troup street.

By Ald. Woodruff—Bills of B. L. Hovey and others. Poor Committee.

By Ald. Gerling—Petition of Charles Rupp and others. Wooden Building Committee. Bill of C. S. Beardsley. Map and Survey Committee. Bills of J. W. Adams and others. Committee on House for Idle and Truant Children.

By Ald. Stebbins—Petition of John S. Kratz and others for Sewer in Comfort street, from Mt. Hope avenue and South avenue.

By Ald. Aikenhead—Petition of J. Shake. Wooden Building Committee. Bills of J. E. Relyea and others. Lamp Committee. Bill of Horace Hoyt. Highway Committee. Petition of C. F. Smith. Street Committee.

By Ald. Parsons—Petition of Lewis Sprague. Wooden Building Committee.

By Ald. Caring—Petition of George Fritz. Wooden Building Committee.

By Ald. Stone—A Petition from Malcomb Fletcher. Wooden Building Committee.

By Ald. Stone—Petitions in relation to forming a new hose company. Referred to Fire Department Committee.

COMMUNICATIONS.

MAYOR'S OFFICE,  
ROCHESTER, N. Y., April 19, 1870. }

To the Honorable the Common Council of the City of Rochester :

GENTLEMEN—Many years ago one Bartel Sperl was engaged at work in making some additions and improvements on Public School House Number Seventeen in the Eleventh ward, and while so engaged was severely injured by the falling of one of the walls, and made a cripple for life. I understand the city authorities laid Mr. Sperl at the time of the misfortune some \$200. He is now in needy circumstances, and unable by his own labor to secure a competent support. I suggest to your body the propriety of having the case investigated by a committee to understand whether it is one presenting just claims on the city for relief.

Respectfully, JOHN LUTES, Mayor.

On motion of Ald. Mauder referred to Grievance Committee.

MAYOR'S OFFICE,  
ROCHESTER, N. Y., April 19, 1870. }

To the Honorable the Common Council :

GENTLEMEN :—I have received from the Secretary of State official copies of the Excise Law recently passed by the Legislature of this State. As it involves some duties to be performed by your body, I enclose one of the official copies of the law.

Respectfully,  
JOHN LUTES, Mayor.

LAWS OF NEW YORK—(By Authority.)

[Every law, unless a different time shall be prescribed therein, shall commence and take effect throughout the State, on and not before the twentieth day after the day of its final passage, as certified by the Secretary of State. Sec. 12, title 4, chap. 7, part 1, Revised Statutes.]

CHAP. 175.

AN ACT regulating the sale of intoxicating liquors. PASSED April 11, 1870; three-fifths being present.

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

SECTION 1. There shall be a board of commissioners of excise in each of the cities, incorporated villages and towns of this State. Such boards in cities shall be composed of three members, who shall be appointed as hereinafter provided. In incorporated villages they shall consist of three members of the board of trustees, one of whom shall be president, to be annually designated by such board of trustees; and in towns they shall consist of the supervisors and justices of the peace thereof, for the time being respectively. Any three members shall be competent to execute the powers vested in any town board, and in case the office of supervisor be vacant or there be not two justices in the town, then the town clerk shall act in their places respectively.

§ 2. The mayor of each of the cities, except in the cities of New York and Brooklyn, shall appoint the commissioners of excise in their respective cities within ten days after the passage of this act, and in the cities of New York and Brooklyn the mayor shall nominate three good and responsible citizens to the board of aldermen of such cities respectively, who shall confirm or reject such nominations. In case of the rejection of such nominees, or any of them, the mayor shall nominate other persons as aforesaid, and shall continue so to nominate until the nominations shall be confirmed. The present commissioners of excise for the metropolitan district and the commissioners for the counties shall continue to exercise the duties of the office until such appointments, or some one of them, shall be appointed in such cities respectively, as herein provided. Any one or more of the commissioners so appointed shall have the power to act as a board of excise for the city in which he shall be appointed until the others shall be duly appointed. Commissioners of excise in cities shall hold their offices for three years, and until others shall be appointed in their places, and shall receive a salary not to exceed twenty-five hundred dollars a year each, to be fixed by the mayor and common council of their respective cities, and shall be paid as other city officers are paid. On the first Monday of April in every third year hereafter, the mayor and board of aldermen shall proceed to appoint, in the manner above described persons qualified as aforesaid to be such commissioners of excise in their respective cities for the next three years, commencing on the first day of May in that year, and shall, from time to time, as vacancies shall occur, appoint persons qualified as aforesaid to fill the unexpired term of any commissioners who shall die, resign, remove from the city, or be removed from office. Such commissioners of excise in cities shall be removed for any neglect or malfeasance in office, in the same manner as provided by law for the removal of sheriffs.

§ 3. The commissioners of excise shall meet in their respective cities, villages and towns on the first Monday of May in each year, and on such other days as a majority of the commissioners shall appoint, not exceeding once each month in any year in any town or village, for the purpose of granting licenses as provided by law. In cities they shall meet on the first Monday of each month, and as often as they shall deem necessary. All such licenses shall expire at the end of one year from the time they are granted.

§ 4. The board of excise in cities, towns and villages shall have power to grant licenses to any person or persons of good moral character, who shall be approved by them, permitting him or them to sell and dispose of, at any one named place within such city, town or village, strong and spirituous liquors, wines, ale and beer, in quantities less than five gallons at a time, upon receiving a license fee, to be fixed in their discretion, and which shall not be less than thirty nor more than one hundred and fifty dollars. Such licenses shall only be granted on written application to the said board, signed by the applicant or applicants, and the name or names of the applicant or applicants, and of every person interested or to be interested in the business, to authorize which the license shall be used. Persons not licensed may keep, and in quantities not less than five gallons at a time, sell and dispose of strong and spirituous liquors, wines, ale and beer, provided that no part thereof shall be drunk or used in the building, garden or inclosure communicating with, or in any public street or place contiguous to, the building in which the same be so kept, disposed of or sold.

§ 5. Licenses granted, as in this act provided, shall not authorize any person or persons to expose for sale, or sell, give away or dispose of, any strong or spirituous li-

quors, wines, ale or beer, on any day, between the hours of one and five o'clock in the morning; and all places, licensed as aforesaid, shall be closed, and kept closed between the hours aforesaid.

§ 6. The act entitled "An act to regulate the sale of intoxicating liquors within the metropolitan police district of the State of New York," passed April fourteenth, eighteen hundred and sixty-six, is hereby repealed, and the provisions of the act, passed April sixteenth, eighteen hundred and fifty-seven, except where the same are in conflict with the provisions of this act, shall be taken and construed as a part of this act, and be and remain in full force and effect throughout the whole of this State.

§ 7. In no town or village shall the commissioners of excise, created by this act, appoint a clerk of the board of excise. The pay of commissioners of excise in towns or villages shall be three dollars per diem. The moneys arising from licenses in any town or village shall be deposited with the County Treasurer, within thirty days after receiving the same, to be expended under the direction of the Board of Supervisors at their next annual meeting, for the support of the poor of such town.—Moneys arising from licenses in cities, shall be paid into the treasuries of such cities, respectively. The books of minutes kept by the commissioners of excise in any town or village, except when in use by such commissioners, shall be deposited in the clerk's office of such town or village. The expenses of procuring necessary books for minutes, and necessary blanks, in any town or village, when actually incurred, shall be audited and paid in like manner as other bills of such town or village.

§ 8. The provisions of this act as to the appointment of commissioners of excise, in each of the cities of this State, their tenure of office, the supplying of vacancies and their removal from office, shall not extend to the territory included in the Niagara frontier police district, until the first day of January, in the year one thousand eight hundred and seventy-two. And at all times hereafter up to the last mentioned day, the board of police commissioners of the said police district, shall continue to be the board of commissioners of excise in and for said district, and the territory embraced therein, as now provided by law, subject to the provisions of this act; and up to the time aforesaid all fees for licenses which shall be issued by the said board, and all fines and penalties herein provided for, shall be received by said board of police commissioners of said Niagara frontier police district, and shall be paid into the Niagara police fund, for the use and benefit thereof, as now provided by law.

STATE OF NEW YORK, } ss.  
Office of the Secretary of State.

I have compared the preceding with the original law on file in this office, and do hereby certify that the same is a correct transcript therefrom and of the whole of said original law.

HOMER A. NELSON, Secretary of State.

Ordered received, filed and published.

MAYOR'S OFFICE,  
ROCHESTER, N. Y., April 19, 1870. }

To the Honorable the Common Council:

GENTLEMEN—In pursuance of a resolution adopted at a regular meeting of the Board of Health held on the evening of the 15th instant, I was directed to advise you to empower said Board to fix the number of Health Inspectors for the present fiscal year at six.

Respectfully, JOHN LUTES, Mayor.

Ordered received, filed and published.

COMMUNICATION PRESENTED BY THE CLERK.

CITY TREASURER'S OFFICE,  
ROCHESTER, N. Y., April 18, 1870. }

To the Honorable the Common Council:

GENTLEMEN—There being a difference of opinion between the City Treasurer and the Rochester Savings Bank in regard to the rate of interest to be charged them on their tax for the year 1868 (they having contested the payment of said tax and been beaten) I would respectfully ask that the matter be referred to the Law Committee and City Attorney.

H. P. LANGWORTHY, City Treasurer.

Referred to the Law Committee and City Attorney.

CLERK'S OFFICE,  
April 16th, 1870. }

To the Hon. Common Council:

GENTLEMEN—The following is a correct copy

from the minutes of the Board of Health, April 15th, 1870:

Com. Caring moved that Kent street, from Jay street to Brown street be and is hereby declared a nuisance, and the Common Council be requested to pass an ordinance for the construction of a sewer in said street, from Jay street to Brown street. Carried.

By Com. Briggs—Resolved, That the Board of Health deem it necessary for the preservation of public health to have a sewer constructed to drain the alley and contiguous lots between Atkinson street and Adams street, west of the Genesee Valley canal, and the Common Council is hereby requested to pass an ordinance for the construction of a sewer, as mentioned above. Adopted. W. F. MORRISON, Clerk,  
Ordered received, filed and published.

#### ORDINANCES.

##### JAMES STREET IMPROVEMENTS.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving James street from Chestnut street to William street, by setting curb stone, paving the gutters and graveling the center of the roadway, and constructing necessary crosswalks. Adopted.

The Surveyor submitted as such estimate \$2,360.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The improving of James street from Chestnut street to William street, by setting curb stone on each side, paving the gutters, graveling the roadway and constructing necessary crosswalks.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,360, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: One tier of lots on each side of James street from Chestnut street to William street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 3d, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Walt, Andrews, Rogers, Kenington, Herzberger, Caring, Smith, Rebye, Conolly, Moyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Nagle, Mauder, Aikenhead, Parsons—28.

##### PLANK WALK ACROSS SOUTH AVENUE AT CYPRESS STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 6 feet wide across South avenue, at the north line of Cypress street. Adopted.

The Surveyor submitted as such estimate \$40.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The construction of a plank walk 6 feet wide across South avenue at the north line of Cypress street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$40, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: One tier of lots on each side of Cypress street from the west line of lots 26 and 31 to South avenue, and on the west side of South avenue from the north line of lot 53 to the south line of lot 108.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 3d, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted as follows:

**Ayes**—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—28.

**Nays**—Ald. Whitcomb, Mauder—2.

**FLAG WALK ACROSS SOUTH AVENUE AT GREGORY STREET.**  
By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a flag crosswalk 5 feet wide across South avenue at the north line of Gregory street. Adopted.

The Surveyor submitted as such estimate, \$107.  
By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The construction of a flag crosswalk 5 feet wide across South avenue at the north line of Gregory street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$107, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: One tier of lots on each side of Gregory street and Grand street, from Ashland street to Whain street, and on each side of South avenue from the north line of lots 91 and 93 to the south line of lots 31 and 42.

And the Clerk is hereby directed to publish notice in pursuance of section 154 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 3d, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted by the following vote:

**Ayes**—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—27.

**Nays**—Ald. Mauder—1.

**PLANK WALK ACROSS SOUTH AVENUE AT SANFORD STREET.**  
By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 6 feet wide across South avenue at the north line of Sanford street. Adopted.

The Surveyor submitted as such estimate, \$40.  
By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The construction of a plank walk 6 feet wide across south avenue at the north line of Sanford street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$40, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: One tier of lots on each side of Sanford street, from the west line of Lot No. 11 on the north side of said street to South avenue, and on the west side of South avenue from the north line of Lot No. 13 to the south line of lot No. 16.

And the Clerk is hereby directed to publish notice in pursuance of section 154 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 3d, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted by the following vote:

**Ayes**—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—25.

**Nays**—Ald. Mauder—1.

**FLAG WALK ACROSS SOUTH AVENUE AT MUNGER STREET.**

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a flag walk 5 feet wide across south avenue at the north line of Munger street. Adopted.

The Surveyor submitted as such estimate, \$107.  
By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The construction of a flag walk 5 feet wide across South avenue at the north line of Munger street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$107, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: One tier of lots on each side of Munger street, from Ashland street to the west line of the Cayuga street, and on each side of South avenue from a point 150 feet north of Munger street to a point 150 feet south of said street.

And the Clerk is hereby directed to publish notice in pursuance of section 154 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council,

on Tuesday evening, May the 3d, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted by the following vote:

**Ayes**—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Aikenhead, Parsons—26.

**Nays**—Ald. Mauder—1.

**PLANK SIDEWALK ON THE WEST SIDE OF ST. JOSEPH STREET.**  
Ald. Relyea presented the final ordinance for the construction of a plank sidewalk on the west side of St. Joseph street from Catherine street to the city line.

Ald. Parsons moved to postpone to next regular meeting. Carried.

**PIPE SEWER IN THOMPSON STREET.**  
Ald. Caring presented the final ordinance for pipe sewer in Thompson street.

Ald. Kelly moved to postpone indefinitely. Carried.  
**PIPE SEWER IN ALLEY BETWEEN ADAMS AND ATKINSON STREETS.**

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer 12 inches in diameter in the alley between Adams street and Atkinson street, from the east line of E. Swanton's lot to the sewer in Prospect street. Lost.

**PIPE SEWER IN COURT STREET.**  
Ald. Caring presented a first ordinance for a pipe sewer in Court street from the Erie canal to 50 feet west of the line of court street.

Ald. Kelly moved its indefinite postponement. Carried.

**STONE SEWER IN NORTH FITZHUGH STREET.**

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 2 feet by 2 feet in North Fitzhugh street, from the sewer in Allen street to the north line of lots Nos. 89 and 51.

Ald. Mauder moved to indefinitely postpone the resolution. Carried.

**STONE SEWER IN NELSON STREET.**

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 2 feet by 2 feet in Nelson street from the sewer in Cayuga street to Caroline street.

The Surveyor submitted as such estimate, \$3,406.  
By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer 2 feet by 2 feet in Nelson street, from the sewer in Cayuga street to Caroline street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$3,406, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: One tier of lots on each side of Nelson street, from Cayuga street to Caroline street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments as follows: One third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 154 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 3d, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted as follows:

**Ayes**—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—24.

**Nays**—Ald. Whitcomb, Barker, Glover, Mauder—4.

**PIPE SEWER IN KENT STREET.**

By Ald. Wait—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer, 9 inches in diameter, under the sidewalk on the west side of Kent street, from the sewer in Kent street near the south line of Brown street to the center of the lot owned and occupied by John Eckerly. Adopted.

The Surveyor submitted as such estimate, \$475.

By Ald. Wait—Resolved, That the following improvement is expedient, viz: The construction of a pipe sewer, 9 inches in diameter, under the sidewalk on the

west side of Kent street, from the sewer in Kent street near the south line of Brown street to the center of the lot owned and occupied by John Eckerly.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$475, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, viz.: One tier of lots on the west side of Kent street, from Brown street to the north line of the lot owned and occupied by John Eckerly.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 3d, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard, adopted as follows:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Nagle, Mauder, Aikenhead, Parsons—27.

#### STONE SEWER IN PINDELL ALLEY.

Ald. Mander presented an ordinance for a stone sewer in Pindell alley, from a point 120 feet north of Buffalo street to Allen street.

Ald. Briggs moved its indefinite postponement. Carried.

#### EXTENSION OF ANSON PARK.

Ald. Wait presented the final ordinance for the extension of Anson park.

Ald. Meyer moved the indefinite postponement of said ordinance. Carried.

Ald. Stebbins presented a final ordinance in relation to the sale of fruits on the public streets. After various amendments the following was adopted:

An ordinance relating to the sale of foreign fruits. The Common Council, City of Rochester, do ordain and determine as follows:

Section 1. No person or persons shall sell or peddle in any street or other vehicle, any oranges, lemons or other foreign fruits, in the public streets of said city, under penalty of twenty-five dollars for each offence.

Sec. 2. The above penalty shall be collected from the property of the defendant, if any, but if not, the defendant shall be sent to the Monroe County Penitentiary for the period of fifteen days. Adopted by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Remington, Herzberger, Relyea, Meyer, Glover, Wilson, Woodruff, Mandeville, Charters, Dage, Stebbins, Aikenhead—15.

Nays—Ald. Whitcomb, Andrews, Rogers, Caring, Smith, Connolly, Craig, Stone, Kelly, Gerling, Nagle, Mauder, Parsons—13.

#### EXECUTIVE.

Ald. Stone moved to proceed to ballot for con table for the Second ward, to fill a vacancy.—Carried. Whereupon William Dunningberg received 21 votes—scattering 3

William Dunningberg was declared appointed.

The following persons were appointed as the third Inspector of Election in the wards:

First ward—J. M. Wheeler.

Second ward—Horace C. Jones.

Third ward—Lucian B. King.

Fourth ward—L. W. Lowe.

Fifth ward—Otis Cole.

Seventh ward—F. J. Bauman.

Eighth ward—James M. Nevin.

Ninth ward—Samuel Brown.

Tenth ward—Thomas Green.

Eleventh ward—Joseph Felix.

Twelfth ward—Benjamin F. Thomas.

Thirteenth Ward—John Stephany.

Fourteenth Ward—James E. Grey.

Ald. Gerhing made a motion that we proceed to ballot for Inspector of Election to fill a vacancy in the Eleventh Ward, caused by Jacob Hahn not qualifying. Carried.

Whereupon Jacob Hahn received 15 votes and Jacob Gerling 4 votes. Jacob Hahn was declared elected.

To the Honorable Common Council of the City of Rochester:

GENTLEMEN—I hereby tender my resignation as Commissioner of Lyell street, as I intend to remove from the street. Yours respectfully,

Rochester, April 1, 1870. LOUIS BAUER.

Ald. Wilson moved its acceptance. Carried.

Ald. Caring made a motion to proceed to ballot for a Commissioner for Lyell street. Carried.

Whereupon Mathew Daws received 12 votes; Conrad Marlow received 13 votes. No choice.

Another ballot resulted as follows: Mathew Daws received 12 votes; Conrad Marlow received 13 votes. No choice.

Ald. Kelly moved to postpone further balloting for Commissioner for Lyell street till next regular meeting. Carried.

Ald. Connolly moved to proceed to ballot for Inspector of Election for the Sixth ward to fill a vacancy. Carried.

Whereupon Christopher Gaffin received 24 votes; Blank received 4 votes. Christopher Gaffin was declared elected.

#### ASSESSMENT ROLLS.

Com. Caring presented the assessment rolls for the sewer in Oregon and Harrison streets; also for the sewer; in North Chatham street, and moved their confirmation, Carried as follows:

Ayes—Ald. Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Nagle, Mauder, Aikenhead, Parsons—27.

The assessment rolls for Reynolds street improvement, and also Magnolia street improvement were presented by Ald. Caring, and upon his motion postponed till next regular meeting.

#### MISCELLANEOUS.

Ald. Aikenhead, from the Lamp Committee, reported in favor of J. E. Relyea's bills. Finance Committee.

By Ald. Aikenhead—Resolved, That the following named persons have permission to construct cement walks in front of their premises: Francis Dana, Broadway; John Dana, Broadway; under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Gerling—Resolved, That the President of this Board appoint a committee of three to procure fire badges for the late elected Aldermen. Adopted.

Ald. Remington moved that the President be requested to act upon the following committees: Finance, Law, Poor, Streets, Improvements, Sewer, Fire, Lamp, Parks, Map and Survey, and Contingent. Carried.

Ald. Woodruff presented a petition from J. E. Pierpont and others asking for a market license for Joseph Ottenburg, corner of North and Grove streets. Ordered received and filed.

By Ald. Woodruff—Resolved, That J. Ottenburg be granted a market license for his market, corner of North and Grove street, on his paying into the City Treasury the sum of ten dollars.

Ald. Caring moved to indefinitely postpone the resolution. Lost by the following vote:

Nays—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Smith, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Charters, Dage, Stebbins, Nagle, Mauder.—19.

Ayes—Ald. Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Gerling, Aikenhead, Parsons.—9.

Ald. Kelly moved to refer to Sewer Committee. Lost by the following vote:

Nays—Ald. Briggs, Barker, Wait, Andrews, Rodgers, Remington, Herzberger, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Mandeville, Stebbins, Nagle, Mauder, Parsons—20.

Ayes—Ald. Whitcomb, Caring, Smith, Kelly, Gerling, Charters, Dagge, Aikenhead—8.

The original resolution offered by Ald. Woodruff was then put and declared carried by the following vote:

Ayes—Alds. Briggs, Whitcomb, Barker, Wait, Andrews, Rodgers, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Stebbins, Oagle, Mauder—17.

Nays—Alds. Remington, Herzberger, Caring Smith, Relyea, Connolly, Meyer, Charters, Dagge, Aikenhead, Parsons—11.

Ald. Wilson presented a communication from the President of the Rochester City and Brighton railroad company, and moved its reference to the Sewer Committee, to report at the next regular meeting. Carried.

Ald. Woodruff made a motion to suspend the rules in regard to adjourning at 11 o'clock. Carried.

Ald. Craig called up the report of the Commissioners upon the Chapin street extension, and moved its postponement to next regular meeting. Carried.

By Ald. Stone—Resolved, That J. O'Donoghue have permission to rebuild his wood building on East avenue, in accordance with the prayer of his petition.

Ald. Meyer made a motion to refer the subject to the Fourth ward Aldermen, with power to act. Carried.

Ald. Meyer reported in favor of petitions of Peter Madise, Charles Ropp, and J. Schake, and moved they be permitted to erect buildings under the direction of the Fire Marshall. Carried.

By Ald. Relyea—Resolved, That His Honor the Mayor be and is hereby authorized and requested to accept the bond of Paul Englehart for the office of Constable in the Sixth ward when such bond shall be properly executed.—Adopted.

By Ald. Connolly—Resolved, That the Board of Health be authorized to employ six persons to act as Health Inspectors for the present fiscal year. Adopted.

By Ald. Connolly—Resolved, That the compensation of the Health Inspectors be fixed at \$50 each per month, for the present fiscal year. Adopted.

By Ald. Caring—Resolved, That a committee of three be appointed to ascertain the amount for pest licenses due the city. Also, to ascertain if exempt firemen's certificates have been obtained by persons not entitled to hold them, and report to this Board.

Ald. Stone moved that the portion relating to exempt firemen's certificates be referred to the Fire Department Committee. Carried.

Resolution as amended was adopted. Committee on unpaid licenses—Alds. Caring, Aikenhead and Glover.

By Ald. Herzberger—Resolved, That his Honor the Mayor is hereby requested to execute a contract, in the sum of twelve hundred dollars, with the proprietor of the Rochester *Boebachter*, for the term of one year from the 18th day of April, 1870, for publishing the proceedings of this Board; said contract to include all printing heretofore done by said Rochester *Boebachter* and *Volksblatt*. Adopted.

By Ald. Briggs—Resolved, That the Rochester Daily DEMOCRAT be, and is hereby designated as the official paper of the City of Rochester for the next six months, commencing on the 20th inst., and ending on the 20th day of October,

1870; and that the Rochester Daily *Chronicle* be and it is hereby designated as the official paper of said city for the remainder of the fiscal year, 1870, commencing on said 20th day of October, 1870, and continuing until that or some other paper shall be further designated as the official paper of said city.

I have carefully examined the charter of the city of Rochester, and I find no provision thereof that in any manner conflicts with the foregoing resolution.

A. G. WHEELER,  
Late City Attorney.

I coincide with Mr. Wheeler in the above opinion.

E. A. RAYMOND

April 19, 1870.

Ald. Craig moved to lay on the table. Lost.

Ald. Gerling made a motion to substitute the names of the *Daily Express* and the *Daily Union & Advertiser* in place of the DAILY DEMOCRAT and the *Daily Chronicle*. Lost.

Ald. Mauder moved that the name of the *Union and Chronicle* be substituted for DEMOCRAT first six months. Lost as follows:

Ayes—Whitcomb, Barker, Wait, Smith, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Mauder—11.

Nays—Briggs, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Stone, Kelly, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—17.

The original resolution as offered by Ald. Briggs was then carried by the following vote:

Ayes—Briggs, Andrews, Rogers, Remington, Herzberger, Caring, Connolly, Meyer, Stone, Kelly, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—16.

Nays—Whitcomb, Barker, Wait, Smith, Relyea, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Mauder—12.

By Ald. Briggs—Resolved, That his Honor the Mayor is hereby requested to execute a contract in the sum of twelve hundred dollars, with the proprietors of the Rochester Daily DEMOCRAT for publishing the proceedings of this Board for the period of six months; said contract to date from April 20th, 1870, to October 20th, 1870, and to include all work heretofore done under contract for the city by the *Daily Union and Advertiser*.

Ald. Mauder moved as an amendment to strike out \$1,200, and in its stead insert the sum of \$1,000. Lost by the following vote:

Nays—Briggs, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Craig, Stone, Kelly, Mandeville, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—19.

Ayes—Whitcomb, Barker, Wait, Smith, Glover, Wilson, Woodruff, Gerling, Mauder—9.

Ald. Briggs' resolution was then adopted by the following vote:

Ayes—Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Stone, Kelly, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—17.

Nays—Whitcomb, Barker, Wait, Smith, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Mauder—11.

By Ald. Whitcomb—Resolved, That His Honor the Mayor be and is hereby instructed to enter into an agreement with McConnell & Co., at three dollars per week during the season for sprinkling and sweeping Buffalo street in front of the Court House.

Ald. Remington moved to amend by referring to the City Property Committee. Carried.

By Ald. Relyea—Resolved, That the City Sur-

veyor be and he is hereby directed to put down stakes on the north line of Tyler street for the purpose of giving the New York Central railroad the proper location for the fence on the line of the street. Adopted.

By Ald Stebbins—Resolved, That the Treasurer make the city's note at three months date, payable at Powers' banking house, for \$50,000; that he get the same discounted, and charge the discount to contingent fund; being for renewal of note dated January 5, 1870, and falling due April 8, 1870. Adopted.

A petition in favor of improving Pindell Alley by paving was presented and tabled; also a remonstrance against a sewer in Pindell Alley, signed by James H. McGuire and others. Referred to Sewer Committee.

The President announced as the Committee on Badges, Ald. Gerling, Stone, Remington.

On motion of Ald. Wilson the Board adjourned.  
W. F. MORRISON, City Clerk.

### In Common Council—April 26, '70

#### SPECIAL MEETING.

The President of the Board, Ald. Ezra R. Andrews, presiding.

Present—Ald. Briggs, Whitcomb, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons.

#### COMMUNICATIONS.

The call for a special meeting by the Mayor on the 26th inst., was read and received.

MAYOR'S OFFICE,  
ROCHESTER, N. Y., April 20, 1870. }

To the City Clerk: DEAR SIR.—I hereby notify you that by authority conferred on me by "An Act of the Legislature of the State of New York to regulate the sale of intoxicating liquors," passed April 11th, 1870, I have appointed as a Board of Commissioners for the city of Rochester, as provided in section 2 of said act, General John Williams, Frederick Cook and Nchemiah Bradstreet, and request that you will communicate such appointments to the Common Council.  
Received. JOHN LUTES, Mayor.

CITY CLERK'S OFFICE,  
Rochester, N. Y., April 26th, 1870. }

To the Hon. Common Council:

GENTLEMEN: I have filed in my office a certificate by the Mayor of the appointment of three Excise Commissioners for the city of Rochester, dated, April 20, 1870: General John Williams, Hon. N. C. Bradstreet, and Frederick Cook, Esq. W. F. MORRISON, City Clerk.

Received, filed and published.

Ald Woodruff moved to proceed to fix the salary of the Excise Commissioners.

Ald. Parsons moved to postpone until the second regular meeting in May. Carried by the following vote:

Ayes—Alds. Briggs, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Charters, Dagge, Stebbins, Nagle, Aikenhead and Parsons—15.

Nays—Alds. Whitcomb, Glover, Craig, Wilson, Kelly, Woodruff, Mandeville, Gerling and Mauder—9.

Alderman Kelly moved to open under the head of executive business. Lost by the following vote.

NAYS.—Aldermen Briggs, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—16.

AYES.—Whitcomb, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Mauder—9.

Ald. Remington made a motion to adjourn. The motion was carried as follows:

Ayes—Ald. Briggs, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Stone, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—17.

Nays—Ald Whitcomb, Glover, Craig, Wilson, Kelly, Woodruff, Mandeville, Mauder—8.

Adjourned. W. F. MORRISON, City Clerk.

### In Common Council—May 3rd, 1870.

#### REGULAR MEETING.

The President of the Board, Ald. Ezra R. Andrews, presiding.

PRESENT—Aldermen Briggs, Whitcomb, Barker, Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons.—37.  
Absent—Ald Mandeville—1.

#### APPROVAL OF MINUTES.

The minutes of the previous meetings—regular, April 19th; and special, April 26th—were approved as published.

#### PETITIONS AND CLAIMS.

By Ald. Barker—Petition of Mr. Sedgwick. Wood Building Committee.

By Ald. Rogers—Petition of Mrs. Bicknell and others. Wood Building Committee. Bills of John Quinn, James Logan, John Van Auker, Jos. Cochrane and others. Street Committee.

By Ald. Remington—Bills of the Rochester Publishing Association and others. Contingent Committee.

By Ald. Herzberger—Bills of J. W. Adams and others. Committee on House for Idle and Truant Children.

By Ald. Caring—Petition for the erection of wood building, Wood Building Committee; bills, Jos. Cochrane, Holloway and Normington, John Rauber, and others, Sewer Committee.

By Ald. Smith—Bills of James M. Niven, and others, Health Committee.

By Ald. Connolly—Petition of Samuel Aiton, Wood Building Committee.

By Ald. Meyer—Petition of Cyrus L. Cook to erect a wood building, Wood Building Committee.

By Ald. Stone—Petition of Woodham Chase, Wood Building Committee; bills of V. F. Whitmore and B. F. Blackall, Fire Department Committee.

By Ald. Kelly—Petition of Edward J. O'Neil, Wood Building Committee, with power to act; petitions of Conrad Merlan, J. E. Richards and Joseph Bailey, Wood Building Committee; petition of Phillip Weider and others, for the construction of a tile sewer 12 inches in diameter in Grand street, Sewer Committee; petition of John Straub and John Kline for a plank walk on north side of Rowe street, Improvement Com-

mittee; petition of Michael Tierney, Erroneous Assessment Committee; petition of Edgar Coapman and others, in relation to ball playug on Jones square, table.

By Ald. Woodruff—Petition of N. A. Pierce, Wood Building Committee; petition of Ira B. Northrop and others, for a sewer in Swan street, Sewer Committee.

By Ald. Charters—Petition of William B. Geddes and others, for plank sidewalk on the east side of Magne street; Improvement Committee. Bills of Hovey and others; Police Committee. Petition of Casper Erback; table.

By Ald. Gerling—Petitions of Robert Morgan and J. P. Roache; Wood Building Committee. Petition of David Botsford; table. Petition of Frank Sherer and others to divide Childs street; Street Committee, with power to act. Petition of E. A. Rivers and others for the improvement of West Smith street; table.

By Ald. Dage—Bill of W. D. Oviatt; Street Committee. Bill of Cyrus Beardsley; Committee on Maps and Surveys. Petition of Lawrence Waldert and others for a plank walk on the south side of Munger street; Improvement Committee.

By Ald. Stebbins—An affidavit by J. Conrad Schaad, in regard to assessment for Cayuga street side walk repairs; Committee on Assessments. Remonstrance of John Whitley and others against the Channing street side walk ordinance; table.

By Ald. Nagel—Bills of E. Emry and others; City Property Committee. Petition for the erection of a wood building; Wood Building Committee.

By Ald. Aikenhead—Petition of Mr. Skuse; Wood Building Committee. Petition of John C. Lauer and others for a sewer in Kirk street from Scio street to Finney street; Sewer Committee. Bills of J. E. Relyea, and others; Lamp Committee.

The following petitions were referred to the Sewer Committee. Petition Jos. Miller and others, for a sewer in North Clinton street. Petition of B. F. Blackall, and others, for a sewer in Vine street. Petition of Geo. H. Newell, and others, for a sewer in Cole street. Petition of Stephen Wood, and others, for a sewer in Union street; Sewer Committee.

By Ald. Rogers, a remonstrance against a sewer in Tremont street, signed by Wm. O'Brien and others—Tabled.

By Ald. Briggs—Bills of H. Brewster & Co., and others; Poor Committee.

Col. C. H. Clark presented an invitation to accompany the managers of the House for Truants upon a visit to the Institution on Friday the 6th inst., at 4 o'clock, from the City Hall. Accepted.

#### REPORT OF STANDING COMMITTEES.

Ald. Remington, from the Contingent Expense Committee, reported in favor of the bills of Rochester Publishing Association, W. F. Morrison, Thomas Knowles, John Babbage, John Harper, Wm. H. Tracy, Owen Morgan, Thos. Goding, Adolph Nolte, John Van Auker, J. C. Moore, Bingham, Brooks & Co., N. T. Hackstaff, Thos. H. Hopwood, John Culhane, Phillip Hax; Finance Committee.

Ald. Caring, from the Street Committee, reported in favor of the bills of Jos. Cochrane, Holloway & Norrington, Thos. Culhane, John Rauber, and others. Finance Committee.

Ald. Herzberger, from the Committee on House for Truants, reported in favor of the bills

of J. W. Adams and others. Finance Committee. Ald. Aikenhead, from the Lamp Committee, reported in favor of the bills of J. E. Relyea and Edward McMahon. Finance Committee.

Ald. Charters, from the Police Committee, reported in favor of the bills of Martin Barron, E. C. Hovey, W. W. Bryan, S. M. Sherman, two bills. Finance Committee.

Ald. Stone, from the Fire Department Committee, reported in favor of the bills of A. V. Smith, Alling Brothers, Cutting & Cooney, G. W. Dyer, Lane & Paine, B. F. Blackall, V. F. Whitmore, and monthly pay roll. Finance Committee.

Reported progress and asked further time upon the petition for a new Hose Company for the Second, Ninth and Eleventh Wards. Granted.

Ald. Caring presented the following report:  
*To the Honorable the Common Council of the City of Rochester:*

GENTLEMEN—Your Committee, to whom was referred the matter involved in the communication from Patrick Barry, President of the Rochester City and Brighton Railroad Company, and relating to the location of the "Lake Avenue Sewer," (so called), would respectfully present the following as their report:

Your Committee on examination of said sewer find that the same is now being constructed along a line two and a half feet west of the line of the centre of said avenue, this distance being only sufficient to save the track of the said railroad company. We also find that with even this departure from the center of the avenue, the track of said company is being undermined in several places, in some, very near the center of the track; that for this reason added to the fact that the stone and rubbish thrown from the excavation for the sewer are thrown upon said railroad track, the company's track is rendered useless for the time being.

Your Committee inferred from the communication of Mr. Barry, and on inquiry learn, that the railroad company were informed and understood that the track would be undisturbed, and that their cars would be run as usual during the construction of the sewer; and while this is impossible as at present being constructed, the company are willing to yield to the stoppage of their cars so long as their track remains undisturbed, although it must be greatly to their damage and the inconvenience of the people of the avenue.

Complaints have been made to us by about four residents on the east side of the avenue to the effect that the construction of the sewer so far from, and west of, the center of the street, causes an inequality of cost to residents for lateral drainage, those on the east side being compelled to extend their lateral sewers at least two and a half feet beyond the center of the street, and demand that the city require the Railroad Company to give bonds to such residents for the payment of such extra cost to the residents.

In this connection it is proper for your Committee to state that while the west side lots on said avenue are in the aggregate assessed for the construction of said sewer, the sum of \$6,943.50, the assessment for the lots on the east side is but \$2,765.00, there being about four lots on the east side which are assessed in the same ratio as those on the west.

WILLIAM CARING,  
GEORGE HERZBERGER,  
JAMES H. KELLY.

Received, filed, and ordered published.

Ald. Rogers, from the Committee on Streets, reported in favor of the bills of John Quinn, three bills; A. P. Ross, John Van Auken, Joseph Cochrane, two bills; Horace Hoyt and W. D. Oviatt—Finance Committee.

Ald. Nagel, from the Committee on City Property; reported in favor of the bill of E. Emrich and others—Finance Committee.

Ald. Dagge, from the Map, Survey and Record Committee; reported in favor of Cyrus Beardsley's bill—Finance Committee.

Ald. Smith, from the Committee on Public Health; reported in favor of W. F. Morrison and David Niven—Finance Committee.

Ald. Kelly made a motion that the bill of S. M. Sherman, for disbursements, be referred back to the Police Committee to investigate. Carried.

REPORTS OF SELECT COMMITTEES.

Ald. Caring from the Committee on unpaid licenses, reported as follows:

To the Honorable the Common Council of the City of Rochester:

GENTLEMEN: Your committee appointed to ascertain and report the amount due the city for licenses unpaid, would respectfully report as follows:

Butchers' licenses.....	\$625 00
Cartman's ".....	18.00
Billiard ".....	100.00
Miscellaneous.....	250.00
Baggage ".....	30.00
Undertakers'.....	50.00
Hackmen's ".....	250 00
Hotel Porters'.....	20.00
Scavengers' ".....	5.00

Total.....\$1,348.00

The names of delinquents and amount due from each are not included in the report, but your committee desire to say that each and all may be found in the office of the City Clerk, and, therefore, refer for details to that office. All of which is respectfully submitted.

WM. CARING.

Received, filed and ordered published.

By Ald Rogers—Resolved, That C. F. Smith be allowed to erect stairs to the basement of his premises on Exchange street, according to the prayer of his petition. Carried.

COMMUNICATIONS.

The President presented a communication from his Honor the Mayor:

MAYOR'S OFFICE,  
ROCHESTER, N. Y., April 30, 1870. }

To the Honorable the Common Council:

GENTLEMEN—In the proceedings of your Board on the 19th inst., the following resolution was adopted, to wit:

By Ald. Briggs—Resolved, That his Honor the Mayor is hereby requested to execute a contract in the sum of twelve hundred dollars with the proprietors of the Rochester Daily DEMOCRAT for publishing the proceedings of this Board for the period of six months; said contract to date from April 20th, 1870, to October 20th, 1870, and to include all work heretofore done under contract for the city by the *Daily Union and Advertiser*.

I deemed it my duty to withhold my approval of this resolution, for the reason that it only provides for the city printing for half the fiscal year—leaving the printing for the balance of the year open to embarrassments and uncertainty of

the cost that may arise from future circumstances that we cannot now foresee. I would respectfully recommend to the Common Council to conclude a contract for the entire year, whether it be with one or more papers: and also that a clause be embraced in the contract providing for continuing the printing at the same rate of allowance until a new contract is entered into for the next fiscal year; and further, that legal notices be continued in the same paper, beyond the termination of contract, to complete the requisite term of notice, without extra charge. For the reasons above stated I feel constrained to veto the aforesaid resolution.

JOHN LUTES, Mayor.

Received, filed and published.

Ald. Remington offered the following as a substitute for the resolution referred to by his Honor the Mayor:

Resolved, That his Honor the Mayor is hereby requested to execute a contract in the sum of twelve hundred dollars with the proprietor of the DAILY DEMOCRAT for the publishing of the proceedings of this Board, from April 20, 1870, to October 20, 1870. Said contract to include all work heretofore done under contract for the city by the *Daily Union and Advertiser*, and that he is hereby requested to execute a like contract with the proprietors of the *Daily Chronicle* for the period of six months, said contract to date from October 20, 1870, to April 20, 1871.

Ald. Mauder moved as an amendment that the amount twelve hundred by stricken out and one thousand be inserted. Lost by the following vote:

Nays—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Caring, Connolly, Meyer, Glover, Stone, Kelly, Charters, Dagge, Stebbins, Nagel, Aikenhead and Parsons—17.

Ayes—Ald. Whitcomb, Barker, Wait, Smith, Relyea, Craig, Wilson, Woodruff, Gerling and Mauder—10.

Ald. Gerling moved to strike out the names DAILY DEMOCRAT and *Chronicle* and insert the name *Daily Union and Advertiser*.

Ald. Stone made a motion to table Ald. Gerling's motion. Carried by the following vote:

Ayes—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Caring, Connolly, Meyer, Stone, Kelly, Charters, Dagge, Stebbins, Nagel, Aikenhead, Parsons—16.

Nays—Ald. Whitcomb, Barker, Wait, Smith, Relyea, Glover, Craig, Wilson, Woodruff, Gerling, Mauder—11.

Ald. Stone moved the previous question. Carried.

The question on Ald. Remington's substitute was then put and carried.

OFFICE SUP'T PUB SCHOOLS,

S. A. ELLIS, Sup't,

Rochester, N. Y., May 3d, 1870. }

Resolved, That the Board of Education of the city of Rochester do hereby determine and certify to the Common Council of said city, that the sums necessary and proper to be raised under the 139th section of the city charter are as follows: For teachers' wages and contingent expenses, \$75,000.00; to purchase and improve sites, build and enlarge school houses, \$15,000.00; to alter and improve school houses and their appurtenances, \$5,000.00.

Signed,

HARRISON G. OTIS,  
THOMAS DRANSFIELD,  
FLORIAN BALLWEY,  
MICHAEL HEAVEY,  
THOS. P. KEEGAN,  
Finance Committee



I hereby certify that the above is a true copy from the minutes of a regular meeting of the Board of Education, held in the Common Council Chamber, May 2d, 1870. S. A. ELLIS, Supt. of Schools.

Referred to Committee on Schools.

A communication was received from the Chairman of the Finance Committee of the Board of Education, and on motion referred to the Committee on Schools.

CITY CLERK'S OFFICE, }  
ROCHESTER, N. Y., May 3, 1870. }  
To the Hon. Common Council:

Gentlemen—The following persons elected Inspectors of Election on the 19th of April have failed to fulfil the requirements of the Charter, and the places to which they were appointed are vacant:

F. J. Bauman, Seventh Ward.  
James M. Niven, Eighth Ward.  
Thomas Green, Tenth Ward.

Yours respectfully,

W. F. MORRISON, City Clerk.  
Received, filed and ordered published.

CITY CLERK'S OFFICE, }  
ROCHESTER, N. Y., May 3, 1870 }  
To the Honorable the Common Council:

GENTLEMEN:—At a regular meeting of the Board of Health, held on the evening of April 29th, Jefferson street from Cayuga street to South Avenue, was declared in a condition detrimental to the public health and the Common Council was requested to cause a sewer to be constructed in Jefferson street from the points above mentioned.

The Board also declared the condition of Cole street to be detrimental to the health of the public, and ask the Common Council to pass an ordinance for the construction of a sewer in Cole street.

Yours Respectfully,

W. F. MORRISON,  
Clerk of the Board of Health.  
Received, filed and ordered published.

A communication was received from the City Attorney, relative to actions pending in which the city is a party. Referred to Law Committee.

#### ORDINANCES.

##### PLANK WALK ON SAVANNAH STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following: An ordinance to construct a plank walk in Savannah street.

The Common Council of the City of Rochester do ordain and determine as follows: There shall be constructed a plank sidewalk 4 feet 8 inches wide on the east side of Savannah street from George street to Monroe street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at three hundred and seventy-five dollars, which estimate was and is hereby approved; the sum of three hundred and seventy-five dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the east side of Savannah street from George street to Monroe avenue, on which above described portion of the city the said sum of three hundred and seventy-five dollars is hereby ordered to be assessed.

And David McKay, John J. Shaffer, E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion of said city so designated of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed

to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose on Saturday, the 7th day of May, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitecomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—25.  
Nays—Ald. Craig—1.

##### IMPROVEMENT OF JAMES STREET.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following: An ordinance to improve James street, from Chestnut street to William street.

The Common Council of the city of Rochester do ordain and determine as follows: To improve James street, from Chestnut street to William street, by setting curb stone, paving the gutters and graveling the center of the roadway, and constructing the necessary crosswalks.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$2,260, which estimate was and is hereby approved; the sum of \$2,260, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on James street, from Chestnut street to William street, on which above described portion of the city the said sum of \$2,260 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, in any interest hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer, E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 7th day of May, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitecomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—26.

##### PLANK WALK ON ST. JOSEPH STREET.

Ald. Parsons presented the final ordinance for the construction of a sidewalk on the west side of St. Joseph street.

Ald. Mauder moved to amend the ordinance by making the assessment \$2,005, and the postponement of the ordinance to the next regular meeting. Carried.

##### PLANK WALK ON CHANNING STREET.

Ald. Parsons presented the final ordinance for the construction of a plank walk on the north side of Channing street, from Hudson street to North street, and moved its indefinite postponement. Carried.

##### FLAG WALK ACROSS SOUTH AVENUE AT GREGORY STREET.

Ald. Parsons presented the final ordinance for a flag walk across South avenue at the north line of Gregory street.

Ald. Stebbins moved that the ordinance be amended by making all the assessment on the north side of Gregory street. Carried.

Ald. Mauder moved to postpone to next regular meeting. Carried.

##### PLANK WALK ACROSS SOUTH AVENUE AT CYPRESS STREET.

Ald. Parsons presented the final ordinance for a plank crosswalk across South avenue at the north line of Cypress street, and moved the ordinance be so amended that the north side of Cypress street shall be assessed and not the south side. Carried.

On motion the ordinance was postponed to next regular meeting.

**FLAG WALK ACROSS SOUTH AVENUE AT MUNGER STREET.**

Ald. Parsons presented the final ordinance for a flag walk across South avenue at the north line of Munger street.

Ald. Stebbins moved that the estimate be increased to \$214, and the ordinance so amended so as to read, one flag crosswalk across South avenue at the north line of Munger street, and another at the south line of Munger street across South avenue. Carried.

On motion of Ald. Stebbins the ordinance was postponed till the next regular meeting.

**PLANK WALK ACROSS SOUTH AVENUE AT SANFORD STREET.**

Ald. Parsons presented the final ordinance for a plank walk across South avenue at the north line of Sanford street.

Ald. Stebbins moved to amend by making the territory to be assessed the north side of Sanford street. Carried.

On motion the ordinance was postponed to next regular meeting.

**PLANK WALK SOUTH SIDE VIENNA STREET.**

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet wide on the south side of Vienna street from Hudson street to Hanoverstreet. Adopted.

The Surveyor submitted as such estimate \$380. By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The construction of a plank walk 4 feet wide on the south side of Vienna street from Hudson street to Hanover street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$380, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: One tier of lots on the south side of Vienna street from Hudson street to Hanover street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 17th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—28.

**NAYS—Ald. Whitcomb—1.****SYRACUSE STREET IMPROVEMENT,**

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Syracuse street, from North avenue to Scio street, by grading the roadway and sidewalk, laying a plank walk 4 feet 8 inches wide on each side, and constructing the necessary number of crosswalks. Adopted.

The Surveyor submitted as such estimate, \$1,020. By Ald. Parsons—Resolved, That the following improvement is expedient, viz: Improving Syracuse street, from North avenue to Scio street, by grading the roadway and sidewalks, laying a plank walk 4 feet 8 inches wide on each side, and constructing the necessary number of crosswalks.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,020, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Syracuse street, from North avenue to Scio street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 17th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—24.

**PLANK WALK ON WEBSTER STREET.**

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet wide on each side of Webster street from Hudson street to North street. Adopted.

The Surveyor submitted as such estimate, \$353. By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The construction of a

plank walk 4 feet wide on each side of Webster street from Hudson street to North street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$353, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Webster street, from Hudson street to North street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 17th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted as follows:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Craig, Stone, Wilson, Kelly, Woodruff, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—23.

**EXTENSION OF THE FOURTH, SEVENTH AND TWELFTH WARDS OUTLET SEWER.**

Ald. Caring presented the final ordinance for the extension of the Fourth, Seventh and Twelfth Wards outlet sewer.

Ald. Stebbins made a motion that the ordinance be indefinitely postponed. Carried.

**STONE SEWER IN NELSON STREET.**

Ald. Caring presented the final ordinance for a stone sewer in Nelson street, from the stone sewer in Cayuga street to Caroline street.

Ald. Mauder made a motion that the ordinance be amended so as to read the whole length of Nelson street, and increase the estimate to \$4,000. Carried.

On motion it was postponed to the next regular meeting.

**PIPE SEWER IN KENT STREET.**

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a sewer in Kent street, from the sewer in Kent street to the center of the lot owned and occupied by John Eckerly.

The Common Council of the city of Rochester do ordain and determine as follows:

That there shall be constructed a pipe sewer, 9 inches in diameter, under the sidewalk on the west side of Kent street, from the sewer in Kent street near the south line of Brown street to the center of the lot owned and occupied by John Eckerly.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lots situated thereon, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$475, which estimate was and is hereby approved; the sum of \$475, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the west side of Kent street, from Brown street to the north line of the lot owned and occupied by John Eckerly, on which above described portion of the city the said sum of \$475 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion as may be, to the advantage which each shall be deemed to acquire by the making of said improvement: and said Assessors are hereby notified to meet for this purpose, on Saturday, the 7th day of May, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—26.

**STONE SEWER IN TREMONT STREET**

By Ald. Caring—Resolved, That the ascertain and report to this Board the expense of constructing a stone sewer, 2 feet by 2 feet, from the Genesee Valley Canal east of the east line of Francis street.

The Surveyor submitted as such estimate \$353. By Ald. Caring—Resolved, That the improvement is expedient, viz: The construction of a sewer 2 feet by 2 feet in Tremont street

see Valley Canal to a point 25 feet east of the east line of Francis street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$5,222, which estimate is hereby approved.

Resolved, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense, thereof, viz:

One tier of lots on each side of Tremont street, from the Genesee Valley Canal to Francis street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 17th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted as follows:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—28.

#### STONE SEWER IN NORTH FITZHUGH STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of construction of a stone sewer, 2½ by 3 feet, in North Fitzhugh street, from the sewer in Allen street to the north line of lots Nos. 89 and 51. Adopted.

The Surveyor submitted as such estimate, \$5,150.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer 2½ feet by 2 feet in North Fitzhugh street, from the sewer in Allen street to the north line of lots Nos. 89 and 51.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$5,150, which estimate is hereby approved.

Resolved, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz: One tier of lots on each side of North Fitzhugh street, from Allen street to the north line of lots Nos. 89 and 51.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 17th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted as follows:

Ayes—Ald. Andrews, Rogers, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Charters, Dagge, Parsons—15.

Nays—Ald. Whitcomb, Barker, Wait, Wilson, Kelly, Stebbins, Nagel, Mauder, Aikenhead—9.

#### PIPE SEWER IN HAMILTON AVENUE.

Ald. Caring presented a first ordinance for the construction of a pipe sewer in Hamilton avenue from the sewer in South avenue to a point 100 feet west of the west line of Cayuga street.

Ald. Stebbins moved its postponement to next regular meeting carried.

#### PIPE SEWER IN THOMPSON STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer 12 inches in diameter in Thompson street, from the sewer in Lyell street to a point 25 feet north of Jones avenue. Adopted.

The Surveyor submitted as such estimate, \$325. Resolved, That the following improvement is expedient, viz: The construction of a pipe sewer 12 inches in diameter in Thompson street, from the sewer in Lyell street to a point 25 feet north of Jones avenue.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 17th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted as follows:

Ayes—Ald. Andrews, Rogers, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—23.

pense thereof, and reported the same at \$525, which estimate is hereby approved.

Resolved, further, That the following portion of said City is deemed benefited, and proper to be assessed for the whole expense thereof, viz: One tier of lots on each side of Thompson street, from Lyell street to Jones avenue.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 17th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—23.

#### PIPE SEWER IN VINE STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer, 9 inches in diameter, in Vine street, from the sewer in Union street to a point 115 feet east of the east line of East street. Adopted.

The Surveyor submitted as such estimate, \$400.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a pipe sewer, 12 inches in diameter, in Vine street, from the sewer in Union street to a point 115 feet east of the east line of East street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$400, which estimate is hereby approved.

Resolved, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Vine street from Union street to a point 100 feet east of the east line of East street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 17th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Andrews, Rogers, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—22.

#### PIPE SEWER IN UNION STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer 12 inches in diameter in Union street, from the end of the sewer in Union street near the north line of George street to a point 136 feet south of the North line of George street. Adopted.

The Surveyor submitted as such estimate \$323.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a pipe sewer, 12 inches in diameter in Union street, from the end of the sewer in Union street near the north line of George street to a point 126 feet south of the north line of George street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$323, which estimate is hereby approved.

Resolved further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz: One tier of lots on each side of Union street, from George street to the south line of lots owned by Stephen Wood.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 17th, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted by the following vote:

Ayes—Ald. Barker, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—23.

#### STONE SEWER IN NORTH CLINTON STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer, 2 feet by 2 feet, in North Clinton street, from the Scramton street sewer at Hoeltzer street to Elizabeth Place. Adopted.

The Surveyor submitted as such estimate, \$1,327. By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer, 2 feet by 2 feet, in North Clinton street, from the Scramton street sewer at Hoeltzer street to Elizabeth Place.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole ex-

pense thereof, and reported the same at \$1,827, which estimate is hereby approved.

Resolved further, that the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz.:

One tier of lots on each side of Clinton street, from Hoelizer street to Elizabeth Place; also on each side of Oakman street, from Hawkins street to Clinton street; also on each side of Elizabeth Place its entire length; also on each side of Sellinger street, from St. Joseph street to Clinton street; also on each side of St. Joseph street, from a point 40 feet north of Catherine street to Hoelizer street, and also on each side of Herman street, from a point 200 feet west of Hudson street to St. Joseph street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 17th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Mauder made a motion that the size of the sewer be 1½ feet to 2½ feet. Carried.

The ordinance was then lost by the following vote: Ayes—Ald. Andrews, Remington, Herzberger, Caring, Smith, Connolly, Craig, Mauder—8. Nays—Ald. Briggs, Whitcomb, Barker, Wait, Rogers, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Aikenhead, Parsons—8.

#### PIPE SEWER IN COLE STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer 12 inches in diameter in Cole street, from the sewer in Lowell street to a point 150 feet north of the north line of Gorham street. Adopted.

The Surveyor submitted as such estimate \$1,326. By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a pipe sewer 12 inches in diameter in Cole street, from the sewer in Lowell street to a point 150 feet north of the north line of Gorham street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,326, which estimate is hereby approved.

Resolved further, that the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: One tier of lots on each side of Cole street, from Lowell street to the south line of lots 34 and 15.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 17th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Caring made a motion that the North Clinton street sewer Ordinance be reconsidered. Carried.

Ald. Gerling moved to postpone to next regular meeting. Carried.

#### FLOOD ORDINANCES.

Alderman Rogers presented the Flood Ordinances and moved postponement to next regular meeting.

Ald. Kelly moved as an amendment the indefinite postponement. Lost by the following vote:

Ayes—Ald. Briggs, Stone, Wilson, Kelly—4. Nays—Ald. Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—1.

Ald. Rogers moved to postpone to first regular meeting in September.

Ald. Mauder moved to table Ald. Rogers' motion.—Lost by the following vote:

Ayes—Ald. Remington, Glover, Stone, Gerling, Charters, Nagel, Mauder, Aikenhead, Parsons—9. Nays—Ald. Briggs, Barker, Wait, Andrews, Rogers, Herzberger, Caring, Smith, Connolly, Meyer, Craig, Wilson, Kelly, Woodruff, Dagge, Stebbins—16.

Ald. Remington moved to postpone the flood ordinance to the first regular meeting in July next. Carried by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—24.

Nays—Ald. Kelly—1. Ald. Charters moved to adjourn to Friday evening next. Lost by the following vote:

Ayes—Ald. Barker, Wait, Andrews, Kelly, Woodruff, Charters, Dagge, Stebbins, Nagel, Aikenhead—10.

Nays—Ald. Briggs, Rogers, Remington, Herzberger,

Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Gerling, Mauder, Parsons—16.

Ald. Craig made a motion to suspend the rule to adjourn at 11 o'clock.

Ald. Kelly voted to table the motion. Lost by the following vote:

Ayes—Ald. Barker, Wait, Andrews, Stone, Kelly, Woodruff, Charters, Dagge, Stebbins, Nagel, Aikenhead—11.

Nays—Ald. Briggs, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Wilson, Gerling, Mauder, Parsons—5.

Ald. Craig's motion to suspend the rule was then taken up and lost by the following vote:

Ayes—Ald. Briggs, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Wilson, Gerling, Mauder, Parsons—14.

Nays—Ald. Wait, Andrews, Smith, Stone, Kelly, Woodruff, Charters, Dagge, Stebbins, Nagel, Aikenhead—11.

Ald. Stebbins made a motion to adjourn to Friday evening next at 7½ o'clock. Carried.

Adjourned. W. F. MORRISON, City Clerk.

## In Common Council, May 6th, 1870.

#### ADJOURNED MEETING.

President, Ald. Ezra R. Andrews, presiding. Present—Ald. Briggs, Whitcomb, Barker, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—26.

Absent—Ald. Wait, Mandeville—2.

#### ORDINANCES.

##### GAS MAIN IN GRAPE STREET.

By Ald. Gerling—Resolved That the City Surveyor ascertain and report to this Board, the expense of laying a gas main of 4 inch pipe through Grape street, from Wilder street to Jay street. Adopted.

The Surveyor submitted as such estimate, \$1,500.

By Ald. Gerling—Resolved, That the following improvement is expedient, viz: The laying of a gas main of 4 inch pipe through Grape street, from Wilder street to Jay street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,500, which estimate is hereby approved.

Resolved further, that the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: Property of the Rochester Gas Light Company.

And the Clerk is hereby directed to publish notice in pursuance of Section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, May the 17th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Lost by the following vote:

Ayes—Ald. Briggs, Andrews, Remington, Herzberger, Caring, Smith, Meyer, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Aikenhead, Parsons—19.

Nays—Ald. Whitcomb, Barker, Rogers, Connolly, Glover—5.

##### STONE SEWER IN TREMONT STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 1½ feet by 2 feet in Tremont street, from the sewer in Caledonia avenue to the west line of lots Nos. 283 and 195. Adopted.

The Surveyor submitted as such estimate, \$683.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer 1½ feet by 2 feet in Tremont street, from the sewer in Caledonia avenue to the west line of lots Nos. 283 and 195. Adopted.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$683, which estimate is hereby approved.

Resolved further, that the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: One tier of lots on each side of Tremont street, from Caledonia avenue to the west line of lots Nos. 283 and 195.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 17th, 1870, at half past 7

o'clock, at the Common Council Hall, when allegations will be heard. Adopted by the following vote:

**Ayes**—Ald. Briggs, Barker, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—25.

**OPENING A STREET FROM MT. HOPE AVENUE TO THE ERIC CANAL FEEDER.**

By Ald. Wilson—Resolved, That the City Surveyor ascertain and report to this Board the expense of opening a street forty (40) feet wide from Mt. Hope avenue, opposite Hamilton avenue, to the Eric Canal Feeder. Adopted.

The Surveyor submitted as such estimate, \$5.

By Ald. Wilson—Resolved, That the following improvement is expedient, viz: The opening of a street forty (40) feet wide, from Mt. Hope avenue, opposite Hamilton avenue, to the Eric Canal Feeder, and that the following described lands are necessary to be taken for said opening: Beginning at a point in the west line of Mt. Hope avenue 150 feet north of the north line of lands owned by Alexander McWhorter; thence westerly at right angles to Mt. Hope avenue to the Eric Canal Feeder; thence northerly along the east side of said feeder 40 feet; thence easterly parallel to the first described line and 40 feet distant therefrom at right angles to the west line of Mt. Hope avenue; thence southerly along the west line of Mt. Hope avenue to the place of beginning.

And whereas, The City Surveyor, under the direction of this Board has made an estimate of the whole expense thereof, and reported the same at \$30, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: One tier of lots on each side of the street to be opened, from Mt. Hope avenue to the Eric Canal Feeder.

Resolved further, That the Assessors be and they are hereby instructed to confer with the owners of the property required to be taken for the said improvement, and report to this Board upon what conditions the same can be purchased.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 17th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Stebbins moved as an amendment, to strike out the words Eric Canal Feeder wherever they occur, and insert Genesee river. Carried.

The ordinance as amended was then adopted by the following vote:

**Ayes**—Ald. Briggs, Whitcomb, Barker, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—25.

**ASSESSMENT ROLLS.**

Ald. Parsons presented the Assessment Rolls for Magnolia and Reynolds streets improvement for confirmation.

Ald. Parsons moved that W. J. McPherson be heard upon the subject. Carried.

Ald. Charters moved that the confirmation of the Assessment Rolls be postponed till the next regular meeting, and that Tuesday afternoon be devoted for the Aldermen to visit the locality. Carried.

Ald. Wilson presented the final ordinance for the widening of Schinger street.

Ald. Mauder moved to change the estimate to \$400. Carried.

On motion the ordinance was postponed till the next regular meeting.

**CHAPIN STREET EXTENSION.**

Ald. Craig called up the report of the Commissioners upon the Chapin street extension.

Ald. Parsons moved that appears be now heard. Carried.

E. A. Raymond, Esq., was heard as counsel for Messrs. Frost, and John McConville, Esq., in behalf of the other parties in the case.

Ald. Remington moved that the report of the Commissioners be referred to the Law Committee and City Attorney, with instructions to consider the legal points in the case and report at the next regular meeting. Carried by the following vote:

**Ayes**—Ald. Briggs, Whitcomb, Andrews, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Woodruff, Stebbins, Aikenhead, Parsons—13.

**Nays**—Ald. Barker, Rogers, Smith, Glover, Craig, Stone, Wilson, Kelly, Gerling, Charters, Nagel, Mauder—12.

A remonstrance against allowing Messrs. Frost to further occupying Chapin street extension, signed by 34 names and read by the clerk. Received and filed.

**PLANK WALK ON HOELTZER STREET.**

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 3 feet wide on each side of Hoeltzer street from North Clinton street to St. Joseph street. Adopted.

The Surveyor submitted as such estimate \$833.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The construction of a plank walk 3 feet wide on each side of Hoeltzer street from North Clinton street to St. Joseph street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$833, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Hoeltzer street from North Clinton street to St. Joseph street.

And the Clerk is hereby directed to publish in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 17th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted by the following vote:

**Ayes**—Ald. Briggs, Whitcomb, Barker, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagel, Aikenhead, Parsons—25.

**Nays**—Ald. Mauder—1.

**EXECUTIVE.**

Ald. Caring moved that we proceed to ballot for Commissioner for Lyell street. Carried.

**1st BALLOT.**—Conrad Merlau received 10 votes; Matthew Daus received 13. No choice.

**2d BALLOT.**—Conrad Merlau received 10 votes; Matthew Daus received 13. No choice.

**3d BALLOT.**—Conrad Merlau received 9 votes, Matthew Daus received 14. Peter Miller received 1. No choice.

**4th BALLOT.**—Conrad Merlau received 9 votes, Matthew Daus received 13.

Matthew Daus having received the requisite number of votes was declared appointed Commissioner of Lyell street.

Ald. Stone moved that the Board proceed to ballot for Inspector of Election for the 8th ward. Carried.

Whereupon Ellery S. Treat received 21 votes and was declared appointed.

Ald. Woodruff moved that the Board now proceed to ballot for Inspector of Election for the 10th ward. Carried.

Whereupon Thomas Green received 21 votes and was declared appointed.

Ald. Gerling moved to proceed to ballot for Inspector of Election for the 11th ward. Carried.

The ballot resulted as follows: Ex-Ald. F. Adelman received 16 votes; scattering, 1. Ex-Ald. Adelman having received the requisite number of votes, was declared appointed.

Ald. Glover moved to proceed to ballot for Inspector of Election for the 7th ward. Carried.

Whereupon Jacob Young received 16 votes; Jacob Gerling received 5.

Jacob Young was declared appointed, having received the votes of the majority of the Board.

Ald. Stebbins made a motion that we proceed to ballot for a Commissioner for Mt. Hope, in place of Hamlet D. Scramton, whose term of office expires in June. Carried.

**FIRST BALLOT.**—H. D. Scramton received 14 votes; H. B. Knapp received 10; no choice.

**SECOND BALLOT.**—H. D. Scramton received 10 votes; H. B. Knapp received 8; Ald. J. H. Kelly received 6; no choice.

**THIRD BALLOT.**—H. D. Scramton received 10 votes; H. B. Knapp received 3; Ald. James H. Kelly received 11. No choice.

**FOURTH BALLOT.**—H. D. Scramton received 8 votes; H. B. Knapp received 6; Ald. J. H. Kelly received 9; scattering 1.

Ald. Parsons moved to postpone further balloting to next regular meeting. Lost.

Ald. Mauder moved to proceed to ballot for Commissioner of Mount Hope. Carried.

The following shows the result;

FIFTH WARD—H. D. Scrantom received 10 votes; H. B. Knapp received 6; Ald. J. H. Kelly received 9. No choice.

Ald. Parsons moved to postpone further balloting till the next regular meeting.

Ald. Mauder made a motion that the motion of Ald. Parsons be tabled. Lost by the following vote:

Nays—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Relyea, Connolly, Meyer, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagel, Mauder, Aikenhead, Parsons, Caring—22.

Ayes—Smith, Glover—2

Ald. Parsons motion was then taken and carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Connolly, Meyer, Glover, Woodruff, Aikenhead, Parsons.—13.

Nays—Ald. Smith, Relyea, Craig, Stone, Wilson, Kelly, Gerling, Charters, Stebbins, Nagel, Mauder—11.

#### MISCELLANEOUS.

by Ald. Briggs—Bill of Daniel Wood, Poor Committee.

Ald. Briggs from the committee on support and relief of the Poor, reported in favor of the following bills: E. Weigle, S. R. Woodruff, Geo. W. Schofield, Wahn & Co, Gerling & Co., Union Ice Company, H. Brewster & Co., Valentine Finster, Rochester Gaslight Company, and William Whitehair, and moved their reference to the Finance Committee for payment. All the above bills are last year's except H. W. Jones, S. R. Woodruff, \$12, and E. Weigle \$23.39—motion to refer. Carried.

By Ald. Whitcomb—Resolved, That a committee of three be appointed by the President, of which he shall be one, to act in conjunction with the building committee of the manager of the House of Idle and Truant Children, in expending the appropriations for buildings for that institution.

Ald. Remington moved, as an amendment, that no money be expended or contract entered into until the managers report some plan of operation.

Ald. Parsons made a motion to refer the whole subject to the Committee on House for Idle and Truant Children. Carried.

Ald. Briggs called up a petition by David Botsford in relation to the Allen street sewer, and his building, the Waverly House.

Ald. Stebbins moved its reference to the Sewer Committee.

Ald. Kelly moved as an amendment to refer to the Law Committee. Carried.

By Ald. Briggs—Resolved, That the Committee on the Relief and Support of the Poor, be, and are hereby empowered to lease a lot or yard on which to store wood and coal for the use of the poor, and in such locality, and upon such terms as the committee may regard most advantageous to the city. Carried.

By Ald. Briggs—Resolved, That the Committee on the Relief and Support of the Poor be and they are hereby authorized to purchase not to exceed one thousand tons of Scrantom or Pittston coal, half stove and half chestnut, at a price

not to exceed on the average \$5.50 per ton of two thousand pounds. Carried as follows:

Ayes—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Woodruff, Gerling, Charters, Stebbins, Nagel, Aikenhead, Parsons—19.

Nays—Ald. Whitcomb, Craig, Wilson, Kelly, Mauder—5.

By Ald. Briggs—Bill of Dr. Pratt. Finance Committee.

The President presented the following communications from his Honor the Mayor:

MAYOR'S OFFICE,  
ROCHESTER, N. Y., May 6, 1870.

To the Honorable the Common Council:

GENTLEMEN—I communicate to your Board the annexed appeal in behalf of the sufferers by the recent great calamity at the city of Richmond. I think our citizens share in the sympathy so universally manifested for the bereaved and afflicted, and would be glad of an opportunity to contribute, so far as human aid can avail, towards alleviating their sufferings; and I do respectfully recommend the appointment by your Board of a committee to receive contributions from our citizens, and to forward the same to the President of the Relief Association of Richmond.

JOHN LUTES, Mayor.

#### AN APPEAL.

At a meeting of a Committee of the citizens of Richmond, held at the Post Office, Judge Wellford in the chair, it was

Resolved, "That a Committee on Correspondence be appointed, whose duty it shall be to prepare an address to the people of the United States, in regard to the condition and circumstances of the sufferers by the recent calamity at the Capitol of our State."

In accordance with the above resolution, the following address was ordered to be printed in circular form for distribution:

Our beautiful city has again been visited by a dire calamity. We have been called to mourn the loss of many of our most valued and beloved citizens. Scarcely a family in our midst is exempt from the shadow cast by the Angel of Death. We do not mourn as those without hope.

We have the sympathy of the good and generous in every portion of our land, and we can plainly see through our tears the hand of a kind and beneficent Providence. Many sweet drops of comfort are mingled in the bitter cup of our affliction.

The number of sufferers in this great calamity is not less than three hundred and fifty persons, of whom the sixty-five have died and many more are seriously injured. Many of the families of those whose lives were taken from us, and many others who were dependent for support upon those who were wounded and are now helpless to give assistance, are suffering for the necessities of life. To these we will esteem it a privilege to minister; but we would especially invoke the spirit of harmony and charity in its most enlarged sense, and in our sympathies ignore all political and social distinctions in this hour of common suffering and sorrow.

The object of this address is in the interests of a common humanity, to afford an opportunity to the benevolent of the whole country to give such assistance as their feelings may prompt.

Post Masters and others to whom this circular may be sent, are requested to receive contribu-

tions and forward them, with the names of the contributors, to Miss E. L. Van Lew, Post Mistress at Richmond, Virginia, President of the Relief Association.

WM. P. MUNFORD, Chairman,  
G. K. GILMER,  
DAVID B. PARKER,  
E. L. VAN LEW.

Ordered received, filed and published.

Ald. Stebbins moved that a committee of three be appointed as recommended by his Honor the Mayor. Carried.

The President appointed as such committee Ald. Stebbins, Parsons and Smith.

By Ald. Rogers—Resolved, That the Sewer Committee be requested to ascertain and report at the next meeting of the Common Council, the whole amount necessary to be paid or allowed to the contractors for construction of sewer in Atkinson street. Carried.

By Ald. Rogers—Resolved, That the resolution directing the Treasurer to collect 85 per cent. of the assessment, for sewer on Atkinson street, be reconsidered. Carried.

By Ald. Rogers.

Resolved, That the Treasurer be directed to suspend the collection of assessments for construction of sewer in Atkinson street, until otherwise directed. Lost.

Ald. Whitcomb moved to reconsider Ald. Rogers' last resolution. Lost.

By Ald. Rogers—Resolved, That the Poor Committee is hereby authorized to purchase such supplies for the poor store of whom, and in such amounts as they may deem for the best interests of the city.

Ald. Kelly moved to table the resolution till the next regular meeting. Lost by the following vote:

Nays—Alds. Briggs, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Woodruff, Gerling, Charters, Nagel, Aikenhead and Parsons—15.

Ayes—Alds. Whitcomb, Smith, Glover, Craig, Stone, Wilson, Kelly, Stebbins and Mauder—9.

Ald. Stone moved to strike out the words "of whom."

After an animated discussion, Ald. Stone's amendment was adopted by the following vote:

Ayes—Ald. Andrews, Smith, Relyea, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Stebbins, Nagel and Mauder—13.

Nays—Ald. Briggs, Whitcomb, Rogers, Remington, Herzberger, Caring, Connolly, Meyer, Charters, Aikenhead and Parsons—11.

Ald. Craig made a motion to adjourn till Tuesday evening next. Lost, as follows:

Ayes—Ald. Briggs, Whitcomb, Andrews, Smith, Craig, Stone, Wilson, Kelly and Mauder—9.

Nays—Ald. Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Woodruff, Gerling, Charters, Stebbins, Nagel, Aikenhead and Parsons—15.

Ald. Rogers' resolution was then taken up and declared carried.

By Ald. Remington—Resolved, That William E. Olds, constable elect of the Fourth ward, be and is hereby required to file a new bond, such as required by law, for the faithful discharge of his duties of office, said bond to be filed and approved by the Mayor within eight days from notice hereof by the clerk. Carried.

By Ald. Remington—Resolved, That the President of the Board appoint a special committee of three on flood damages. Carried.

Ald. Kelly moved that the City Attorney act with the committee with instruction to prosecute the injunction now against the city. Carried.

The President appointed as such committee, Ald. Remington, Briggs, Relyea.

By Ald. Caring—Resolved, That the Clerk draw one order for \$3,000 in favor of D. McCormick & Co., and payable to their order in one year from May 3, 1870, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Lake avenue, Phelps avenue and Varnum street sewer fund. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagel, Mauder, Aikenhead, Parsons—24.

By Ald. Caring—Resolved, That Dr. A. M. Bennett have permission to construct an area in front of premises his on Andrews street.—Adopted.

By Ald. Caring—Resolved, That William I. Hanford be, and is hereby permitted to construct a sewer of 12 inches tile, across Monroe street, between Meigs & Goodman and along the North side of Monroe street to the city line, on his filing a bond in the penalty of \$500 with the Mayor, to protect the city. Adopted.

By Ald. Caring—Resolved, That the Street Committee be, and they are hereby authorized to cause a box sewer to be constructed in continuation of one put in lot of Elias Swanton last year, to drain off water accumulating in Alley and lots adjacent, lying between Adams and Atkinson streets, west of Valley canal. Adopted.

By Ald. Caring—Resolved, That the Sewer Committee be authorized to contract for the construction of a stone bridge over the uncovered portion of the Court and William streets Outlet Sewer on the land owned by Mrs. Adeline L. Johnson, the cost of said bridge not to exceed \$60, and the expense be charged to Sewer repair fund. Adopted.

By Ald. Caring—Resolved, That His Honor the Mayor be and he hereby is requested to contract with John Rauber for constructing pipe sewers in Chatham street and Harrison and Oregon streets, in accordance with his propositions. Adopted.

By Ald. Relyea—Resolved, That Mrs. J. G. Bosley is hereby granted permission to construct a flag walk in front of her premises, on North street, under the direction of the street commissioner and surveyor, and that said walk must be completed in fifteen days from this date. Adopted.

By Ald. Connolly—Resolved, That the Committee on Surveys, Maps and Records be, and they are hereby authorized to employ the help which in their judgment they may consider necessary for the earliest completion of the surveys and mapping of the city.

Ald. Kelly moved as an amendment that the question be referred to the Map, Survey and Record Committee, with power to act. Carried.

By Ald. Connolly—Resolved, That George Oaks be, and is hereby allowed, to cause an addition to be made to his wood building on Atwater street, near St. Joseph street, under the direction of the Fire Marshal and Alderman of the ward. Adopted.

By Ald. Meyer—Resolved, That the following named persons have leave to erect wooden buildings, according to their several petitions, under the direction of the Fire Marshal:

Michael O'Connor, on lot No. 4 Cayuga St.;  
 Orio Harris, on lot No. 53 Platt St.; Geo. A.  
 Redman, on lot No. 14 Goodman St.; Geo. E.  
 Jennings, Lancaster St.; Henry Walter, on lot  
 No. 110 St. Joseph St.; John Vogel, on lot No.  
 101 St. Joseph St.; Cyrus F. Cook, North St.;  
 Mrs. M. Hermans, on lot No. 13 Lowell St.;  
 Ocas. Nicholson, Catharine St.; Samuel Alton,  
 on lot No. 19 Catham St.; John Skuse, on lot  
 No. 15 Ontario St.; Mrs. Abigail Becknell,  
 School Alley; M. A. Pierce, on lot No. 36 Seto  
 St.; O. J. Seymour, on lot No. 8 Charlotte St.;  
 Sanford Disbrow, on lot No. 64 Matthews St.;  
 M. Brittenbach, on lot No. 68 Asylum St.; John  
 Baly, on lot No. 12 cor. Smith and Jones Sts.;  
 John E. Richards, on lot cor. Ambrose and  
 Frank Sts.; J. P. Roache, cor. Mill and Platt Sts.;  
 Goodham Clark, on lot No. 252 Tremont St.;  
 Malcomb Fletcher, on North Francis St.; Con-  
 rad Merlau, on Lyell St.; Robert Morgan, on lot  
 No. 173 Adams St.; R. Beamer, on lot No. 29  
 South St.; James Cronan, on lot No. 144 North  
 Jones St.; Edward O'Neill, on lot No. 123 Frank  
 St.; Thomas Lawless, on lot No. 4 Reynolds St.  
 Adopted.

Ald. Meyer from Committee on Wood Brid-  
 ges, reported adversely to the petition of S. D  
 Sedgwick, to remove a carpenter shop. Ac-  
 cepted and adopted.

By Ald. Meyer—Petition of Jane Christie for  
 permission to erect a wood building. Referred  
 to Wood Building Committee with power to act.

By Ald. Stone—Resolved, That the City Sur-  
 veyor make a map of Sewerage for the Eighth  
 Ward, describing an outlet and the proper plan  
 for sewers in the same. Adopted.

By Ald. Stone—Resolved, That the Fire Dep't  
 Committee be authorized to purchase what coal  
 and wood, and all other supplies necessary for  
 the use and proper maintenance of the same,  
 at such times, as a due regard for economy and  
 the best interests of the city may demand.  
 Adopted.

By Ald. Kelly—Resolved, That the Treasurer  
 make the City's note at three months date, pay-  
 able at Power's banking house, for \$50,000  
 that he get the same discounted, and charge the  
 discount to the Contingent Fund. Adopted.

Ald. Kelly, on behalf of the Finance Com-  
 mittee, presented the following as an estimate of  
 the amount of monies necessary to be raised by  
 general tax for the year 1870:

By Ald. Kelly—Resolved, [That in pursuance of section eighty-seven of the City Charter, the following be fixed as the amounts necessary to be appropriated for the purposes herein mentioned;	
For lighting the city.....	\$ 25,000 00
For support of Police Department.....	40,000 00
For General Contingent Expenses.....	20,000 00
For expenses of Fire Engines, engine houses, and apparatus for preventing and extinguish- ing fires.....	30,000 00
For the construction and the repair of streets, alleys, lanes and bridges.....	15,000 00
For the support and relief of the poor of the city.....	\$9,000 00
For defraying the expenses of the Board of Health.....	3,000 00
For maintaining and repairing sewers.....	800 00
For maintaining and improving the public parks.....	2,000 00
For the support of Common Schools, viz: to lease, sit and improve school houses and their out-houses and appurtenances.....	5,000 00
For the purchase and to improve sites, and to build and to enlarge school houses.....	15,000 00
To pay the wages of teachers and to defray the contingent expenses of the Common Schools, including \$16,000 deficiency for last year.....	91,000 00
For cleaning and keeping in repair the follow- ing streets and avenues viz: South avenue, from the Erie canal to the city line.....	300 00
North street, from Main street to the New York Central Railroad.....	800 00

Lyell street, from State street to the city line..	800 00
St. Paul street, from the New York Central Railroad to Scrantom street.....	800 00
St. Paul street, from Scrantom street to the city line.....	200 00
Monte avenue, from Clinton street to Alex- ander street.....	900 00
Mt. Hope avenue, from the Erie canal to Mt. Hope Cemetery entrance.....	800 00
West avenue, from the Erie canal to city line East avenue, from Main street to the city line Plymouth avenue, from Genesee Valley canal to the city line.....	300 00 300 00 300 00
Lake avenue, from the Erie canal to For maintaining the House for Idle and Tru- ant Children.....	300 00 5,000 00
Five months' interest on \$18,086.13 Arsenal loan, 7 per cent. bonds, due and paid Feb- ruary 15, 1870.....	549 01
Six months' interest on \$86,000, 7 per cent. bonds, issued for the floating debt of 1862, due and paid April 15, 1870.....	2,310 00
Six months' interest on \$50,000, 7 per cent. bonds, issued for the floating debt of 1855, due and paid May 1, 1870.....	1,995 00
Six months' interest on \$80,000, 6 per cent. bonds, issued for "relief," due and paid May 1, 1870.....	2,400 00
Six months' interest on \$246,000, 6 per cent. bonds, issued for Rochester & Genesee Val- ley Railroad stock, due July 1, 1870.....	7,380 00
Six months' interest on \$200,000, 6 per cent. bonds, issued for Main street bridge, due July 1, 1870.....	600 00
Six months' interest on \$35,000, 6 per cent. bonds, issued for city stock, due July 1, 1870. Six months' interest on \$80,000, 6 per cent. bonds, issued for City Hall, due July 1, 1870.....	750 00 900 00
Six months' interest on \$50,000, 7 per cent. bonds, issued for bridge loan, 1857, due July 1, 1870.....	1,750 00
Six months' interest on \$7,000, 6 per cent. bonds, issued for the purchase and equip- ment of steam fire engines, due July 1, 1870.....	211 50
Six months' interest on \$15,000, 7 per cent. bonds, issued for Clarissa street bridge, due July 1, 1870.....	525 00
Six months' interest on \$25,000, 6 per cent. bonds, issued for Main street bridge, due July 1, 1870.....	750 00
Six months' interest on \$17,186.13, 7 per cent. bonds, issued for purchase of Arsenal site, due August 15, 1870.....	601 51
Six months' interest on \$12,850, 6 per cent. bonds, issued for the purchase and equip- ment of steam fire engines, due Sept. 16, 70 Twelve months' interest on \$80,000, 7 per cent. bonds, issued to volunteers, due Oct. 1, 70.....	888 50 2,135 00
Six months' interest on \$66,000, 7 per cent. bonds, issued for the floating debt of 1867, due October 15, 1870.....	2,310 00
Six months' interest on \$27,000, 6 per cent. bonds, issued for the floating debt of 1858, due November 1, 1870.....	1,995 00
Six months' interest on \$80,000, 6 per cent. bonds, issued for "relief," due Nov. 1, 1870.....	2,400 00
Six months' interest on \$17,186.13, 7 per cent. bonds, issued for the purchase of Arsenal site, due February 15, 1870.....	601 52
Six months' interest on \$25,000, 6 per cent. bonds, issued for Main street bridge, due Janu- ary 1, 1871.....	750 00
Six months' interest on \$15,000, 7 per cent. bonds, issued for Clarissa street bridge, due January 1, 1871.....	525 00
Six months' interest on \$25,000, 6 per cent. bonds, issued for the purchase and equip- ment of steam fire engines, due Jan. 1, 71. Six months' interest on \$50,000, 7 per cent. bonds, issued for bridge loan, 1857, due Janu- ary 1, 1871.....	211 50 1,750 00
Six months' interest on \$25,000, 6 per cent. bonds, issued for City Hall, due Jan. 1, 71. Six months' interest on \$25,000, 6 per cent. bonds, issued for Main street bridge, due January 1, 1871.....	750 00 600 00
Six months' interest on \$246,000, 6 per cent. bonds, issued for Rochester & Genesee Val- ley Railroad stock, due January 1, 1871.....	7,380 00
Six months' interest on \$12,850, 6 per cent. bonds, issued for the purchase and equip- ment of steam fire engines, due March 16, 71 Deficiency in the Sewer Repair Fund of 1869, in accordance with section 86, title 2, of the City Charter, and resolution of the Common Council, passed January 11, 1870.....	888 50 154 23
Deficiency in Police Fund of 1869, in accord- ance with section 85, title 2, of the City Char- ter, and resolution of the Common Council, passed January 11, 1870.....	30,000 00
Deficiency in the Contingent Fund of 1869, in accordance with section 85, title 3, of the	



City Charter, and resolution of the Common Council, passed January 11, 1870.....	20,000 00
Deficiency in the Lamp Fund of 1869, in accordance with section 85, title 2, of the City Charter, and resolution of the Common Council, passed January 11, 1870.....	15,000 00
Deficiency in the Highway Fund of 1869, in accordance with section 86, title 2, of the City Charter, and resolution of the Common Council, passed January 11, 1870.....	11,000 00
Deficiency in the Fire Department Fund of 1869, in accordance with section 88, title 2, of the City Charter, and resolution of the Common Council, passed January 11, 1870.....	22,000 00
Deficiency in the Poor Fund of 1869, in accordance with section 88, title 2, of the City Charter, and resolution of the Common Council, passed January 11, 1870.....	15,000 00
Deficiency in the Board of Health Fund of 1869, in accordance with section 88, title 2, of the City Charter, and resolution of the Common Council, passed January 11, 1870.....	1,000 00
For payment of bonds issued for Rochester & Genesee Valley railroad stock, due Jan. 1, 71.....	2,000 00
For payment of bonds issued for bonds to volunteers, due October 1, 1871.....	30,500 00
For payment of bonds issued for "city stock," due July 1, 1873.....	25,000 00
For payment of bonds issued for "City Hall" due July 1, 1870.....	5,000 00
For making a survey of the city.....	5,000 00

Ald. Briggs moved that the amount for the support and relief of the poor of the city be made \$35,000. Carried by unanimous vote.

Ald. Gerling moved to add the following: For House for Idle and Truant Children—to build and enlarge houses, \$3,000.

Ald. Craig moved to amend by making the amount \$3,000.

Ald. Parsons moved to table the whole matter. Lost.

Ald. Craig's amendment was taken and lost by the following vote:

Nays—Ald. Andrews, Remington, Herzberger, Caring, Reilyea, Connolly, Meyer, Glover, Kelly, Gerling, Charters, Stebbins, Nagel, Aikenhead, Parsons—15.

Ayes—Ald. Briggs, Rogers, Craig, Stone—4.  
The original motion of Ald. Gerling was then put and carried by a unanimous vote.

Ald. Stone moved the amount for Fire Department Fund be fixed for the present at \$60,000. Carried by a unanimous vote.

FINANCE BUDGET.

By Ald. Kelly—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

W. S. Granstein, 1 mo. salary City Surveyor.....	\$233 33
David McKay " " Assessor.....	150 00
E. T. Oatley " " ".....	150 00
John J. Schaeffer, 1 mo. salary ".....	150 00
Jesse Shepherd, " " City Attorney.....	83 33
W. F. Morrison, " " Clerk.....	100 00
Thos. H. Hopwood, 1 mo. salary ".....	66 66
Francis Lockman, " " Watchman.....	35 00
E. Emerick, winding city clocks 3 months.....	62 50
Rochester Publishing Association, printing.....	74 25
W. F. Morrison, disbursements.....	28 70
Thos. Knowles, hack hire.....	6 40
John Babbage, ringing bell.....	2 00
John Harper, hack hire.....	3 00
W. H. Tracy, salary disbursements.....	17 01
Owen Moran, hack hire.....	3 00
Thos. Calhane, " ".....	6 00
Philip Hax, " ".....	3 00
Thos. Golding, charcoal.....	10 50
Adolphe Meitz, printing proceedings.....	\$60 00
John Van Anker, hack hire.....	3 00
J. O. Moore, error in figures.....	6 00
Bingham, Boxes & Benis, cooler and trays.....	11 80
N. Hackstaff, printing.....	7 00
T. H. Hopwood, disbursements.....	65 00
Curis, Morey & Co., balance due for printing proceedings as per contract.....	500 00

HIGHWAY FUND.

Wm. Gallagher, 1/2 month salary as cattle police.....	16 66
Nicholas Lichander, 1/2 ".....	16 66

Wm. Conklin, 1/2 " " ".....	16 66
Michael O'Brien, 1/2 " " ".....	16 66
Jonathan Reynolds, 1/2 " " ".....	33 34
Louis Fertig, 1 month ".....	50 00
John Quin, 1/2 month's salary as Street Superintendent.....	93 75
John Quin, pay roll.....	1,938 89
A. P. Ross, labor on Monroe avenue.....	132 25
John Van Anker, hack hire.....	2 25
Horace Hoyt, work on North St. Paul street.....	87 25
John Quin, pay roll.....	1,181 99
And charge Highway Fund.	
James Logan, Street Superintendent, disbursements January 18th to 24th, 1870.....	416 97
James Logan, Street Superintendent, disbursements February 7th to 24th, 1870.....	363 01
James Logan, 1 week Superintendent, salary for February, 1870.....	137 50
James Logan, Street Superintendent, disbursements February 21st to March 7, 1870.....	253 16
James Logan, Street Superintendent, disbursements March 7 to 21st, 1870.....	663 11
Favable to H. W. Powers.....	
And charge Highway Fund.	

FIRE DEPARTMENT FUND.

Monthly pay roll for men in the service of the Department for the month of April, 1870:

Steam Fire Engine Co. No. 1.

W. DeGarmo for 1 mo. services as Engineer to March 1, 1870.....	75 00
Jerome Boyd, for 1 mo. services as Driver to March 1, 1870.....	50 00
Richard Mills, for 1 mo. services as Driver to March 1, 1870.....	50 00

Steam Fire Engine Co. No. 2.

Seneca Dobbs, for 1 mo. services as Engineer to March 1, 1870.....	75 00
Michael Lambert, for 1 mo. services as Driver to March 1, 1870.....	50 00
Jno. Boner, for 1 mo. services as Driver to March 1, 1870.....	50 00

Steam Fire Engine Co. No. 3.

E. Whittier for 1 mo. services as Engineer to March 1, 1870.....	75 00
John Ransom, for 1 mo. services as Driver to March 1, 1870.....	50 00
Levi Gommenginger, for 1 mo. services as Driver to March 1, 1870.....	50 00

Steam Fire Engine Co. No. 4.

J. P. Foreman, for 1 mo. services as Engineer to March 1, 1870.....	75 00
Jas. Snyder, for 1 mo. services as Driver to March 1, 1870.....	50 00
Barney Kearney, for 1 mo. services as Driver to March 1, 1870.....	50 00

Hook & Ladder Co. No. 1.

Anthony Andrus, for 1 mo. services as Driver to March 1, 1870.....	50 00
--	-------

Superintendent of Hose Depot.

R. B. Paine, for 1 mo. services as Supt Depot to March 1, 1870.....	75 00
---	-------

Chief Engineer.

Wendell Bager, for 1 mo. services as Chief Engineer to March 1, 1870.....	125 00
	\$350 00

Payable to O. L. Angeline.

A. V. Smith, for leather straps for Protectives.....	\$ 50
Aling Bro's, for leather and oil for Hose Depot.....	20 00
E. W. Dyer, looking glass for No. 3.....	40 00
Laine & Paine, liniment for horse.....	2 35
Cutting & Cooney, blacksmith work for Department.....	13 90
Martin Frierson, on his lease for Hose Co. No. 2, payable to H. Austin Brewster.....	100 00
W. F. Whitmore, building dam 13th ward.....	\$50 00
B. F. Blackall, Superintendent Fire Alarm Telegraph, 1 mo. salary and supplies.....	187 01
And charge Fire Department Fund.	

HOUSE FOR IDLE AND TRUANT CHILDREN FUND.

John W. Adams, quarter salary.....	\$300 00
Fanny Elton.....	91 00
Plien Carr.....	65 00
Esabel Crangle.....	53 00
Mary B. Nelson.....	25 00
Rizabath Nichols.....	12 50
Wm. Lowenstein.....	40 25
A. Rex, carpenter, lumber.....	65 49
J. W. Adams, disbursements.....	83 75
Gerling & Brothers, feed, &c.....	57 82
S. B. Hart, lumber and posts.....	51 10
Smith, Perkins & Co., groceries.....	24 00
Samuel Bennett, wood.....	24 00

Prof. A. J. Warner, teaching vocal music.....	25 00
Henry Thiem, meat.....	29 48
A. S. Mann & Co., Dry Goods.....	99 49
Geo. C. Buell, groceries.....	67 52
A. Verhoeven, blacksmithing.....	21 70
and charge that Fund.	

HEALTH FUND.

John Weiring, Health Insp'r, 1/2 month salary \$	16 66
August Woollert, .....	50 00
Daniel McFaggart, .....	16 66
Robert Gary, .....	16 66
Jonathan Reynolds, .....	16 66
John Baker, .....	58 34
W. Oviatt, 1/2 .....	8 34
David Niven, .....	53 34
Wm. McDermott, .....	38 34
Wm. DeLambert, .....	38 33
W. F. Morrison, Clerk Board of Health, 1 mo.	5 00
David Niven, burying dead horse.....	2 00
And charge that Fund.	

POLICE FUND.

S. M. Sherman, 1 mo. salary to May 1, 1871.....	\$15 69
P. H. Sullivan, .....	100 00
Peter Hughes, .....	85 00
Wm. J. Rogers, .....	85 00
Jonathan Drasser, .....	85 00
William S. Fickett, .....	85 00
William A. Buchanan, .....	85 00
James Sullivan, .....	85 00
Monroe A. Green, .....	85 00
John H. Dana, .....	85 00
Thomas Lynch, .....	85 00
Frank B. Allen, .....	85 00
Lymon Johnson, .....	85 00
W. A. McArthur, .....	85 00
William White, .....	85 00
Joseph S. Roworth, .....	85 00
Charles Green, .....	85 00
George W. Lord, .....	85 00
Isaac Spears, .....	85 00
George Eingham, .....	85 00
David Monaghan, .....	85 00
Wm. F. Lusk, .....	85 00
Henry D. Baker, .....	85 00
Hugh Clark, .....	85 00
Thos. F. Hurley, .....	85 00
John Keegan, .....	85 00
John Barry, .....	85 00
Barth Crowley, .....	85 00
B. Van Vorst, .....	85 00
A. H. Franklia, .....	85 00
Jas. McKelvey, .....	85 00
Joseph P. Cleary, .....	85 00
John C. Eagle, .....	85 00
Frank Goodwin, .....	85 00
Peter C. Laner, .....	85 00
James F. Foster, .....	85 59
Henry D. Shove, 20 1/2 .....	83 59
P. C. Kavanaugh, 20 1/2 .....	83 56
Philip Schad, 20 1/2 .....	83 17
William Rogers, 20 1/2 .....	81 17
Levert McKivbin, 20 .....	82 17
E. W. McBurney, 20 .....	82 17
Thos. Dukelow, 20 .....	82 17
Jno. McQuarters, 20 .....	82 17
John J. Garrett, 20 1/2 .....	89 76
Geo. Lathrop, 23 1/2 .....	76 50
Michael Hyland, 27 .....	76 50
Chas. McCormick, 27 .....	67 50
C. B. McKibbin, 27 .....	28 34
A. McLean, 10 .....	197 67
Ferry Marzloff, 28 .....	50 00
J. Denzer, Janitor 30 .....	
	\$4,268 65

SEWER REPAIR FUND.

Holloway & Northington, repair Prospect street sewer.....	\$ 15 00
Jos. Cochrane, repair of sewer at Lowell street	10 00
Thos. Culaane, hack hire.....	5 00
John Hauber, repairing sewers.....	34 50
And charge that Fund.	

NORTH ST. PAUL STREET REPAIR FUND.

Jos. Cochrane, Commissioner, repairs.....	\$167 70
And charge that Fund.	83 00

SOUTH AVENUE REPAIR FUND.

W. D. Oviatt, Commissioner, repairs.....	\$233 78
And charge that Fund.	

MAP, SURVEY AND RECORD FUND.

Cyrus Beardsley, 1 mo. salary to May 1.....	\$250 00
And charge Map, Survey and Record Fund.	

The budget was adopted as follows:

Ayes—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Corning, Smith, Reeves, Connolly, Meyer, Glover, Craig, Stone, Kelly, Gerling, Charters, Stebbins, Naisie, Aikenhead, Parsons—20.	
---	--

Ald. Kelly called up the petition of Edgar Chapman and others, in regard to ball playing on Jones square, and moved that the following portion be referred to a committee of three and the city attorney, viz: That the ground for the said square was deeded to the 9th ward of the city of Rochester, to have and to hold for a public park for the benefit of the residents of the said ward, and that the City Council as Trustees have no right to appropriate it to any other use. Carried.

The last portion of the petition, relating to grievances was, on motion, tabled.

By Ald. Charters—Resolved, That Casper Erback be, and he is hereby granted permission to lay a flag walk in front of his premises, No. 115 Jay street, under the direction of the Improvement Committee and Surveyor, providing he does it within thirty days. Adopted.

By Ald. Gerling—Resolved, That Henry Kundolpa have permission to grade Smith street, under the direction of the City Surveyor and Improvement Committee, according to the prayer of the petition of the tax payers of said street. Adopted.

By Ald. Gerling—Whereas, Complaint is made by owners of lots on east side of Ford street, between Buffalo street and the Erie canal, of great injustice in assessment for sidewalk and railing on bank of the canal; therefore,

Resolved, That the Grievance Committee inquire into the matter of complaint, and report what action is proper for this board to take in regard thereto. Adopted.

By Ald. Gerling—Whereas, John Spiller, a soldier killed in the war owned a lot on the site of the Sta e arsenal, held by contract on which he had made partial payment of purchase, and, as his widow alleges, paid interest and taxes for thirteen years; therefore,

Resolved, That it be referred to the law committee to investigate the case and ascertain what proceedings were taken to dispossess Mrs. Spiller and her children of said lot, and report whether the circumstances of the case warrant any proceedings for the relief of Mrs. Spiller. Mrs. Spiller resides at 22 Mount Hope avenue. Adopted.

By Ald. Gerling—Resolved, That the Street Superintendent be instructed to number West Maple street, from Brown street to the city line; also, all other streets that need numbering.

Ald. Stone moved to table the resolution. Carried.

By Ald. Gerling—Whereas, The proper drainage of certain streets is interrupted by the track of the N. Y. Central and Genesee Valley rail-

Examined and approved,

JOHN LUTES,  
GEORGE G. COOPER,  
HENRY S. HEBARD,  
Police Commissioners.

Rochester, May 1st, 1870.

S. M. Sherman, disbursements.....	\$ 65 65
Union Ice Company, Ice.....	2 13 40
Martin Baron, coal.....	20 00
W. W. Bryan, door mat.....	67 50
And charge that fund.	2 50

LAMP FUND.

J. E. Reley's bill for repairing public lamps for March.....	\$133 20
J. E. Reley's bill for painting and extinguishing lamps.....	725 00
J. E. Reley, repairs kerosene lamps for April.....	133 75
J. E. Reley, lighting and extinguishing lamps for April.....	720 00
Edward McElmon, setting lamp posts.....	75
And charge Lamp Fund.	

roads, causing water ponds and injury to contiguous lots, therefore,

Resolved, That the Sewer Committee cause notice to be given to said railroad companies to cause necessary conduits for carrying off the surface water without unnecessary delay, and in case of their neglect to do so, that said Sewer Committee bring in ordinance for needed drainage of said streets and lots so injured by such stoppage of water.

On motion of Ald. Stone, tabled.

By Ald. Stebbins—Resolved, That the Sewer Committee be requested to cause the Fourth, Seventh and Twelfth wards outlet sewer to be washed out by flushing it when the water is let into the canal, and that the expense thereof be charged to the Sewer Repair Fund. Adopted.

By Ald. Nagle—Resolved, That such residents on St. Joseph street as may desire, have permission to construct flag sidewalks in front of their premises, under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Nagle—Resolved, That the Street Superintendent notify all property owners on Kelly street, between Clinton and Hudson streets; also Saxton street, from Orange to Marine streets; also on Magna street to Lynch street, to repair their walks within ten days; if not he will repair the same and charge the expense to the owners thereof. Adopted.

By Ald. Aikenhead—Resolved, That J. C. Locke have permission to lay a cement walk in front of his premises on Savannah street under direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Aikenhead—Resolved, That the City Surveyor mark the lines of the alley on the west side of Coal street, as laid down in a map of the Galusha tract. Adopted.

By Ald. Parsons—Resolved, That Mary Aikenhead have permission to erect a wooden building on her lot situate on the south side of Tappan street, under the direction of the Fire Marshal. Adopted.

Ald. Parsons presented a petition of T. J. Southworth and others for the closing, and discontinuance of an alley running from Finney street, part way to Scio street. Referred to Committee on Opening and Alteration of streets.

By Ald. Parsons—Resolved, That the street superintendent be, and he is hereby requested to notify property owners on Broadway street to repair their walks in fifteen days, and in case they neglect to comply with said order, that he cause the same to be "reconstructed," and charge owners of property. Adopted.

By Ald. Parsons—Resolved, That His Honor the Mayor be and he hereby is requested to contract with Wm. I. Hanford for the improvement of Whitney street in accordance with his proposal page 217. Adopted.

By Ald. Parsons—Resolved, That the payment of the second instalment of the assessment for Buffalo street improvement be postponed to the 20th day of June next, and that in the meantime the Treasurer give at least five days notice by mail to the several parties assessed for said improvement, of the time herein designated for such payment, and that all parties paying their assessments by that time be exempted from the payment of any fees for the collection of the same.

Ald. Briggs moved its indefinite postponement. Ald. Parsons moved its postponement to next regular meeting. Carried.

The President announced as Committee on Title to Parks—Ald. Kelly, Remington and Parker.

On motion adjourned.

W. F. MORRISON, City Clerk.

**In Common Council, May 17th,  
1876.**

REGULAR MEETING.

The President of the Board, Alderman Ezra R. Andrews presiding.

Present—Aldermen Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Seaburn, Nagle, Mander, Aikenhead, Parsons—27.

Minutes of previous meeting approved as published.

PETITIONS AND CLAIMS.

Ald. Whitcomb presented a petition from Smith, Nathan & Co., asking to exhibit their European Circos on the Falls Field, Monday and Tuesday, June 6th and 7th; table. Bill of Mrs. Caroline Austin; Grievance Committee. Bills of James McGuchon, B. W. Jones, Johnna Yewman, A. Heiser and George Bassian; Poor Committee.

By Ald. Barker—Petition of Charles Lawless; Wood Building Committee.

By Ald. Rogers—Petition of W. C. Dickinson and others for the removal of a slaughter house, situate on the line of the Erie Railway, and within a distance of forty rods south of Clarissa street; Public Health Committee. Petition of M. A. French; Grievance Committee. Bills of M. J. Walsa and others; Street Committee.

By Ald. Remington—Bills of C. L. Wolters and others; Congruent Committee. Petition of Chas. S. Hall and Samuel N. Oot-hout in regard to numbering Scota Water street. Tabled.

By Ald. Herzberger—Bills of Alvah H. Ortno and others. House for idle and Truants Committee.

By Ald. Craig—Bills of John Rauber and Daniel Gatens. Sewer Committee.

By Ald. Relyea—Remonstrances signed by Jos. Buelte and others against improving St. Joseph street, from the N. Y. C. Railroad to Atwater street. Tabled.

By Ald. Meyer—Petition of M. Jones and others. Wood Building Committee. Petition of John McGee. Ald. Meyer moved its reference to the Aldermen of the Tenth ward with power to act.

Ald. Woodruff moved as an amendment, to refer to a special committee of three. Carried.

By Ald. Stone—Bills of James Melvin. Fire Department Committee.

By Ald. Kelly—Petition of Patrick McArdle to erect two houses and two bars. Wood Building Committee with power to act.

Petition of C. B. Woodworth and others in regard to the payment of the second instalment for the Nicholson pavement improvement on Exchange and Buffalo streets. Tabled.

By Ald. Kelly—Resolved, That the payment of the second instalment of the assessment for Buffalo street improvement be postponed to the 20th day of June next, and that in the meantime the Treasurer give at least five days notice in the

manner required by law to the several parties assessed for said improvement of the time herein designated for such payment, and that all parties paying their assessment for said second installment by that time be exempted from the payment of any collector's fees or interest over 7 per cent.

On motion the resolution was laid on the table. Petition of Joseph Faust, to construct a sewer from his premises, 146 Orange street, into the main sewer in said street.

Ald. Kelly moved that the petition be granted, upon the party furnishing the usual bond.—Carried.

Petition of C. D. Page to remove a wood building. Wood building committee, with power to act.

Petition of M. Kondolf and others to construct a box sewer. Sewer committee, with power to act.

Petition of William W. Croft and others for the improvement of Chapin street. Improvement committee, with instructions to bring in an ordinance.

Petition of E. T. Carmichael and others for the construction of a sewer in the alley between Jones avenue and Ambrose street. Referred to the Sewer Committee, with instructions to bring in an ordinance for a twelve-inch pipe sewer in the alley between Jones avenue and Ambrose street.

By Ald. Charters—Bills of John Stuart and others. Police Committee.

By Ald. Stebbins—Petition to erect a wood building on Munger street. Wood Building Committee.

By Ald. Mauder—Petition for the construction of a sewer in Buchan Park. Sewer Committee.

Petition of Jacob Weible and others for a side walk on the south side of Hope street. Improvement Committee.

By Ald. Aikenhead—Bills of Jos. Horton and others. Lamp Committee.

By Ald. Parsons—Petition of A. G. Whitcomb and others for the improvement of Pindell Alley. Improvement Committee.

Remonstrance against the closing of the alley running from Finney street toward Scio street. Committee on opening and alteration of streets.

*To the Honorable the Common Council:*

GENTLEMEN—The undersigned begs leave to represent to your honorable body that she was assessed on \$1,500 personal property in the years 1868 and 1869, on which she has paid a tax of \$127 16, which she is now advised was illegally levied. She had not at that time, nor has she now any personal property liable to taxation in this city. The personal property upon which she was assessed is a mortgage of a little over \$3,000 on a farm in Ogdén, willed to my sons by my first husband, one of whom lives in the State of Illinois, and the other in the town of Ogdén. By the terms of said will the undersigned was only to receive the interest upon said mortgage during her life time. She therefore prays your honorable body to refund to her the amount of said tax paid by her as aforesaid, and your petitioner will ever pray.

Rochester, May 14, 1870. ORPHA WILMOT.

CITY ASSESSOR'S OFFICE,  
Rochester, N. Y., May 14th, 1870. }

*To the Honorable the Common Council:*

The undersigned beg leave to state that from an examination of the facts set forth in the petition of Mrs. Wilmot we believe her statement to

be substantially correct, and had we been advised thereof at the proper time we should not have made the personal assessment referred to.

D. MCKAY,  
E. T. OATLEY,  
Assessors.

Received, filed, and published.

By Ald. Parsons—Resolved, That the City Treasurer be, and he is hereby directed to refund to Orpha Wilmot, one hundred and twenty-seven dollars and sixteen cents, erroneously assessed to her on personal property, and charge the same to account of erroneous assessments.—Adopted by the following vote:

Aldermen Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Kelyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dague, Stebbins, Nagle, Mauder, Aikenhead, Parsons—26.

By Ald. Caring—Petition of Martin Heberger and others, for the extension of Almira street from Lowell street to Gorham street—Committee on opening and alteration of Streets.

Petition of Hermon Langhnecht to erect a wood building—Wood Building Committee.

Ald. Caring presented the final estimate of R. Drausfeld for the construction of the Atkinson street sewer, \$276.60. Sewer Committee.

#### REPORTS OF COMMITTEES.

Ald. Stone, from the Fire Department Committee, reported in favor of Warner Westcott's bill. Finance Committee.

*To the Common Council of the City of Rochester:*

Your committee, to whom was referred the petition of many citizens, asking for an organization of a hose company in the north part of the city, would represent.

That from a careful examination and gathering of views of different firemen, they are satisfied—

First—That the necessity for such an organization does not at present exist.

Second—That the drafts on the Fire Department fund this year will be so great the committee do not feel at liberty to appropriate the sum necessary to equip and maintain another hose company, when not demanded by the actual wants of the Department.

Third—We have not any surplus hose to spare, and if the prayer of the petition was granted, it would lead to the purchase of more than is now contemplated by the committee.

Fourth—The effect on the habits and morals of the young men "running with the machine" would more than balance the real good they could possibly accomplish.

On the other hand, it is reported to the committee, if this Board will grant them an organization they will purchase their own hose cart, if we will supply them with a house to "live in" and furnish other things needed.

That the prayer of so many influential and large tax payers should be granted.

That with the matter of morals the Fire Department Committee have nothing to do, they are to put out fires, not sin.

That many of the factories and mills in that part of the city are supplied with good hydrants and could be made available by this company long before the arrival of the "Fire Brigade" from other parts of the city.

In conclusion, we would say that the only argument of force is the one that when the peo-

ple who pay the taxes demand a reform or a "new thing," this Board should so act.

Impressive as the point is, we cannot see why we should be barred from standing up between an unnecessary waste of money and an organization not just now needed.

All of which is submitted.

N. A. STONE,  
GEO. W. CONNOLLY.

On motion, received, filed and published.

Ald. Stebbins, from the special committee on the extension of Chapin street, reported progress and asked further time. On motion, further time was granted.

Ald. Herzberger, from the Committee on House for Idle and Truant Children, presented the architect's estimate of expense for buildings and appurtenances at \$21,368.01.

By Ald. Herzberger—Resolved, That the Committee on House for Idle and Truant Children are hereby authorized to act in conjunction with the managers of said institution in receiving proposals and letting the contract for the erection of a building or truant house, the estimates of which have been presented to this Board, provided that said contract can be let at a price not to exceed sixteen thousand dollars, and the appurtenances named in the estimate at a price not to exceed six thousand dollars.

Ald. Craig made a motion to table the resolution. Carried.

Ald. Rogers from the Street Committee, reported that the committee considered the box sewer asked for by Mr. Swanton as unnecessary, and would report adversely to the petition.

Ald. Caring moved the adoption of the report. Ald. Craig moved to refer the subject to the Aldermen of the ward, with power to act. Carried.

Ald. Rogers reported in favor of the bills of M. J. Walsh, A. P. Ross, McConnell & Jones, Gibbons & Stone, Horace Hoyt, J. W. McKindley, A. H. Orton, Hiram Wood, and John Quin. On motion referred to Finance Committee.

Ald. Remington from Contingent Committee, reported in favor of the bills of C. F. Wolters, Wadsworth & Williamson; Finance Committee.

Ald. Charters from the Police Committee, reported in favor of the bills of Brown & Williams, William Pedrick, John S. Stuart, Jacob Minges and W. C. Thomas; Finance Committee.

*To the Honorable the Common Council of the City of Rochester:*

GENTLEMEN: Your committee to whom was referred the matter of the Atkinson street sewer would most respectfully submit the following:

We have taken every care to ascertain the facts in regard to the construction of said sewer, as well as the contract awarded for the same, and find that the amount called for in the contract is six hundred and fifty-three dollars and seventy-five cents, including the usual two per cent. for contingent fund.

But your committee further find that the awarding of said contract was based upon a supposition as to the amount of rock excavation which the actual excavation proved to be far too little, and that the contractor was, from necessity, compelled to expend a much larger sum in the construction of the sewer than any one had reason to anticipate—indeed, so much larger that the full estimate of the City Surveyor, to wit, \$1,055, would no more than defray the actual cost of such construction, with the added cost of grading the street.

Your committee, however, are led to believe

that the contractor (Mr. Dransfield) would be satisfied to suffer all loss above the sum of eight hundred and ninety-six dollars and seventy-five cents—and while your committee would, as a rule, avoid the payment of any sum to a contractor, above the price agreed upon—still they can but deem this an exceptional case, and therefore recommend the payment to Mr. Dransfield of such sum as shall amount to eighty-five per cent. of the Surveyor's estimate.

All of which is respectfully submitted.

WM. CARING,  
JAMES H. KELLY,  
G. HERZBERGER,  
Sewer Committee.

On motion accepted and adopted.

Ald. Caring, from the Sewer Committee, reported in favor of the bills of John Rauber, D. Gatens and R. Dransfield. Finance Committee.

Ald. Briggs, from the Committee on the support of the Poor, reported in favor of the bills of B. L. Hovey, John Cline, disbursements; B. L. Hovey, John Cline, salary for February; A. Hefner, Johanna Yawman and Geo. Bastion. Finance Committee.

Ald. Aikenhead, from the Lamp Committee, reported in favor of the bills of M. Golden and Jos. Horton. Finance Committee.

*To the Honorable the Common Council:*

Gentlemen—Your committee to whom was referred the matter of the assessment for sidewalk on Ford street, after having examined the facts in relator, thereto would respectfully recommend that the owners of lots on said street be required to pay 2 per cent. of the estimate in full, as, and for their assessment for said improvement.

JACOB GERLING,  
EDWARD DAGGE,  
W. W. AIKENHEAD.

Ordered received, filed and published.

By Ald. Gerling—Resolved, That the City Treasurer be instructed to receive two per cent. in full, of and for the estimate of such assessment from Catherine de Beis and John Hurdell, and charge over draft to Contingent Fund.—Adopted.

Ald. Kelly, from Committee on Title to Parks, reported progress and asked further time. Granted.

Ald. Stebbins, from the committee to solicit subscriptions and contributions in aid of the sufferers by the Richmond calamity, reported, having caused circulars to be prepared and circulated, that all contributions are to be left with His Honor Mayor Lutes, at his office in the Court House. Accepted.

COMMUNICATIONS.

The President presented a communication from His Honor the Mayor.

MAYOR'S OFFICE,  
ROCHESTER, N. Y., May 17, 1870. }

*To the Hon. Common Council:*

GENTLEMEN:—I herewith transmit to your body an act of the Legislature, passed at its recent session, making an appropriation and otherwise providing for the enlargement and finishing of the State Arsenal in this City.

It will be seen by the 4th section it will be necessary for your body to take certain proceedings in regard thereto to render the act operative. The Adjutant-General of the State desires that such action of the Common Council be taken at an early day, as without it the commissioners have no power to act.

I send you also, a certified copy of the act amending the city charter in respect to organization and power of Police Commissioners.

I deem it my duty to advise the Common Council that Mr. Nehemiah Osborne has entered upon the construction of piers in the river, on what is commonly called "The Starr property," on the south side of the Main street bridge. It is a proper question of inquiry by the Common Council, whether said work will constitute such an obstruction to the flow of the river as will be likely to cause damages to property in time of high water, and in causing backwater to the injury of the mills and other manufacturing buildings situated above the bridge. And it is also a proper matter of inquiry whether the duty is not imposed upon the city authorities by the seventh section of the act of the Legislature, passed May 1, 1865, to take measures to prevent the construction of said piers, as such an obstruction in the bed of the river as said seventh section makes it the imperative duty of the city to prevent.

I respectfully suggest to the Common Council that it is important the city should comply with the requirements of said act of the Legislature to protect the city from responsibility for any damages that may result from obstructions placed in the river.

I have to advise the Common Council that contracts have been executed with the proprietors of the DEMOCRAT and Chronicle papers for the city printing, in conformity with the resolutions of your Board. Respectfully,

JOHN LUTES, Mayor.

Ordered received, filed and published.

#### CHAPTER 324.

AN ACT to amend an act entitled "An act to amend and consolidate the several acts relating to the City of Rochester," passed April eighth, eighteen hundred and sixty-one. Passed April 21, 1870; three-fifths being present.

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

Section 1. Subdivision five of section twelve, of "An act to amend and consolidate the several acts relating to the city of Rochester," passed April eighth, eighteen hundred and sixty-one, as amended by chapter two hundred and ninety-seven, of the laws of eighteen hundred and sixty-five, is hereby amended so as to read as follows:

§ 5. For the purpose of providing a permanent and effective police force, it shall be the duty of said board of police, upon the first day of July in each year or as soon thereafter as may be, to select from among the electors of said city, and unanimously appoint by warrant of appointment, bearing the signature of all three of said commissioners, and to be immediately filed with the city clerk, so many permanent policemen as they may deem necessary, provided that the numbers so holding appointment and in service shall not exceed fifty at any one time, except as hereinafter otherwise specified, and said board shall in like manner also appoint one chief of police, through whom such board may promulgate all rules, regulations and orders to the whole force, and who shall have the immediate direction and control of said force, subject, however, at all times to the rules, regulations and orders of said board, and to the orders of any member thereof, provided that the orders of such single commissioner do not conflict with the rules,

regulations or orders of said board then in effect; and such chief and each policeman appointed in the manner aforesaid may hold his respective office during the term of one year, or until said board, by unanimous vote, shall decide such chief or policemen to be incompetent, and cause his removal by duly appointing in his place some other person, in the manner above provided; but in case of misconduct on the part of such chief or any policeman, then he may be removed by the decision of a majority of said board, as hereinafter provided and in case said board, by reason of disagreement or otherwise, should at any time fail to appoint, in the manner above specified, such chief of police, or necessary policemen, then a majority of such board may nominate and, with the approval of the Common Council by a concurring vote of at least two-thirds of the Aldermen elected, may appoint such chief or policemen, and upon the warrant of appointment thereof duly filed, shall appear the approval of the Common Council properly certified by the clerk, and all such appointments shall have the same effect as if made by the unanimous action of the board in the manner hereinbefore provided.

Section second, subdivision eight of the aforesaid section twelve of said act is hereby amended so as to read as follows:

Eighth—The salary of said chief and policemen shall be determined by the board of police during the month of June in each year, the said board of police in determining the salaries, shall have reference to the amount of money raised by the Common Council for police purposes for the fiscal year. The police commissioners shall annually, and on the first day of May, report to the Common Council the amount of money necessary to pay the current expenses of the Police Department for the ensuing year.

Section 3. This act shall take effect immediately.

*State of New York, Office of the Secretary of State, ss:*

I have compared the preceding with the original law on file in this office, and do hereby certify that the same is a correct transcript therefrom, and of the whole of the said original law.

Given under my hand and seal of office, at the City of Albany, on the thirteenth day of May, in the year one thousand eight hundred and seventy.

D. WILLERS, JR.,  
Dep. Secretary of State.

Received, filed, and ordered published.

#### CHAPTER 442.

AN ACT to provide for the enlargement and finishing of the State Arsenal in the city of Rochester, and for the sale of the premises now occupied by the National Guard in said city and belonging to the State.

Passed April 27th, 1870, three fifths being present.

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

Section 1. The adjutant-general, the inspector-general, and the chief of ordnance are hereby constituted and appointed commissioners to contract for the enlargement and finishing of the State armory in the city of Rochester. They shall cause plans and specifications of said work to be made, and shall contract for the work and materials; such contracts to be made with the person or persons who will do the work and furnish the materials at the lowest bid, and give satisfactory

security for the faithful performance of the contracts.

Section 2.—The said commissioners named in the first section of this act shall file in the office of the comptroller copies of all contracts entered into by them for work and materials, and the payments for the same shall be made by the treasurer on the warrant of the comptroller, and the certificate of the said commissioners approved by the comptroller.

Section 3. Immediately upon the completion of the enlargement and finishing of the said State armory, as herein provided, the organizations of the national guard in the city of Rochester shall occupy the same, and then the commissioners of the land office shall sell the property belonging to the State, now occupied by the said organizations, and so much of the proceeds of such sale shall be paid to Messrs. T. B. and W. Corning and E. H. Hollister, respectively, for the rent which has accrued and may accrue up to the first of April, eighteen hundred and seventy-one, for the premises owned by them and occupied by organizations of the national guard, at the rate of fifteen hundred dollars per annum, to each party, and the balance shall be paid into the treasury to the credit of the general fund.

Section 4. The sum of twenty thousand dollars, or so much thereof as may be necessary, is hereby appropriated for the purposes of this act, out of any moneys in the treasury appropriated or to be appropriated for the support of the national guard; but no contracts shall be made or money paid under the provisions of this act, until after the corporation of the city of Rochester shall by formal resolution or ordinance, cancel all assessments which may have been made upon the said State armory for local improvements, and also close the street running from South street to Clinton street in front of said armory, authority for which closing is hereby given.

Section 5. This act shall take effect immediately.

Filed and published.

CITY CLERK'S OFFICE,  
ROCHESTER, N. Y., May 13, 1870. }

In Board of Health, May 10th, Commissioner Caring made a motion that Gardiner Park be, and is hereby declared a nuisance, and the Common Council is hereby requested to pass an ordinance for the construction of a sewer in Gardiner Park. Carried.

On motion of Commissioner Caring, Caroline street be and is hereby declared in a condition detrimental to the public health, and a nuisance, and the Common Council is hereby requested to pass an ordinance for the construction of a sewer in said Caroline street.

Yours respectfully,

W. F. MORRISON,

Clerk of the Board of Health.

Received, filed and ordered published.

#### ORDINANCES.

##### PLANK WALK ON MEIGS STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a plank walk on Meigs street.

The Common Council of the City of Rochester do ordain and determine as follows:

There shall be constructed a plank sidewalk 6 feet wide on the west side of Meigs street from Monroe avenue to East avenue, and the necessary crosswalks.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands

to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at one thousand two hundred and forty dollars, which estimate was and is hereby approved, the sum of one thousand two hundred and forty dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the west side of Meigs street from Monroe avenue to East avenue, on which above described portion of the city the said sum of one thousand two hundred and forty dollars is hereby ordered to be assessed.

And David McKay, John J. Shaffer, E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion of said city so designated of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose on Saturday, the 26th day of May, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—25.

Nays—Ald. Whitcomb, Relyea, Craig—3.

##### PLANK WALK ON ST. JOSEPH STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a plank walk on the west side of St. Joseph street, from Catherine street to the city line.

The Common Council of the city of Rochester do ordain and determine as follows:

There shall be constructed a plank sidewalk on the west side of St. Joseph street, from Catherine street to the city line, said walk to be 5 feet 4 inches wide.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$2,065, which estimate was and is hereby approved; the sum of \$2,065, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the west side of St. Joseph street from Catherine street to the city line, on which above described portion of the city the said sum of \$2,065 is hereby ordered to be assessed.

And the said Assessors to be assessed for making such improvement, may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, with interest; one-third of the amount, with interest at the rate of seven per cent, per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 26th day of May, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote: All ayes.

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—26.

##### PLANK WALK ON WEBSTER STREET.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a plank walk on Webster street, from Hudson street to North street.

The Common Council of the city of Rochester do ordain and determine as follows: That there shall be constructed a plank walk 4 feet wide on each side of Webster street, from Hudson street to North street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$535, which estimate was and is hereby approved; the sum of \$535, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants.—And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Webster street, from Hudson street to North street, on which above described portion of the city the said sum of \$535 is hereby ordered to be assessed.

And David McKay, John J. Shaffer, E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 20th day of May, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Relyea moved to amend by inserting walk on North side instead of each side.

Lost by the following vote:

Ayes—Ald. Andrews, Relyea, Glover—3.  
Nays—Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dage, Stebbins, Nagel, Mauder, Aikenhead, Parsons—23.

The original ordinance was then passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dage, Stebbins, Nagel, Mauder, Aikenhead, Parsons—25.  
Nays—Ald. Relyea—1.

#### PLANK WALK ON VIENNA STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following: An ordinance to construct a plank walk on Vienna street, from Hudson street to Hanover street.

The Common Council of the City of Rochester do ordain and determine as follows:

There shall be constructed a plank walk, 4 feet wide, on the south side of Vienna street, from Hudson street to Hanover street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at three hundred and eighty dollars, which estimate was and is hereby approved; the sum of three hundred and eighty dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the south side of Vienna street from Hudson street to Hanover street, on which above described portion of the city the said sum of three hundred and eighty dollars is hereby ordered to be assessed.

And David McKay, John J. Shaffer, and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 20th day of May, 1870, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dage, Stebbins, Nagel, Mauder, Aikenhead, Parsons—25.

#### IMPROVEMENT OF SYRACUSE STREET.

On motion of Ald. Parsons, the Board proceeded to

9

hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to improve Syracuse street, from North avenue to Scio street.

The Common Council of the city of Rochester do ordain and determine as follows:

Syracuse street shall be improved from North avenue to Scio street, by grading the roadway and sidewalks, laying a plank walk 4 feet 8 inches wide on each side, and constructing the necessary number of crosswalks.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$1,020, which estimate was and is hereby approved; the sum of \$1,020, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Syracuse street, from North avenue to Scio street, on which above described portion of the city the said sum of \$1,020 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 20th day of May, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Mauder presented a remonstrance signed by John Laging and others, which was read by the Clerk.

The ordinance was passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Craig, Stone, Wilson, Kelly, Charters, Dage, Stebbins, Aikenhead, Parsons—20.

Nays—Ald. Relyea, Woodruff, Gerling, Nagel, Mauder—5.

#### PLANK WALK ACROSS SOUTH AVENUE AT SANFORD STREET.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a plank walk across South avenue at the north line of Sanford street.

The Common Council of the City of Rochester do ordain and determine as follows:

There shall be constructed a plank walk six feet wide across South avenue at the north line of Sanford street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$40, which estimate was and is hereby approved, the sum of \$40 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on north side of Sanford street, from the west line of lot No. 11 on north side of said street to South avenue, and on the west side of South avenue from the north line of lot No. 18 to the north line of Sanford street, on which above described portion of the city the said sum of \$40 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday the 20th day of May, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dage, Stebbins, Nagel, Mauder, Aikenhead, Parsons—25.

#### FLAG WALK ACROSS SOUTH AVENUE AT GREGORY STREET.

On motion of Ald. Parsons, the Board proceeded to



hear allegations in relation to the improvement described in the Ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a flag walk across South avenue at the north line of Gregory street.

The Common Council of the city of Rochester do ordain and determine as follows:

There shall be constructed a flag crosswalk across South avenue at the north line of Gregory street, said crosswalk to be 5 feet wide.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at one hundred and seven dollars, which estimate was and is hereby approved; the sum of one hundred and seven dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the north side of Gregory street and Grand street, from Ashland street to Whalen street, and on each side of South avenue from the north line of lots 91 and 93 to the north line of Gregory street, on which above described portion of the city the said sum of one hundred and seven dollars is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 20th day of May, 1870, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Wait, Remington, Herzberger, Relyea, Meyer, Glover, Wilson, Woodruff, Charters, Dagg, Stebbins, Nagel, Mauder, Aikenhead, Parsons—26.

#### PLANK WALK ACROSS SOUTH AVENUE AT CYPRESS STREET

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a plank walk across South avenue at the north line of Cypress street.

The Common Council of the City of Rochester do ordain and determine as follows:

There shall be constructed a plank walk six feet wide across South avenue at the north line of Cypress street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor under the direction of this Board, having made an estimate of such expense, and reported the same at \$40, which estimate was and is hereby approved, the sum of \$40, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the north side of Cypress street, from the west line of lot 25 to South avenue, and on the west line of South avenue from the north line of lot 52 to the north line of Cypress street, on which described portion of the city the said sum of \$40 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 20th day of May, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagg, Stebbins, Nagel, Mauder, Aikenhead, Parsons—27.

#### PLANK WALK ON HOELTZER STREET.

Ald. Parsons presented the final ordinance for a plank walk on Hoeltzer street, and moved its postponement to next regular meeting. Carried.

#### PLANK WALK ON RHINE STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet 8 inches wide on each side of Rhine street from Hanover street to Hudson street. Adopted.

The Surveyor submitted as such estimate, \$853.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The construction of a plank walk 4 feet 8 inches wide on each side of Rhine street, from Hanover street to Hudson street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$853, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Rhine street, from Hanover street to Hudson street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 31st, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagg, Stebbins, Nagel, Mauder, Aikenhead, Parsons—27.

#### PLANK WALKS ON JAY AND MAGNE STREETS.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 6 feet wide on the north side of Jay street and on the east side of Magne street, from the Erie Canal to Smith street. Adopted.

The Surveyor submitted as such estimate, \$519.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The construction of a plank walk 6 feet wide on the north side of Jay street and on the east side of Magne street, from the Erie Canal to Smith street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$519, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the north side of Jay street and on the east side of Magne street, from the Erie Canal to Smith street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 31st, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagg, Stebbins, Nagel, Mauder, Aikenhead, Parsons—26.

Nays—Ald. Barker—1.

#### PLANK WALK ON COBB STREET.

Ald. Parsons presented the first ordinance for a plank walk on each side of Cobb street, from Alexander street to Averill street.

Ald. Glover moved to postpone to next regular meeting. Carried.

#### DRAPER AND MILO STREETS IMPROVEMENT.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Draper and Milo streets, from North street to North avenue, by grading the roadway and sidewalks, and laying a plank walk 4 feet wide on each side thereof, with the necessary crosswalks. Adopted.

The Surveyor submitted as such estimate, \$1,941.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The improvement of Draper and Milo streets, from North street to North avenue, by grading the roadway and sidewalks, and laying a plank walk 4 feet wide on each side thereof, with the necessary crosswalks.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,941, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Draper and Milo streets, from North street to North avenue.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said im-

improvement, are required to attend the Common Council, on Tuesday evening, May the 31st, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—27.

#### IMPROVEMENT OF SCIO STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Scio street, from the south line of the N. Y. C. R. R. to German street, by grading the roadway and sidewalks and laying a plank walk 4 feet 8 inches wide on each side thereof, with the necessary crosswalks.—Adopted.

The Surveyor submitted as such estimate \$3,224.  
By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The improvement of Scio street, from the south line of the N. Y. C. R. R. to German street, by grading the roadway and sidewalks and laying a plank walk 4 feet 8 inches wide on each side of the street, with the necessary crosswalks.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$3,224, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Scio street, from the south line of the N. Y. C. R. R. property to German-st.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 31st, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—27.

#### STONE CROSSWALK ON SOUTH AVENUE AT COMFORT ST.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone crosswalk, 5 feet wide, across South avenue at the south line of Comfort street. Adopted.

The Surveyor submitted as such estimate \$107.  
By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The construction of a stone crosswalk, 5 feet wide, across South avenue at the south line of Comfort street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$107, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the south side of Comfort street, from the west line of lot No. 1, section L, to the east line of lot No. 1, section N, in the Williams tract. Also on each side of South avenue, from the south line of Comfort street to the south line of lots 5 and 15, in sections L and M, in the Williams tract.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 31st, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—26.  
Nays—Ald. Glover—1.

#### REYNOLDS AND MAGNOLIA STREETS ASSESSMENT ROLLS.

Ald. Craig moved that the Council confirm Reynolds street Assessment Roll.

Ald. Stone made a motion to indefinitely postpone the

Reynolds street Assessment Roll, which motion prevailed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Rogers, Remington, Herzberger, Caring, Stone, Kelly, Dagge, Stebbins, Aikenhead, Parsons—14.  
Nays—Andrews, Smith, Relyea, Connolly, Meyer, Glover, Craig, Wilson, Woodruff, Gerling, Charters, Nagel, Mauder—13.

Ald. Stone moved to indefinitely postpone Magnolia street Assessment Roll. Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Rogers, Remington, Herzberger, Caring, Smith, Stone, Kelly, Gerling, Dagge, Stebbins, Nagel, Aikenhead, Parsons—17.

Nays—Ald. Andrews, Relyea, Connolly, Meyer, Glover, Craig, Wilson, Woodruff, Charters, Mauder—10.

#### FLAG WALK ACROSS SOUTH AVENUE AT MUNGER STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:  
An ordinance to construct a walk across South avenue at the north line of Munger street.

And the Common Council of the city of Rochester do ordain and determine as follows:

There shall be constructed a flag walk across South avenue at the north line of Munger street, said walk to be 5 feet wide. Also a flag walk, 5 feet wide, across South avenue, at the south line of Munger street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$214, which estimate was and is hereby approved; the sum of \$214, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Munger street, from Ashland street to the west line of the Cayuga tract, and on each side of South avenue from a point 150 feet north of Munger street to a point 150 feet south of said street, on which above described portion of the city the said sum of \$214 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 20th day of May, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—27.

#### SEWER IN NELSON STREET.

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a stone sewer in Nelson street, from the sewer in Cayuga street to Caroline street.

The Common Council of the city of Rochester do ordain and determine as follows:

There shall be constructed a stone sewer, 2 feet by 2 feet, in Nelson street, from the sewer in Cayuga street to a point 25 feet north of the south line of lots Nos. 116 and 207, in the Gregory tract.

And the whole expense shall be defrayed by assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at four thousand dollars, which estimate was and is hereby approved; the sum of four thousand dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement, is described as follows:

One tier of lots on each side of Nelson street from Cayuga street to the south line of lots No. 116 and 207, in the Gregory tract, on which above described portion of the city the said sum of four thousand dollars is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to

them individually, pay their assessments in three equal payments, as follows: One third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent, per annum within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 20th day of May, 1870, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Stebbins moved that the estimate be decreased to \$3,000, the sewer to be constructed from the sewer in Cayuga street to Caroline street. Property to be assessed, one tier of lots on each side of Nelson street from Cayuga to Caroline street. Carried.

The ordinance as amended was then passed by the following vote:

Ayes—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Meyer, Glover, Stone, Wilson, Woodruff, Charters, Dague, Stebbins, Aikenhead, Parsons—15.  
Nays—Ald. Barker, Wait, Caring, Connolly, Craig, Kelly, Nagel, Mauder—8.

#### PIPE SEWER IN THOMPSON STREET.

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a sewer in Thompson street, from the sewer in Lyell street to a point 25 feet north of the north line of Jones avenue.

The Common Council of the City of Rochester do ordain and determine as follows:

There shall be constructed a pipe sewer, 12 inches in diameter, in Thompson street, from the sewer in Lyell street to a point 25 feet north of the north line of Jones avenue.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$525, which estimate was and hereby approved; the sum of \$525, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Thompson street, from Lyell street to Jones avenue, on which the described portion of the city the said sum of \$525 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 20th day of May, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Kelly moved that the ordinance be amended to read to a point 25 feet south of the south line of Jones avenue. Carried.

The ordinance as amended was then passed by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Charters, Gerling, Dague, Stebbins, Nagel, Mauder, Aikenhead, Parsons—24.

#### STONE SEWER IN NORTH CLINTON STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer, 2 feet by 2 feet, in North Clinton street, from the Scranton street sewer at Hoeltzer-st. to Elizabeth Place. Adopted.

The Surveyor submitted as such estimate, \$1,827.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of stone sewer 2 feet by 2 feet, in North Clinton street, from the Scranton street sewer at Hoeltzer street to Elizabeth Place.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole ex-

pense thereof, and reported the same at \$1,827, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Clinton street, from Hoeltzer street to Elizabeth Place; also on each side of Oakman street, from Hawkins street to Clinton street; also on each side of Elizabeth Place its entire length; also on each side of Sellinger street, from St. Joseph street to Clinton street; also on each side of St. Joseph street, from a point 10 feet north of Catherine street to Hoeltzer street; and also on each side of Herman-st., from a point 100 feet west of Hudson street to St. Joseph street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 31st, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dague, Stebbins, Nagel, Mauder, Aikenhead, Parsons—24.

Ald. Caring presented the final ordinance for a stone sewer in North Fitzhugh street.

Ald. Mauder moved to postpone to second regular meeting in June. Carried.

Ald. Stone moved to amend amendment to postpone further action four weeks. Carried.

#### STONE SEWER IN TREMONT STREET.

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a stone sewer in Tremont street, from the sewer in Caledonia avenue to the west line of lots Nos. 233 and 195.

The Common Council of the city of Rochester do ordain and determine as follows:

There shall be constructed a stone sewer 1½ feet by 2 feet in Tremont street, from the sewer in Caledonia avenue to the west line of lots Nos. 233 and 195.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at six hundred and eighty-three dollars, which estimate was and is hereby approved; the sum of \$683 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Tremont street, from Caledonia avenue to the west line of lots Nos. 233 and 195, on which above described portion of the city the said sum of six hundred and eighty-three dollars is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 20th day of May, 1870, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dague, Stebbins, Aikenhead, Parsons—24.

#### PIPE SEWER IN COLE STREET.

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a sewer in Cole street, from the sewer in Lowell street to a point 150 feet north of the north line of Gorham street.

The Common Council of the city of Rochester do ordain and determine as follows:

There shall be constructed a pipe sewer, 12 inches in diameter, in Cole street, from the sewer in Lowell street to a point 150 feet north of the north line of Gorham street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor,

under the direction of this Board, having made an estimate of such expense, and reported the same at \$1,336, which estimate was and is hereby approved; the sum of \$1,336, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Cole street, from Lowell street to the south line of lots 31 and 15, of which above described portion of the city the said sum of \$1,336 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 20th day of May, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

**Ayes**—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dage, Stebbins, Nagel, Mauder, Aikenhead, Parsons—26.

Ald. Kelly moved to suspend the rule to adjourn at 11 o'clock. Carried by the following vote:

**Ayes**—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dage, Stebbins, Nagel, Parsons—24.

**Nays**—Ald. Glover, Mauder, Aikenhead, Parsons—3.

#### PIPE SEWER IN VINE STREET.

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a sewer in Vine street, from the sewer in Union street to a point 115 feet east of the east line of East street.

The Common Council of the City of Rochester do ordain and determine as follows:

There shall be constructed a pipe sewer, 9 inches in diameter, in Vine street, from the sewer in Union street to a point 115 feet east of the east line of East street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$400, which estimate was and is hereby approved, the sum of \$400, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And that portion of said city which the Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Vine street, from Union street to a point 115 feet east of the east line of East street, on which above described portion of the city the said sum of \$400 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 20th day of May, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

**Passed by the following vote:**  
**Ayes**—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dage, Stebbins, Nagel, Aikenhead, Parsons—24.

#### PIPE SEWER IN UNION STREET.

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a sewer in Union street, from the end of the sewer in Union street to a point 126 feet south of the north line of George street.

The Common Council of the City of Rochester do ordain and determine as follows:

There shall be constructed a pipe sewer 12 inches in diameter in Union street, from the end of the sewer in Union street near the north line of George street to a point 126 feet south of the north line of George street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$232, which estimate was and is hereby approved; the sum of \$232, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Union street, from George street to the south line of lots owned by Stephen Wood, on which above described portion of the city the said sum of \$232 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 20th day of May, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

**Passed by the following vote:**  
**Ayes**—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dage, Stebbins, Aikenhead, Parsons—23.

#### SEWER IN TREMONT STREET.

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Craig submitted the following:

An ordinance to construct a sewer in Tremont street, from the Genesee Valley Canal to a point 25 feet east of the east line of Francis street.

The Common Council of the city of Rochester do ordain and determine as follows:

There shall be constructed a stone sewer, 2 feet by 2 feet, in Tremont street, from the Genesee Valley canal to a point 25 feet east of the east line of Francis street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at a six thousand two hundred and twenty-two dollars, which estimate was and is hereby approved; the sum of six thousand two hundred and twenty-two dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Tremont street, from the Genesee Valley Canal to Francis street, on which above described portion of the city the said sum of six thousand two hundred and twenty-two dollars is hereby ordered to be assessed.

And the tax payers to be assessed for making such improvement, may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of said roll.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 20th day of May, 1870, at nine o'clock in the forenoon, at the office of the City Clerk.

**Passed by the following vote:**  
**Ayes**—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dage, Stebbins, Aikenhead, Parsons—23.

By Ald. Whitcomb—Resolved, That Messrs. Smith, Nathans & Co., be and are hereby granted permission to exhibit their European circus on the Falls Field, Monday and Tuesday, June 6th

and 7th, 1870, by the payment into the Treasury, the sum of \$50.

Ald. Stone moved to amend by making the amount \$50 per day. Lost by the following vote: Ayes—Ald. Andrews, Rogers, Remington, Herzberger, Connolly, Stone, Stebbins—7.

Nays—Ald. Briggs, Whitcomb, Caring, Smith, Relyea, Meyer, Glover, Craig, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Aikenhead, Parsons—16.

Ald. Remington made a motion that the amount be \$35 per day. Lost by the following vote:

Ayes—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Connolly, Meyer, Craig, Stone, Gerling—10.

Nays—Ald. Whitcomb, Caring, Smith, Relyea, Glover, Wilson, Kelly, Woodruff, Charters, Dagge, Stebbins, Aikenhead, Parsons—13

The original resolution of Ald. Whitcomb was then taken and carried.

#### COMMUNICATIONS.

HEADQUARTERS O'ROUKE POST No. 1 G. A. R. }  
ROCHESTER, N. Y., May 12, 70. }

To the Honorable the Common Council of the City of Rochester:

GENTLEMEN—Having determined—as customary and most fitting—to pay tribute to the memory of our deceased comrades of the army, on Monday, the 30th day of May, 1870, at 1 P. M., by strewing their graves with flowers, we most respectfully invite your honorable body to join us on that day in visiting the cemeteries of Mt. Hope, the Pinnacle and St. Joseph. We respectfully ask to be advised of your decision by Wednesday next.

We have the honor to remain, very respectfully, your obedient servants.

J. S. GRAHAM,  
GEO. W. CONNOLLY,  
J. A. REYNOLDS,  
Com. on Invitation.

Received, filed and published.

By Ald. Stebbins—Resolved, That the City Treasurer is hereby authorized to pay to the finance committee of O'Rourke Post, No. 1, G. A. R. (Henry Hamilton, Charles J. Powers and James S. Graham), the sum of four hundred dollars, to be used for the purpose of defraying the expenses to be incurred in carrying out the ceremonies usually observed on Decoration Day, May 30th, and charge the same to the contingent fund.

Ald. Caring moved to make the sum \$200.

Ald. Stone moved that the whole subject be laid on the table till next regular meeting. Lost.

Ald. Caring withdrew his amendment.

Ald. Stebbins's resolution was then adopted by the following vote:

Ayes—Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Aikenhead and Parsons—23.

Ald. Rogers gave notice that at the proper time he would offer an amendment to the rules of this Board.

Ald. Kelly moved to adjourn to Thursday evening next. Lost by the following vote.

Ayes—Ald. Andrews, Caring, Smith, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Nagel, Aikenhead—12.

Nays—Ald. Briggs, Whitcomb, Rogers, Remington, Herzberger, Relyea, Connolly, Meyer, Glover, Craig, Mauder, Parsons—12.

On motion adjourned to Wednesday evening at 7½ o'clock. W. F. MORRISON, City Clerk.

## In Common Council, May 18th, 1870.

### ADJOURNED MEETING.

President, Ald. Ezra R. Andrews, presiding Present—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—26.

Absent—Ald. Barker, Stebbins—2.

### ORDINANCES.

#### OPENING A STREET FROM MT. HOPE AVENUE TO THE RIVER.

On motion of Ald. Wilson, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Wilson submitted the following:

An ordinance to open a street from Mt. Hope avenue to the Genesee River.

The Common Council of the city of Rochester do ordain and determine as follows:

There shall be opened a street forty (40) feet wide, from Mt. Hope avenue, opposite Hamilton avenue, to the Genesee river, and that the following described lands are necessary to be taken for said opening: Beginning at a point in the west line of Mt. Hope avenue 151 feet north of the north line of lands owned by Alexander McWhorter; thence westerly at right angles to Mt. Hope avenue to the Genesee river; thence northerly along the east side of said river 40 feet; thence easterly parallel to the first described line and 40 feet distant therefrom at right angles to the west line of Mt. Hope avenue; thence southerly along the west line of Mt. Hope avenue to the place of beginning.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$50, which estimate was and is hereby approved; the sum of \$50, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of the street to be opened, from Mt. Hope avenue to the Genesee river, on which above described portion of the city the said sum of \$50 is hereby ordered to be assessed.

And David McKay, John J. Shafter and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 20th day of May, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Gerling, Charters, Dagge, Nagel, Aikenhead—17.

#### OPENING OF AN ALLEY FROM CANAL STREET TO LITCHFIELD STREET.

Ald. Wilson presented the final ordinance for opening an alley from Canal street to Litchfield street, and moved to postpone the ordinance to next regular meeting. Carried.

#### WIDENING OF SELLINGER STREET.

On motion of Ald. Wilson, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Wilson submitted the following:

An ordinance to widen Sellinger street.

The Common Council of the city of Rochester do ordain and determine as follows:

Sellinger street shall be widened 2 feet on each side from Clinton street to St. Joseph street, and the following described property is deemed necessary to be taken for said improvement, viz:

Beginning in the west line of St. Joseph street at its intersection with the south line of Sellinger street; thence southerly along the west line of St. Joseph street two feet; thence westerly on a line parallel with Sellinger street and two feet on a line parallel with Clinton street; thence northerly on the east line of Clinton street to Sellinger street; thence easterly along the south line of Sellinger street to the place of beginning. Also, beginning in the west line of St. Joseph street at its intersection with the north line of Sellinger street; thence northerly along the west line of St. Joseph street two feet; thence westerly on a line parallel with the north line of Sellinger street and two feet distant therefrom, to Clinton street; thence southerly along the east line of Clinton street to Sellinger street; thence easterly along the north line of Sellinger street to the place of beginning.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited the eby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$400, which estimate was and is hereby approved: the sum of \$400, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Sellinger street from Clinton street to St. Joseph street, on which above described portion of the city the said sum of \$400 is hereby to be assessed.

And David McKay, John J. Shaffer and E. T. O'Leary, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 20th day of May, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Andrews, Rogers, Herzberger, Belyea, Connolly, Meyer, Glover, Cragg, Stone, Wilson, Kelly, Gerling, Charters, Dazge, Nagel, Aikenhead, Parsons—18

#### REPORT OF THE COMMISSIONERS ON THE WIDENING OF RAILROAD ALLEY.

Ald. Wilson presented the following:

##### SUPREME COURT,

In the matter of widening Railroad Alley, in the City of Rochester.

To the Common Council of the City of Rochester.

The undersigned Commissioners, duly appointed by this Court, to inquire into and determine what damage and compensation the owner or owners of the lands to be taken for the widening of Railroad Alley, pursuant to the ordinance passed for that purpose, are entitled to, do hereby report as follows:

That immediately after their appointment they took the oath of office required by the Charter, and then gave public notice by a notice published daily for ten days in the Rochester *Daily Union & Advertiser*, that being the official paper for the city, of the time when, and the place where, the said Commissioners should meet to enter upon their duties. That pursuant to the said notice the said Commissioners met, and at once proceeded to, and did view all the land and premises proposed to be taken in the premises; that they have been attended by parties interested and by counsel—having taken testimony and heard allegations concerning the value of the land and the damages which the several owners and occupants would sustain by reason of taking the proposed land, and after hearing said parties and viewing the land and premises do hereby report the damages and compensation which the several owners and occupants will be entitled to, in consequence of the taking of the land aforesaid.

First—We do certify and report that all the land proposed to be taken for the extension of Railroad Alley, from Saxton street to Railroad

Alley, and lying north of the lots fronting on Brown street, is owned by Geo. A. Wilkins, in fee, and clear of all liens and encumbrances, and is described as follows: A strip of land bounded on the northerly side by the northerly line of Railroad alley extended in a direct line to Saxton street; thence along the westerly line of Saxton street to the north line of lot ninety-seven which fronts on Brown street; thence along the north line of ninety-seven westerly to a point where the present south line of Railroad alley, if extended easterly, would strike thence westerly on the south line of the said alley so extended to the present railroad alley in the angle. The owner of these premises resides in the city of Rochester.

We do estimate and determine the whole damages or compensation which the said George A. Wilkins is entitled to for the above described land and premises proposed to be taken at the sum of three hundred dollars.

Second—We do further certify and report that Michael Dingler, who resides in the city of Rochester, is the owner in fee of forty-nine and one half feet in front on Brown street and running back of equal width to the present south line of said alley so extended and to the south line of the premises hereinbefore lastly described; that the said piece of land is composed of thirty feet and one half off from the westerly side of lot ninety-seven, and seventeen feet in width off from the easterly side of lot ninety-six; that the proposed improvement takes a triangular piece of land from the northeast corner of said Dingler's premises, and for a more particular description of the same, reference is hereby made to the map prepared in pursuance of this ordinance and a copy of which will be filed with this report in the Clerk's office of Monroe County.

We do estimate and determine the whole damages and compensation which the said Dingler is entitled to for that portion of his premises proposed to be taken at the sum of twenty dollars.

Third—We do further certify and report that Mrs. Julia Hook is the owner in fee of forty-nine feet in width, off from the westerly side of lot ninety-six, and running from Brown street to the present south line of said alley as extended; that the proposed improvement will take a strip of land from the north end of her premises, seventeen feet in width, and being forty-nine feet in length. The said Mrs. Hook occupies these premises and resides in the city of Rochester, and the same are free and clear of all liens and incumbrances.

We do estimate and determine the damages and compensation which the said Julia Hook is entitled to, for the land and premises proposed to be taken from her and above described, at the sum of twenty-eight dollars.

Fourth—We do further certify and report that Mr. Viet Wick, who resides in the city of Rochester, is the occupant and owner in fee of lot number ninety-five, fronting on Brown street, and the proposed improvement will take a strip sixty-six feet in length and seventeen feet in width off from the north end of said lot ninety-five. The same is free and clear of all incumbrances.

We do estimate and determine the damages and compensation which the said Viet Wick is entitled to therefor, at the sum of forty dollars.

Fifth—We do further certify and report that Mrs. Sarah McQuinlan, who resides in the city of Rochester, is the owner in fee and occupant of thirty-three feet in width on the easterly side of

lot ninety-four, on Brown street, and the proposed improvement will take off from the north end of her premises, a strip of land seventeen feet wide. The same is clear of liens and encumbrances.

We do estimate and determine the damages and compensation which the said Sarah McQuillen is entitled to therefor at the sum of twenty-five dollars.

Sixth—We do further certify and report that Peter Mathias, who resides in the city of Rochester, is occupant and owner in fee of thirty-three feet in width off from the westerly side of said lot ninety-four, and that said improvement will take off from the rear end of his premises a strip seventeen feet wide, the entire length, and that the same is free and clear of all encumbrances.

We do estimate and determine the damages and compensation which the said Peter Mathias is entitled to therefor at the sum of twenty-five dollars.

Seventh—We do further certify and report that Louis Hoff and Margaret Hoff his wife, who reside in the city of Rochester, are the occupants and owners in fee of lot number ninety-three, and the east one third of lot number ninety, being eighty-eight feet in front on Brown street, and running back of equal width to the present south line of said alley—that the said improvement will take a strip of land off from the north end of their premises, seventeen feet wide and eighty-eight feet long—upon their whole premises there is an outstanding mortgage to the Rochester Savings Bank of—

We do estimate and determine the damages and compensation which the said Louis and Margaret Hoff are entitled to therefor at the sum of seventy-five dollars.

Eighth—We do further certify and report that Mathias Hertel, who resides in the city of Rochester, is the occupant and owner in fee of forty-four feet in width on the west side of lot number ninety-two on Brown street: that the said improvement will take a strip of land seventeen feet wide off the rear or north end of said premises.

We do estimate and determine the damages and compensation which the said Mathias Hertel is entitled to therefor at the sum of \$33.33.

Ninth—We do further certify and report that Mrs. Catharine Dennis, who resides in the city of Rochester, is the occupant and owner in fee of thirty-three feet in width on the east side of lot number ninety-one on Brown street, the same being free and clear of all encumbrances, that said improvement will take off from the north end of said premises a strip of land seventeen feet wide by thirty-three in length.

We do estimate and determine the compensation which the said Catharine Dennis is entitled to therefor, at the sum of \$25.00

Tenth—We do further certify and report that Henry Beachtold, who resides in the city of Rochester, is the owner and occupant of thirty-three feet in width on the west side of said lot number ninety-one, and the said improvement will take a strip of land off from the north end of his said premises seventeen feet wide and thirty-three feet long.

We do estimate and determine the damages and compensation which the said Henry Beachtold is entitled to therefor at the sum of \$25.00.

Eleventh—We do further certify and report that Henry Merlau, who resides in the city of Rochester, is the occupant and owner in fee of

lot number ninety on Brown street, that the said improvement will take a strip of land from the south end of his premises seventeen feet wide and sixty-six feet long.

We do estimate and determine the damages and compensation which the said Henry Merlau is entitled to therefor, at the sum of fifty dollars.

Twelfth—We do further certify and report that George B. Wilkins, who resides in the city of Rochester, is the owner of the northeast quarter of lot number eighty-nine, on Brown street the said quarter lot being thirty-three feet front on Railroad Alley, and running back of equal width one-half the distance to Brown street; that said improvement will take a strip of land from the north end of this lot, seventeen feet wide and thirty-three feet long; the same is free and clear of all encumbrances.

We do estimate and determine the damages and compensation which the said George A. Wilkins will be entitled to therefor at the sum of twenty-five dollars.

Thirteenth—We do further certify and report that Nicholas Masch, who resides in the city of Rochester, is the owner in fee and occupant of the west one-half of lot number eighty-nine, on Brown street, and that the said improvement will take from the north end of his said lot a strip of land seventeen feet wide and thirty-three feet in length.

We do estimate and determine the damages and compensation which the said Nicholas Masch is entitled to therefor at the sum of twenty-five dollars.

Fourteenth—We do further certify and report that Sophia Scrivens, who resides in the city of Rochester, is the occupant and owner in fee of the east one-half of lot number eighty-eight on Brown street; that the same is free and clear of all liens and encumbrances; that the said improvement will take from the north end of her lot a strip of land seventeen feet wide and thirty-three feet long.

And we do determine and estimate the damages and compensation which the said Sophia Scrivens is entitled to therefor at the sum of \$25.

Fifteenth—We do further certify and report that Peter Frick who resides in the city of Rochester, is the occupant and owner in fee of the west one-half of lot number eighty-eight, that the said improvement will take a strip of land seventeen feet wide and thirty-three feet long, from the rear end of his said premises, and we estimate and determine the damages and compensation which the said Peter Frick is entitled to therefor at the sum of \$25.

Sixteenth—We do further certify and report that Frederick Hertel who resides in the city of Rochester, is the occupant and owner in fee, and clear of all encumbrances, of lot number eighty-seven on Brown street, and that the said improvement will take a strip of land from the rear of said lot seventeen feet wide and sixty-six feet long, and we do estimate and determine the damages and compensation which the said Fred. Hertel is entitled to therefor, at the sum of \$75.

Seventeenth—We do further certify and report that the New York Central Railroad Company is the occupant and owner of lots numbers eighty-six, eighty-five and eighty-four on Brown street aforesaid, free of all encumbrances; that the said improvement will take a strip of land seventeen feet wide and one hundred and ninety-eight feet long, and we do estimate and determine the damages and compensation which the said New York Central Railroad Company is entitled to therefor at the sum of \$140.

Eighteenth—We do further certify and report that C. V. Jeffrey, who resides in the city of Rochester, is the owner by contract from Lyman Granger, of lot No. 83, on Brown street; that this improvement will take a strip of land off from the rear end of said lot, seventeen feet wide and sixty feet long; and we do estimate the compensation and damages which the said C. V. Jeffrey is entitled to therefor at the sum of forty dollars.

Nineteenth—We do further certify and report that William Simpson, who resides in the city of Rochester, is the occupant and owner in fee of lots Nos. 82, 81, 80, 79 and 78, on Brown street aforesaid, free of all encumbrances; that the said improvement will take a strip of land from the rear end of the above described lots seventeen feet wide and three hundred and thirty feet long, and we do estimate and determine the damages and compensation which the said William Simpson is entitled to therefor at the sum of two hundred dollars.

Twentieth—We do further certify and report that James Conway, who resides in the city of Rochester, is the owner in fee, and clear of all encumbrances, of lot No. 77, on Brown street aforesaid; that the said improvement will take from the rear of this lot a strip of land seventeen feet wide and sixty-six feet long, and we do estimate and determine the damages and compensation which the said James Conway is entitled to therefor at the sum of forty dollars.

Twenty-first—We do further certify and report that Amos Bronson, who resides in the city of Rochester, is the owner in fee and clear of all liens, of lot No. 76, on Brown street aforesaid, that the said improvement will take from the rear end of said lot a strip of land seventeen feet wide by sixty-six feet long. We do estimate and determine the damages and compensation which the said Amos Bronson is entitled to therefor, at the sum of forty dollars.

Twenty-second.—We do further certify and report that Dr. J. W. Casey, who resides in the city of Rochester, is the owner in fee of lots seventy-five and seventy-four on Brown street aforesaid, that the said improvement will take from the rear of said lots a strip of land seventeen feet wide and one hundred and thirty-two feet long.

And we do determine and estimate the damages and compensation which the said J. W. Casey is entitled to therefor, at the sum of eighty dollars. Michael O'Brien holds mortgage on lot 74, for \$350. He resides at Lowell, Mass.

Twenty-third.—We do further certify and report that William Simpson, above named, is the owner in fee and clear of all encumbrances, of lot number seventy-three, on Brown street aforesaid, that said improvement will take from the rear end of said lot, a strip of land seventeen feet wide and sixty-six feet long.

And we do estimate and determine the damages and compensation which the said William Simpson is entitled to therefor, at the sum of forty dollars.

Twenty-fourth.—We do further certify and report that George Ruby is the occupant and owner of lot number seventy-one, on Buffalo street, clear of all encumbrances, except a mortgage to O. N. Wilcox, for two hundred and fifty dollars; that said improvement will take from the rear of said lot a strip of land thirteen feet wide and about sixty feet long. We do estimate and determine the damages and compensation

which the said George Ruby is entitled to therefor at the sum of thirty-five dollars.

Twenty-fifth—We do further certify and report that August Miller, who resides in Rochester, owns the east one-half of lot number seventy, on Buffalo street—that there is a mortgage of \$500 on the same to John H. Jeffries—this is all the encumbrance on the half lot—that this improvement will take a strip of land thirteen feet wide by thirty-three feet long, from the rear of said premises.

We do estimate and determine the damages and compensation which the said Miller is entitled to therefor, at the sum of seventeen dollars and fifty cents.

Twenty-sixth—We do further certify and report that John Fairwick, who resides in the city of Rochester, is the owner in fee of the west one-half of lot number seventy on West avenue—that the improvement will take from the rear of his lot a strip of land thirteen feet wide by thirty-three feet long.

We do estimate and determine the damages and compensation which the said John Fairwick is entitled to therefor at the sum of seventeen dollars and fifty cents.

Twenty-seventh—We do further certify and report that the heirs of Patrick Grehan, to wit, James and Mary, are the owners in fee, by will, subject to use thereof to their mother, Catherine Grehan, of lot thirty-nine, being on the corner of West avenue and York street—that there is a mortgage on the same to the Rochester Savings Bank of \$300. That said improvement will take a strip of land from the rear of this property thirteen feet wide.

We do estimate and determine the damage and compensation which the said heirs and widow are entitled to therefor at the sum of twenty dollars.

Twenty eighth—We do further certify and report that William Simpson, above named, is the owner in fee, and free of all encumbrances, of lots numbers forty and forty-one, on the east side of York street, as designated on the map annexed to this report, and filed with it in the County Clerk's office, that said improvement will take from the southerly side of said lots a strip of land thirty-seven feet wide, on York street, and running easterly of equal width to the angle, and from thence easterly to the present line of Railroad Alley, a strip of land thirty-three feet wide, as appears by the map or profile aforesaid.

We do estimate and determine the damages and compensation which the said William Simpson is entitled to therefor, at the sum of two hundred and seventy-five dollars.

The undersigned beg leave to refer to the said map, which will be attached to and filed with this report in the clerk's office of Monroe county, for a more particular description of the premises herein described, and also describing the present lines of Railroad Alley.

All of which is respectfully submitted.

JOHN M'CONVILL,  
AMBROSE CRAM,  
SAMUEL BROWN,  
Commissioners.

Ald Wilson moved that the report be received, filed and published, and that the next regular meeting be fixed when appeals therefrom will be heard. Carried.



REPORT OF COMMISSIONERS ON THE WIDENING AND EXTENSION OF YORK STREET.

Ald. Wilson presented the following:  
**SUPREME COURT.**—In the matter of the widening and extension of York street, in the city of Rochester.

To the Common Council of the City of Rochester:  
 The undersigned commissioners, duly appointed by the court to inquire into and to determine what damages and compensation the owner or owners of the land to be taken for the extension and widening of York street, pursuant to the ordinance passed for that purpose, are entitled to, hereby report as follows:

That the land proposed to be taken on the easterly side of York street, is owned in fee by Lorenzo Striker, and is described as follows, being twelve and one half feet on the south line of the Chili road, and fourteen and one fourth feet on Cottage street—said strip lying on the east line of York street. We do report that the title to the same is free and clear—and we do estimate and determine the damages and compensation which the said Lorenzo Striker is entitled to in the premises at the sum of three hundred and seventy-five dollars.

We do hereby further report that the land proposed to be taken on the west side of York street is owned in fee by Nathan S. Fullam, and is described as follows. A strip of land on the west side of York street, being eighteen feet and ten inches in front on the south line of the Chili road—and thirteen feet and nine inches in rear, and two hundred and six feet and three inches deep.

Reference is hereby made for a more particular description of the premises herein mentioned to the map or profile hereto annexed, and marked "Exhibit A."

We do further report that there is a mortgage on Mr. Fullam's premises, including the strip in question, for fifteen hundred dollars, and owned by Mr. Booth, of West Brighton, in Monroe County. And we do estimate and determine the whole damages and compensation which the said Nathan S. Fullam is entitled to in the premises, at the sum of five hundred and seventy dollars.

We do further report that the commissioners, after having been duly sworn, and after giving public notice, by a notice published in the Rochester Daily Union and Advertiser for ten days, of the time and place where the said commissioners would meet to enter upon their duties, proceeded to, and did view and personally examine the lands and premises proposed to be taken in these proceedings.

We do also report that the said Lorenzo Striker and Nathan S. Fullam occupy the said premises severally, and reside in the city of Rochester.

All of which is respectfully submitted.  
 JOHN M. CONVILL,  
 AMBROSE CRAM,  
 SAMUEL BROWN,  
 Commissioners.

Dated May 9th, 1870.  
 Ordered received, filed and published.  
 Ald. Kelly moved that the Clerk give notice that the next regular meeting is fixed to hear appeals therefrom. Carried.

Ald. Wilson presented bills of the Commissioners on the widening of York street, Railroad alley and the extension of Chapin street. Referred to the Committee on Opening and Alteration of Streets.

ORDINANCES.

IMPROVEMENT OF CONCORD AVENUE.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of grading the sidewalk and gutter on the west side of Concord avenue, from the south line of Grace street to the north line of lands owned by Casper Brammer. Adopted.

The Surveyor submitted as such estimate \$60.  
 By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The grading of the sidewalk and gutter on the west side of Concord avenue, from the south line of Grace street to the north line of lands owned by Casper Brammer.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$60, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the west side of Concord avenue, from Grace street to the north line of lands owned by Casper Brammer.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 31st, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
 Ayes—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Aikenhead, Parsons—22.

UNFINISHED BUSINESS.

Ald. Wilson moved to proceed to ballot for Commissioner of Mount Hope. Carried.

FIRST BALLOT.

H. D. Serantom,	received.....	7 votes
H. B. Knapp	"	10 "
Ald. J. H. Kelly	"	6 "
Ald. A. G. Whitcomb	"	1 "
No choice.		

SECOND BALLOT.

H. D. Serantom	received.....	5 votes.
H. B. Knapp	"	9 "
Ald. J. H. Kelly	"	12 "
No choice.		

THIRD BALLOT.

H. D. Serantom	received.....	2 votes.
H. B. Knapp	"	13 "
Ald. J. H. Kelly	"	10 "
Scattering	"	1 "
No choice.		

FOURTH BALLOT.

H. D. Serantom	received.....	3 votes.
H. B. Knapp	"	12 "
Ald. J. H. Kelly	"	11 "
No choice.		

FIFTH BALLOT.

H. D. Serantom	received.....	3 votes.
H. B. Knapp	"	9 "
Ald. J. H. Kelly	"	13 "
No choice.		

Ald. Rogers moved to postpone further balloting to next regular meeting. Lost.

SIXTH BALLOT.

H. D. Serantom	received.....	3 votes.
H. B. Knapp	"	5 "
Ald. J. H. Kelly	"	12 "
Ald. Wilson	"	1 "
Ald. Parsons	"	4 "
Ald. Whitcomb	"	1 "
No choice.		

Ald. Stone moved to postpone to next regular meeting. Lost.

SEVENTH BALLOT.

H. D. Serantom	received.....	2 votes.
H. B. Knapp	"	4 "
Ald. J. H. Kelly	"	10 "
Ald. C. R. Parsons	"	9 "
No choice.		

Ald. Stone moved to postpone to next regular meeting. Lost.

## EIGHTH BALLOT.

H. D. Scramton	received.....	1	vote.
H. B. Knapp	"	4	votes.
Ald. J. H. Kelly	"	9	"
Ald. C. R. Parsons	"	8	"
Ald. J. H. Wilson	"	3	"
No choice.			

## NINTH BALLOT.

H. D. Scramton	received.....	1	vote.
H. B. Knapp	"	4	votes.
Ald. J. H. Kelly	"	11	"
Ald. C. R. Parsons	"	7	"
Ald. J. H. Wilson	"	2	"
No choice.			

## TENTH BALLOT.

H. D. Scramton	received.....	1	vote.
H. B. Knapp	"	1	"
Ald. J. H. Kelly	"	11	"
Ald. C. R. Parsons	"	9	"
Ald. J. H. Wilson	"	2	"
No choice.			

## ELEVENTH BALLOT.

H. D. Scramton	received.....	2	votes.
Ald. J. H. Kelly	"	14	"
Ald. C. R. Parsons	"	9	"
Ald. J. H. Wilson	"	1	vote.
No choice.			

## TWELFTH BALLOT.

There being an excess of votes, the result was not announced.

Ald. Glover moved to postpone further balloting until the next regular meeting. Lost by the following vote:

Ayes—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Connolly, Meyer, Glover, Stone, Nagle, Aikenhead, Parsons—12.

Nays—Ald. Whitcomb, Wait, Smith, Relyea, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Mauder—12.

## THIRTEENTH BALLOT.

There being an excess of votes, the result was not announced.

Ald. Craig moved to postpone further balloting to the next regular meeting. Lost by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Herzberger, Relyea, Connolly, Meyer, Glover, Craig, Charters, Nagle, Aikenhead, Parsons—13.

Nays—Ald. Briggs, Whitcomb, Wait, Caring, Smith, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Dagge, Mauder—13.

## FOURTEENTH BALLOT.

H. D. Scramton	received.....	3	votes.
H. B. Knapp	"	3	"
Ald. J. H. Kelly	"	12	"
Ald. C. R. Parsons	"	8	"
No choice.			

## FIFTEENTH BALLOT.

H. D. Scramton	received.....	2	votes.
H. B. Knapp	"	3	"
Ald. J. H. Kelly	"	13	"
Ald. C. R. Parsons	"	8	"
No choice.			

Ald. Relyea moved to take up the next order of business. Carried.

## EXECUTIVE.

Ald. Caring moved to proceed to ballot for a Commissioner of Deeds for the Fifth ward. Carried.

Whereupon James Kavanagh received twenty-five votes, and was declared appointed.

## MISCELLANEOUS.

Ald. Whitcomb called up the matter of fixing

the salary of the Excise Commissioners, as per Ald. Woodruff's resolution, April 26th.

The original motion was lost by the following vote.

Ayes—Ald. Whitcomb, Wait, Relyea, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Mauder—12

Nays—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Charters, Dagge, Nagle, Aikenhead, Parsons—14.

By Ald. Aikenhead—Resolved, That the Lamp Committee be and are hereby authorized to purchase fifty lamp posts on such terms as they may deem for the best interests of the city.

Ald. Kelly moved as an amendment that the committee advertise for sealed proposals and report to this Board.

Amendment carried by the following vote:

Ayes—Ald. Whitcomb, Wait, Remington, Relyea, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Dagge, Mauder, Aikenhead and Parsons—15

Nays—Ald. Briggs, Andrews, Rogers, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Charters and Nagle—11.

The original resolution as amended was then adopted.

By Ald. Aikenhead—Resolved, That the Lamp Committee be and are hereby authorized to purchase fifty lamps complete for \$4.90 each.

Ald. Mauder moved that the committee advertise for sealed proposals, and report; lamps to be constructed of the best quality of double cross tin and double plate glass. Ald. Aikenhead accepted the amendment.

The resolution as amended was then put and declared carried.

Ald. Parsons presented a petition signed by A. A. Phelps and others for improvement of Evergreen street. Referred to Improvement Committee.

By Ald. Parsons—Resolved, That Ald. Philip J. Meyer be and is hereby granted permission to construct a flag walk in front of his residence in Broadway street, the same to be done under the direction of the Improvement Committee and City Surveyor. Adopted.

Ald. Parsons presented the following proposals for flag walk on North street:

Whitmore, Carson & Co.,	.....	\$1	80	per foot.
Holloway & Normington,	.....	1	80	" "
Charles Reiber,	.....	1	60	" "

By Ald. Parsons—Resolved, That his Hon. the Mayor be and is hereby requested to execute a contract with Charles Reiber for constructing a flag walk on North street, in accordance with his proposition. Adopted by the following vote.

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—26

By Ald. Nagel—Resolved, That the Committee on City Property be authorized to expend a sum not to exceed one hundred dollars (\$100) in cleaning and renovating the offices and store-rooms of the Overseer of the Poor. Adopted by the following vote.

Nays—Ald. Whitcomb—1.

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—25.

By Ald. Nagel—Resolved, That the Committee on City Property be authorized to exchange the present city clock in the council chamber for a new clock, at a cost of not more than \$30; and also a desk for the City Attorney in the council chamber. Adopted.

By Ald. Nagel—Resolved, That the owners of property on the south side of Vienna street have permission to construct their own sidewalk within sixty days, under the direction of the Improvement Committee. Adopted.

By Ald. Mander—Resolved, That the City Clerk notify the proper officers of the city of Buffalo, that at no distant day the Common Council of the city of Rochester will visit their city, and be it further,

Resolved, That the Aldermen of Rochester pay their own expenses.

Ald. Relyea moved to table the resolution.

Lost by the following vote:

Ayes—Ald. Briggs, Andrews, Rogers, Remington, Smith, Relyea, Connolly, Meyer, Glover, Stone, Parsons—11.

Nays—Ald. Whitcomb, Wait, Herzberger, Caring, Craig, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead—15.

The original resolution was then taken and declared carried.

By Ald. Dagge—Resolved, That the Improvement Committee be and are hereby requested to examine the cement walk on South Avenue, corner of Munger street, in front of the premises of John Barry, and report at the next meeting as to what action, if any, the Common Council should take in the premises. Adopted.

Ald. Charters presented a petition signed by Wm. B. Geddes and others, in regard to the Saxton street outlet sewer. Law Committee.

By Ald. Charters—Resolved, That the Police Committee of this Board be and they are hereby authorized to purchase the amount of coal necessary for the Police Office, as they shall deem for the best interest of the city.

Ald. Kelly moved that the price be fixed at \$5.50 per ton. Lost by the following vote:

Nays—Ald. Andrews, Rogers, Remington, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Gerling, Nagel, Aikenhead, Parsons—15.

Ayes—Ald. Briggs, Whitcomb, Wait, Herzberger, Smith, Wilson, Kelly, Mandeville, Dagge, Mander—10.

Ald. Remington moved that the price shall not exceed \$5.90 per ton. Carried.

The original resolution of Ald. Charters was then taken and declared carried.

By Ald. Gerling—Resolved, That the clerk be and is hereby instructed to immediately take steps to collect the licenses for 1869 for public halls, as prescribed by the ordinance relating thereto.

Ald. Caring moved as an amendment to include all unpaid licenses. Carried.

The original resolution was then acted on and Adopted.

By Ald. Gerling—Resolved, That the Treasurer refund J. B. Bennett the sum of fifteen dollars, being excess of fees on his general city tax for 1868, incurred in consequence of delay in paying the rent of engine house No. 4, due January 1, 1870, and charge contingent fund.—Adopted.

By Ald. Gerling—Resolved, That the City Clerk be directed to issue certificates of exemption as firemen to the following persons, Frank

Johns and Lucas Miller, they having served the necessary time as firemen in Hook and Ladder Co. No. 1.

Ald. Aikenhead moved to refer to the Fire Department Committee, with power to act.—Carried.

By Ald. Gerling—Resolved, That the Street Superintendent notify the owners of property on the east side of York street, from Buffalo street to Railroad alley, to put the sidewalk in suitable order, and also the railing where necessary; and in case they do not do so within ten days, then the Street Superintendent cause them to be repaired and charge the owners. Adopted.

Ald. Gerling presented a petition from Louis Gommenginger to remove a frame dwelling, and offered the following:

By Ald. Gerling—Resolved, That Louis Gommenginger be and is hereby allowed to remove his building according to the prayer of his petition. Adopted.

#### FINANCE BUDGET.

By Ald. Kelly—Resolved, That the Treasurer pay as follows when there are funds applicable

#### POOR FUND.

H. Brewster & Co., groceries.....	\$138 30
Gerling Brothers, flour.....	150 0
Danl. Wood, costs in two bastardy cases.....	42 50
Dr. A. Pratt, medical services.....	8 75
H. W. Jones, disbursements.....	63 92
H. W. Jones, salary for April, 1870.....	66 66
Rochester Gas Light Company for gas for office.....	8 40
William Whitehair, hack hire.....	1 50
Valentine Fraser, groceries.....	2 00
Geo. W. Scholfield, transportation.....	9 63
Welm & Goetzman.....	140 56
E. Weigel, bread.....	82 20
Union Ice Company, ice for year, April 1.....	20 00
S. R. Woodruff, paid orders.....	124 00
(Correct) J. H. K. LLY, Chairman.	

#### And charge Poor Fund.

Adopted by the following vote:

Aye—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Gerling, Dagge, Nagel, Mauder, Aikenhead, Parsons—23.

By Ald. Meyer—Resolved, That the following named persons have leave to erect wood buildings according to their several petitions under the direction of the Fire Marshal:

John McGee, on lot 138 and 139 Lawrence-st.

J. C. King, on lot 39 Glasgow street.

J. W. Maser, on lot 138 and 139 Broadway-st.

Charles Rawlings, on lot 53 Jay street.

Adopted.

Ald. Meyer, from the Park Committee, reported in favor of the bills of Rogers & Co. and others. Finance Committee.

By Ald. Glover—Resolved, That John Hunt have permission to lay a flag walk in front of his lots on the north side of Weld street under the direction of the Improvement Committee and City Surveyor, the City Surveyor to establish the grade. Adopted.

Ald. Relyea called up the resolution offered by Ald. Whitcomb March 29, 1869, in reference to paying Gamewell & Co. \$2,597.25 for striking machine signal boxes and material for Fire Alarm Telegraph.

By Ald. Relyea—Resolved, That the striking apparatus put in the Court House by Gamewell & Co. for striking the alarm for fires be and is hereby accepted in behalf of the city, and also the four boxes and materials for the Fire Alarm Telegraph furnished by the same Company at the sum of \$2,597.88. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Gerling, Nagel, Mauder, Aikenhead, Parsons—22.

Ald. Relyea called up a resolution by Ald. Whitcomb in relation to payment to B. F. Blackall of \$200 for extra work as Superintendent of Firm Alarm Telegraph.

Ald. Rogers moved to refer to the Fire Department Committee. Carried.

Ald. Smith presented the following communication:

ROCHESTER, May 18, 1870.

To the Honorable Common Council of the City of Rochester:

GENTLEMEN—The Ryan Zouaves, the only surviving remnant of the 140th N. Y. V., a regiment which was raised almost exclusively in Monroe county, purpose going to Decatur, Ill., with the intention of disinterring the remains of their brave and lamented Colonel Ryan, and bringing them to this city for reinterment in proximity to the remains of the dead of the 140th, and inasmuch as the regiment was the pride and boast of our city, we would most respectfully solicit your honorable body to accompany us, or be represented in the trip.

Very respectfully submitted.

H. C. Daniels,	J. W. McElhiney,
Edward Angevine,	C. H. Stilwell,
Thos. J. Neville,	R. H. Schooley,
C. S. Benjamin,	W. J. Rogers,
Chas. Gardiner,	P. H. Sullivan.

Com. of Arrangement on behalf of the Ryan Zouaves.

Received, filed and published.

Ald. Smith moved that a committee of three be appointed to act with the committee of arrangements of the Ryan Zouaves. Carried.

The President appointed as such committee, Ald. Smith, Parsons and Craig.

By Ald. Smith—Resolved, That all traveling troupes exhibiting in the city pay a license in the sum of ten dollars per day.

Ald. Remington offered the following as a substitute:

Resolved, That license be granted the proprietor of Corinthian Hall for the present fiscal year, on his paying into the city treasury the sum of two hundred dollars.

Ald. Whitcomb moved that the proprietor of the Falls Field Garden shall pay the sum of \$200 and be allowed to rent his grounds for all kinds of exhibitions without extra expense to parties exhibiting in the form of license.

Ald. Aikenhead moved to refer to the Grievance Committee.

Ald. Craig moved to refer the whole subject to a special committee of three. Carried by the following vote:

Ayes—Ald. Briggs, Whitecomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Craig, Stone, Kelly, Gerling, Dagge, Nagel, Mauder, Aikenhead, Parsons—21.

The President appointed as such committee, Ald. Craig, Stone and Herzberger.

Ald. Caring moved to suspend the rule to adjourn at 11 o'clock. Carried.

#### SEWER IN BUCHAN PARK.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer, 12 inches in diameter in Buchan Park, from North Clinton street to St. Joseph street. Adopted.

The Surveyor submitted as such estimate, \$2,005.

By Ald. Caring—Resolved, That the following improvement is expedient, viz.: The construction of a pipe sewer, 12 inches in diameter in Buchan park street, from North Clinton street to St. Joseph street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,005, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz.: One tier of lots on each side of Buchan Park street, from North Clinton street to St. Joseph street.

And further, Resolved, That the tax-payers to be assessed for such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish in pursuance of section 161 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 31st, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Gerling, Dagge, Nagel, Mauder, Aikenhead, Parsons—22.

#### SEWER IN GARDINER PARK.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer 12 inches in diameter in Gardiner Park, from Union street to the center of lots No. 36 and 16 on said Park. Adopted.

The Surveyor submitted as such estimate, \$735.

By Ald. Caring—Resolved, That the following improvement is expedient, viz.: The construction of a pipe sewer 12 inches in diameter in Gardiner Park, from the sewer in Union street to the center of lots No. 36 and 16 on said Park.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$735, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited, and proper to be assessed for the whole expense thereof, viz.: One tier of lots on each side of Gardiner Park, from Union street to the south line of lots No. 36 and 16 on said Park.

And the Clerk is hereby directed to publish notice in pursuance of section 161 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May the 31st, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Gerling, Dagge, Nagel, Mauder, Aikenhead, Parsons—23.

#### SEWER IN HAMILTON AVENUE.

Ald. Caring presented the first ordinance for a sewer in Hamilton avenue.

A remonstrance signed by Geo. W. Jones and fifteen others against the passage of the ordinance, was presented by Ald. Dagge.

Ald. Kelly moved to postpone the ordinance indefinitely. Carried.

By Ald. Caring—Petition of D. C. Hyde and others to construct a sewer in South Washington street. Sewer Committee.

By Ald. Caring—Resolved, That a committee of five be appointed, of which the President of this Board shall be one, whose duty it shall be to cause a proper survey and estimate to be made of the probable cost of constructing an iron bridge across the Genesee river below the Upper Falls in this city; also the probable cost of the right of way for the approaches to such bridge. Adopted.

The President appointed as such committee, Ald. Caring, Kelly, Stone, Smith and President of the Board.

Ald. Caring asked to withdraw the resolution offered by him and passed, relating to Mr. Dransfield's claim. Granted by consent of the Board.

By Ald. Caring—Resolved, That the Treasurer pay, when there are funds applicable, as follows:

Richard Dransfield, in full on his contract for Atkinson street sewer, \$275.60, and charge that fund.

John Rauber, for repairs to Allen and Adams street sewers, \$80.05, and charge that fund—Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Gerling, Dagg, Nagel, Mauder, Aikenhead, Parsons—23.

Ald. Herzberger called up the estimate of the architect as to cost of the proposed addition to the House for Idle and Truant Children.

Ald. Craig moved to postpone until next regular meeting. Carried.

Ald. Herzberger—Resolved, That A. V. De Graff is hereby granted permission to construct a lateral sewer from his building on Court street to the sewer on South street, upon his filing with the Mayor the requisite bond.

On motion referred to Sewer Committee with power to act.

By Ald. Remington—Resolved, That a committee of three members of the Board be appointed, to which the Mayor and President of the Board shall be added, to ascertain and report to the Board, whether the stock held by the city in the Rochester and Genesee Valley Railroad Company, can be sold to the advantage to the city. Adopted.

The President appointed as such committee, Ald. Remington, Parsons, Smith, the Mayor and the President of the Board.

By Ald. Remington—Whereas, A large number of names have been obtained to a petition that has been and is now being circulated, for bonding the city of Rochester in the sum of one million dollars, for the construction of the State Line Railroad, and

Whereas, Many names have been obtained upon the representation that the building of the State Line Railroad would insure the citizens of Rochester coal at much less prices than they would be obliged to pay were not said road built; therefore,

Resolved, That a committee of three be appointed, to which his Honor the Mayor and the President of the Board shall be added, and that said committee are hereby directed to take the necessary steps to ascertain and report to this Board as to what coal mines will by the construction of this road be made available, and to what extent the citizens of Rochester will be benefited in the reduction of prices of coal.—Adopted.

Committee—Ald. Remington, Kelly, Whitcomb, the Mayor, and President of the Board.

By Ald. Rogers—Resolved, That the Street Superintendent give notice to the owners of property on Marietta street, Ford street from West Avenue to Troup street, Hunter street from Caledonia Avenue to Genesee Valley Canal, Troup street from Caledonia Avenue to Genesee Valley Canal, Exchange street from Troup st. to Lafayette, and Lafayette st., from Exchange street to Plymouth Avenue, to repair their respective walks within fifteen days, and in default thereof, that the Superintendent is directed to repair the same at expense of the owners. Adopted.

By Ald. Rogers—Resolved, That the communication of the Mayor on the subject of obstructions in the Genesee River near Main St. Bridge, be referred to a committee of three members of the board, and the Mayor and City Attorney, to ascertain and report at the next regular meeting whether any such obstructions are on the part of the Common Council to be removed. The ad-

imposed by the city charter in the premises.—Adopted.

By Ald. Whitcomb—Resolved, That the Board of Inspectors for the First Ward receive fifty dollars for services at the Judicial election.

Ald. Gerling moved as an amendment that the resolution include all the boards of Inspectors, and the sum be \$50 for each board.

Ald. Caring made a motion to postpone until the next regular meeting. Carried.

Ald. Briggs moved to reconsider the resolution offered by Ald. Andrews, and passed by the Council January 25<sup>th</sup>, 1870, in regard to numbering South Water street. Carried.

Ald. Stone moved that the resolution and also the communication from Hall & Oothout be referred to the Law Committee. Carried.

By Ald. Briggs—Resolved, That the moneys received from the granting of licenses and deposited by the Excise Commissioners with the City Treasurer be placed by him to the credit of the Poor Fund. Adopted.

Ald. Briggs, from the Committee on Support of the Poor, reported in favor of the bills of James McGuchin and B. Waugh Jones. Finance Committee. The bills of P. B. Whitbeck, and W. S. & W. W. Ely, were referred to the Poor Committee.

On motion the President was added to the committee to act with the Ryan Zouave Committee.

The President announced the following committees:

Committee on Obstructions in the River—Ald. Rogers, Briggs, Relyea, the Mayor and City Attorney.

Committee on Wooden Building on Alexander street—Ald. Woodruff, Connolly and Aikenhead.

On motion adjourned.

W. F. MORRISON, City Clerk.

## THE COMMON COUNCIL—May 24th, 1870.

### SPECIAL MEETING.

The President of the Board, Ald. Ezra R. Andrews, presiding.

Present—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Craig, Wilson, Kelly, Woodruff, Mandeville, Gerling, Dagg, Aikenhead.

Absent—Ald. Whitcomb, Barker, Wait, Glover, Stone, Charters, Stebbins, Nagel, Mauder, Parsons.

The President presented the following communication from His Honor the Mayor:

MAYOR'S OFFICE,  
ROCHESTER, N. Y., May 24, 1870.

To the Honorable the Common Council:

I deemed it of sufficient importance to call a special meeting of your Board to convene this evening to consider a subject of grave importance, as involved in the matter of the pier about to be constructed in the river south of Main street bridge, and a subject which the interest of all parties concerned, requires should be acted upon without delay. A report of the special committee, to whom the matter was referred will be presented for your consideration.

I take this occasion to advise the Board that I have been served with a complaint and injunction restraining all further proceedings in the collection of the tax for the Atkinson street

JOHN LUTHER, Mayor.

Received.

Ald. Relyca presented the following report of the Committee on Obstructions in the River:

*To the Honorable the Common Council of the City of Rochester:*

GENTLEMEN:—Your committee to whom, by resolution of Ald. Rogers, was referred the communication of his Honor the Mayor, in relation to the proposed construction of a pier or piers in the bed of the river on the south side of Main street bridge, with instructions to ascertain and report what action, if any, was necessary on the part of the Common Council to discharge the duties imposed on the city by the act of the Legislature passed May 1st, A. D. 1865, amending the charter, would respectfully submit the following:

That Nehemiah Osborn, Esq., proposes the construction of a shore wall on the west bank of the river, on a line with the west abutment of the bridge, and extending south therefrom sixty-four feet.

Also, a pier extending southerly from the bridge, on a line with the west pier of said bridge, the pier to be of the following dimensions, as your committee are informed, to wit:

Length of base.....	70 feet,
Length at top.....	65 feet,
Width of north end.....	6 feet, 4 inches
Width of south end with cut water point.....	4 feet,
Distance from shore wall.....	31 feet.

Both the shore wall and pier are to be nearly as high as the grade of the bridge, and higher than the top of the keystone of the arch of the bridge, and spanned by iron girders—thus leaving a much larger space for the flow of water under the girders, and between the shore wall and pier, than that at present afforded under the arch of the bridge.

In view of these facts, your committee are of the opinion that the construction of such wall and pier in the manner proposed, will in no way decrease the present capacity for the flow of the waters of the river.

Dated Rochester, May 24th, 1870.

L. F. RELYCA,  
CHAS. W. BRIGGS,  
J. SHEPHERD.

On motion, received, filed and published.

Ald. Rogers presented the following minority report of the committee on obstructions in the river:

*To the Common Council of the City of Rochester:*

The undersigned, a minority of your committee appointed in pursuance of the resolution of Ald. Rogers, adopted at the last meeting of the Board, desire respectfully to submit their views on the subject, as explaining why they are obliged to dissent from the report of the majority:

It appears that the pier proposed to be erected by N. Osborn, would be about six feet in width where connecting with the bridge, and about four feet in width at the southern end at the point from which it will commence to taper to the nose of the pier, which will be nearly to the grade of the bridge, and the space from thence to the shore wall, spanned by iron girders, placed above the arch of the bridge.

The construction of ANY pier whatever in the river cannot but be considered by the subscribers and also of competent engineers who have been consulted as an obstruction, the degree of

which must be determined by the surrounding circumstances, among which may be mentioned the friction against two sides of a pier 70 feet long, which is quite large and materially diminishes the flow of water; also the forming of eddies and currents, which has considerable influence on the same.

The width of the archway of the bridge, east of which the proposed pier is to be built, is 30 feet, the space between the pier as proposed, and the corner of Pool's building will be only 28 feet at the bottom and about 29 feet at the top—or in other words from one to two feet less than the water way of the arch of the bridge, which is a very serious diminution of the capacity of the river at this particular point.

The water-way through the arch of the bridge under consideration, is not in a straight line; the southern portion (under the side walk), being deflected to run nearer parallel to the stream, though far from being entirely so, and the elongation proposed will be in the same proportion run crossways of the stream; in this connection it may be proper to observe that the arches of the aqueduct being at right angles with the structure, and therefore very far from taking the line of the stream, throws a large current of water against the eastern shore just above the bridge, and which rebounds from thence partially across the river, and, therefore, in a great measure rush against the sides of any piers which may be built.

It is claimed by Mr. Osborn that there are numerous obstructions now existing, that are more serious than the one he contemplates, which is undoubtedly true, but (aside from the answer to that, that such obstructions were made before the passage of the act giving the Common Council specific authority in the matter) the subscribers cannot see any reason in that circumstance for allowing any further obstructions, but the contrary; and still further, should Mr. Osborn be permitted to make the proposed erection, there could be no propriety in refusing the same to the other owners in the river, and should they avail themselves of the privilege (as they undoubtedly will) it cannot be denied but that the whole would form a very serious obstruction, and whatever the amount of such obstruction, the pier now in question must be considered a rateable proportion of the whole.

The subscribers unite with the majority of the committee in recommending that measures be taken to insure the clearing of the bed of the river, between the Aqueduct and the lower dam, from all loose stones and other rubbish, whether deposited by individuals (as much of it has been), by the action of the stream in times of high water, or by the contractors in erecting the bridge.

In conclusion, the subscribers cannot but think that the present case is one of those contemplated by the act under which the present action is being taken, and that it is the duty of the Common Council to make a test case of the same in order that (if for no other reason) the city may be protected from liability in case of damages arising out of the same in future.

All of which is respectfully submitted.

JOHN LUTES,  
HENRY T. ROGERS.

Ordered received, filed and published.

Ald. Briggs moved that the majority report of the committee, as presented by Ald. Relyca, be adopted.

Ald. Kelly moved that the minority report, as presented by Ald. Rogers, be substituted for the majority report, presented by Ald. Relyea. Lost by the following vote:

Nays—Ald. Briggs, Remington, Caring, Smith, Relyea, Connolly, Craig, Wilson, Woodruff—9.  
Ayes—Andrews, Rogers, Herzberger, Meyer, Kelly, Mandeville, Gerling, Dagge, Aikenhead—9.

A vote was then taken on the original motion of Ald. Briggs, and lost by the following vote:  
Ayes—Ald. Briggs, Remington, Caring, Smith, Relyea, Connolly, Wilson, Woodruff—8.

Nays—Ald. Andrews, Rogers, Herzberger, Meyer, Craig, Kelly, Mandeville, Gerling, Dagge, Aikenhead—10.

On motion of Ald. Kelly, adjourned.

W. F. MORRISON, City Clerk.

### In Common Council—May 31st, 1870.

#### REGULAR MEETING.

In the absence of the President, Ald. C. R. Parsons was appointed President *pro tem*.

Present—Aldermen Whitcomb, Barker, Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—22.  
Absent—Aldermen Briggs, Wait, Andrews, Remington, Wilson, Stebbins—6.

#### APPROVAL OF MINUTES.

The minutes of the previous meetings—regular May 17th, and adjourned May 18th—approved as published.

Ald. Caring moved to adjourn. Lost by the following vote:

Nays—Aldermen Whitcomb, Barker, Herzberger, Relyea, Glover, Craig, Stone, Kelly, Mandeville, Gerling, Mauder—11.

Ayes—Aldermen Rogers, Caring, Connolly, Meyer, Charters, Dagge, Nagel, Aikenhead, Parsons—9.

#### PETITIONS AND CLAIMS.

By Ald. Rogers—Bills of John Quin and others, Street Committee. Bills of H. W. Jones, H. Brewster & Co., Kernan & McMannis, and others, Poor Committee.

By Ald. Caring—Bills of McConnell & Jones, and others, Sewer Committee.

By Ald. Connolly—Petition of Valentine Heizer and fifty-eight others, to have the N. Y. C. R. R. coal yard on the corner of Hamburg and Chatham streets removed. On motion referred to a special committee of three, Ald. Connolly, Aikenhead and Gerling.

By Ald. Meyer—Bills of P. J. Meyer, Disbursements, Park Committee. Petition to erect a wood building, Wood Building Committee.

By Ald. Glover—Petition of William L. Jordan and others, Improvement Committee. Petition of William B. Seward and others in regard to the removal of the Monroe street Cemetery. On motion, referred to a special committee of three. The President appointed as such committee, Ald. Glover, Meyer and Mandeville.

By Ald. Stone—Bills of John Van Auken and others. Contingent Expense Committee. Petition of Henry L. Fish to remove an alley running east from South Francis street to E. S. Boughton's fence, forty feet. Tabled. Bills of Rochester Gas Light Company and others. Fire Department Committee.

By Ald. Gerling—Petition of the Fire Department drivers for increase of pay. Fire Department Committee.

By Ald. Nagel—Bill of E. Straker, City Property Committee.

By Ald. Mauder—Petition of John Mauder, Wood Building Committee.

By Ald. Aikenhead—Bills of J. E. Relyea, Lamp Committee. Petitions of S. M. Sherman and others, Wood Building Committee.

By Ald. Caring—Estimate of John Rauber, Sewer Committee. Bill of W. S. Grantsyn, Contingent Expense Committee. Bill of John Rauber, Sewer Committee. Petition of D. C. Hyde and others, for permission to construct a sewer in South Washington street.

By Ald. Caring—Resolved, That D. C. Hyde and others have leave to construct a sewer in South Washington street, in accordance with their petition, on their filing a bond in the penalty of \$500 with the Mayor to protect the city. Adopted.

#### REPORT OF STANDING COMMITTEES.

Ald. Stone, from the Fire Department Committee, reported in favor of the bills of Loos and Zimmer, F. P. Michel, Rochester Cotton Mills, J. H. Wilson & Co., A. M. Semple, J. Lux, Smith & Roberts, G. W. & C. J. Crouch, J. D. McInosh & Co., Rochester Gas Light Company, W. Bayer, Valentine Gerling, S. A. Millington, Monthly Pay Roll Fire Department. Finance Committee.

Ald. Aikenhead, from the Lamp Committee, reported in favor of the bills of J. E. Relyea. Finance Committee.

Ald. Rogers, from the Poor Committee, reported in favor of the bills of Johanna Yawman, Kernan & McMannis, H. Brewster & Co., H. W. Jones and others. Finance Committee.

Ald. Rogers, from the Street Committee, reported in favor of the bills of ex-Supt. Logan, East avenue and St. Paul street Commissioners, John Quin and M. McGee; Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the bills of P. McIntire, John Rauber and others; Finance Committee.

Ald. Smith presented the following:

To the Honorable the Common Council of the City of Rochester:

We, the undersigned, members of the Committee on Public Health, beg leave to make the following report: That we have made a careful examination of the slaughter house of Messrs. T. & R. Pera, who have been complained of by divers persons, and we find, upon such examination, it is entirely impossible for us to declare said establishment a nuisance, from the fact that it is entirely out of the reach of any citizens, and especially those who have asked the same declared a nuisance, and that the establishment is kept perfectly clean and free from stench.

All of which is respectfully submitted.

M. M. SMITH,  
JACOB GERLING,  
JOHN MAUDER.

Received, filed and ordered published.

Ald. Nagel, from the committee on City Property, reported in favor of the bill of J. Straker. Finance Committee.

Ald. Meyer, from the Park Committee, reported in favor of P. J. Meyer, Disbursements.—Finance Committee.

Ald. Dagge, from the Improvement Committee, reported in favor of the bills of McConnell & Jones. Tabled.

## REPORTS OF SPECIAL COMMITTEES.

Ald. Kelly, from the Committee on Title to Public Parks, reported progress and asked further time. Time granted.

## COMMUNICATION FROM THE MAYOR.

MAYOR'S OFFICE,  
ROCHESTER, N. Y., May 31, 1870.

To the Common Council of the City of Rochester:

GENTLEMEN: I shall necessarily be absent from the city for the next ten days or a fortnight, and I therefore suggest that, agreeably to the provisions of the charter, you designate one of your body to discharge the duties of Mayor during my absence, and I do respectfully recommend the appointment of Ald. Whitcomb as such Mayor, pro tem. His nearness to the Mayor's office and leisure will enable him to attend to those duties without inconvenience.

I herewith transmit to the Common Council certified copies from the Secretary of State, of several charter amendments passed at the last session of the Legislature, and not heretofore furnished to your Board.

It becomes my duty to advise the Common Council that immediately after the meeting of your body on the 24th instant, I directed the City Attorney to institute legal proceedings to restrain Mr. Nehemiah Osburn from further prosecuting the work of constructing the pier in the river south of Main street bridge, which he had commenced prior to the said special meeting of your Board. The Common Council not having taken any affirmative action in the premises, simply rejecting the two reports of the special committee appointed on that subject, I felt that under the circumstances, the duty devolved upon me to have the case presented for investigation and decision by the Courts, that the city might thus discharge the duty imposed upon it by the act of May 1, 1865, and relieve itself from responsibility for any damages that might possibly result from the erection of such pier. Any injury or damages arising from acts of private citizens should be answered for by the individual for whose private advantage the act is performed and not by the city corporation. The City Attorney instituted the legal proceedings necessary, and obtained an injunction, which was duly served on Mr. Osburn and his agents on Saturday last, and it remains for your Board, through your Law Committee, to see to the further proceedings in the case. Every means should be adopted to secure the earliest possible decision of the case.

Respectfully,  
JOHN LUTES, Mayor.

Received, filed and published.

## CHAPTER 718.

An Act to amend an Act entitled "An Act to amend and consolidate the several acts relating to the city of Rochester."

Passed May 6, 1870, three-fifths being present.

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

SECTION 1. Section eighty six of the act entitled "An Act to amend and consolidate the several acts relating to the city of Rochester," as amended by chapter two hundred and sixty-seven of the laws of eighteen hundred and sixty-nine, is hereby amended so as to read as follows:

Section 86. All sums so directed to be raised by the Common Council shall be assessed on all real and personal estate in said city, according to

the valuation of the same in the last preceding assessment rolls which shall have been returned by the assessors of said city, and filed in the office of the clerk of said city. But no real or personal estate, which shall be exempt from taxation or assessment by the general laws of this State, shall be liable to be assessed for the ordinary city or county taxes, except that such real estate may be assessed and taxed for local improvements. Public parks and squares shall not, however, be taxed or assessed for any purpose whatever. All real estate shall be assessed to the owner or occupant, or by any description by which it may be known and distinguished, without reference to the owner or occupant.

Section 2. Where real estate owned by any person or persons, firm or corporation, is situated partly within and a portion thereof outside of the limits of said city, the city assessors shall assess and include in the assessment rolls, for any purpose whatever, only that part thereof lying within said limits. And the assessors of any adjoining town shall not include in any assessment to be made by them that portion of such real estate which is included within the limits of said city, anything in any other statute of this State to the contrary notwithstanding.

Section 3. Every general or local tax or assessment in said city against any person or corporation, or upon any lot or tract of land, in conformity with this or any other law of this State shall create a personal liability against such person or corporation, or the owner of such lot or tract of land, to pay the same to the city of Rochester, for the collection of which, with interest, costs and expenses, said city may maintain, in its own name, an action in any court of competent jurisdiction, in addition to any other remedies now provided by law for enforcing the collection thereof.

Section 4. Section one hundred and sixty one of said act is hereby amended by adding the following as subdivision seven:

Section 7. The Common Council is hereby authorized to cause the whole or any part of any street in said city to be sprinkled with water, and may pay the expenses thereof by an assessment upon the lots or parcels of lands fronting on such streets, or any specified part thereof, in proportion to the feet front thereon. The proceedings of said Common Council, in relation to said work, and for the assessment and collection of the expense thereof, shall be conformed as near as may be, to proceeding in relation to making local improvements and collecting the expense thereof, as now required from the persons owning or occupying the lots to be assessed.

Section 5. Section one hundred and sixty three of said act is hereby amended so as to read as follows:

Section 163. Whenever any new street, or alley, shall be laid out, opened or worked in said city, by order of the Common Council, it shall be the duty of said Common Council to determine what portion, if any, of the expense thereof ought to be paid from the public treasury, and what portion, if any, ought to be paid by a local assessment, and to direct that the whole expense to be paid by a local assessment, be assessed upon all the lots and parcels of lands to be benefited thereby, in proportion to the benefit which each will derive therefrom. The Common Council may maintain, improve, embellish and protect any public park, square, or area in said city, and grade, sewer, and pave the streets and



alleys, and make, grade and improve sidewalks about the same, or any part thereof. And they shall cause the whole expense thereof to be assessed upon all the lots and parcels of land where the parks, squares or areas are situated, in proportion to the benefits which each lot or parcel will derive therefrom.

Section 6. Section one hundred and ninety-one of said act is hereby amended so as to read as follows:

Section 191. Whenever the Common Council shall determine that the whole or any part of the expense of any improvement, not requiring the taking of any land by said city, shall be defrayed by an assessment on the real estate to be benefited thereby, they shall declare the same by an entry in their minutes, and after ascertaining, as they may think proper, the estimated expense of such improvement, they shall declare, by an entry in their minutes, whether the whole, or what portion thereof, shall be assessed on such real estate, specifying the sum to be assessed, and the portion of the city which they deem will be benefited by such improvement. The costs and expenses of making the estimates, plans and assessments, and other expenses incidental thereto, shall be included in the estimated expense of the improvement. The Common Council may determine by resolution, previous to, or at the time of, the adoption of the final ordinance for any local improvement, when the estimate of such improvement shall exceed in the aggregate the sum of two thousand dollars, that the tax-payers for such improvement may, by paying interest as hereinafter provided, on the amount assessed individually to them, pay their assessments in not more than three equal payments, as follows: One-third of the amount assessed, within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent per annum within one year from the confirmation of said roll, and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll; provided, however, that in case any such tax payer shall fail, or neglect to pay any such installment at the time the same shall be due as above provided, then the whole amount of the assessment against such tax-payer for such improvement then remaining unpaid shall become immediately due, and the same proceedings shall be had for the collection of said assessment as is provided for the collection of other local assessments, but the said treasurer may, in his discretion, issue his warrant for the collection of the whole or any part of such assessment, and such ordinance, when published, shall embrace in its provisions, the terms of payment to the contractor, for such improvement, who shall be paid therefor in three equal instalments, respectively becoming due, not less than two months after their respective instalments of such assessment shall become due.

SECTION 7. Section one hundred and ninety-two of said act is amended so as to read as follows:

SECTION 192. The Common Council shall thereupon make an order reciting the improvement so as aforesaid intended to be made, the amount of expense to be assessed as aforesaid, and the portion or part of the city on which the same is to be assessed, and directing the assessors, if they are not interested in any of the property so benefitted, and not of kin to any person

so interested, or if any two of them are not so interested or of kin, then directing such two to make an assessment upon all the lots and parcels of land within the portion or part so designated, of the amount of expense in proportion as nearly as may be to the advantage which each shall be deemed to receive by the making of such improvement, which order shall be certified by the Clerk of the City, and delivered to some one of said assessors, together with the map or profile.

SECTION 8. Section one hundred and ninety-five of said act as amended by chapter five hundred and fifty three of the laws of eighteen hundred and sixty five is hereby amended so as to read as follows:

Section 195. The assessors or persons thus sworn shall proceed to make an assessment according to the said order, and shall make out an assessment roll, in which shall be entered the names of the persons assessed, so far as they can ascertain the same, the value of the property for which they are assessed, and the amount assessed to them respectively, with a brief description of the lots or parcels of land assessed. A designation of the lots or parcels of land so assessed, by any description sufficient to distinguish the same, shall be sufficient in making said assessment roll, without regard to the names of the owners or occupants.

Section 9. Section one hundred ninety-eight of said act as amended by chapter five hundred and fifty-three of the laws of eighteen hundred and sixty-five, is hereby amended to as to read as follows:

Section 198. At the time and place designated in such notice, the assessors, or a majority of them, shall meet, and hear such allegations and objections, and the assessment books shall then be open for the examination and inspection of all parties interested. The assessors may adjourn from time to time, as may be deemed necessary, and they shall amend and correct such assessments as they may deem proper. When completed, the assessment roll shall be certified and sworn to by said assessors, or a majority of them, and shall be delivered to the clerk of said city, who shall report the same to the Common Council at its next meeting. Upon such return being made and filed, the Common Council shall immediately refer the same to its Committee on Assessments; said Committee shall immediately determine the time and place where they will first meet to hear the allegations and objections of all persons interested in said assessment, of which they shall give at least ten days previous notice by publication in the official newspaper of said city. At the time and place designated in such notice the said Committee on Assessments, or a majority thereof, shall meet and hear such appeals, and the assessment rolls shall then be opened to the examination and inspection of all persons interested. The committee may adjourn from time to time as may be necessary, and they shall amend and correct such assessment rolls as they shall deem proper in reference to such assessments as shall have been appealed from. When completed, the assessment rolls shall be certified and sworn to by said committee, or a majority of them, and shall be delivered to the city clerk, who shall report the same to the Common Council at its next meeting, and the Common Council may correct, confirm, or set aside said assessment, or order a new assessment to be made.

Section 10. Section 199 of said act is hereby amended so as to read as follows:

Section 199. Every assessment so ratified by the Common Council shall be final and conclusive. It shall be sufficient, in every assessment, to designate the owners or occupants of the lots and parcels of land intended to be assessed, either by name or as unknown, or to describe said several lots and parcels of land by any description by which they may be respectively distinguished. Every assessment so made shall create a personal obligation or liability against the owner of the lot or parcel of land assessed to pay the city of Rochester the amount of such assessment, for the collection of which, together with interest, costs and expenses, said city may maintain, in its own name, an action in any court of competent jurisdiction, in addition to any other remedies now provided by law for the collection thereof.

Section 11. Section 200 of the said act is hereby amended so as to read as follows:

Section 200. Whenever any assessment is confirmed by the Common Council, the assessment roll shall be delivered to the City Treasurer, whose duty it shall be to give five days public notice, by advertisement in two newspapers printed in said city, of the receipt of such roll, requiring the persons assessed or the owners or occupants of the lots assessed, to pay the assessment to him at his office within thirty days from the first publication of said notice, except in cases where the Common Council have provided that assessments may be paid in three installments, and in such cases within the time provided by said Common Council.

Section 12. Section 201 of said act is hereby amended so as to read as follows:

Section 201. If any such assessments or installments shall remain unpaid fifteen days before the expiration of the time for the payment thereof, as specified in said notice, it shall be the duty of the said City Treasurer to cause written or printed notice to be given to the person to whom the same shall be assessed, if his name appears on said assessment, and if a resident of said city, specifying therein the amount of such assessment or installment, and requiring such person to pay the same to the said City Treasurer, at his office, within said fifteen days, and that in default thereof a warrant will be issued for the collection of said assessment, and interest thereon at the rate of twelve per cent. per annum, after the expiration of such fifteen days, besides Collector's fees.

Section 13. Section two hundred and eight of said act is hereby amended so as to read as follows:

SECTION 208. If it shall appear that a greater sum of money has been expended in the completion of such improvements than was estimated as aforesaid, the Common Council may direct the deficiency to be assessed on the lots and parcels of land benefited by such improvements, in the same manner as heretofore directed, and the same proceeding shall in all respects be had thereon. The Common Council may enlarge the territory to be assessed for such deficiency, in which case the same proceedings shall be taken as hereinbefore directed, for making assessments, as near as may be. And, if it shall appear that any greater sum of money than was originally assessed has been expended for the benefit of the same property originally assessed, although not embraced in the improvement as ordered by the Common Council, the Common Council may, in like manner, direct the assess-

ment of the same upon the lots and parcels of land benefited thereby. This section shall be applicable, not only to future assessments and re-assessments, but also to assessments and re-assessments heretofore ordered by the Common Council. And all assessments and re-assessments heretofore made, or that hereafter may be made for improvements in said city, shall be, and are hereby declared to be, valid and effectual, notwithstanding any irregularity, omission or error in the proceedings relating to the same; and all questions concerning the same shall be determined in all courts and places liberally to sustain such proceedings, and with reference to the very right of the case, and not strictly.

Treasurer's warrants may be issued for the collection of any or all of such assessments and re-assessments remaining unpaid, with the same force and effect, and all proceedings may be taken in like manner, and with like effect, as if no other warrant had before been issued.

Section 14. All acts and parts of acts inconsistent with this act are hereby repealed.

Section 15. This act shall take effect immediately.

*State of New York, Office of the Secretary of State, ss:*

I have compared the preceding with the original law on file in this office, and do hereby certify that the same is a correct transcript therefrom, and of the whole of said original law.

Given under my hand and seal of office, at the city of Albany, this twenty-fifth day of May, in the year one thousand eight hundred and seventy.

D. WILLERS, Jr.,  
Deputy Secretary of State.

Received, filed and published.

CHAPTER 699.

AN ACT to authorize the Common Council of the City of Rochester to raise money for the purpose of continuing the survey and map of the said city already commenced.

Passed May 6, 1870; three fifths being present.

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

Section 1. The Common Council of the City of Rochester, in addition to the power heretofore granted thereto, is hereby authorized and empowered to raise, with the general annual taxes for the year eighteen hundred and seventy, the sum of five thousand dollars, which shall be expended in paying for the continuation of the survey and map of the said city, already begun under its authority, and for no other purpose what ever.

Section 2. This act shall take effect immediately.

*State of New York, Office of the Secretary of State, ss:*

I have compared the preceding with the original law on file in this office, and do hereby certify that the same is a correct transcript therefrom, and of the whole of said original law.

Given under my hand seal of office, at the city of Albany, this twenty-fifth day of May in the year one thousand eight hundred and seventy.

D. WILLERS, Jr.,  
Deputy Secretary of State.

Received, filed and published.

Ald Dagge asked consent to present a petition of P. Barry and others asking the Common Council to donate the small dwelling house, occupied by a poor widow, and situated on the ground recently taken for a street, from Caroline street to Nelson street. Consent granted.

Ald. Mauder moved that the petition be referred to a special committee of three, and report at next regular meeting.

Ald. Gerling moved, as an amendment, with power to act. Lost.

The original motion was then taken and declared Carried.

The President appointed as such committee, Ald. Mauder, Dagge and Smith.

OREGON AND HARRISON STREETS SEWER FUND.

By Ald. Caring—Resolved, That the Treasurer pay, when there are funds applicable, as follows: John Rauber, on his contract for Oregon and Harrison street sewer, \$600.00, and charge that fund. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—22.

Ald. Kelley made a motion to refer back certain bill to the Poor committee. The President decided the motion out of order.

Ald. Kelly appealed from the decision of the chair.

The chair was sustained in its decision by the following vote:

Ayes—Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Aikenhead—15.

Nays—Whitcomb, Barker, Craig, Stone, Kelly, Mauder—6.

ORDINANCES.

IMPROVEMENT OF PINDLE ALLEY.

By Ald. Dagge—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Pindle Alley, from the north end of the flag now laid by the property of Curtis & Butts and W. W. Powers to Allen street, by paving said alley with Medina stone and setting a curb stone where necessary. Adopted.

The Surveyor submitted as such estimate \$4,550. By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The improvement of Pindle Alley, by paving the same with Medina stone and setting a curb stone where necessary, from the north end of the flagging now laid at the property of Curtis & Butts and D. W. Powers to Allen street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$4,550, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Pindle Alley, from a point 6 feet south of the north line of lands owned by Curtis & Butts to Allen street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, June the 14th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Lost by the following vote: Ayes—Ald. Rogers, Herzberger, Caring, Dagge, Parsons—5.

Nays—Ald. Whitcomb, Barker, Smith, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagel, Mauder, Aikenhead—16.

PLANK WALK ON ROWE STREET.

By Ald. Dagge—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet wide on the north side of Rowe street, from Lake avenue to Straub's alley. Adopted.

The Surveyor submitted as such estimate \$554. By Ald. Dagge—Resolved, That the following improvement is expedient, viz: The construction of a plank walk 4 feet wide on the north side of Rowe street, from Lake avenue to Straub's alley.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$554, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the north side of Rowe street, from Lake avenue to Straub's alley.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, June the 14th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Lost by the following vote: Ayes—Ald. Barker, Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Craig, Kelly, Woodruff, Mandeville, Dagge, Nagel, Parsons—15.

Nays—Ald. Whitcomb, Stone, Gerling, Charters, Mauder, Aikenhead—6.

IMPROVEMENT OF EVERGREEN STREET.

By Ald. Dagge—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Evergreen street, from North St. Paul street to Conkey avenue, by grading the roadway and sidewalks and laying a plank walk 4 feet wide on each side thereof with the necessary crosswalks. Adopted.

The Surveyor submitted as such estimate, \$1,456.

By Ald. Dagge—Resolved, That the following improvement is expedient, viz: The improvement of Evergreen street, from North St. Paul street to Conkey avenue, by grading the roadway and sidewalks and laying a plank walk 4 feet wide on each side thereof with the necessary crosswalks.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,456, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Evergreen street, from North St. Paul street to Conkey avenue.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, June the 14th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Lost by the following vote: Ayes—Ald. Rogers, Herzberger, Caring, Connolly, Meyer, Gerling, Charters, Dagge, Parsons—9.

Nays—Ald. Whitcomb, Barker, Smith, Relyea, Craig, Stone, Kelly, Woodruff, Mandeville, Nagel, Mauder, Aikenhead—12.

PLANK WALK ON HOPE STREET.

By Ald. Dagge—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet wide on the south side of Hope street from Hudson street to Hanover street. Adopted.

The Surveyor submitted as such estimate, \$268.

By Ald. Wilson—Resolved, That the following improvement is expedient, viz: The construction of a plank walk 4 feet wide on the south side of Hope street, from Hudson street to Hanover street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$268, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, and reported the same at \$268, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, and reported the same at \$268, which estimate is hereby approved.

Lost by the following vote: Ayes—Ald. Rogers, Herzberger, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—17.

Nays—Ald. Whitcomb, Barker, Caring, Smith—4.

#### PLANK WALK IN MUNGER STREET.

By Ald. Dagge—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet wide on the south side of Munger street, from South avenue to Welland street. Adopted.

The Surveyor submitted as such estimate, \$147.  
By Ald. Dagge—Resolved, That the following improvement is expedient, viz: The construction of a plank walk 4 feet wide on the south side of Munger street, from South avenue to Welland street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$147, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the south side of Munger street, from South avenue to Welland street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, June the 14th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Barker, Rogers, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Mauder, Aikenhead, Parsons—19. Majority Petition.

#### PLANK WALK ON FAVOR STREET.

By Ald. Dagge—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 3½ feet wide on the east side of Favor street, from Spring street to Troup street. Adopted.

The Surveyor submitted as such estimate \$92.

By Ald. Dagge—Resolved, That the following improvement is expedient, viz: The construction of a plank walk 3½ feet wide on the east side of Favor-st., from Spring street to Troup street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$92, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the east side of Favor street, from Spring street to Troup street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, June the 14th, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Barker, Rogers, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Mauder, Aikenhead, Parsons—19. Majority petition.

#### IMPROVEMENT OF CHAPIN STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Chapin street from Olean street to Summer street, by grading the roadway and sidewalks and laying a plank walk 5 feet 4 inches wide on each side thereof with the necessary crosswalks. Adopted.

The Surveyor submitted as such estimate, \$6,482.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The improvement of Chapin street, from Olean street to Summer street, by grading the roadway and sidewalks and laying a plank walk 5 feet 4 inches wide on each side thereof with the necessary crosswalks.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$6,482, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Chapin street, from Olean street to Summer street.

And further, resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improve-

ment, are required to attend the Common Council, on Tuesday evening, June the 14th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Lost by the following vote:

Ayes—Ald. Whitcomb, Barker, Rogers, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Mauder, Aikenhead—18.

Nays—Ald. Parsons—1.

#### IMPROVEMENT OF CONCORD AVENUE.

Ald. Dagge presented the final ordinance for the improvement of Concord avenue.

Ald. Gerling moved its indefinite postponement. Carried.

#### IMPROVEMENT OF SCIO STREET.

Ald. Dagge presented the final ordinance for the improvement of Scio street.

Ald. Aikenhead moved its indefinite postponement. Carried.

#### PLANK WALKS ON HOELTZER STREET.

Ald. Dagge presented the final ordinance for side walks on Hoeltzer street.

Ald. Mauder moved to postpone to the first regular meeting in August. Carried by the following vote:

Ayes—Ald. Whitcomb, Rogers, Relyea, Meyer, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Mauder, Aikenhead—14.

Nays—Ald. Barker, Caring, Smith, Connolly, Glover, Nagel, Parsons—7.

#### IMPROVEMENT OF DRAPER AND MILO STREETS.

On motion of Ald. Dagge, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Dagge submitted the following:

An ordinance to improve Draper and Milo streets, from North street to North avenue.

The Common Council of the City of Rochester do ordain and determine as follows:

That Draper and Milo streets shall be improved from North street to North avenue, by grading the roadway and sidewalks, and laying a plank walk 4 feet wide on each side thereof, with the necessary crosswalks.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$1,941, which estimate was and is hereby approved, the sum of \$1,941, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And that portion of said city which the Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Draper and Milo streets, from North street to North avenue, on which above described portion of the city the said sum of \$1,941 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 4th day of June, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Barker, Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—22.

#### PLANK WALKS ON COBB STREET.

By Ald. Dagge—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet 8 inches wide on each side of Cobb street, from Alexander street to Averell-st.—Adopted.

The Surveyor submitted as such estimate, \$407.

By Ald. Dagge—Resolved, That the following improvement is expedient, viz: The construction of a plank walk 4 feet 8 inches wide on each side of Cobb street, from Alexander street to Averell street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$407, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Cobb street, from Alexander street to Averell street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council,

oil, on Tuesday evening, June the 14th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Barker, Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—22.

#### PLANK WALKS ON JAY AND MAGNE STREETS.

On motion of Ald. Dagge, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Dagge submitted the following:

An ordinance to construct plank walks on Jay and Magne streets, from the Erie Canal to Smith street. The Common Council of the city of Rochester do ordain and determine as follows:

There shall be constructed a plank walk 6 feet wide on the north side of Jay street and on the east side of Magne street, from the Erie Canal to Smith street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$519, which estimate was and is hereby approved; the sum of \$519, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the north side of Jay street and on the east side of Magne street, from the Erie Canal to Smith street, on which above described portion of the city the said sum of \$519 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 4th day of June, 1870, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Barker, Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—22.

#### PLANK WALK ON RHINE STREET.

On motion of Ald. Dagge, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Dagge submitted the following:

An ordinance to construct a plank walk, on the east side of Rhine street, from Hanover street to Hudson street.

The Common Council of the city of Rochester do ordain and determine as follows:

There shall be constructed a plank walk 4 feet 8 inches wide on each side of Rhine street, from Hanover street to Hudson street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at eight hundred and fifty-three dollars, which estimate was and is hereby approved; the sum of \$853 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Rhine street, from Hanover street to Hudson street.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 4th day of June, 1870, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Barker, Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—22.

#### STONE CROSSWALK ON SOUTH AVENUE AT COMFORT ST.

On motion of Ald. Dagge, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Dagge submitted the following:

An ordinance to construct a stone crosswalk on South Avenue at Comfort street.

The Common Council of the city of Rochester do ordain and determine as follows:

There shall be constructed a stone crosswalk, 5 feet wide, across South Avenue at the south line of Comfort street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$107, which estimate was and is hereby approved, the sum of \$107, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the south side of Comfort street, from the west line of lot No. 3, section 16, to the east line of section N, in the Williams tract. Also on each side of South Avenue, from the south line of Comfort street to the south line of lots 5 and 15, in sections L and M in the Williams tract, on which above described portion of the city the said sum of \$107 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 4th day of June, 1870, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Whitcomb, Barker, Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—21.

#### STONE SEWER IN NORTH CLINTON STREET.

On motion of Ald. Caring the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a stone sewer in North Clinton street, from the sewer in Scrantom street to Elizabeth Place.

The Common Council of the City of Rochester do ordain and determine as follows:

There shall be constructed a stone sewer 2 feet by 2 feet in North Clinton street, from the Scrantom sewer at Hoeltzer street to Elizabeth Place.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$1,327, which estimate was and is hereby approved; the sum of \$1,327 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Clinton street, from Hoeltzer street to Elizabeth Place; also on each side of Oakman street, from Hawkins street to Clinton street; also on each side of Elizabeth Place its entire length; also on each side of Sellinger street, from St. Joseph street to Clinton street; also on each side of St. Joseph street, from a point 10 feet north of Catherine street to Hoeltzer street, and also on each side of Herman-st., from a point 300 feet west of Hudson street to St. Joseph street.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 4th day of June, 1870, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Whitcomb, Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, St

Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—22.

#### SEWER IN GARDINER PARK.

Ald. Caring presented the final ordinance for a sewer in Gardiner Park.

Ald. Meyer moved that the ordinance be postponed for two weeks. Ald. Aikenhead moved its indefinite postponement. Carried.

#### SEWER IN BUCHAN PARK STREET.

Ald. Caring presented the final ordinance for a sewer in Buchan Park street, and moved its indefinite postponement. Carried.

Ald. Kelly moved to reconsider the vote on the Chapin street improvement. Carried.

Ald. Kelly moved to postpone until the next regular meeting.

Ald. Caring moved to reconsider the vote taken on the ordinance to improve Evergreen street. Carried.

Ald. Caring moved to postpone the ordinance to next regular meeting. Carried.

Ald. Whitcomb moved to reconsider the vote taken on the ordinance to improve Pindle alley. Carried.

Ald. Stone moved to postpone to next regular meeting. Lost by the following vote:

Ayes—Ald. Rogers, Herzberger, Connolly, Stone, Kelly, Gerling, Charters, Nagel, Mauder, Aikenhead—10.

Nays—Ald. Whitcomb, Barker, Caring, Smith, Relyea, Meyer, Glover, Craig, Woodruff, Mandeville, Dagge, Parsons—12.

The ordinance was then passed by the following vote:

Ayes—Ald. Whitcomb, Barker, Caring, Smith, Relyea, Glover, Craig, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Aikenhead, Parsons—16.

Nays—Ald. Rogers, Herzberger, Connolly, Meyer, Stone, Mauder—6. Majority Position.

#### SPRINKLING STREETS.

By Ald. Whitcomb—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling Main and Buffalo streets, from East avenue to the Erie canal, Exchange and State streets, from the Erie canal to the N. Y. C. R. R., and Fitzhugh street, from Buffalo street to the Erie canal, for the season of 1870. Adopted.

The Surveyor submitted as such estimate, \$3,124.

By Ald. Whitcomb—Resolved, That the following improvement is expedient, viz:

The sprinkling of Main and Buffalo streets, from East avenue to the Erie canal, Exchange and State streets, from the Erie canal to the N. Y. C. R. R., and Fitzhugh street, from Buffalo street to the Erie canal, for the season of 1870.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$3,124, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Main and Buffalo streets, from East avenue to the Erie canal, one tier of lots on each side of Exchange and State streets, from the Erie canal to the N. Y. C. R. R., and one tier of lots on each side of Fitzhugh street, from Buffalo street to the Erie canal.

And the Clerk is hereby directed to publish notice in pursuance of Section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, June the 14th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Barker, Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—22.

SPRINKLING NORTH AND SOUTH CLINTON STREET.

By Ald. Herzberger—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling North and South Clinton streets, from Andrews street to Monroe avenue for the season of 1870. Adopted.

The Surveyor submitted as such estimate, \$900.

By Ald. Herzberger—Resolved, That the following improvement is expedient, viz: The sprinkling of North and South Clinton streets, from Andrews street to Monroe avenue for the season of 1870.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$900, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of North and South Clinton streets, from Andrews street to Monroe avenue.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said im-

provement, are required to attend the Common Council, on Tuesday evening, June the 14th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Barker, Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—21.

Nays—Ald. Whitcomb—1.

#### ASSESSMENT ROLLS.

Ald. Rogers presented the assessment roll for the improvement of James street and moved its confirmation. Carried by the following vote:

Ayes—Ald. Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—20.

Nays—Ald. Whitcomb, Barker—2.

Also, the assessment roll for a plank walk on Savannah street and moved its confirmation. Carried by the following vote:

Ayes—Ald. Barker, Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Mauder, Aikenhead, Parsons—21.

Nays—Ald. Whitcomb—1.

Ald. Rogers presented the Assessment Roll for a stone walk across South avenue, at the south line of Holley street, and moved its confirmation. Carried by the following vote:

Ayes—Ald. Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons, Barker—21.

Nays—Ald. Whitcomb—1.

Ald. Caring presented the assessment roll for a sewer in Kent street and moved its confirmation. Carried by the following vote:

Ayes—Ald. Barker, Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—21.

Nays—Ald. Whitcomb—1.

Ald. Mauder moved to reconsider the vote taken on the Hope street ordinance. Carried.

Ald. Mauder moved to postpone the ordinance to next regular meeting. Carried.

Ald. Mauder moved to reconsider the vote taken on Pindle Alley ordinance. Carried.

Ald. Mauder moved to postpone the ordinance to next regular meeting. Carried.

By Ald. Craig—Resolved, That the City Surveyor is hereby directed not to prepare estimates and first ordinances except on majority petitions, and they shall be so certified by the assessors, and left with the Surveyor on the Saturday previous to the regular meeting of the Common Council. Adopted.

UNFINISHED BUSINESS.

Ald. Herzberger called up a resolution offered by him May 17th, and tabled, in regard to House for Idle and Truant Children.

Ald. Mauder moved as an amendment that the Committee advertise for proposals and report to this Board.

The amendment was accepted and the original resolution as amended was then taken and declared carried.

Ald. Gerling moved to proceed to fix the salary of the Excise Commissioners. Carried by the following vote:

Ayes—Ald. Whitcomb, Barker, Herzberger, Smith, Relyea, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Nagel, Mauder—14.

ROCHESTER, May 31, 1870.

Nays—Ald. Rogers, Connolly, Meyer, Charters, Dagge, Aikenhead, Parsons—7.

Ald. Gerling moved, that the salary of the Executive Commissioners be \$1,200 each per year. Carried, by the following vote:

Ayes—Ald. Whitcomb, Barker, Caring, Smith, Relyea, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Nagel, Mauder; 14.

Nays—Ald. Rogers, Herzberger, Connolly, Meyer, Charters, Dagge, Aikenhead, Parsons—8.

## EXECUTIVE.

Ald. Gerling moved, that we now proceed to ballot for Mt. Hope Commissioner. Carried.

FIRST BALLOT—Ald. H. D. Scrantom received 5 votes; Ald. J. H. Kelly 9; A. Cram 3; H. B. Knapp 3; scattering 2. No choice.

SECOND BALLOT—Ald. H. D. Scrantom received 5 votes; Ald. J. H. Kelly 12; A. Cram 3; scattering 2. No choice.

Ald. Kelly moved that under the head of miscellaneous no business be transacted, except acting upon the Finance Budget. Carried.

Ald. Mauder moved to proceed to ballot for Mayor pro tem. Carried.

FIRST BALLOT—Ald. A. G. Whitcomb received 16 votes; scattering 5.

Ald. A. G. Whitcomb was declared appointed. Ald. Gerling moved to proceed to ballot for Mt. Hope Commissioner.

Ald. Glover moved to postpone further action for one year. The chair ruled the motion in order.

Ald. Kelly appealed from the ruling of the chair. A vote was taken and the chair sustained by the following vote:

Ayes—Ald. Rogers, Herzberger, Caring, Connolly, Meyer, Glover, Mandeville, Charters, Dagge, Nagel, Aikenhead, Parsons—12.

Nays—Ald. Whitcomb, Barker, Smith, Relyea, Craig, Stone, Kelly, Woodruff, Gerling, Mauder—10.

A vote was then taken on Ald. Glover's amendment and declared lost, by the following vote:

Ayes—Ald. Rogers, Herzberger, Connolly, Meyer, Dagge, Aikenhead, Parsons. 8

Nays—Ald. Whitcomb, Barker, Caring, Smith, Relyea, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagel, Mauder. 14.

The original motion of Ald. Gerling was then taken and declared carried.

FOURTH BALLOT—H. D. Scrantom received 3 votes; Ald. J. H. Kelly, 16; Scattering, 3. No choice.

Ald. Craig moved to postpone further action until the next regular meeting.

Lost by the following vote:

Ayes—Ald. Rogers, Caring, Meyer, Glover, Craig, Dagge, Parsons—7.

Nays—Ald. Whitcomb, Barker, Herzberger, Smith, Relyea, Connolly, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagel, Mauder, Aikenhead—15.

FIFTH BALLOT—H. D. Scrantom received 5 votes; Ald. J. H. Kelly received 16; scattering 1. No choice.

Ald. Kelly moved to suspend the rule to adjourn at 11 o'clock. Carried by the following vote:

Ayes—Whitcomb, Rodgers, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—19.

## Gentlemen of the Common Council:

You are respectfully invited to attend a promenade concert and exhibition drill by the Ryan Zouaves to be given at the Rink Thursday evening, June 2, and prior to their proposed trip to the West. Yours respectfully,

Capt. J. McDERMOTT.

On motion of Ald. Smith the invitation was accepted, and the communication ordered received filed and published.

## FINANCE BUDGET.

By Ald. Kelly—Resolved, That the Treasurer pay as follows when there are funds applicable.

## CONTINGENT FUND.

W. S. Granstyn, 1 mo. salary City Surveyor.....	\$283 83
W. F. Morrison, 1 mo. Clerk.....	100 00
Jesse Shephard, 1 mo. salary City Attorney.....	83 83
Thos. H. Hopwood, 1 mo. salary Messenger.....	66 66
David McKay, 1 mo. Assessor.....	150 00
E. T. Oatley, 1 mo. ....	150 00
John J. Schaeffer, 1 mo. .... as Watchman.....	85 00
Francis Lockhart, 1 mo. ....	88 00
C. F. Wolters, badges.....	7 50
Wadsworth & Williamson, stationery.....	15 00
T. H. Hopwood, disbursements.....	85 00

## POOR FUND.

B. L. Hovey, for examining an insane woman.....	\$ 5 00
John Cline, disbursements.....	56 75
B. L. Hovey, balance of salary.....	10 41
John Cline, salary for February and part of April.....	187 87
A. Heffner, bread.....	53 80
Johanna Yawman, bread.....	150 55
Geo. Bastian.....	72 91
Dr. J. C. Lung, 1 1/2 mo. salary to June 1st.....	12 00
James McQuinn, paid orders.....	109 65
B. Waugh Jones, potatoes and paid orders.....	100 00
H. W. Jones, overseer of poor, 1 mo. salary to June 1st.....	100 00

And charge that Fund.

## HIGHWAY FUND.

John Quinn, 1 month's salary as Street Superintendent.....	\$ 125 00
Wm. Conklin, 1 month's salary as cattle police.....	50 00
Michael O'Brien, 1 .....	50 00
Wm. Gallagher, 1 .....	50 00
Nicholas Lichander, 1 month's salary as cattle police.....	50 00
Gibbons & Stone, rent to May 1, 1870.....	12 50
J. W. McKinley, bill for hoes.....	3 75
A. H. Orton, hack hire.....	8 00
Hiram Wood.....	8 87
McConnell & Jones, salaries, per order Logan.....	1,313 94
John Quinn, for disbursements.....	144 18
Michael McGee, for macadamized stone.....	144 18

And charge Highway Fund.

## POLICE FUND.

Brown & Williams, matting, carpet, &c.....	\$ 105 78
John S. Stuart, painting at office.....	12 07
Jacob Minges, furniture for office.....	22 00
W. C. Thomas, stationery.....	50 66
Wm. Pidrick, material and work at office.....	27 78

And charge Police Fund.

## FIRE DEPARTMENT FUND.

Warner Westcott, pipe and work at No 3.....	\$ 8 55
---	---------

And charge that Fund.

## LAMP FUND.

M. Golden, setting lamp posts.....	\$ 4 00
Jos. Horton, " lamp post.....	50

And charge that Fund.

## SEWER REPAIR FUND.

John Rauber, repairing Adams street sewer.....	\$ 80 05
--	----------

And charge Sewer Repair Fund.

## PARK FUND.

P. J. Meyer, disbursements for labor.....	\$ 70 97
Rogers & Son, utensils.....	4 00
William Burne, trees.....	80 80

And charge that Fund.

## MAP, SURVEY AND RECORD FUND.

Cytus Beardsley, 1 mo. salary to June 1st.....	\$250 00
--	----------

And charge that Fund.

NORTH ST. PAUL STREET FROM SCRANTON STREET TO CITY LINE, REPAIR FUND.	
---	--

Horace Hoyt, Commissioner, repairs.....	\$ 41 18
---	----------

And charge that Fund.

## MONROE AVENUE REPAIR FUND.

A. P. Ross, Commissioner, repairs.....	53 26
--	-------

And charge that Fund.

## MT. HOPE AVENUE REPAIR FUND.

M. J. Walsh, breaking stone per order of Commissioner..... 19 12  
And charge that fund.

## LAKE AVENUE SEWER FUND.

Daniel Gatens, inspecting Lake avenue sewer.... 105 00  
And charge that fund.

## HEALTH FUND.

John Weining, Health Inspector, salary 1 month.. \$ 30 00  
August Woellert, .. .. . 50 00  
Daniel McTaggart, .. .. . 50 00  
Robert Nary, .. .. . 50 00  
Jonathan Reynolds .. .. . 50 00  
John Baker, .. .. . 50 00  
W. F. Morrison, Clerk of Board of Health, 1 mo.. 33 33

The Finance Budget was then adopted by the following vote:

Ayes—Ald. Whitcomb, Rogers, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—19.

On motion, adjourned to Tuesday evening, June 7th, at 7½ o'clock.

W. F. MORRISON, City Clerk.

## In Common Council—June 7th, 1870.

### ADJOURNED MEETING.

President *pro tem.*, Ald. C. R. Parsons presiding.

Present—Aldermen Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelley, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—26.

Absent—Ald. Barker, Andrews—2.

Ald. Kelly made a motion to commence at presentation of petitions and claims, and go through with the regular order of business—Lost.

### MISCELLANEOUS.

By Ald. Whitcomb, Resolved, That L. B. Lent have the privilege to exhibit the New York Circus on Falls Field by paying into the City Treasury the sum of Twenty Five Dollars per day. Adopted.

Ald. Whitcomb called up a resolution offered by himself, and amended by Ald. Gerling, in regard to payment of Boards of Inspectors. Ald. Caring moved as an amendment that the sums be fixed at \$25 for each Board of Inspectors. Carried by the following vote:

AYES—Ald. Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Relyea, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Mauder, Aikenhead and Parsons.—19.

By Ald. Rogers:

Resolved, That the Street Superintendent be hereby instructed to give notice to the owners, agents, or occupants of the buildings in South Water street, the proper notice requiring them to number their respective buildings, according to the numbers to be given by him to such parties, under direction of the Street Commissioner; and in case of their neglecting to do so, that he take such action as by penal ordinance required.—Tabled.

By Ald. Rogers—Resolved, That section 5 of an "ordinance relating to the erection and removal of buildings," be hereby repeated. Tabled.

By Ald. Rogers—Resolved, That the Treasurer be directed to receive of Thomas Bell \$6.87 in full for assessment for Plymouth avenue improve-

ment, he having built his own walk, and that he charge the balance to erroneous assessment. Adopted.

By Ald. Rogers—Resolved, That the City Surveyor be directed to ascertain and report to this Board the expense of sprinkling Plymouth avenue between Troup street and Adams street.

Ald. Relyea moved to amend by inserting the following. North street, from Main street to N. Y. C. R. R. Accepted.

The resolution, as amended was then adopted.

By Ald. Rogers—Resolved, That so much of the communications of the Mayor made at last meeting, as refers to the matter of injunction, in reference to Atkinson street sewer, be referred to the Law Committee, and also his communication of to-night in reference to erections in Genesee River, and that the Committee be authorized to employ additional counsel should they deem it expedient. Adopted.

By Ald. Herzberger—Bills of George W. Walbridge and others. Committee on House for Idle and Truant Children.

Ald. Remington, from Committee on State Line Railroad, reported progress and asked further time. Granted.

By Ald. Caring—Resolved, That the Sewer Committee is hereby directed to present to this Board ordinances for sewers in the following named streets: Elizabeth street from Hill street to Allen street; North Washington street from Buffalo street to Allen street; Sophia street from Buffalo street to Allen street; Plymouth avenue from Troup street to Spring street; Lake avenue from the north line of Wm. Pursell's land to Deep Hollow; Lake avenue from Phelps avenue to Jones avenue, to discharge at Gage's hollow; Lorimer street from West street to Varnum street; Thompson street from Jones avenue to the lands of the Western House of Refuge; Gardiner Park from Union street to a point half way to Alexander street; extending Nelson street sewer about 300 feet; and in Carolina street from South avenue to the city line.

Adopted by the following vote.

Ayes—Ald. Briggs, Whitcomb, Wait, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Kelly, Mandeville, Charters, Nagel, Mauder, Aikenhead, Parsons—16.

Nays—Ald. Rogers, Meyer, Craig, Stone, Wilson, Woodruff, Gerling, Dagge, Stebbins—10.

By Ald. Caring—Petition of Henry Andye.

By Ald. Caring—Resolved, That Henry Andye have permission to lay a flag walk in front of his lot, on the north side of Webster street, under the direction of the Improvement Committee and Surveyor. Adopted.

By Ald. Caring—Resolved, That the residents and tax payers on Buchan Park street from North Clinton street to St. Joseph street, be and are hereby permitted to construct a pipe sewer twelve inches in diameter at their own proper cost. Said sewer to be constructed under the supervision of the Sewer Committee and City Surveyor. Adopted.

By Ald. Caring—Resolved, That the Mayor be and he hereby is authorized to contract with Logan & Cregan for the construction of a sewer in Kent street in accordance with their proposition. Adopted.

### PROPOSALS.

McConnell & Jones.....	\$363 60
E. Watson.....	353 40
John Rauber.....	412 40
Logan & Cregan.....	314 14



By Ald. Caring—Three bills; Contingent Committee.

ORDINANCES.

SEWER IN SWAN STREET.

By Ald. Dagge—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer 1 foot in diameter in Swan street, from the sewer in Main street to the alley next north of East avenue. Adopted.

The Surveyor submitted as such estimate \$739.  
By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a pipe sewer 1 foot in diameter in Swan street, from the sewer in Main street to a point 150 feet north of East avenue.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$739, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the east side of Swan street, from Main street to a point 100 feet north of East avenue.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, June the 14th, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—13.

Ald. Caring moved to reconsider Ald. Craig's resolution adopted at the last meeting, instructing the Surveyor in regard to ordinances.

Lost by the following vote,  
Ayes—Ald. Briggs, Whitcomb, Wait, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Gerling, Nagel, Aikenhead, Parsons—13.

Nays—Ald. Rogers, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Charters, Dagge, Stebbins, Mauder—13.

Ald. Stone moved that Ald. Caring be allowed to present an ordinance for a sewer in Orange street. Carried.

SEWER IN ORANGE STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 2 feet by 1½ feet in Orange street, from the sewer in Saxton street to a point 20 feet west of the west line of Grape street. Adopted.

The Surveyor submitted as such estimate, \$3,008.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer 2 feet by 1½ feet in Orange street, from the sewer in Saxton street to a point 20 feet west of the west line of Grape street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$3,008, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Orange street, from Saxton street to Grape street.

And further Resolved, That the tax-payers to be assessed for making such improvement, may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, June the 14th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—26.

By Ald. Caring, bill of Oregon and Harrison streets, Sewer Inspector. Sewer Committee.

By Ald. Smith, Whereas, It is the intention of the Ryan Zouaves to make a trip to Decatur, Ill., for the very laudable and patriotic purpose of procuring the remains of Col. Ryan, for interment in this city, among the deceased members of the 140th Regiment, a Regiment which Col. Ryan commanded with so much credit to the city of Rochester, and,

Whereas, The Ryan Zouaves have done this board the honor to invite them to be present on the occasion; therefore

Resolved, That the City Treasurer be authorized to pay the treasurer of the Ryan Zouaves \$300, as a contribution towards paying the expenses of the aforesaid trip and charge contingent fund. Adopted by the following vote:

Ayes—Ald. Wait, Caring, Smith, Relyea, Meyer, Grover, Craig, Stone, Wilson, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Parsons—17.

Mays—Ald. Briggs, Rogers, Remington, Herzberger, Connolly, Kelly, Stebbins, Aikenhead—8.

By Ald. Smith—Petition of L. A. Ward and others. Referred to Street Committee and City Surveyor.

By Ald. Relyea—Resolved, That the N. Y. C. R. R. Co. have permission to construct their sidewalks in front of their premises on Webster street and also on Syracuse street, under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Relyea—Resolved, That a special committee of three be appointed and to which shall be added His Honor the Mayor and the President of this Board, to act in conjunction with a committee of like number of citizens to confer with Hon. Hiram Sibly, in regard to the purchase, or donation, of the triangular lot at the junction of East avenue and New Main street, upon which to erect a monument dedicated to the memory of the brave soldiers who have sacrificed their lives in their country's cause and for the preservation of our glorious Union in the late rebellion. Adopted.

Committee—Ald. Relyea, Aikenhead, Craig, His Honor Mayor Lutes and President Ald. Ezra R. Andrews.

By Ald. Connolly—Petition of Wm. Moore, to erect a wood building. On motion referred to the Aldermen from the 6th Ward, with power to act. Adopted.

By Ald. Meyer—Resolved, That the following named persons have leave to erect wooden buildings according to their petitions, under the direction of the Fire Marshal.

Franz Zugelder, 54 Munger street; Patrick McArdle, 9 and 10 Montrose street; C. D. Page, corner Ambrose and State streets; Herman Langnet, North Clinton street; C. V. Jeffrey, 32 Atwater street; Jane Christie, 18 Fitzhugh street; J. E. Pierpont, North street; John Mauder, 16 and 17 North Clinton street; J. Melvin, South Fitzhugh street; Charles Meng, 19 Chatham street; S. M. Sherman, 11 Gardner Park; Henry Brantiger, 7 Comfort street. Adopted.

By Ald. Glover—Petition of Jeremiah Hall and others, asking to have the Monroe street cemetery removed. Referred to the Committee appointed at the last meeting in reference to same subject.

By Ald. Craig—Resolved, That the City Treasurer be and he hereby is directed to pay to Elisha Swanton the sum of twenty-five (25) dollars for constructing box sewer, and charge Highway Fund.

Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Rogers, Remington, Herzberger, Meyer, Caring, Smith, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagel, Aikenhead, Parsons.—23.

By Ald. Craig—Resolved, That the Treasurer and he hereby is, directed to refund to Wm. Brown \$39.80 of the amount paid by him for constructing Plymouth avenue sidewalk and charge Contingent Fund. Adopted by the following vote:

Ayes—Aldermen Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagel, Aikenhead, Parsons—21.

Nays—Aldermen Briggs, Wait—2.

By Ald. Craig—Resolved That the Commissioner of Highways for West avenue be directed to notify the Rochester City & Brighton Street R. R. Company to repair the roadway between their tracks within ten days, and if they fail to comply with said notice, then he will cause the same to be done, and charge said R. R. Co.—Adopted.

Ald. Relyea moved the City Surveyor and the Street Superintendent to be and are hereby directed to inspect the North street improvement. Carried.

By Ald. Stone—Resolved, That in order to make the Fire Telegraph more efficient in its operations, the control of the keys to the signal boxes to be placed in the hands of the Superintendent, B. F. Blackall, whose duty it shall be to prevent as far as possible the practice of pulling a box more than one time for a single fire, and that he urge upon key holders the importance of pulling the box contiguous to the fire. Adopted.

By Ald. Stone—Resolved, That the Mayor direct the Health Inspectors to enforce the Penal ordinance, relating to cisterns, requiring all such to be properly covered with curbs or pumps. Adopted.

By Ald. Stone—Resolved, That the Common Council consent and authorize Henry L. Fish to remove the alley laying north of his lots, 1, 2, 3 and 4 on West Avenue and south of his lot No. 7 on North Francis street forty feet north of its present location, connecting with the alley running north and parallel with Madison and North Francis streets to East Maple street, as per diagram presented to this board this evening. The alley as shown in the red shade to take the place of the blue shade as shown on said diagram, and that the Common Council accept the dedication of said alley, and the clerk is hereby directed to place said diagram on the file in the port folio of street maps and diagrams. The same to be done free of expense to the city or the tax payers in that locality. Adopted.

Ald. Kelly moved that section 29 of rules be and is hereby stricken out. Carried by the following vote:

Ayes—Ald. Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Wilson, Kelley, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Aikenhead, Parsons—20.

Nays—Ald. Stone, Stebbins, Mauder—3.

By Ald. Kelly—Resolved, That a special committee be appointed to select a suitable location for a public park and report the same with the cost thereof to the Board for its approval.—Adopted.

The President appointed as such committee Ald. Kelly, Stebbins and Mandeville.

By Ald. Kelly—Resolved, That the improvement Committee is hereby requested to examine Buell avenue and report the cost for its repairs, the same, when ordered by the Board, to be assessed upon the land lying adjacent thereto. Adopted.

#### FINANCE BUDGET.

JUNE 7, 1870.

By Ald. Kelly, Resolved, That the Treasurer pay as follows, when there are funds applicable:

#### FIRE DEPARTMENT FUND.

Monthly pay roll R. C. Fire Department for the month of May, 1870:

<i>Steam Fire Engine Co. No. 1.</i>	
W. DeGarmo, for 1 mo. services as Engineer to June 1, 1870.	75 00
Jerome Dowd, for 1 mo. services as Driver to June 1, 1870.	50 00
Richard Mills, for 1 mo. services as Driver to June 1, 1870.	50 00
<i>Steam Fire Engine Co. No. 2.</i>	
Seneca Dobbs, for 1 mo. services as Engineer to June 1, 1870.	75 00
Michael Lumbert, for 1 mo. services as Driver to June 1, 1870.	50 00
Jno. Boner, for 1 mo. services as Driver to June 1, 1870.	50 00
<i>Steam Fire Engine Co. No. 3.</i>	
E. Whittier, for 1 mo. services as Engineer to June 1, 1870.	75 00
John Ransom, for 1 mo. services as Driver to June 1, 1870.	50 00
Lewis Gommenginger, for 1 mo. services as Driver to June 1, 1870.	50 00
<i>Steam Fire Engine Co. No. 4.</i>	
J. P. Forman, for 1 mo. services as Engineer to June 1, 1870.	75 00
Jas. Snyder, for 1 mo. services as Driver to June 1, 1870.	50 00
Barney Kearney, for 1 mo. services as Driver to June 1, 1870.	50 00
<i>Hook &amp; Ladder Co. No. 1.</i>	
Anthony Andrus, for 1 mo. services as Driver to June 1, 1870.	50 00
<i>Superintendent of Hose Depot.</i>	
R. B. Paine, for 1 mo. services as Sup't Depot to June 1, 1870.	75 00
<i>Chief Engineer.</i>	
Wendell Bayer, for 1 mo. services as Engineer to June 1, 1870.	125 00
	\$ 950 00

Payable to O. L. Angevine.

N. A. STONE,  
GEO. W. CONNOLLY,  
JACOB GERLING,  
Fire Department Committee.

F. P. Michaels, for repairs to machinery to May 23, 1870.	\$55 17
J. Lux & Co., for repairs to harness, &c.	14 30
Smith & Roberts, for 2 tons canal peat for engine	18 00
J. & D. McIntosh & Co., soap, &c., for Department.	9 16
G. W. & C. T. Crouch, lumber for Department.	3 60
Valentine Gerling, oats and mill feed.	56 78
S. A. Millington, repairs to engine.	12 35
A. M. Semple, soap, matches and brooms.	17 58
J. H. Wilson & Co., bedding for horses.	8 50
Rochester Gas Light Co., coal, &c.	9 75
Rochester Cotton Mills, 50 cwt. waste.	10 40
Loos & Zimmer, 795 cwt. hay for H. & Ladder Co.	6 36
Wendell Bayer, sundry disbursements.	68 18
	\$289 73

And charge Fire Department Fund.

#### POOR FUND.

Johanna Yawman, bread.	\$ 13 50
John Groh.	8 50
Geo. Schofield, transportation.	20 64
Christian Wertz, codfish.	2 15
Kernan & McMannis, paid orders.	39 44
Anthony Bingham, paid orders.	4 90
H. W. Jones, disbursements.	9 75
Smith & Roberts, coal.	559 25
H. Brewster & Co., tea, sugar and codfish.	250 30
And charge Poor Fund.	

#### CONTINGENT FUND.

W. C. Thomas, stationary for Assessors & Clerk's	\$6 50
G. W. & C. T. Crouch, Surveyor's stakes.	10 50
C. F. Woltes & Co., clock repair.	4 25
C. F. Wolters, 1 clock.	25 00
Raymond & Co., insurance.	50 00
And charge Contingent Fund.	

POLICE FUND.

To Sam'l M. Sherman, 1 mo. salary to June 1, 1870,	\$125 00
P. H. Sullivan,	100 00
Peter Hughes,	85 00
Jonathan Dresser,	85 00
William S. Pickett,	85 00
Wm. J. Rogers,	85 00
Joseph S. Rowarth,	85 00
Henry D. Shove,	85 00
Michael Hyland,	85 00
Charles Greer,	85 00
George Bingham,	85 00
John J. Garrett,	85 00
David Monaghan,	85 00
Wm. F. Lush,	85 00
Henry D. Baker,	85 00
Thomas Dukelow,	85 00
Thos. F. Hurley,	85 00
John Kagan,	85 00
P. C. Kavanaugh,	85 00
Bartholomew Crowley,	85 00
Edward Van Vorst,	85 00
Phillip Schaad,	85 00
James McKelvey,	85 00
John C. Hahn,	85 00
Frank Goodwin,	85 00
John McQuarters,	85 00
Charles McCormick,	85 00
James K. Foster,	85 00
W. R. McArthur,	85 00
John H. Dana,	85 00
Thomas Lynch,	85 00
William White,	85 00
Frank B. Allen,	85 00
Thos. A. Burchell,	85 00
Ferry Marzloff,	85 00
James Sullivan,	85 00
Lyman Johnson,	82 17
Levett McKibbin, 29 days	82 17
William Rogers,	82 17
George W. Lord,	82 17
Isaac Spears,	82 17
E. W. McBurney,	82 17
Hugh Clark,	82 17
John Barry,	82 17
Joseph P. Clary,	80 75
George M. Latrop,	80 75
C. B. McKibbin,	80 75
Peter Lauer,	51 03
Michael Flynn,	42 50
A. McLean,	39 67
Monroe A. Green,	65 17
A. H. Franklin,	50 00
J. Denzer, Janitor,	50 00
	\$4,363 01

Examined and approved.

JOHN LUTES,  
GEORGE G. COOPER,  
HENRY S. HEBARD,  
Police Commissioners.

Rochester, June 7th, 1870.  
And charge that Fund.

PARK FUND.

P. J. Meyer, disbursements.....	\$ 4 25
And charge that Fund.....	88 50

LAMP FUND.

J. F. Relyea, lighting and extinguishing lamps to May 31st.....	740 00
J. F. Relyea, repairs for May, 1870.....	126 00
And charge that Fund.....	

HIGHWAY FUND.

James Logan, pay roll from March 21st to April 4, 1870	\$ 942 11
John Quinn, " " May 16th to May 25th 1111	75
Michael McGee, breaking stone.....	14 27
Jacob Straker, cleaning Street Superintendent's Office.....	8 00
And charge Highway Fund.....	

SEWER REPAIR FUND.

McCormell & Jones, repairing sewers.....	\$ 67 25
Loran & Creegan.....	135 73
P. McIntire, repairing Jay street sewer.....	10 50
B. Murphy, hack hire.....	3 00
Frank Masseth, hack hire.....	18 50
And charge that Fund.....	

LAKE AVENUE SEWER FUND.

E. R. Van Hoosen, inspecting sewer.....	\$ 46 50
And charge that Fund.....	

Adopted by the following vote:

Ayes—Ald. Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Nagel, Mauder, Aikenhead and Parsons—24.

Ald. Wilson presented the report of the Commissioners in regard to the widening of York street.

Ald. Crai moved its confirmation.

Carried by the following vote:

Ayes—Ald. Briggs, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Nagel, Mauder, Aikenhead and Parsons—25.

Ald. Wilson presented the report of the commissioners in the matter of widening Rail Road alley and moved its confirmation.

Ald. Charters moved its indefinite postponement. Carried by the following vote:

Ayes—Ald. Briggs, Wait, Rogers, Remington, Herzberger, Smith, Connolly, Meyer, Glover, Craig, Wilson, Kelley, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Nagel, Aikenhead, Parsons—31.

Nays—Caring, Relyea, Stone, Mauder—4.

By Ald. Charters. Petition of Robt. McIntire and others. Improvement Committee. Bills of S. M. Sherman and others. Finance Committee.

By Ald. Gerling: Petition of Simon Swietzer. Tabled.

IMPROVEMENT FUND.

By Ald. Dage:

Resolved, That the Treasurer pay, when there are funds applicable, as follows: McConnell & Jones in full for constructing flag cross-walk on East Avenue at Anson Park, and charge that fund. \$114.00

McCormell & Jones in full for constructing a flag walk across South Avenue at Hickory street and charge that fund. \$114.00

McCormell & Jones in full for constructing a flag walk across South Avenue at Holley st. and charge that fund. Adopted by the following vote: \$114.00

AYES—Ald. Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Nagel, Mauder, Aikenhead and Parsons—25.

Ald. Dage, from the Committee on Maps and Surveys, reported in favor of a bill for rent. Referred to Finance Committee.

By Ald. Dage—Resolved, That the Improvement Committee be and they are hereby authorized to contract for the repair of the sidewalk on the west side of South avenue, between Munger street and Hamilton avenue, and that the expense of the same be charged to the Highway Fund. Adopted.

By Ald. Dage—Resolved, That the Mayor be and he hereby is requested to execute contracts with James Buckley for constructing a plank walk on Ford street, and also on Reynolds street, in accordance with his proposition. Adopted.

By Ald. Dage—Resolved, That the Mayor be and he hereby is requested to execute a contract with Whitmore, Carson & Co. for the improvement of James street, in accordance with their proposition.

PROPOSALS.

Whitmore, Carson & Co.....	\$1869 50
McCormell & Jones.....	1873 00
John Rauber.....	1980 00
E. Watson.....	2431 00

By Ald. Dagge—Petition of Peter Cullen, to construct a cement walk six feet wide in front of his premises, on Comfort street. On motion, permission was granted.

By Ald. Stebbins—Resolved, That the Law Committee be and are hereby authorized to collect the various ordinances now in force and also the different amendments to the city charter, advertise for bids for printing one hundred copies of each and report the same to this Board at the second regular meeting in June. Adopted.

By Ald. Stebbins—Resolved, That Lawrence Walters and Henry Oberlies have leave to build a plank walk in front of their premises on Munger street, under the direction of the Improvement Committee and City Surveyor. Adopted.

*To the Honorable Common Council of the City of Rochester:*

GENTLEMEN—Your Committee, to whom was referred the communication of William B. Geddes, and others, as a tax-payers' committee from the Ninth and Eleventh Wards, in relation to the assessment roll for the construction of Saxton street sewer—so called—would respectfully submit the following:

Having examined into the facts in relation to the same, we find that quite a large number of the tax-payers in said wards complain of great injustice in the making up and confirmation of the assessment roll for said sewer, and have invoked the aid of the courts in restraining the city from the collection of the tax; that a suit is now pending against the city, wherein this subject matter is presented.

Your Committee are informed that a considerable number of the individuals assessed for said improvement have paid their assessment in full.

The Taxpayer's Committee in their communication, claiming that great injustice has been done in the matter of assessment, ask that your honorable body reconsider all action heretofore taken in confirming said assessment roll, and refer the same back to the Assessors for correction and amendment.

Your Committee are of the opinion that any such action would be without authority of law, and therefore void.

Your Committee would further report that if any wrong has been done in the matter of assessment, or if there are any irregularities or errors in said assessment rolls, the confirmation by the Common Council, and the payment of assessment thereunder by a portion of the taxpayers, render it conclusive, and the Common Council can now apply no remedy other than the remission and cancellation of all erroneous assessments, and charge the aggregate amount so remitted and cancelled to the contingent fund of the city.

Dated, Rochester, May 31st, 1870.

F. S. STEBBINS,  
C. R. PARSONS,  
M. M. SMITH,  
Committee.  
JESSE SHEPHERD,  
City Attorney.

On motion, received, filed and published.

By Ald. Stebbins—Resolved, That the assessment in the matter of the Saxton street sewer be hereby refunded to those who have paid the same, and cancelled as to those who have not already paid, and that the aggregate amount assessed for said improvement be and the same is hereby charged to the contingent fund of the city.

Ald. Remington moved as an amendment to

strike out "contingent fund" and insert "erroneous assessment fund." Carried.

The resolution as amended was then adopted by the following vote:

Ayes—Ald. Remington, Relyea, Meyer, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Aikenhead and Parsons—13.

Nays—Ald. Briggs, Wait, Rogers, Herzberger, Caring, Smith, Connolly, Glover, Craig, Stone, Mandeville and Mauder—12.

Ald. Woodruff moved to suspend the rule to adjourn at 11 o'clock. Carried by the following vote:

Ayes—Ald. Wait, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagel, Mauder, Aikenhead and Parsons—19.

Nays—Ald. Smith, Craig, Stone and Dagge—4.

By Ald. Stebbins—

*To the Honorable the Common Council of the City of Rochester:*

GENTLEMEN:—Your Committee to whom was referred the matter of Chapin street extension, beg leave to submit the following report:

An examination of the report and proceedings of the Commissioners in the above matter, as well as the published proceedings of the Common Council reveal the presentation of what might be considered, perhaps, two reports—the first being one in which the Commissioners did not concur; the second was presented without the Common Council's having taken any decisive action on the first—either to set aside or commit to the Commissioners for correction or amendment or otherwise.

While your committee are not clearly of the opinion that this irregularity is such, as would render any further proceedings beyond the adoption of the second report illegal and void, still they feel that the question is freighted with so much of doubt, that it seems preferable to avoid it if possible.

Your committee would therefore recommend that the Board take action upon both of these reports or papers, setting them both aside, and referring the matter to new Commissioners to be appointed by the Court, this being regarded by them as the only safe and expeditious way of adjusting the whole matter.

Dated Rochester, May 31, 1870.

F. S. STEBBINS,  
M. M. SMITH,  
C. R. PARSONS, } Committee.

On motion received, filed and published.

By Ald. Stebbins—Resolved, That the reports of the Commissioners in the matter of Chapin street extension be, and the same are hereby set aside, and that the City Attorney be requested to make application to the Court, in due form, and according to law, for the appointment of new Commissioners of award therein.

Ald. Stone moved that the whole subject be referred back to the same commissioners.

Ald. Craig moved as a substitute to confirm the report of the commissioners. Lost by the following vote:

Ayes—Ald. Wait, Connolly, Craig, Gerling, Mauder—5.

Nays—Ald. Briggs, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Mandeville, Charters, Dagge, Stebbins, Nagel, Aikenhead, Parsons—20.

Ald. Stone's amendment was then taken and lost by the following vote:

Ayes—Ald. Rogers, Connolly, Meyer, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Dagge, Mauder—11.

Nays—Ald. Briggs, Wait, Remington, Herzberger, Caring, Smith, Relyea, Glover, Mandeville, Charters, Stebbins, Nagel, Aikenhead, Parsons—14.

The original resolution by Ald. Stebbins was then acted on and declared carried.

By Ald. Mauder—Resolved, That a committee of three, the Mayor to be added thereto, be appointed to make arrangements for the visit of the Common Council to Buffalo on Monday next, and that the committee be empowered to issue invitations to city officials to accompany them.

Ald. Remington moved as an amendment that the committee appointed at a previous meeting be such committee. Carried.

The resolution of Ald. Mauder, as amended, was then adopted.

Ald. Caring moved that Ald. Relyea be added to said committee. Carried.

Ald. Caring moved that his Honor the Mayor, be added to the committee. Carried.

By Ald. Nagel—Petition of Geo. Mayer and others. Improvement Committee Bill of C. F. Walters. Finance Committee.

By Ald. Nagel—Resolved, That the owners of property on Rhine street have permission to build their own side walk, under the direction of the Improvement Committee and City Surveyor, within thirty days. Adopted.

By Ald. Nagel—Whereas, by a resolution of the Common Council, the Committee on City Property were authorized to expend \$100 for the repairs and refitting of the office of the Overseer of the Poor, therefore

Resolved, That the Treasurer be instructed to pay to the Chairman of said Committee the sum of \$100, the amount expended as authorized and that the same be charged to the Poor Fund.—Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagel, Mauder, Aikenhead, Parsons—21.

Ald. Mauder moved that Ald. Kelly be added to the committee on excursion to Buffalo. Carried.

On motion of Ald. Stone the City Clerk was instructed to notify the Buffalo authorities of our intended visit.

By Ald. Aikenhead, Resolved, That the following named persons have permission to construct cement walks in front of their premises:

George Smith, No. 50 North avenue; Mrs. Watson, 120 Broadway; George W. Baiterson, 118 do; O. Oliver, 116 do; C. C. Meyer, 114 do; Dana, 85 and 87 do; P. W. Taylor & co., corner Broadway and Marshall streets; Mr. Hobard, 60 Broadway; Mr. Blenerhasset, 50 Broadway; James Robinson, 76 do.

Under direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Aikenhead—Resolved, That the Mayor be and he is hereby requested to enter into a contract with Norman H. Gaiusha for the furnishing of fifty lamp posts; also, with Gommenger, Allen & Co. for the furnishing of fifty lamps, said contract to be made in accordance with their propositions. Adopted.

By Ald. Relyea—Resolved, That the owner of the premises situated on the corner of Chatham and Harrison streets be and hereby is

granted permission to drain said premises into Chatham street sewer, upon the payment of \$18 25, and that the same be credited to the Chatham street sewer fund. Adopted.

By Caring—Resolved, That the clerk draw an order for \$3,000 in favor of D. McCormick & Co. and payable to their order in two years from the 31st day of May 1870, with interest, and the treasurer is hereby authorized to accept the same in behalf of the city, and charge Lake avenue, Phelps avenue and Varum street Sewer Fund. Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagel, Mauder, Aikenhead, Parsons—20.

By Ald. Caring—Resolved, That the City Treasurer be and is hereby authorized to pay to Simon Kleinsley, inspector of Oregon and Harrison streets sewer, the sum of \$50 whenever there shall be funds properly applicable thereto. Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Rogers, Remington, Herzberger, Caring, Relyea, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Charters, Nagel, Mauder, Aikenhead and Parsons—19.

Nays—0.  
By Ald. Caring—Petition of Margaret O. Farrell; Assessment Committee.

By Ald. Briggs—Bills of S. J. Wagner and others; Poor Committee.

Ald. Briggs, from the Committee for Support of the Poor, reported in favor of the bills of W. S. & W. W. Ely, S. J. Wagner, A. Brown and B. F. Barker. Finance Committee.

By Ald. Briggs—Communications from Thos. Hawks and Sidney B. Roby. Poor Committee.

By Ald. Briggs—Resolved, That his Honor the Mayor, on the part of the city, lease of Sidney B. Roby for the term of three years, the lot mentioned in his communication, and upon the conditions proposed, said to be used for storing wood and coal for the city poor.

Ald. Kelly moved to table the resolution.

Ald. Relyea moved to refer to Poor Committee with power to act. Carried.

On motion, adjourned.  
W. F. MORRISON, City Clerk.

## In Common Council, June 9th, 1870.

### SPECIAL MEETING.

For the purpose of electing Directors for the Rochester and Genesee Valley Railroad.

Present—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Mandeville, Gerling, Dagge, Mauder, Aikenhead, Parsons—19.

Absent—Ald. Barker, Andrews, Herzberger, Meyer, Kelly, Woodruff, Charters, Stebbins, Nagel—9.

In the absence of the President, Ald. Ezra R. Andrews.

On motion of Ald. Gerling, Ald. Mauder was chosen President *pro tem*.

Ald. Relyea made a motion that the Board proceed to elect seven directors of the Rochester and Genesee Valley Railroad, separately. Carried.

Ballots,.....	1	2	3
Amos Bronson,.....	7	8	17
Harvey P. Langworthy,.....	10	7	—

Hon. John Lutes,.....	3	1					
James Brackett,.....	1	—	—				

Amon Bronson having received the requisite number of votes was declared elected the first Director.

Ballots,.....	1	2	3	4	5	6	7
Harvey P. Langworthy,...	14	14	12	11	13	13	16
Hon. John Lutes,.....	4	4	6	6	4	4	1

Harvey P. Langworthy was declared elected 2nd Director.

THIRD DIRECTOR.

Hon. John Lutes received.....	15	votes.
Joha McConville,.....	2	"

Hon. John Lutes was declared elected 3d Director.

FOURTH DIRECTOR.

John McConville received 17 votes, and was declared appointed 4th Director.

FIFTH DIRECTOR.

William Burke received.....	16	votes.
Scattering,.....	1	"

William Burke was declared the 5th Director.

SIXTH DIRECTOR.

Ballots.....	1	2	3
James Brackett.....	14	14	15
E. F. Smith.....	2	2	1

SEVENTH DIRECTOR.

E. F. Smith received.....	16	votes
Blank.....	1	"

E. F. Smith was declared the Seventh Director.

COMMUNICATION FROM DIRECTOR LANGWORTHY.  
To the Common Council of the City of Rochester:

I hereby resign my office as Director of the Rochester & Genesee Valley Railroad Company.  
Yours Respectfully,  
H. P. LANGWORTHY.

Rochester, June 9th, 1870.

On motion accepted. Received, filed and ordered published.

Ald. Rogers moved that the Board proceed to ballot for Second Director in place of H. P. Langworthy, resigned. Carried.

FIRST BALLOT.

Johnson I. Robins received.....	12	votes.
Gillman H. Perkins .....	3	"
Scattering.....	1	"

SECOND BALLOT.

Johnson I. Robins received.....	17	votes
---------------------------------	----	-------

and was declared the Second Director.

Ald. Gerling moved to adjourn to Saturday evening, at 7½ o'clock, at the Mayor's office, to perfect arrangements for the excursion to Buffalo. Adjourned.

W. F. MORRISON, City Clerk.

**In Common Council, June 11th, 1870.**

ADJOURNED MEETING.

President *pro tem.* Ald. Mauder presiding.

Present—Ald. Briggs, Whitecomb, Wait, Remington, Caring, Relyea, Connolly, Glover, Stone, Wilson, Kelly, Mandeville, Gerling, Dagge, Mauder, Aikenhead and Parsons—17.

The Clerk presented a communication from his Honor the Mayor of Buffalo:

MAYOR'S OFFICE,  
BUFFALO, N. Y., June 10, 1870.

W. F. Morrison:

DEAR SIR: Yours of the 9th inst. is received and contents noted.

Our committee propose meeting you at Bata-  
via, or at such point as the trains meet, and es-  
cort you thither.

Wishing you a safe and pleasant trip, I remain  
yours truly,

ALEX. BRUSH, Mayor.

On motion, received, filed, and ordered pub-  
lished.

REPORTS OF SPECIAL COMMITTEES.

Ald. Parsons, from the committee on excu-  
sion to Buffalo, reported all ready for a good time.  
Accepted.

Ald. Relyea, from same committee, reported  
that the excursion party would occupy a special  
car, to leave the depot at 7:45 Monday morning  
next, and leave Buffalo at 11 o'clock the evening  
of the same day. Accepted.

Ald. Remington, from the special commit-  
tee on Rochester & State Line Railroad, presented  
the following report:

To the Common Council of the City of Rochester.

GENTLEMEN:—Your Committee, appointed on  
the 17th of May, to ascertain and report facts  
concerning the route through which the propos-  
ed Rochester and State Line Railroad will run,  
and such information as they might be able to  
obtain in regard to probabilities of securing over  
that road, if built, such a supply of coal, lumber,  
&c., as would stimulate manufactures in our  
city, and act as a check upon the coal monop-  
olists in the anthracite regions, would respect-  
fully report.

That on the 29th ult., the day for the depar-  
ture of the Committee, it was ascertained that  
two members of the Committee, Ald. Kelly and  
Whitecomb, would be unable to go. Ald. Briggs  
was then added to the Committee. It was deem-  
ed best to follow the line of the survey of the  
road as near as practicable, and on the morning  
of the 30th ult., His Honor the Mayor, and Ald.  
Andrews, Remington and Briggs, started in car-  
riages for Salamanca. The survey passes  
through the towns of Gates, Chili and Wheat-  
land, in Monroe county; Le Roy and Pavilion  
in Genesee county, diagonally nearly through  
the centre of Wyoming county, passing through  
the village of Warsaw, East Gainesville (where  
it crosses the Buffalo and Hornellsville Road),  
Gainesville and Eagle and near the villages of Pike  
and Arcade, and diagonally nearly through  
the centre of Cattaraugus county, passing  
through Machias, Ellicottville and Freedom to  
Great Valley, on the main line of the Erie Rail-  
way, from which point it may run to the west  
2½ miles to Salamanca, or to the east 4 miles to  
Carrollton, where it may connect with the Brad-  
ford road, which now runs 26 miles to  
the La Fayette and other coal mines.—  
The country through which the line  
runs, except occasionally a short distance, is  
rich in agricultural resources, and in some pla-  
ces has a radius of twenty miles without rail-  
road conveniences. We were much surprised to  
find that, apparently, so few obstacles existed  
to the construction of a railroad over the line  
proposed. The Valley of Allen's Creek, level  
the entire distance, which is without fall, and  
has but few rapids, is taken at Scottsville and  
followed to a point just beyond Warsaw, about  
forty-eight miles from Rochester, where the

most expensive grading on the route occurs.— Here, from Allen's Creek, the line passes into the valley of the East Coy Creek, which it follows for some miles, and passes with light grades into the valley of the West Coy, which it follows to the summit between it and Great Valley, into which it passes, and which it follows to the Erie railway. From Carrollton we took the Bradford road to Alton, and Buttsville, its terminus. At Alton we found a company mining in the Bond vein, what is known in Rochester as the Lafayette coal. This Company have a contract with the Erie Railway Company to supply them with 60,000 tons annually, for five years, and are mining for that purpose alone. There are two openings at Buttsville from which quite large quantities of coal have been taken and furnished to the Erie Railway. When the contract for furnishing that Company was given to the Alton Company operations were suspended. These with one or two others are the only mines now being operated, or that are in condition to operate along the line of the Bradford Railroad.

We cannot give you a better idea of the coal deposits in this section of Pennsylvania, than by quoting from a report made by a topographical engineer, who examined it for the purchase of coal lands and the construction of a railroad, in 1865, in the interest of parties in New York.— The report says :

"The great Appalachian Coal Field is divided into four systems—the Lower, the Middle, the Barren measure, and the Upper.

The coal of the Lower system lie under the Conglomerate \* \* \* \* Practically the Conglomerate forms the base of the bituminous Coal measures of Pennsylvania. The strata of this coal field lies across its breadth from southeast to northwest in waves continuous and parallel. These waves rise into the air north eastwardly, and as they rise their crests become broken and washed away, leaving fringes of coal bearing the names of the First Basin and Second Basin, in Clinton county ; the Third Basin in Cameron county ; the Fourth, Fifth and Sixth Basins in Elk and McKean counties.

Now, as the tide-level of the hills in southwestern Pennsylvania is about the same as that of the hills in McKean county, and as the coals in southwestern Pennsylvania are in full force, and nothing left of them but their base (the conglomerates) at the New York line, you can readily understand why these are the lowest coals in McKean county ; add to this the fact that the coals do not lie over the whole face of the country, but in fingers, and it becomes pretty plain that McKean county is not very rich in coals.— At the south line of the county, however, additional coals come in and so continue, as the map falls southwardly, until the whole of the measures are found in Greene county. \* \* \*

"My late visit to the vicinity of La Fayette has confirmed my previous opinion that there is but one workable bed of coal there, and that bed is irregular in its thickness, (never measuring over three feet of good marketable coal) and that it contains sulphur in sufficient quantities to interfere with its use in locomotives and stationary engines (with great care and some expense this difficulty could be much modified) and that its area, though perhaps over 800 acres, is much broken by streams flowing south into the Kinjua and northward into the Tuncangwant—thus representing little "hats," the thinness of which but imperfectly protects the coals lying under them.

It is to the south of the Kinjua that one must go for coals in sufficient quantities to warrant the construction of a railroad of any length.— The first coals met with are those on Howard Hill, (about five miles south of the present terminus of the Bradford Railroad Company), where the peculiar knob character of the surface north of the Kinjua is here so modified as to present a large unbroken patch of coal-bearing rocks. There are two veins of coal here, the lowest being the equivalent Bond vein, though with much better roofing. The overlying one is the so-called "Shaft" or "Five Feet" vein. I judge the area of this vein in Howard Hill to be 3,000 acres, which, if its regularity could be depended on, should yield 10,000,000 tons net of coal.

"The Upper" or "Shaft" vein is the important vein of this and the country to the south, and is a well marked one here and in the basins to the eastward. \* \* \* This vein will cover nearly 1,000 acres at Howard's Hill, which calling the vein three and one-third feet thick, should yield 3,900,000 tons of coal, making, with the Bond vein 14,000,000 tons. Four miles of road by a direct line, crossing a ravine, or nine miles, following a crest line, would have to be built to reach this coal.

"The next point going south into the deepening coal measures is Johnson's Run basin. \*

\* \* \* Here the topographical character of the surface is changed, and in place of little knobs or "hats" there is a broad plateau cut into two portions by Johnson's Run. \* \* \* A high narrow ridge running between the levels of seven Mile and Rock Run, connects this plateau with Howard Hill—seemingly a causeway left for a railroad. \* \* \* The Shaft vein has been opened here, on Johnson's Run, and in many other places Dalson reports seven veins below the shaft, one as 2½ feet thick ; the Bond vein, which he calls 4½ feet, and the splint vein. I take it that the others are mere streaks.

"My own attention has been particularly drawn to the shaft and other veins above, but so little has been done in all this region to develop its vast mineral wealth, and as nature gives few keys in the shape of rock exposures, it is difficult to arrive at a just understanding of this region. Enough, however, is known to prove that it is a rich one. \* \* \* \* I estimate the amount of coal in the Johnson's Run basin, exclusive of the bond and splint veins, to be as follows :

Shaft vein, 14,850 acres and 3 1-3 feet, 77,220,000 tons. Lower Cannel, 12,000 acres and 2½ feet, 46,860,000 tons. Lime vein, 7,000 acres and 2½ feet, 37,334,000 tons. Gas vein, 1,100 acres 3 feet, 5,155,000 tons. From which gross sum of 156,570,000 tons deduct 25 per cent. for wastage, and the result is about 100,000,000 of tons of good coal. \* \* \* \* \*

[This basin is twenty miles south of the present termination of the railroad by the crest line.— COM.]

We visited the Johnson's Run district and examined openings made in various places in the shaft vein, lower cannel, lime vein and gas vein, and found the veins situated as represented in the report quoted from. It would be impossible to form an accurate judgment of the value of these various coals without an analysis of them, or a practical test. Mr. J. E. Butts the agent of the Boston Company showed us a large nodule of sulphur weighing about five pounds, and stated that the sulphur in the vein which he is working was not distributed through

the coal, but was always found in such nodules, which were picked out. Engineers on the Erie Railway say that they find no difficulty with the coal now being furnished them from the La Fayette mines. Another important feature of this section of country is the existence of a large amount of fine lumber, consisting of hemlock, cherry, whitewood, beach, maple and birch. The hemlock is sold at the mills at \$5 per thousand. Parties in that section have estimated three million feet of superior cherry on a given six hundred acres.

The committee are under many obligations for the assistance which was given them in their investigations by Messrs. Oliver Allen, of Mumford, Bristol and Merrill, of Warsaw, J. E. Butts, Jr., agent of the Boston Mining Company, Buttsville, Capt. A. A. Clay, E. Burlingame and Col. Wilcox, of Wilcox, Pa., and Gen. Thos. L. Kane, of Kane, Pa.

All of which is respectfully submitted.

JOHN LUTES,  
E. R. ANDREWS,  
S. REMINGTON,  
CHAS. W. BRIGGS,  
A. G. WHITCOMB,  
Committee.

Rochester, June 11, 1870.

On motion, received, filed and ordered published.

Ald. Mandeville moved that ex-Ald. Henry E. Rochester be invited to participate in the excursion.

Ald. Gerling moved to amend by including all the ex-Aldermen whose term of office expired April 4th, 1870. Lost.

The original motion of Ald. Mandeville was then taken and declared carried.

On motion, adjourned.

W. F. MORRISON, City Clerk.

#### In Common Council, June 14th, 1870.

##### REGULAR MEETING.

In the absence of the President, Ezra R. Andrews, on motion of Ald. Relyea, Ald. C. R. Parsons was chosen President pro tem.

Present—Ald. Wait, Rogers, Remington, Caring, Relyea, Meyer, Stone, Charters, Dagge, Mauder, Aikenhead, Parsons—12.

Absent—Ald. Briggs, Whitcomb, Barker, Andrews, Herzberger, Smith, Connolly, Glover, Craig, Wilson, Kelly, Woodruff, Gerling, Stebbins, Nagel—16.

There being no quorum present, on motion of Ald. Caring, adjourned until to-morrow evening at 7½ o'clock.

W. F. MORRISON,  
City Clerk.

#### In Common Council—June 15th, 1870.

##### ADJOURNED MEETING.

In the absence of the President, Ald. Ezra R. Andrews, on motion of Ald. Aikenhead, Ald. C. R. Parsons was chosen President pro tem.

Present—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—24.

Absent—Ald. Barker, Andrews, Mandeville, Stebbins—4

##### APPROVAL OF MINUTES.

The Clerk stated that after the publication of the minutes of June 7th, he found the following omitted entire:

“Ald. Wilson presented the final ordinance for opening an alley between Canal street and Litchfield street.

“Ald. Craig moved its indefinite postponement. Carried.”

Also, in the first ordinance for a sewer in Swan street, the words, “east side” instead of “each side.”

Ald. Mauder moved that the minutes of May 31st, June 7th, 9th and 11th be approved as published, corrected as above. Carried.

##### PETITIONS AND CLAIMS.

By Ald. Briggs—Bills of Brewster & Co., and others. Poor Committee.

By Ald. Wait—Petition of Jos. Flint, and others, to arch Frankfort Alley.

Ald. Kelly moved that the prayer of the petitioners be granted, and further, that whenever the City deem it expedient to widen said alley for the extension of Fitzhugh-st., said arch shall be removed without damage or cost to the city. Lost.

Ald. Whitcomb moved to table the petition. Carried.

By Ald. Rogers—bills of James Logan and others. Street Committee.

Ald. Rogers presented the following:

OFFICE ROCHESTER & GENESEE VAL. R. R.  
Co., 26 & 28 POWERS' BUILDING,  
June 15, 1870.

To the Common Council of the City of Rochester:

GENTLEMEN:—I am directed by the Board of Directors to transmit to you the following resolution, which was unanimously passed this day, by the Board of Directors of this Company:

Resolved, That the Common Council be requested to appoint a committee to confer with this Board of Directors, in relation to the interest of the city in the affairs of this Company, with power to take such action as shall be proper and necessary to protect the interest of the city.

Yours, &c. JNO. M. CONVILL, Sec'y.

June 15, 1870.

On motion, received, filed and published.

By Ald. Remington—Bills of Enos & Elwood and others. Contingent Committee. Bill of A. W. Darfee. Street Committee.

By Ald. Caring—Bills of John Rauber and others. Sewer Committee.

By Ald. Meyer—Bills of J. E. Rothgangle and others. Park Committee.

By Ald. Charters—Bills of Tracy & Rew and others. Police Committee.

By Ald. Gerling—Remonstrances against the construction of a sewer in Orange street, and plank walk on Smith street. Tabled.

By Ald. Smith—Bills of W. A. Wright and others. Health Committee.

By Ald. Dagge—Bill of James Buckley. Improvement Committee. Petition of Anna Bork. Tabled.

By Ald. Nagel—Bill of Wilson, Harris & Co. Contingent Committee.

By Ald. Mauder—Petition of F. Tietenberg and others in regard to St. Joseph street sidewalk. On motion referred to a special committee. The President appointed as such committee, Ald. Mauder, Glover and Nagel.

By Ald. Aikenhead—Bills of N. H. Galusha and others. Lamp Committee. Petition for side-



walks on Scio street, from German street to the N. Y. C. R. R. Referred to the Improvement Committee.

#### REPORTS.

Ald. Remington reported in favor of bills of Enos & Elwood, Thomas Knowles, Philip Hax, E. Ashby, A. H. Orton, John King, National Hotel, Owen Morgan, Moore & Cole, Rochester Gas Light Company, John Van Auker, Charles King, John Van Auker, John Harper, W. S. Grantsynn, Charles King, John Hannon, William Whitehair, Patrick Carr. Finance Committee. Petition for the improvement of Minerva alley. Improvement Committee. Petition for removal of hack stand. On motion referred to Committee on Hackney Coaches.

Ald. Rogers reported in favor of bills of East Avenue Commissioner, Horace Hoyt, Conrad Zimmer, W. D. Oviatt and James Logan. Finance Committee.

Ald. Dagge reported in favor of Jas. Buckley's bill. Tabled.

Ald. Herzberger reported in favor of the bills of Moore & Cole, Geo. Taylor, Mrs. Nicholas, Rachel Crauley, George W. Walbridge, Thomas Knowles, A. Kasscall, Alvah H. Orton. Finance Committee.

Ald. Caring reported in favor of the bills of John Rauber and others, and moved they lie on the table for the present. Carried.

Ald. Smith reported in favor of the bills of W. A. Wright, Tracy & Rew, and Hiram Wood. Finance Committee.

Ald. Meyer reported in favor of bills of J. F. Rothgangle, John Ryan, P. McCue and P. McCarthy. Finance Committee.

Ald. Aikenhead reported in favor of bills of N. H. Galusha, Jas. Horton and Rochester Gas Light Company. Finance Committee.

Ald. Nagel reported in favor of bills of Wilson, Harris & Co. Finance Committee.

Ald. Briggs reported in favor of the bills of James D. McIntosh & Co., B. Waugh Jones, John Nagel, C. F. Moore, Gerling Brothers, H. W. Jones, (disbursements) Smith & Gordon and H. Brewster & Co. Finance Committee.

#### COMMUNICATIONS.

The President presented the following communication from his Honor the Mayor:

MAYOR'S OFFICE,  
ROCHESTER, N. Y., June 13, 1870. }

To the Honorable the Common Council of the City of Rochester:

GENTLEMEN:—In the proceedings of your Board on the 7th of June, instant, the following resolution was adopted, to wit:

"By Ald. Stebbins—Resolved, That the assessment in the matter of the Saxton street sewer be hereby refunded to those who have paid the same, and cancelled as to those who have not already paid, and that the aggregate amount assessed for said improvement be and the same is hereby charged to the erroneous assessment account."

I deemed the passage of this resolution uncalled for by the circumstances of the case, and as imposing an unwarrantable tax upon the city at large for a purely local improvement, and now proceed to assign my reasons for vetoing the same.

This Saxton street sewer throughout its entire length was designed for an outlet sewer, and constructed of such capacity as to admit of discharging through it the waters of most of the

sewers of the 11th Ward and a portion of the 9th Ward. In this view the Common Council in fixing the territory by those deemed benefited and to be assessed therefor, embraced such portion of said ward as were to derive immediate or prospective advantage and benefit therefrom. Many of the tax-payers for the construction of the first section of said sewer, could not avail themselves of it for the reason that an obstacle prevented carrying out the original design. This obstacle being removed, the ordinance of September 1, 1868, was adopted to complete such design, and great advantage would be derived from an extension of it still farther. Objection being made by many persons embraced in the territory to be assessed, the subject was fully considered in the Common Council, referred to committees of the board, and the reports of such committees affirmed retaining the same territory as originally embraced in the ordinance. In December, 1868, on the complaint of Wm. B. Geddes, application was made to the Supreme Court for a writ of *certiorari* to remove the proceedings to such court for review. On the 28th day of the same month, such application was dismissed with costs against the plaintiff, the court declaring the question one within the scope of the authority of the Common Council. In the further progress of the matter, the Assessors apportioned the tax—all the usual forms were observed in affording tax payers the opportunity to allege in respect thereto, both before the Assessors and Common Council—the subject was referred to the Assessment Committees of the Common Council. Said committee reported in favor of the assessment as made, and the Common Council after mature consideration confirmed the assessment roll, and a large portion of the tax has been paid. If from inadvertence or mistake any errors were made in the proceedings of the Common Council or Assessors by which individuals deemed themselves wronged, the fullest opportunity has been afforded, in the progress of the matter, to present such grievance for correction. It should be borne in mind by the Common Council that this Saxton street sewer is an outlet, and the only outlet for the entire Eleventh ward, excepting a small section in the southeast corner of the ward, which finds an outlet under the Erie canal, a short distance south of the Allen street bridge; and since the extension of the sewer south to Maple street several additional sewers have been constructed discharging into it, and others projected with same discharge, securing the advantage and benefit of said outlet to the very parties who are most active and prominent in their opposition to the payment of their comparatively small assessment. Very great stress is laid upon the fact that one party, who opened and dedicated to the city a street for the purpose of making way for the extension of this outlet sewer, was not assessed *enough*, and to correct this alleged wrong it is proposed, in the resolution of your Board, to *refund* to this party (among others) his tax of over \$100. I cannot but regard the above mentioned resolution of the Common Council, to transfer the assessment of about \$2,000 for a *local* improvement to the *general* assessment roll of the city, as clearly unwarranted by the facts and circumstances of the case, beyond the scope of the authority of the Common Council, and unjust to the taxpayers of the other wards, and moreover it may be questioned whether imposing this tax for a *local* improvement upon the city at large, would not invalidate the assess-

ment roll and involve the city in litigation and large expense.

I am at all times quite reluctant to exercise the veto power and would not in the present instance did I not feel it my imperative duty to do so. The question is important, as involving a large amount of money, and a precedent fraught with great evil, in my judgment. I trust the Common Council will, on more mature reflection, coincide with me in the views I have presented, and deem it to be their duty, on reconsideration, to reject the resolution.

Respectfully, JOHN LUTES, Mayor.

Received, filed and published.

The Clerk presented the following :

To the Honorable the Common Council of the City of Rochester :

Monthly report of the Police Justice of the city of Rochester, of moneys received by him for fines and penalties during the month of May, 1870 :

1870.					
May 1	The People agt.	John Talling.....	\$ 10 00	\$10 00	
		Charles Clancy .....	10 00	10 00	
		Russ Allen.....	5 00		
		Michael Sinnott.....	5 00		
		Chas. Wheeler.....	5 00		
		Geo. Wright.....	10 00	10 00	
			5 00	5 00	
3		Guilbert Welier.....	5 00	5 00	
4		Mary Foster.....	10 00		
		John Quigley.....	5 00		
		John Lawless.....	5 00		
5		Jas. Johnson.....	10 00	5 00	
		Mary Foster.....	5 00		
7		Catherine Nagle.....	10 00		
		Sarah Carter.....	5 00		
		Henry Dayton.....	5 00		
8		Jas. Killcollen.....	5 00		
		Peter O'Brien.....	5 00	5 00	
		Jas. Pinion.....	5 00	5 00	
		John Laragy.....	10 00	10 00	
		Peter Rickave.....	5 00	5 00	
		Pat'k Connons.....	5 00	5 00	
		Nicholas M'Elroy.....	5 00		
		Sam'l Lockwood.....	5 00		
10		Alfred Smith.....	10 00		
12		Peter O'Brien.....	5 00	5 00	
		Pat'k Mahoney.....	10 00		
		Mary Foster.....	10 00		
13		Jas. McGill.....	5 00	5 00	
16		John Getcher.....	5 00	5 00	
		Lawrence Barrett.....	5 00	5 00	
		Geo. Webber.....	5 00	5 00	
		Charles Gay.....	5 00	5 00	
		Charles Gay.....	10 00	10 00	
		Wm. O. Nail.....	5 00	5 00	
17		Mich'l Callaghan.....	5 00	5 00	
		Jas. McMahon.....	5 00	5 00	
19		Alice O'Brien.....	4 00	3 00	
		Wm. Oliver.....	4 00	4 00	
20		Jacob Ruher.....	15 00	15 00	
		John Stanton.....	5 00	5 00	
		Wm. McLaughlin.....	5 00	5 00	
22		Wm. Kyle.....	5 00	5 00	
		Wm. Dobson.....	5 00	5 00	
		Thos. Greenwood.....	5 00	5 00	
		Geo. Childs.....	10 00		
		John Herbig.....	5 00		
		John Clary.....	10 00	10 00	
		John Burns.....	5 00	5 00	
		Daniel Hogan.....	10 00		
23		Julia Gannon.....	10 00		
		Jeremiah Sullivan.....	5 00	5 00	
		Frank McGovern.....	5 00		
		Leonard Barr.....	5 00		
		Knock Fr. sch.....	10 00	10 00	
25		M. Harrington.....	10 00		
		Wm. M. Crone.....	2 00		
27		Lewis Erlocker.....	5 00	5 00	
		Jas. Thompson.....	5 00	5 00	
28		John Connors.....	5 00		
		Jas. Connors.....	5 00	5 00	
		Wm. Taylor.....	5 00	5 00	
		Rachael Frice.....	10 00		
30		James Lee.....	10 00		
		Patrick Dalv.....	10 00		
		Thomas Hayes.....	5 00	5 00	
		Albert Sartz.....	5 00	5 00	
		Chas. McCormick.....	10 00	10 00	
		Jas. McCormick.....	10 00	10 00	
		Thos. Crowley.....	10 00		
16	The city of Rochester agt. Ann Bowen.....		100 00	50 00	

19 The city of Rochester agt. Ann Chapman.....	50 00	50 00
Total amount received.....		\$363 00

I do hereby officially certify that the foregoing report in relation to moneys received by me as Police Justice, for fines and penalties, during the month of May, 1870, is true.  
Respectfully yours, &c.  
E. W. BRYAN.

Received, filed, and ordered published.  
Ald. Kelly moved to reconsider the resolution vetoed by the Mayor. Carried.

Ald. Kelly moved the adoption of the resolution, notwithstanding the Mayor's veto. Lost by the following vote :

- Ayes—Ald. Wilson and Charters—2.
- Nays—Ald. Briggs, Whitecomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Dagee, Nagel, Mauder, Aikenhead and Parsons—23.

The Clerk presented a communication from Street Superintendent Quin in regard to the premises of F. L. Durand, on Buffalo street. On motion, ordered received, filed and published.

Ald. Mauder moved that the City Attorney be and is hereby ordered to prosecute F. L. Durand for violation of city ordinances.

Ald. Rogers moved to refer to the Street Committee.

Ald. Relyea moved to refer to Board of Health. Carried.

Ald Remington moved to reconsider the motion to receive, file and publish the communication of the Street Superintendent. Carried.

The motion to receive, file and publish was then taken and declared lost.

A communication was received from His Honor the Mayor in regard to the hackmen on Main street bridge.

Ald. Mauder moved to receive, file and refer to the Committee on Hackney Coaches. Carried.

CITY CLERK'S OFFICE,  
ROCHESTER, N. Y., JUNE 15, 1870. }

To the Hon. the Common Council.  
GENTLEMEN: In Board of Health, Friday evening, June 3d, 1870, the condition of Orange street was reported to be detrimental to the public health. On motion of Commissioner Caring, Orange street was declared a nuisance, and the Clerk was directed to notify the Council and ask that body to pass an ordinance for the construction of a sewer in said Orange street.

Yours respectfully,  
W. F. MORRISON,  
Clerk of the B. of H.

Received, filed and published.  
A communication was received and read from the Fire Marshal in respect to what he considered an unsafe building, on Stilson street.

Ald. Relyea moved to refer the communication to a special committee of three. Carried.

The President appointed as such committee, Ald. Relyea, Rogers and Mauder.

The Clerk presented the following communication from the City Clerk of Syracuse:

CITY CLERK'S OFFICE,  
SYRACUSE, June 7th, 1870. }

To the Hon. Mayor and Common Council of the City of Rochester.  
I hereby certify that the annexed resolution has been adopted by the Common Council of this city, and received the Mayor's approval.  
Witness my hand and the seal of said city.  
S. W. SHERLOCK, Clerk.

{ L S }

## RESOLUTIONS

By Ald. McGuire—Whereas, That on Thursday last, the Mayor and a majority of the Common Council of this city, together with several other city officers and citizens, visited the city of Rochester, for the purpose of examining the efficiency of the system of Fire Alarm Telegraph, being operated there; and,

Whereas, Said visit was unannounced and unexpected by the Common Council of Rochester, who, nevertheless, learning of our arrival, immediately called on us, and claimed us as their guests; therefore,

Resolved, That the thanks of this Council are hereby most heartily tendered to our brothers in Rochester for their efforts to make the object of our visit satisfactory, for their untiring attention to our wants, and for their refined and most generous hospitality.

Resolved, That the Clerk transmit to the Mayor and Common Council of Rochester copies of the foregoing resolutions, and at the same time convey to them our wish to have them, at an early day, our guests in Syracuse, which we may evidence in some degree how highly we appreciate their generous natures. Adopted.

On motion, ordered received, filed and published.

## ORDINANCES.

## IMPROVEMENT OF PINDLE ALLEY.

By Ald. Dagge—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Pindle Alley, from the north end of the flags now laid by the property of Curtis & Butts and D. W. Powers to Allen street, by paving said alley with Medina stone and setting a curb stone where necessary. Adopted.

The Surveyor submitted as such estimate \$4,550. By Ald. Dagge—Resolved, That the following improvement is expedient, viz: The improvement of Pindle Alley, by paving the same with Medina stone and setting a curb stone where necessary, from the north end of the flagging now laid at the property of Curtis & Butts and D. W. Powers to Allen street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$4,550, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Pindle Alley, from a point 6 feet south of the north line of lands owned by Curtis & Butts to Allen street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, June the 28th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Carling, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—24.

## IMPROVEMENT OF CHAPIN STREET.

Ald. Dagge presented the first ordinance for the improvement of Chapin street, and moved its indefinite postponement. Carried.

## IMPROVEMENT OF EVERGREEN STREET.

By Ald. Dagge—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Evergreen street, from North St. Paul street to Conkey avenue, by grading the roadway and sidewalks and laying a plank walk 4 feet wide on each side thereof with the necessary crosswalks. Adopted.

The Surveyor submitted as such estimate, \$1,436.

By Ald. Dagge—Resolved, That the following improvement is expedient, viz: The improvement of Evergreen street, from North St. Paul street to Conkey avenue, by grading the roadway and sidewalks and laying a plank walk 4 feet wide on each side thereof with the necessary crosswalks.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,436, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Evergreen street, from North St. Paul street to Conkey avenue.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, June the 28th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Carling, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—23.

## PLANK WALK ON VIENNA STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet wide on the north side of Vienna street, from Hanover street to Hudson street. Adopted.

The Surveyor submitted as such estimate, \$380. By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The construction of a plank walk 4 feet wide on the north side of Vienna st., from Hanover street to Hudson street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$380, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the north side of Vienna street, from Hanover street to Hudson street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, June the 28th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Herzberger, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—21.

## IMPROVEMENT OF MARSHAL STREET.

By Ald. Dagge—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Marshal street from St. Paul street to Monroe avenue, as follows: By setting a curb stone 16 feet from each line of the street, paving the gutters 4 feet wide, and laying a flag walk of Medina stone 5 feet wide in one course, with gravel on each side to the curb, and line of the street. The city to provide for the payment of the tax on Wadsworth Square. Adopted.

Ald. Kelly moved to reconsider the resolution of Ald. Dagge. Carried.

Ald. Kelly moved to strike out all relating to Wadsworth Square. Carried.

The resolution as amended was adopted.

Ald. Meyer moved to postpone the ordinance until next regular meeting. Carried.

## PLANK WALK ON SAVANNAH STREET.

By Ald. Dagge—Resolved, That the City Surveyor ascertain and report to this Board, the expense of constructing a plank walk 4 feet 8 inches wide on the west side of Savannah street from George street to Monroe avenue. Adopted.

The Surveyor submitted as such estimate, \$373. By Ald. Dagge—Resolved, That the following improvement is expedient, viz: The construction of a plank walk 4 feet 8 inches wide on the west side of Savannah street, from George street to Monroe avenue.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$373, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the west side of Savannah street, from George street to Monroe avenue.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said im-

provement, are required to attend the Common Council, on Tuesday evening, June the 28th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—22.

#### PLANK WALK ON SMITH STREET.

By Ald. Dagge—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 6 feet wide on each side of Smith street, from Magné street to Walnut street. Adopted.

The Surveyor submitted as such estimate \$510.

By Ald. Dagge—Resolved, That the following improvement is expedient, viz: The construction of a plank walk 6 feet wide on each side of Smith street, from Magné street to Walnut street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$510, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Smith street, from Magné street to Walnut street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, June the 28th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—20.

#### PLANK WALKS ON COBB STREET.

Ald. Dagge presented the final ordinance for plank walks on Cobb street.

Ald. Glover moved to postpone until next regular meeting. Carried.

#### PLANK WALK ON FAVOR STREET.

On motion of Ald. Dagge, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Dagge submitted the following:

An ordinance to construct a plank walk on the east side of Favor street, from Spring street to Troup street.

The Common Council of the city of Rochester do ordain and determine as follows:

The construction of a plank walk  $3\frac{1}{2}$  feet wide on the east side of Favor street, from Spring street to Troup street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$92, which estimate was and is hereby approved; the sum of \$92, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the east side of Favor street, from Spring street to Troup street, on which above described portion of the city the said sum of \$92 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 18th day of June, 1870, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Briggs, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Dagge, Nagel, Mauder, Aikenhead, Parsons—21.

#### PLANK WALK IN MUNGER STREET.

Ald. Dagge presented the final ordinance for the construction of a plank walk on Munger street, and moved its postponement until next regular meeting. Carried.

#### SPRINKLING NORTH AND SOUTH CLINTON STREETS.

On motion of Ald. Herzberger, the Board proceeded to

hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Herzberger submitted the following:

An ordinance to sprinkle North and South Clinton streets, from Andrews street to Monroe avenue for the season of 1870.

The Common Council of the City of Rochester do ordain and determine as follows:

The sprinkling of North and South Clinton streets, from Andrews street to Monroe avenue for the season of 1870.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$900, which estimate was and is hereby approved; the sum of \$900, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of North and South Clinton streets, from Andrews street to Monroe avenue, on which above described portion of the city the said sum of \$900 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 18th day of June, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Dagge, Nagel, Mauder, Aikenhead, Parsons—23.

#### SPRINKLING MAIN AND BUFFALO STREETS, EXCHANGE, STATE AND FITZHUGH STREETS.

On motion of Ald. Whitcomb, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Whitcomb submitted the following:

An ordinance to sprinkle Main and Buffalo streets, from East avenue to the Erie canal, Exchange and State streets, from the Erie canal to the New York Central Railroad, and from Buffalo street to the Erie canal and Fitzhugh street, for the year 1870.

The Common Council of the city of Rochester do ordain and determine as follows:

The sprinkling of Main and Buffalo streets, from East avenue to the Erie canal, Exchange and State streets, from the Erie canal to the N. Y. C. R. R., and Fitzhugh street, from Buffalo street to the Erie canal, for the season of 1870.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at three thousand one hundred and twenty-four dollars, which estimate was and is hereby approved; the sum of three thousand one hundred and twenty-four dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Main and Buffalo streets, from East avenue to the Erie canal, one tier of lots on each side of Exchange and State streets, from the Erie canal to the N. Y. C. R. R., and one tier of lots on each side of Fitzhugh street, from Buffalo street to the Erie canal, on which above described portion of the city the said sum of \$3,124 is hereby ordered to be assessed.

And the tax payers to be assessed for making such improvement, may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make

an assessment upon all the owners and occupants of lands and houses within the part on or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 18th day of June, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
**Ayes**—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Dage, Nagel, Mauder, Aikenhead, Parsons—32.

#### PLANK WALK ON HOPE STREET.

Ald. Dage presented the final ordinance for the construction of a plank walk on Hope street.

Ald. Mauder moved its indefinite postponement. Carried.

#### SPRINKLING EAST AVENUE FROM MAIN STREET TO THE CITY LINE.

By Ald. Whitcomb—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling East avenue from Main street to the city line for the balance of the season of 1870. Adopted.

The Surveyor submitted as such estimate, \$1,377.

By Ald. Whitcomb—Resolved, That the following improvement is expedient, viz:

The sprinkling of East avenue from Main street to the city line for the balance of the season of 1870.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,377, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of East avenue from Main street to the city line.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, June the 28th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
**Ayes**—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dage, Nagel, Mauder, Parsons—23.  
**Nays**—Ald. Connolly, Aikenhead—2.

#### SPRINKLING PLYMOUTH AVENUE.

By Ald. Rogers—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling Plymouth avenue, from Troup street to Adams street, for the remainder of the season of 1870.—Adopted.

The Surveyor submitted as such estimate, \$230.

By Ald. Rogers—Resolved, That the following improvement is expedient, viz: The sprinkling of Plymouth avenue, from Troup street to Adams street, for the remainder of the season of 1870.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$230, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Plymouth avenue, from Troup street to Adams street.

And the Clerk is hereby directed to publish in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, June the 28th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
**Ayes**—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dage, Nagel, Mauder, Parsons—21.  
**Nays**—Ald. Relyea, Connolly, Aikenhead—3.

#### SPRINKLING MAIN STREET FROM EAST AVENUE TO GIBBS STREET.

By Ald. Smith—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling Main street, from East avenue to Gibbs st., for the remainder of the season of 1870. Adopted.

The Surveyor submitted as such estimate, \$402.

By Ald. Smith—Resolved, That the following improvement is expedient, viz: The sprinkling of Main street, from East avenue to Gibbs street, for the remainder of the season of 1870.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole ex-

pense thereof, and reported the same at \$402, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited, and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Main street, from East avenue to Gibbs street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, June the 28th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
**Ayes**—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—23.

#### NAYS—Ald. Connolly—1

#### STONE SEWER IN NORTH FITZHUGH STREET.

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a stone sewer in North Fitzhugh street, from the sewer in Allen street to the north line of lots 89 and 51.

The Common Council of the City of Rochester do ordain and determine as follows:

There shall be constructed a stone sewer 2½ feet by 3 feet in North Fitzhugh street, from the sewer in Allen street to the north line of lots Nos. 89 and 51.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$5,150, which estimate is hereby approved: the sum of \$5,150, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants.

And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of North Fitzhugh street, from Allen street to the north line of lots Nos. 89 and 51, on which above described portion of the city the said sum of \$5,150 is hereby ordered to be assessed.

And the tax payers to be assessed for making such improvement, may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, and within two years from the confirmation of such roll.

And David McKay, John S. Shafter and E. T. Outley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 18th day of June, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Mauder moved to postpone until the next regular meeting.

Ald. Whitcomb moved to amend the ordinance by inserting 2 feet by 2½ feet, instead of 2½ feet by 3 feet.

Carried by the following vote:

**Ayes**—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—24.

Ald. Remington moved to table Ald. Mauder's motion. Carried.

The ordinance, as amended, was then acted on and adopted by the following vote:

**Ayes**—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dage, Nagel, Aikenhead, Parsons—23.

**Nays**—Ald. Mauder—1.

Ald. Caring presented the final ordinance for the construction of a sewer in Orange street.

Ald. Gerling moved its indefinite postponement.—Carried by the following vote:

**Ayes**—Ald. Briggs, Wait, Remington, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Gerling, Charters, Dage, Nagel, Parsons—18.

**Nays**—Ald. Whitcomb, Rogers, Herzberger, Caring, Mauder—5.

## SEWER IN NORTH WASHINGTON STREET.

Ald. Caring presented a first ordinance for the construction of a sewer in North Washington street.

Ald. Whitcomb moved to table until next regular meeting. Carried.

## PIPE SEWER IN ALLEY BETWEEN JONES AVENUE AND AMBROSE STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer, 1 foot in diameter, in the alley between Jones avenue and Ambrose street, from the sewer in Saratoga avenue to a point 25 feet west of Frank street. Adopted.

The Surveyor submitted as such estimate, \$866.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a pipe sewer, 1 foot in diameter, in the alley between Jones avenue and Ambrose street, from the sewer in Saratoga avenue to a point 25 feet west of Frank street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$866, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the north side of the alley between Jones avenue and Ambrose street, from Saratoga avenue to Frank street.

And is hereby directed to publish notice in pursuance of Section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, June the 28th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Nagel, Mauder, Aikenhead, Parsons—23.

## PIPE SEWER IN SWAN STREET.

On motion of Ald. Caring the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a pipe sewer in Swan street, from the sewer in Main street to the alley next north of East avenue.

The Common Council of the City of Rochester do ordain as follows:

There shall be constructed a pipe sewer 1 foot in diameter in Swan street, from the sewer in Main street to the alley next north of East avenue.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$739, which estimate was and is hereby approved; the sum of \$739 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Swan street, from Main street to a point 100 feet north of East avenue, on which above described portion of the city the said sum of \$739 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 18th day of June, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Nagel, Mauder, Parsons—22.

## BRIDGE ACROSS THE GENESEE RIVER AT VINCENT PLACE.

Ald. Caring presented the first ordinance for an iron or iron and stone bridge across the Genesee river at Vincent place.

Ald. Kelly moved to table the resolution. Carried by the following vote:

Ayes—Ald. Briggs, Wait, Rogers, Remington, Herzberger, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Nagel, Mauder, Aikenhead, Parsons—20.

Nays—Ald. Whitcomb, Caring, Smith—3.

By Ald. Rogers—Resolved, That pursuant to the request of the Board of Directors of the Rochester and Genesee Valley Railroad Company, a committee of five be appointed to confer with the Board touching the interests of the city in the affairs of the company, with power to take such action as shall be proper and necessary in the premises. Adopted.

The President appointed as such committee, Ald. Rogers, Remington, Relyea, Stone and Aikenhead.

By Ald. Stone, Resolved, That the Mayor and Common Council of the city of Buffalo, by their comprehensive acts on Monday, June 12th, 1870, in receiving the Mayor and Common Council of this city, in extending to them such a cordial greeting, in their efforts to show them their beautiful city, in affording them an opportunity of reviewing their superb Fire Department, in giving them such a grand excursion, and in the princely entertainments, have obliterated all their previous indebtedness and increased our obligations alarmingly.

Resolved, That the thanks of the Mayor and Common Council of the City of Rochester be and are hereby extended to them, with the assurance that a simple "Thank You" is more expressive on our part than a thousand words, and we hereby assure them that sometime in the future it will be our delight to make some effort to repay their kindness, attention and good cheer; and that the City Clerk transmit a copy of these resolutions to the proper authorities of Buffalo, with the usual form of seal and signatures. Adopted.

By Ald. Waite—Resolved, That the thanks of the members of this Board are eminently due, and are hereby tendered to J. Tillinghast, Esq., General Supt., &c., of the New York Central Railroad, for his courtesy and generosity in furnishing the Common Council and city officials a car to take them to Buffalo, on their recent visit to that city, and returning them home again. And also to Assistant Supt. M. W. Torrance and Director Geo. J. Whitney, for their courteous attentions to us on our trip to Buffalo and return. Adopted.

The following assessment rolls were presented and referred to the Committee on Assessments:

Plank walk on St. Joseph street; flag walk across South avenue at Gregory street; sewer in Tremont street; pipe sewer in Vine street; widening of Sellinger street; plank walk on Vienna street; plank walks on Webster street; improvement of Syracuse street; pipe sewer in Cole street; stone sewer in Tremont street; pipe sewer in Thompson street; pipe sewer in Union street; stone sewer in Nelson street; plank walk across South avenue at Sanford street; plank walk on the west side Meigs street; flag walk across South avenue at Munger street; plank walk across South avenue at Cypress street.

The Clerk gave notice that the Assessors had completed the General Assessment Rolls.

Ald. Kelly moved to suspend the rule to adjourn at 11 o'clock. Lost by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Caring, Smith, Relyea, Meyer, Wilson, Kelly, Woodruff, Gerling, Nagel, Aikenhead, Parsons—14.

Nays—Ald. Rogers, Remington, Herzberger, Connolly, Glover, Craig, Stone, Charters, Mauder—9.

On motion, adjourned until to-morrow evening, at 7½ o'clock. W. F. MORRISON, City Clerk.

**In Common Council, June 16th, 1870.**

**ADJOURNED MEETING.**

President *pro tem.*, Ald. C. R. Parsons, presiding.

Present—Ald. Briggs, Whitecomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—24.

Absent—Ald. Barker, Andrews, Meyer, Mandeville.

Ald. Kelly moved to open business under miscellaneous, for the purpose of fixing and adopting the estimate for moneys for the present fiscal year. Carried by the following vote.

Ayes—Ald. Wait, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Glover, Craig, Stone, Wilson, Kelly, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—20.

**ROCHESTER, June 15th, 1870.**

By Ald. Kelly—Resolved, That the following named sums be, and the same are hereby directed to be raised, and are hereby assessed upon all the real and personal estate in the City of Rochester, liable to taxation, according to the valuation of the same, in the last preceding Assessment Rolls, which have been delivered by the Assessors to the City Clerk, and reported to the Common Council last evening, which sums are necessary to defray the expenses of the city for the current fiscal year, viz.:

Ald. Kelly moved that the estimate of \$15,000 for building and improving school houses be placed to the credit of the City Treasurer as soon as raised, and only paid out by him when ordered to do so by the Common Council. Carried.

For lighting the city.....	\$ 25,000
For support of Police Department.....	40,000
For General Contingent expenses.....	20,000
For expenses of Fire Engines, Engine houses, and apparatus for preventing and extinguishing fires.....	60,000
For the construction and the repair of streets, alleys, lanes and bridges.....	15,000
For the support and relief of the poor of the city.....	85,000
For defraying the expenses of the Board of Health.....	3,000
For maintaining and repairing sewers.....	800
For maintaining and improving the Public Parks.....	2,000
For the support of Common Schools, viz.: to lease, alter and improve school-houses and their out-houses and appurtenances.....	5,000
For the purchase and to improve sites, and to build and to enlarge school-houses.....	15,000
To pay the wages of teachers and to defray the contingent expenses of the Common Schools, including \$16,000 deficiency for last year.....	91,000
For cleaning and keeping in repair the following streets and avenues, viz.: south avenue from the Erie Canal to the city line.....	300
North street, from Main street to the New York Central Railroad.....	300
Lyell street, from State-st. to the city line....	300
St. Paul street, from the New York Central Railroad to Scranton-st.....	300
St. Paul street, from Scranton-st. to the city line.....	200
Monroe avenue, from Clinton-st. to Alexander-st.....	300
Mt. Hope avenue, from the Erie Canal to Mt. Hope Cemetery entrance.....	300
West avenue, from Erie Canal to city line.....	300
East avenue, from Main-st. to city line.....	300
Plymouth avenue, from Genesee Valley Canal to city line.....	300
Lake avenue, from Lyell-st. to McCracken-st..	300
For maintaining the House for Idle and Truant Children.....	5,000

Five months interest on \$18,636.13 Arsenal loan, 7 per cent. bonds, due and paid February 15, 1870.....	549 01
Six months interest on \$60,000, 7 per cent. bonds, issued for the floating debt of 1862, due and paid April 15, 1870.....	2,310
Six months interest on \$57,000, 7 per cent. bonds, issued for the floating debt of 1863, due and paid May 1, 1870.....	1,995
Six months interest on \$80,000, 6 per cent. bonds, issued for "relief," due and paid May 1, 1870.....	2,400
Six months interest on \$246,000, 6 per cent. bonds, issued for Rochester & Genesee Valley R.R. stock, due July 1, 1870.....	7,380
Six months interest on \$20,000, 6 per cent. bonds, issued for Main-st. bridge, due July 1, 1870.....	600
Six months interest on \$25,000, 6 per cent. bonds, issued for city stock, due July 1, 1870.....	750
Six months interest on \$30,000, 6 per cent. bonds, issued for City Hall, due July 1, 1870.....	900
Six months interest on \$50,000, 7 per cent. bonds, issued for bridge loan, 1857, due July 1, 1870.....	1,750
Six months interest on \$25,000, 6 per cent. bonds, issued for the purchase and equipment of steam fire engines, due July 1, 1870.....	211 50
Six months interest on \$15,000, 7 per cent. bonds, issued for Clarissa-st. bridge, due July 1, 1870.....	525
Six months interest on \$25,000, 6 per cent. bonds, issued for Main-st. bridge, due July 1, 1870.....	750
Six months interest on \$17,186.13, 7 per cent. bonds, issued for purchase of Arsenal site, due Aug. 15, 1870.....	601 51
Six months interest on \$12,950, 6 per cent. bonds, issued for the purchase and equipment of steam fire engines, due March 15, 1870.....	383 50
Twelve months interest on \$30,000, 7 per cent. bonds, issued to volunteers, due Oct. 1, 1870.....	2,133
Six months interest on \$66,000, 7 per cent. bonds, issued for the floating debt of 1862, due Oct. 15, 1870.....	2,310
Six months interest on \$37,000, 7 per cent. bonds, issued for the floating debt of 1858, due Nov. 1, 1870.....	1,995
Six months interest on \$80,000, 6 per cent. bonds, issued for "relief," due Nov. 1, 1870.....	2,400
Six months interest on \$17,186.13, 7 per cent. bonds, issued for purchase of Arsenal site, due Feb. 15, 1870.....	601 52
Six months interest on \$25,000, 6 per cent. bonds, issued for Main-st. bridge, due Jan. 1, 1871.....	750
Six months interest on \$15,000, 7 per cent. bonds, issued for Clarissa-st. bridge, due Jan. 1, 1871.....	525
Six months interest on \$7,050, 6 per cent. bonds, issued for the purchase and equipment of steam fire engines, due Jan. 1, 1871.....	211 50
Six months interest on \$50,000, 7 per cent. bonds, issued for bridge loan, 1857, due Jan. 1, 1871.....	1,750
Six months interest on \$25,000, 6 per cent. bonds, issued for City Hall, due Jan. 1, 1871.....	750
Six months interest on \$25,000, 6 per cent. bonds, issued for Main-st. bridge, due Jan. 1, 1871.....	600
Six months interest on \$246,000, 6 per cent. bonds, issued for Rochester & Genesee Valley R.R. stock, due Jan. 1, 1871.....	7,380
Six months interest on \$12,950, 6 per cent. bonds, issued for the purchase and equipment of steam fire engines, due March 15, 1871.....	383 50
Deficiency in the Sewer Repair Fund of 1869, in accordance with section 86, title 2, of the City Charter, and resolution of the Common Council, passed Jan. 11, 1870.....	154 28
Deficiency in Police Fund of 1869, in accordance with section 86, title 2, of the City Charter, and resolution of the Common Council, passed Jan. 11, 1870.....	30,000
Deficiency in the Contingent Fund of 1869, in accordance with section 86, title 2, of the City Charter, and resolution of the Common Council passed Jan. 11, 1870.....	20,000
Deficiency in the Lamp Fund of 1869, in accordance with section 86, title 2, of the City Charter, and resolution of the Common Council, passed Jan. 11, 1870.....	15,000
Deficiency in the Highway Fund of 1869, in accordance with section 86, title 2, of the City Charter, and resolution of the Common Council, passed Jan. 11, 1870.....	11,000
Deficiency in the Fire Department Fund of 1869, in accordance with section 86, title 2, of the City Charter, and resolution of the Common Council, passed Jan. 11, 1870.....	22,000
Deficiency in the Poor Fund of 1869, in accordance with section 86, title 2, of the City Charter, and resolution of the Common Council, passed Jan. 11, 1870.....	

ter, and resolution of the Common Council, passed Jan. 11, 1870.....	15,000
Deficiency in the Board of Health Fund of 1869 in accordance with section 86, title 2, of the City Charter, and resolution of the Common Council, passed Jan. 11, 1870.....	1,000
For payment of bonds issued for Rochester & Genesee Valley RR. stock, due Jan. 1, 1871.....	2,000
For payment of bonds issued for bounties to volunteers, due Oct. 1, 1871.....	30,500
For payment of bonds issued for "city stock," due July 1, 1870.....	25,000
For payment of bonds issued for "City Hall," due July 1, 1870.....	5,000
For making a survey of the city.....	5,000
For house for idle and Truant Children, to build and enlarge houses.....	6,000
	\$550,561 27

By Ald. Kelly—Resolved that the estimate be amended as follows, by substituting for lamps, \$20,000; police \$30,000; contingent \$15,000; fire \$30,000; streets \$15,000; poor \$25,000; health \$3,000; parks, \$1,500; schools—for teachers' wages and contingent expenses—\$80,000; sewer repair, \$1,500.

A motion was made to amend by making the amount for teachers' wages, contingent expense, &c., \$85,000. Ald. Kelly accepted the amendment.

The remainder as published.

Ald. Rogers moved to amend by fixing the amount for schools at

To lease, alter and improve school houses and their appurtenances, &c.....	\$5,000
For the purchase and to improve sites and to enlarge school houses.....	15,000
To pay teachers' wages, and to defray the contingent expenses.....	54,000
Deficiency for last year.....	16,000
Total.....	90,000

Lost by the following vote;

Ayes—Ald. Rogers, Remington, Herzberger, Caring, Connolly, Stone, Gerling, Dagge, Nagel, Mauder, Parsons—11.

Nays—Ald. Briggs, Wait, Smith, Relyea, Glover, Craig, Wilson, Kelly, Charters, Stebbins, Aikenhead—11.

Ald. Caring moved as an amendment to Ald. Kelly's resolution by striking out \$85,000 for wages for teachers and contingent expenses, and insert \$80,000.

The President decided the motion out of order.

Ald. Caring appealed from the decision of the Chair.

The ruling of the President was sustained by the following vote.

Ayes—Ald. Wait, Herzberger, Caring, Smith, Connolly, Glover, Kelly, Charters, Stebbins, Mauder, Aikenhead—11.

Nays—Ald. Briggs, Rogers, Remington, Relyea, Craig, Stone, Wilson, Gerling, Dagge, Nagel—10.

Action was taken on that part of Ald. Kelly's resolution, pertaining to and for teachers' wages and contingent expenses, &c., and declared lost by the following vote:

Ayes—Ald. Briggs, Wait, Herzberger, Smith, Glover, Wilson, Kelly, Charters, Stebbins, Aikenhead, Parsons—11.

Ayes—Ald. Rogers, Remington, Caring, Relyea, Connolly, Craig, Stone, Gerling, Dagge, Nagel, Mauder—11.

Ald. Caring moved that the resolution be amended by making the amount \$80,000.

Ald. Rogers moved as an amendment that the amount be \$75,000 for teachers' wages, &c.

A vote was taken on Ald. Caring's motion, and declared carried by the following vote:

Ayes—Ald. Briggs, Wait, Remington, Herz-

berger, Caring, Smith, Relyea, Connolly, Glover, Stone, Wilson, Gerling, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—18.

Nays—Ald. Whitcomb, Rogers, Craig, Kelly, Charters—5.

Ald. Stebbins moved the adoption of Ald. Kelly's resolution, as amended by Ald. Caring. Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Glover, Stone, Wilson, Kelly, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—21.

Nays—Ald. Relyea, Craig—2.

Action was then taken on Ald. Kelly's original resolution as amended, and declared adopted by the following vote:

Ayes—Ald. Briggs, Wait, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Glover, Stone, Wilson, Kelly, Gerling, Charters, Dagge, Stebbing, Nagel, Mauder, Aikenhead, Parsons—20.

Nays—Ald. Whitcomb, Relyea, Craig—3.

#### ORDINANCES.

##### SEWER IN GRAND STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer 12 inches in diameter in Grand street, from the sewer in Cayuga street to a point 50 feet east of South avenue. Adopted.

The Surveyor submitted as such estimate \$1,663.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a pipe sewer 12 inches in diameter in Grand street, from the sewer in Cayuga street to a point 50 feet east of South avenue.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,663 which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the each side of Grand street, from Cayuga street to South avenue.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, June the 28th, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Craig, Wilson, Kelly, Gerling, Charters, Dagge, Stebbins, Nagel, Aikenhead, Parsons—20.

Nays—Ald. Mauder—1.

##### SEWER IN LAKE AVENUE.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 2 feet by 2 feet in Lake avenue from Deep Hollow to the north line of Wm. Pursell's lot. Adopted.

The Surveyor submitted as such estimate, \$5,630.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer 2 feet by 2 feet in Lake avenue, from Deep Hollow to the north line of Wm. Pursell's lot.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$5,630, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Lake avenue, from Deep Hollow to the north line of Wm. Pursell's lot.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all



persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, June the 28th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Lost by the following vote:  
 Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Glover, Craig, Wilson, Kelly, Dagge, Stebbins, Nagel, Aikenhead, Parsons—18.  
 Nays—Ald. Smith, Gerling, Charters, Mauder—4.

EXECUTIVE.

Ald. Mander moved that the Board proceed to ballot for Commissioner of Mt. Hope.

Ald. Glover moved to postpone action until the next regular meeting. Lost by the following vote:

Ayes—Ald. Briggs, Rogers, Remington, Herzberger, Caring, Glover, Wilson, Charters—8.

Nays—Ald. Whitcomb, Wait, Smith, Relyea, Connolly, Craig, Kelly, Gerling, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—14.

Ald. Mander's motion was then taken and declared carried by the following vote:

Ayes—Ald. Whitcomb, Wait, Smith, Relyea, Connolly, Craig, Kelly, Gerling, Nagel, Mauder, Aikenhead, Parsons—12.

Nays—Ald. Briggs, Rogers, Remington, Herzberger, Caring, Glover, Wilson, Charters, Dagge, Stebbins—10.

FIRST BALLOT.

H. D. Scrantom received.....	6 votes
Ald. J. H. Kelly ".....	14 "
H. B. Knapp ".....	2 "
Ald. E. Dagge ".....	1 vote
No choice.	

SECOND BALLOT.

H. D. Scrantom received.....	6 votes
Ald. J. H. Kelley ".....	11 "
H. B. Knapp ".....	2 "
Henry Churchill ".....	2 "
Ald. Edward Dagge ".....	1 vote
No choice.	

THIRD BALLOT.

H. D. Scrantom received.....	5 votes
Ald. J. H. Kelly ".....	8 "
H. B. Knapp ".....	2 "
Ald. Edward Dagge ".....	2 "
Wm. Carson ".....	3 "
No choice.	

FOURTH BALLOT.

H. D. Scrantom received.....	5 votes.
Ald. J. H. Kelly ".....	12 "
H. B. Knapp ".....	3 "
Wm. Carson ".....	1 vote.
No choice.	

FIFTH BALLOT.

H. D. Scrantom received.....	7 votes.
Ald. J. H. Kelly ".....	14 "
Wm. Carson ".....	1 vote.
No choice.	

SIXTH BALLOT.

H. D. Scrantom received.....	6 votes.
Ald. J. H. Kelly ".....	16 "
Wm. Carson ".....	1 vote.
No choice.	

SEVENTH BALLOT.

H. D. Scrantom received.....	6 votes.
Ald. J. H. Kelly ".....	16 "
H. B. Knapp ".....	1 vote.
No choice.	

Ald. Glover moved to postpone further balloting until the next regular meeting. Lost by the following vote:

Ayes—Ald. Briggs, Rogers, Remington, Herzberger, Glover, Wilson, Dagge and Parsons—8.

Nays—Ald. Whitcomb, Wait, Caring, Smith, Relyea, Connolly, Craig, Stone, Kelly, Gerling,

Charters, Stebbins, Nagel, Mauder and Aikenhead—15.

EIGHTH BALLOT.

H. D. Scrantom received.....	5 votes.
Ald. J. H. Kelly ".....	13 "
Scattering ".....	2 "
No choice.	

NINTH BALLOT.

H. D. Scrantom received.....	7 votes.
Ald. J. H. Kelly ".....	16 "
" N. A. Stone ".....	2 "
" A. G. Whitcomb ".....	1 vote.

No choice.

Ald. Stebbins moved to postpone further balloting until next regular meeting. Carried.

Ald. Stebbins presented the resignation of George T. Hannings as Commissioner of Deeds. On motion, accepted.

Ald. Stebbins moved that the Board now proceed to ballot for Commissioner, in place of George T. Hannings, resigned.

FIRST BALLOT.

Arthur D. Walbridge received 22 votes and was declared elected.

Ald. Aikenhead moved that the Board now proceed to Ballot for Chief Engineer.

Lost by the following vote:

Nays—Ald. Whitcomb, Wait, Rogers, Caring, Smith, Relyea, Craig, Stone, Kelly, Woodruff, Gerling, Mauder—12.

Ayes—Briggs, Remington, Herzberger, Connolly, Glover, Wilson, Charters, Dagge, Stebbins, Nagel, Aikenhead, Parsons—12.

By Ald. Aikenhead—Resolved, That the following named persons have permission to construct cement walks in front of their premises:

George Frost, West Alexander street; John Meyer, West Alexander street; Christ. Hart, West Alexander street; Mrs. Randolph, No. 61 West Alexander street; Mr. Eastman, No. 69 West Alexander street; James Green, Nos. 58 and 60 West Alexander street; Mr. Lyne, Broadway, Alexander and Pearl streets; Rebecca Pennv, No. 7 Marshall street; William Simpson, North street.

Under the direction of the Improvement Committee and City Surveyor.

Ald. Glover moved to amend by striking out the names of parties on Marshall street. Carried. The resolution, as amended, was adopted.

IMPROVEMENT FUND.

By Ald. Dagge—Resolved, That the Treasurer pay, when there are funds applicable, as follows: James Buckley, in full on his contract for Ford street plank walk, \$127.20, and charge that fund. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Dagge, Stebbins, Aikenhead, Parsons—20.

By Ald. Parsons—Resolved, That Lawrence Wiler, Earnest Rutler, Henry Obblest, Casper Schwalbach, Valentine Bete and John Hulbert have permission to construct Burgess' cement walks, 4½ feet wide, in front of their premises, on the south side of Munger street, from South avenue to Whalen street, under the supervision of the Improvement Committee and City Surveyor. Adopted.

Ald. Stebbins presented a petition from A. G. Andrews. Wood Building Committee.

Ald. Stebbins presented a communication signed by H. H. Edgerton, Commodore; J. H. Wilson, President, and E. H. C. Griffin, Sec'y,

proposing to have a grand display of fire-works on the river Fourth of July at night, and asking the Common Council for assistance in perfecting arrangements. Ordered received and filed.

Ald. Stebbins made a motion that the Contingent Committee be and are hereby directed to procure the fire-works and band, as per request of the Genesee Rowing Association. Carried.

Ald. Stebbins presented the claim of Geo. C. Shade. He paid tax for repairing his walk on Cayuga street, \$10.90, when he had repaired his side walk himself without cost to the city. Assessment Committee.

By Ald. Woodruff—Resolved, That one hundred and twenty-five dollars be appropriated for the purpose of firing salutes and ringing bells at sunrise and sunset on July 4th, and that the Contingent Expense Committee be directed to make the necessary arrangements, and charge to contingent fund. Adopted.

Ald. Kelly moved the appointment of a special committee of three to act with the Board of Managers and Committee on House for Idle and Truant Children, in regard to the erection of a building or buildings upon the grounds owned by the city, and occupied as House for Idle and Truant Children.

Ald. Rogers presented the following as a substitute for Ald. Kelly's motion:

By Ald. Rogers—Resolved, That the Committee on House for Idle and Truant Children, the managers of the House and a special committee of three be requested to procure plans and specifications for a new building, having in view the amounts already applicable thereto, and report the same to this Board. Adopted by the following vote:

Ayes—Ald. Briggs, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Glover, Craig, Woodruff, Gerling, Nagel, Mauder, Aikenhead and Parsons—15.

Nays—Ald. Whitcomb, Wait, Smith and Kelly—4.

The President appointed as such special committee, Ald. Whitcomb, Remington and Parsons.

Ald. Gerling moved to strike out, committee of three, in the resolution just adopted. Lost by the following vote:

Ayes—Ald. Briggs, Herzberger, Caring, Connolly, Gerling, Mauder, Aikenhead—7.

Nays—Ald. Whitcomb, Wait, Rogers, Remington, Smith, Relyea, Glover, Craig, Kelly, Woodruff, Nagel, Parsons—12.

On motion of Ald. Aikenhead the rule to adjourn at 11 o'clock was suspended by the following vote:

Ayes—Ald. Whitcomb, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Kelly, Gerling, Nagel, Mauder, Aikenhead and Parsons—15.

Nays—Ald. Briggs, Wait, Craig and Woodruff—4.

#### FINANCE BUDGET.

JUNE 14, 1870.

By Ald. Kelly, Resolved, That the Treasurer pay as follows, when there are funds applicable:

#### CONTINGENT FUND.

Thomas Knowles, hack hire .....	\$ 2 50
Philip Hax, .. .. .	4 00
R. Ashby, .. .. .	4 00
A. H. Orton, .. .. .	2 00
John King, .. .. .	2 25
National Hotel, Syracuse Council reception .....	14 00
Owea Morgan, hack hire .....	4 00
Moore & Cole, pails, &c. ....	1 35
Rochester Gas Light Co., City Hall to June 1st ..	77 75
John Van Auken, hack hire .....	5 25
Chas. King, .. .. .	2 00
John Van Auken, .. .. .	2 00
John Harper, .. .. .	4 00

W. S. Grantsynn, instruments .....	18 90
Chas. King, hack hire .....	2 00
John Hanson, .. .. .	2 00
W. Whitehair, .. .. .	6 00
Patrick Carr, .. .. .	32 00
Enos & Elwood, printing .....	75 00
Wilson, Harris & Co., repairs at Court House ..	2 70
Thos. H. Hopwood, disbursements Buffalo .....	75 00
And charge Contingent Fund.	

#### POLICE FUND.

A. G. Whitcomb, dinner for Special Police, Mayor's order .....	20 00
S. M. Sherman, disbursement .....	96 60
Tracy & Rew, printing blanks .....	15 00
Rochester Gas Light Co., gas at office .....	142 10
Gommenginger, Allen & Co., repairing and putting up stoves .....	21 04
And charge that Fund.	

#### MAP AND SURVEY FUND.

Estate of S. O. Smith, rent of office .....	\$103 00
---	----------

#### POOR FUND.

W. S. & W. W. Ely, medical services .....	\$ 20 00
S. J. Wagner, delivering wood and coal .....	106 25
Moore & Cole, paid orders .....	77 70
A. Brown, meat, .. .. .	35 00
B. F. Barker, paid orders .....	27 50
Jas. D. McIntosh & Co., soap and candles .....	181 90
B. Waugh Jones, paid orders and potatoes .....	177 10
John Nagel, paid orders .....	30 25
C. T. Moore, tea and rice .....	295 29
Gerling Brothers, flour and meal .....	69 75
H. W. Jones, disbursements .....	98 93
Smith & Gordon, groceries .....	106 61
H. Brewster & Co., groceries .....	420 11
And charge Poor Fund.	

#### REPAIR FUND.

##### EAST AVENUE.

R. Millman, disbursements .....	\$158 48
And charge that Fund.	

##### MT. HOPE AVENUE REPAIR FUND.

Conrad Zimmer, disbursements .....	\$131 06
And charge that Fund.	

##### SOUTH AVENUE REPAIR FUND.

W. D. Oviatt, disbursements .....	\$ 12 00
And charge that Fund.	

ST. PAUL STREET FROM SCRANTON STREET TO CITY LINE, REPAIR FUND.	
---	--

Horace Hoyt, gravel and labor .....	\$ 31 20
And charge that Fund.	

#### PARK FUND.

John F. Rothgangle, labor on parks .....	\$ 30 00
John Ryan, .. .. .	15 00
P. McCue, .. .. .	15 50
P. McCarthy, .. .. .	22 00
And charge that fund.	

#### LAMP FUND.

Jos. Horton, setting lamp post .....	50
N. H. Galusha, lamp post and repairs .....	17 50
Rochester Gas Light Co., lighting and extinguishing lamps to June 1st .....	5,331 19
And charge that fund.	

#### HOUSE FOR IDLE AND TRUANT CHILDREN.

Moore & Cole, groceries .....	\$ 47 11
Geo. Taylor, shoes and repairing .....	49 45
Mrs. E. Nichols, labor from April 1st to June 1st ..	24 00
Rachel Crowley, .. .. .	32 00
Geo. W. Walbridge, hack hire .....	9 00
Thos. Knowles, .. .. .	6 00
A. Kasseall, .. .. .	4 00
Alvah H. Horton, .. .. .	4 00
And charge that Fund.	

#### HIGHWAY FUND.

Nathan Wood, salary 1 mo. as Cattle Police .....	\$ 50 00
Toos. Knowles, hack hire .....	5 63
And charge that Fund.	

#### HEALTH FUND.

C. F. Wolters, badges .....	\$ 24 00
W. A. Wright, whitewashing Pest House .....	6 00
Tracy & Kew, printing 1,000 blanks .....	5 50
Hiram Wood, hack hire for Dr. Hovey .....	7 00
And charge that Fund.	

#### FIRE DEPARTMENT FUND.

James Melvin, horse shoeing to Aug. 7, 1869 .....	\$ 26 25
.. .. . May 7, 1870 .....	29 38
And charge that Fund.	

#### LAKE AVENUE REPAIR FUND.

James Logan, labor .....	\$ 28 00
And charge that Fund.	

#### LYELL AVENUE REPAIR FUND.

Mathew Daws, disbursements .....	183 25
And charge that Fund.	

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Kelly, Gerling, Nagel, Mauder, Aikenhead, Parsons—18.

By Ald. Glover—Resolved, That Charles Dana have permission to build a plank walk in front of his premises on Broadway street, the same to be constructed under the direction of the Improvement Committee and street superintendent, the City Surveyor to establish the grade.—Adopted.

By Ald. Glover—Resolved, That Thos. Bell, Robert Howard and Peter Wiseman have leave to build a flag walk in front of their premises on Meigs street, the same to be constructed under the direction of the Improvement Committee and Street Superintendent, the grade to be established by the City Surveyor. Adopted.

ROCHESTER, June 14th, 1870.

By Ald. Connolly—Resolved, That the Treasurer be, and is hereby ordered to pay parties entitled thereto the sum of fifteen dollars for use of rooms for holding Judiciary election. May 17th, 1870.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Kelly, Woodruff, Gerling, Nagel, Mauder, Aikenhead, Parsons—16.

COMMUNICATIONS.

*Mr. President and Gentlemen of the Common Council:*

Your Committee, to whom was referred the communication of the Fire Marshal in regard to the brick building owned by Mr. Royce, situate on Stillson street, between East avenue and New Main streets, would most respectfully report that they have examined the said building, and consider it unsafe for habitation, and dangerous to persons whose business calls them in close proximity to the same.

L. F. RELYEA,  
HENRY F. ROGERS,  
Committee.

Received, filed and published.

By Ald. Relyea—Whereas it is the opinion of the Common Council of the City of Rochester that the walls of the brick building owned by Royce, situate on Stillson street, between East avenue and New Main street in said city, are liable to fall down, and persons or property may thereby be endangered, therefore

Resolved, That the owner or occupant of said building be, and they are hereby directed and required to take down said walls, or so much thereof as to make the same safe, within ten days after service of a copy of this resolution upon them, and in case of neglect or refusal by the owner or occupant to take down said walls within the time herein specified, then the Fire Marshal of this city, under the direction of the Fire Department Committee, shall cause the same to be taken down at the expense of the city, on account of the owner of the premises, and assess the expense on the land upon which said walls stand. And the Fire Marshal is hereby directed to serve a copy of this resolution on the owner or occupant of said building immediately. Adopted.

By Ald. Smith—Resolved, That the Treasurer be, and he is, hereby directed to cancel the assessment against the State of New York, for improvement of Arsenal square, and for sewer in Monroe street, and charge the same to erroneous assessments.

Ald. Kelly moved to refer to the Law Committee. Carried.

By Ald. Smith—Whereas, By a recent order from the Government, all Canadian steamers are restrained from coming to this side for the purpose of making excursion trips which are for the enjoyment and benefit of our own citizens, and inasmuch as it has been fully demonstrated that there is a lack of public spirit among the Americans to construct and manage vessels of their own, leaving us totally dependent on foreign men of capital and energy for this species of recreation and amusement, therefore be it

Resolved, That His Honor the Mayor be and is hereby requested to communicate with the Honorable the Secretary of the Treasury at Washington, asking his permission that the steamer Norseman may be allowed to make pleasure excursions from this port out on the lake and return. And as the sense of this Board, be it further

Resolved, That the Clerk be requested to transmit to our Senators and Representative in Congress a certified copy of this preamble and resolutions and that they be requested to use their influence for the accomplishment of so desirable an object. Adopted.

By Ald. Caring—Resolved, That the Treasurer pay, when there are funds applicable, as follows: John Rauber in full on his contract for Oregon and Harrison streets sewer, \$624 17, and charge that fund; John Rauber in full for his contract on Chatham street sewer, \$758.50, and charge that fund; P. J. O'Brien in full for inspecting Chatham street sewer, \$57.00, and charge that fund; John Rauber for repairs on sewers, \$107.10, and charge that fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Kelly, Woodruff, Gerling, Nagel, Mauder, Aikenhead, Parsons—17.

By Ald. Caring, Resolved, That the Treasurer be and he hereby is authorized to receive of the persons assessed for Oregon and Harrison streets sewer, 87½ per cent. in full for said assessment. Adopted.

By Ald. Caring, Resolved, That the Treasurer be and he hereby is directed to receive 83 per cent. in full of all persons assessed for Chatham street sewer. Adopted.

By Ald. Caring—Resolved—That the Treasurer be and he is hereby directed to credit Elizabeth Rau \$254 20 on her assessment for North Clinton street improvement, she having laid the walk and set the curbstone in front of her lots on said improvement. Adopted.

Ald. Caring presented the following:

*To the Honorable the Common Council:*

GENTLEMEN:—We, the undersigned, special committee appointed by your honorable Board to investigate and report upon the most favorable location for the construction of a bridge across the Genesee river below the Falls, would submit the following:

The committee have fulfilled their duties, and after looking the different sites over and facilities of approach thereto, have come to the unanimous conclusion that it is the duty of the Common Council to at once order the construction of a substantial stone and iron bridge at the intersection of Vincent Place with the east high bank, on the lot of land owned by Charles Burns, next north of Henry Bartholomay's brewery.

All of which is respectfully submitted.

WILLIAM CARING,  
JAMES H. KELLY,  
M. M. SMITH,  
N. A. STONE,  
Committee.

Dated Rochester, June 16th, 1870.

Ordered received, filed and published.

By Ald. Remington—Resolved, That a standing committee of three on sprinkling of streets, be appointed by the President of the Board.—Adopted.

The President appointed as such committee, Ald. Remington, Connolly, Glover.

By Ald. Remington—Bills of P. B. Whitbeck and H. Mutchler; Poor Committee.

By Ald. Herzberger—Resolved, That the Street Commissioner notify the owners and occupants of property on the east side of North Francis street, from the south line of lot 32, to the south line of Maple street, to repair their walks within ten days. Adopted.

By Ald. Rogers—Petition of Thos. Williamson. Sewer Committee.

Ald. Rogers called up a resolution offered by him June 7th, 1870, and tabled, to repeal Section 5 of Penal ordinances.

The resolution was adopted by the following vote:

Ayes—Ald. Whitecomb, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Nagel, Aikenhead, Parsons—12.

Nays—Ald. Kelly, Gerling, Mauder—3.

By Ald. Stebbins—Resolved, That the city's interests in lots 66, 57, 58, 59 and part 55 rear in Charlotte H. Brown's sub-division on the east side of Magne street, and lot one, Joan Whitney's sub-division be transferred and assigned to L. S. May, upon the payment of Fifty-nine dollars and 35 cents. Said lots having been sold March 3, 1870, for Land Tax 1869, and March 5, 1868, for General Tax 1867. Adopted.

On motion of Ald. Nagel the Council adjourned.

W. F. MORRISON,  
City Clerk

### In Common Council, June 28th, 1870.

#### REGULAR MEETING.

The President, Ald. Ezra R. Andrews, presiding.

Present—Ald. Briggs, Whitecomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead and Parsons—28.

#### APPROVAL OF MINUTES.

On motion of Ald. Mauder, the minutes of the previous meetings were approved as published.

Ald. Kelly asked unanimous consent to have the clerk read an article published in the Rochester *Daily Express*, June 17th, censuring the Common Council in regard to their action on school matters; consent granted and article read by the clerk.

#### PETITIONS AND CLAIMS.

By Ald. Briggs—Bills of Rochester Gas Light Company and others. Poor Committee.

By Ald. Rogers—Bills of D. D. S. Brown and others. Street Committee.

By Ald. Remington—Bills of Rochester Publishing Association and others. Contingent Committee.

By Ald. Caring, estimate of Daniel McCormick, bills of Thomas Knowles and others; Sewer Committee. Petition of Gannon and others; Wood Building Committee.

By Ald. Smith—Bills of D. D. S. Brown and others; Health Committee.

By Ald. Connolly—Petition of W. P. Chase; Wood Building Committee.

By Ald. Meyer—Bills of John F. Rothgangle and others; Park Committee. Petition for wood building; Wood Building Committee.

By Ald. Craig—Bill of John Hanna; Street Committee.

By Ald. Stone—Bills of B. F. Blackall and others; Fire Department Committee. Bill of William Burke & Co.; Street Committee.

By Ald. Kelly—Bill of John Mason; Finance Committee.

By Ald. Gerling—Bill of Mathews & Watson; Fire Department Committee.

By Ald. Dagge—Bills of Serantom & Wetmore and others; Map and Survey Committee.

By Ald. Nagel—Bills of Brown & Williams and others; City Property Committee.

By Ald. Aikenhead—Bills of J. E. Relyea and others; Lamp Committee.

#### REPORT OF STANDING COMMITTEES.

Ald. Dagge, from the Map and Survey Committee, reported in favor of the bills of Serantom & Wetmore, Robert Bell, Patrick Burns, and Michael McQueen; Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the bills of J. Phillip Hax, Thomas Knowles, August Seizer; Finance Committee. Estimate of D. McCormick.

Ald. Smith, from Committee on Public Health reported in favor of bills of James McMullen and D. D. S. Brown. Finance Committee.

Ald. Nagel, from the Committee on City Property, reported in favor of the bills of Brown & Williams, M. Briggs & Son, and Connolly & Mathews. Finance Committee.

Ald. Stone, from the Fire Department Committee, reported in favor of the bills of T. P. Micheals, J. C. Smith, Gerling Brothers, Tracy & Rew, J. Lux & Co., J. Kolb, Jas. H. Kelly, John Boehm, W. Bayer, Vacuum Oil Co., Seveance & Ferrin, Perrine & Stewart, Rochester Gas Light Co., Wm. Burke & Co., Connolly & Mathews, B. F. Blackall, D. D. S. Brown, Rochester Publishing Association, Reynolds Brothers, St. Paul and St. Peter's church, Geo. Bennett, Monthly Pay Roll for June, and Quarterly Pay Roll for quarter ending June 30th, 1870. Finance Committee.

Ald. Briggs—Bills of H. W. Jones, L. Andrews, Rochester Gas Light Co., St. Patrick's Orphan Asylum, H. Mutchler, P. B. Whitbeck, Geo. Bastian, Gerber & Cramer—Finance Committee.

Ald. Remington, from Contingent Committee, reported in favor of the bills of John Van Anker, W. F. Morrison, Ezra R. Andrews, Rochester Publishing Association, Adolphe Nolte, John Van Anker, D. D. S. Brown, Patrick Burns, T. H. Hopwood, William Whitehair, Thomas Culhane, John Van Anker, Patrick Burns, Tracy & Rew—Finance Committee.

Ald. Aikenhead, from the Lamp Committee, reported in favor of the bills of J. E. Relyea, two bills, D. D. S. Brown, C. C. Goodale, Reynolds Brothers and B. H. Vandyke—Finance Committee.

Ald. Meyer, from the Committee on Public Parks, reported in favor of the bills of J. F. Rothgangle, William Shurp, Patrick McCue,

Patrick McCarthy and John Ryan; Finance Committee.

Ald. Rogers—from the Street Committee, reported in favor of the bills of John Quinn, two bills, W. Burke & Co., Louis W. Brandt, W. F. Morrison, Holloway & Normington, Roderick & Tinkerpaugh (two bills), Rochester Publishing Association, Ezra R. Andrews, D. D. S. Brown, Perrine & Stewart, John Van Auken, Thos. Knowles, and North Avenue Commissioner; Finance Committee.

Ald. Rogers moved that the Board suspend the regular order of business and open under executive to elect Chief Engineer and four Assistant Engineers of the Fire Department, and for no other purpose. Carried by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—27.

Ald. Stone moved that the Board now proceed to ballot for Chief Engineer. Carried.

FIRST BALLOT.

W. Bayer, received.....12 votes.  
L. S. Gibson, ".....15 "  
Blank, ".....1 "

Law S. Gibson having received the requisite number of votes was declared elected.

Ald. Stone moved to proceed to ballot for two Assistant Engineers for the west side of the river, separately. Carried.

FIRST BALLOT.

H. W. Matthews, received.....12 votes.  
John W. Goldsmith, ".....7 "  
Wendel Bayer, ".....3 "  
James McMullen, ".....3 "  
Joseph Ringlestein, ".....1 vote.  
Thomas Ashdown, ".....1 "  
Blank, ".....1 "

No choice.

SECOND BALLOT.

H. W. Matthews, received.....14 votes.  
John F. Goldsmith, ".....8 "  
Wendel Bayer, ".....3 "  
James McMullen, ".....2 "  
Blank ".....1 vote.

No choice.

THIRD BALLOT.

H. W. Matthews, received.....16 votes.  
John F. Goldsmith, ".....10 "  
James McMullen, ".....2 "

Henry W. Matthews having received sufficient votes was declared elected one of the Assistant Engineers for the West side of the river.

FIRST BALLOT.

John F. Goldsmith received.....13 votes.  
Thos. Ashdown ".....10 "  
Thos. Crouch ".....4 "  
James McMullen ".....1 vote.

No choice.

SECOND BALLOT.

John F. Goldsmith received.....20 votes  
Thomas Ashdown ".....8 "

John F. Goldsmith was declared appointed Assistant Engineer, West Side.

Ald. Remington made a motion to proceed to ballot for two Assistant Engineers, for the East side of the river—two names to be upon one ballot. Carried.

FIRST BALLOT.

James Malcomb received.....23 votes  
John Connolly ".....18  
Wm. Verhoeven ".....7

John O'Kane received.....6 votes  
John Arth ".....2  
James Malcomb and John Connolly having received the requisite number of votes, were declared appointed Assistant Engineers for the East Side.

COMMUNICATIONS.

OFFICE SUP'T OF PUBLIC SCHOOLS,  
S. A. ELLIS, Superintendent,  
ROCHESTER, N. Y., June 27, 1870.

BOARD OF EDUCATION, June 26, 1870.

Resolved, That a committee of five be appointed, to which the President of the Board shall be added, who is instructed to urge upon the Board of Aldermen, the immediate necessity of the purchase of a lot for a new Free Academy; and that, when such lot shall have been agreed upon, they authorize the purchase of the same, by the payment of a small amount from the building fund of 1870, the balance to be provided for by an act of the Legislature, authorizing the city to raise the specified amount by special tax. Adopted unanimously.

The chair appointed as such committee, Coms. Copeland, Moser, Dean, Dransfield and Francis. Com. Parsons was added to the Committee.

A true copy from the minutes.

S. A. ELLIS, Superintendent.

Received, filed and published.

Ald. Stone moved its reference to the School Committee; carried.

By Alderman Whitcomb—Resolved, That a Committee of three be appointed to act in conjunction with the "School Committee" of this Board, and that this Joint Committee are hereby instructed to confer with the Special Committee of the Board of Education in the selection of a suitable lot for a new Free Academy building, and report to this Board at its next meeting.—Tabled.

FROM POLICE COMMISSIONERS.

Ald. Stebbins presented a communication from the Police Commissioners, in regard to appropriation, and moved its reference to the Finance Committee. Carried.

Ald. Briggs presented the following:

REPORT OF THE OVERSEER OF THE POOR.

To the Honorable Common Council of the City of Rochester:

The Overseer of the Poor respectfully reports that during the month of April he relieved 742 families, viz:

Orders on Poor Store.....	\$1,719 00
.. .. Wood Yard.....	470 00
.. .. Coal Yard.....	918 40
.. .. James McMannus.....	9 00
.. .. James McGuckin.....	12 25
.. .. Joh Groh.....	7 50
.. .. Moore & Cole.....	74 75
.. .. A. & E. Brennan.....	7 50
.. .. Andrew McDade.....	15 95
.. .. B. F. Barker.....	25 00
.. .. A. Bingham.....	4 00
.. .. Thos. Peart.....	16 50
.. .. Christopher Seel.....	6 00
.. .. S. R. Woodruff.....	10 50
.. .. H. Brewster & Co.....	68 50
.. .. Beck & Meyer.....	14 00
.. .. L. A. Pratt.....	14 00
.. .. H. F. Van Oaken.....	12 50
.. .. Wm. Roades.....	9 00
.. .. B. W. Jones.....	18 50
.. .. C. Merlau.....	15 00
.. .. Hoffman & Mayer.....	124 00
.. .. B. O'Riley.....	44 00
.. .. H. & D. Bender.....	76 00
.. .. C. V. Jeffries.....	24 00

Less County and Towns..... 473 25

\$3,881 95

Respectfully submitted.

Received, filed and published. H. W. JONES, Overseer.

## ORDINANCES.

## BRIDGE ACROSS THE RIVER AT ALEXANDER AND GLASGOW STREETS.

Ald. Stebbins presented a first ordinance for a bridge across Genesee river, from the east bank of said river in the line of Alexander street to the west bank of said river, in the line of Glasgow street, and moved its reference to a special committee of three, and that the President of this Board be added to said committee. Carried. The committee consists of Ald. Stebbins, Rogers, Craig, and President, Ald. Andrews.

## IMPROVEMENT OF EVERGREEN STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to improve Evergreen street, from North St. Paul street to Conkey avenue.

The Common Council of the city of Rochester do ordain and determine as follows:

Syracuse street shall be improved from North St. Paul street to Conkey avenue, by grading the roadway and sidewalks and laying a plank walk 4 feet wide on each side thereof with the necessary crosswalks.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$1,436, which estimate was and is hereby approved, the sum of \$1,436 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Evergreen street, from North St. Paul street to Conkey avenue, on which above described portion of the city the said sum of \$1,436 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 2d day of July, 1870, at nine o'clock in the forenoon, at the office of the City Clerk.

Lost by the following vote:

Ayes—Ald. Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Dagge, Stebbins, Nagel, Mauder, Parsons—0.

Nays—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Smith, Stone, Wilson, Woodruff, Mandeville, Gerling, Dagge, Stebbins, Nagel, Mauder—16.

SPRINKLING EAST AVENUE FROM MAIN STREET TO THE CITY LINE.

On motion of Ald. Whitcomb, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Whitcomb submitted the following:

An ordinance to sprinkle East avenue from Main street to the city line.

The Common Council of the city of Rochester do ordain and determine as follows:

The sprinkling of East avenue from Main street to the city line for the balance of the season of 1870.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at one thousand three hundred and seventy-seven dollars, which estimate was and is hereby approved; the sum of one thousand three hundred and seventy-seven dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of East avenue, from Main street to the city line, on which above described portion of the city the said sum of \$1,377 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to

meet for this purpose, on Saturday, the 2d day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—27.

## PLANK WALKS ON SMITH STREET.

Ald. Parsons presented the final ordinance for plank walks on Smith street.

Ald. Gerling moved its postponement until next regular meeting. Carried.

## FIRST CHURCH PROPERTY.

By Ald. Kelly—Whereas, The proposition made by the Common Council of the City of Rochester, for the purchase of the Church site of the First Presbyterian Society of Rochester, for \$25,000, was accepted by said Society, and

And whereas, A contract was accordingly executed for the sale and conveyance to the City of Rochester of the said site and real estate of said Society situate in the rear of the Court House, for the said consideration, with the privilege to said Society to occupy the Chapel thereon for Divine Worship, until the first day of January, 1871; and

Whereas, The Supreme Court has approved the said contract, and authorized the said sale and conveyance; therefore

Resolved, That the City Treasurer be, and he hereby is authorized and directed to discount the note of the City to raise the said sum of \$25,000, and charge the same to the Contingent Fund, and pay the same to the said Trustees on the execution and delivery by them of deed pursuant to said contract.

Adopted by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Stebbins, Aikenhead, Parsons—23.

## IMPROVEMENT OF WILLIAM STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving William street, from East avenue to Monroe avenue, by laying a flag walk 4 feet wide in the rear of a curb stone on each side of said street, paving the gutters and gravelling it to the center of the roadway. Adopted.

The Surveyor submitted as such estimate, \$10,211.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The improvement of William street, from East avenue to Monroe avenue, by laying a flag walk 4 feet wide on one course, setting curb stone and paving gutters on each side of said street, and gravelling the center of the roadway.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$10,211, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed to be benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of William street, from East avenue to Monroe avenue.

And further, resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the City Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, July the 12th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Dagge, Stebbins, Aikenhead, Parsons—23.

## PLANK WALK ON COBB STREET.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a plank walk on each side of Cobb street, from Alexander street to Averell street.

The Common Council of the City of Rochester do ordain and determine as follows:

The construction of a plank walk 4 feet 8 inches wide on each side of Cobb street, from Alexander street to A vervell street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$407, which estimate was and is hereby approved; the sum of \$407 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Cobb street, from Alexander street to A vervell street, on which above described portion of the city the said sum of \$407 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of houses and lands within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 2d day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Glover, Stone, Kelly, Woodruff, Mandeville, Dagge, Stebbins, Parsons—18.

Nays—Ald. Meyer, Aikenhead—2.

#### IMPROVEMENT OF PINDLE ALLEY.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to improve Pindle alley, from flagging laid at the property of Curtis & Butts, and D. W. Powers to Allen street.

The Common Council of the City of Rochester do ordain and determine as follows:

Pindle alley shall be improved by paving the same with Medina stone and setting a curb stone where necessary, from the north end of the flagging now laid at the property of Curtis & Butts and D. W. Powers to Allen street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$4,550, which estimate was and is hereby approved; the sum of \$4,550 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And that portion of said city which the Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Pindle Alley, from a point 6 feet south of the north line of lands owned by Curtis & Butts to Allen street, on which above described portion of the city the said sum of \$4,550 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement, may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of said roll.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 2d day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Aikenhead, Parsons—23.

#### PLANK WALK ON VIENNA STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a plank walk on Vienna street, from Hanover street to Hudson street.

The Common Council of the city of Rochester do ordain and determine as follows:

There shall be constructed a plank walk 4 feet wide on the north side of Vienna street, from Hanover street to Hudson street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$380, which estimate was and is hereby approved; the sum of \$380 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the north side of Vienna street, from Hanover street to Hudson street, on which above described portion of the city the said sum of \$380 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 2d day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Lost by the following vote:

Ayes—Ald. Wait, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Gerling, Charters, Dagge, Parsons—14.

Nays—Ald. Briggs, Andrews, Rogers, Stone, Kelly, Woodruff, Mandeville, Stebbins, Aikenhead—9.

#### PLANK WALKS ON HOELTZER STREET.

Ald. Parsons moved that the motion made by Ald. Mauder, and declared carried, May 31st, to postpone action on the final ordinance for plank walks on Hoelzler street until the first regular meeting in August be reconsidered. Carried.

Ald. Parsons moved to postpone until the next regular meeting. Carried.

#### PLANK WALK IN MUNGER STREET.

Ald. Parsons presented the final ordinance for a plank walk on Munger street, and moved its postponement until next regular meeting. Carried.

#### PLANK WALK ON SAVANNAH STREET.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a plank walk on Savannah street, from George street to Monroe avenue.

The Common Council of the City of Rochester do ordain and determine as follows:

There shall be constructed a plank walk four feet eight inches wide on the west side of Savannah street, from George street to Monroe avenue.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$373, which estimate was and is hereby approved, the sum of \$373 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the west side of Savannah street, from George street to Monroe avenue, on which above described portion of the city the said sum of \$373 is hereby ordered to be assessed.

And David McKay, John J. Shaffer, E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion of said city so designated of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 2d day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Aikenhead, Parsons—23.

#### IMPROVEMENT OF MARSHALL STREET.

Ald. Parsons called up the first ordinance for the improvement of Marshall street, and moved its postponement indefinitely. Carried.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of improvement of Marshall street, from Monroe avenue to St. Paul street, except Wadsworth square, on the north side of the street, by setting a curb stone fourteen feet from each line of the street, paving the gutters 4 feet wide, and laying a Medina flag stone walk 5 feet wide in one course, with gravel on each side of the curb and line of the street. Adopted.

The surveyor submitted as such estimate, \$8,573.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The improvement of Marshall street, from Monroe avenue to St. Paul street, except Wadsworth square, on the north side of the street, by setting a curb stone 14 feet from the lines of the street, paving the gutters 4 feet wide and laying a Medina flag stone walk 5 feet wide in one course, with gravel on each side to the curb and line of the street. And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$8,573, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: One tier of lots on each side of Marshall street, from Monroe avenue to St. Paul street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, July the 12th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dage, Stebbins, Aikenhead, Parsons—23.

#### PLANK WALK ON CLIFTON STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet 8 inches wide on the south side of Clifton street, from Prospect street to Francis street, with the necessary crosswalks. Adopted.

The Surveyor submitted as such estimate, \$533.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The construction of a plank walk 4 feet 8 inches wide on the south side of Clifton street, from Prospect street to Francis street, with the necessary crosswalks.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$533, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the south side of Clifton street, from Prospect street to Francis street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, July the 12th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Aikenhead, Parsons—23.

#### IMPROVEMENT OF COURT STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Court street from William street to Union street, by setting a curb on each side of the street, and paving the roadway with Medina stone. Adopted.

The Surveyor submitted as such estimate \$8,232.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The improvement of Court street, from William street to Union street, by setting a curb of Medina stone on each side of said street, and paving the roadway with Medina stone.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$8,232, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Court street, from William street to Union street.

And further resolved, That the tax payers to be assessed for making such improvement, may by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, July the 12th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Aikenhead, Parsons—23.

#### IMPROVEMENT OF SOUTH ST. PAUL STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing South St. Paul street, from Court street to the Canal Bridge by picking up the present roadway and putting on a sufficient amount of new macadam stone to make it a good street. Adopted.

The Surveyor submitted as such estimate, \$2,923.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The repairing of South St. Paul street, from Court street to the Canal Bridge by picking up the roadway and putting on a sufficient amount of new macadam stone to make it a good street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,923, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of South St. Paul street, from Court street to the Erie canal.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of Section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, July the 12th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Aikenhead, Parsons—23.

ROCHESTER, June 23, 1870.

By Ald. Woodruff—Resolved, That the sum of \$400 be appropriated for the purpose of procuring a band of music and fire works, to be used by the Genesee River Rowing Association on the evening of July 4th, and that a committee of three be appointed to carry this resolution into effect. Adopted.

Ayes—Ald. Wait, Relyea, Connolly, Meyer, Glover, Craig, Woodruff, Mandeville, Charters, Dage, Stebbins, Mauder, Parsons—13.

Nays—Ald. Andrews, Rogers, Remington, Herzberger, Stone, Kelly, Gerling, Nagel, Aikenhead—10.

The President appointed as such committee Ald. Woodruff, Parsons and Glover.

The Clerk presented the assessment rolls for the following improvement, and they were referred to the Assessment Committee.

Improvement of Draper and Milo streets.

Plank walk on Jay and Magna streets.

Plank walk on Rhine street.

Stone crosswalk on South avenue at Comfort street.



Stove sewer in North Clinton street.  
Adjourned.

W. F. MORRISON, City Clerk.

**In Common Council—June 29th,  
1870.**

**ADJOURNED MEETING.**

President—Ald. Ezra R. Andrews, presiding.  
Present—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Mauder, Aikenhead, Parsons—26.

Absent—Ald. Barker, Nagel—2.

**ORDINANCES.**

**SPRINKLING PLYMOUTH AVENUE.**

On motion of Ald. Rogers, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Rogers submitted the following:

An ordinance to sprinkle Plymouth avenue from Troup street to Adams street.

The Common Council of the City of Rochester do ordain and determine as follows:

The sprinkling of Plymouth avenue, from Troup street to Adams street, for the balance of the season of 1870, and the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at two hundred and thirty dollars, which estimate was and is hereby approved; the sum of two hundred and thirty dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Plymouth avenue, from Troup street to Adams street and thirty above described portion of the city the said sum of \$230 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 2d day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Mauder, Aikenhead, Parsons—21.

**SPRINKLING BUFFALO, MAIN, STATE, EXCHANGE AND FITZHUUGH STREETS.**

Ald. Parsons moved that the ordinance for sprinkling Buffalo, Main, Exchange, State and Fitzhugh streets, passed at last regular meeting, be re-considered. Carried.

Ald. Parsons moved that the ordinance be amended by striking out that portion giving the persons assessed two years time for payment. Carried.

The original ordinance was, on motion of Ald. Parsons, postponed until the next regular meeting.

**SPRINKLING MAIN STREET.**

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling main street, from Gibbs street to Asylum st., for the remainder of the season of 1870. Adopted.

The Surveyor submitted as such estimate, \$414.

By Ald. Remington—Resolved, That the following improvement is expedient, viz.: The sprinkling of Main street, from Gibbs street to Asylum street, for the remainder of the season of 1870.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$414, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz.:

One tier of lots on each side of Main street, from Gibbs street to Asylum street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, July the 13th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Mauder, Aikenhead, Parsons—21.

**SPRINKLING WEST AVENUE.**

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling West avenue from the Erie Canal Bridge to the City line for the remainder of the season of 1870. Adopted.

The Surveyor submitted as such estimate, \$1,377.

By Ald. Remington—Resolved, That the following improvement is expedient, viz: The sprinkling of West avenue from the Erie Canal Bridge to the West line of the City for the remainder of the season of 1870.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,377, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of West avenue, from the Erie Canal Bridge to the West line of the City.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, July the 13th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Mauder, Aikenhead, Parsons—22.

**SPRINKLING OF NORTH ST. PAUL STREET.**

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling North St. Paul street, from Main street to the north side of the New York Central railroad bridge, for the remainder of the season of 1870. Adopted.

The Surveyor submitted as such estimate, \$429.

By Ald. Remington—Resolved, That the following improvement is expedient, viz:

Sprinkling North St. Paul street, from Main street to the north side of the bridge over the New York Central Railroad, for the remainder of the season of 1870.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$429 which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of North St. Paul street, from Main street to the north line of the New York Central Railroad property.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, July the 13th, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Mauder, Aikenhead, Parsons—22.

**SPRINKLING MAIN STREET FROM EAST AVENUE TO GIBBS STREET.**

On motion of Ald. Smith, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Smith submitted the following:

An ordinance to sprinkle Main street, from East avenue to Gibbs-st.

The Common Council of the City of Rochester do ordain and determine as follows:

Main street shall be sprinkled from East avenue to Gibbs street, for the remainder of the season of 1870.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at four

hundred and two dollars, which estimate was and is hereby approved; the sum of four hundred and two dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Main street, from East avenue to Gibbs street, on which above described portion of the city the said sum of \$402 is hereby ordered to be assessed.

And David McKay, John J. Shaffer, and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 2d day of July, 1870, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Mauder, Aikenhead, Parsons—22.

**PIPE SEWER IN ALLEY BETWEEN JONES AVENUE AND AMBROSE STREET.**

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a sewer in the alley between Jones avenue and Ambrose street.

The Common Council of the City of Rochester do ordain and determine as follows:

There shall be constructed a pipe sewer, 1 foot in diameter, in the alley between Jones avenue and Ambrose street, from the sewer in Saratoga avenue to a point 35 feet west of Frank street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$866, which estimate was and is hereby approved; the sum of \$866, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the north side of the alley between Jones avenue and Ambrose street, from Saratoga avenue to Frank street.

On which above described portion of the city the said sum of \$866 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 2d day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Mauder, Aikenhead, Parsons—22.

**SEWER IN GRAND STREET.**

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a sewer in Grand street, from the sewer in Cayuga street to a point 50 feet East of South street.

The Common Council of the city of Rochester do ordain and determine as follows:

There shall be constructed a pipe sewer, 12 inches in diameter in Grand street, from the sewer in Cayuga street to a point 50 feet East of South avenue.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at one thousand six hundred and sixty-three dollars, which estimate was and is hereby approved; the sum of one

thousand six hundred and sixty-three dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Grand street, from Cayuga street to South avenue, on which above described portion of the city the said sum of one thousand six hundred and sixty-three dollars is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 2d day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote.

Ayes—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins—20.

**MAJORITY PETITION.**

**PIPE SEWER IN PINDLE ALLEY.**

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer, 22 inch egg shape, in Pindle alley, from the sewer in Allen street to a point 120 feet north of Buffalo street. Adopted.

The Surveyor submitted as such estimate, \$1,897.

By Ald. Caring—Resolved, That the following improvement is expedient, viz.: The construction of a pipe sewer, 22 inch, egg shape, in Pindle alley, from the sewer in Allen street to a point 120 feet north of Buffalo street.

And whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,897, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz.:

One tier of lots on each side of Pindle alley, from Allen street to a point 85 feet north of the north line of Buffalo street.

And the Clerk is hereby directed to publish in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, July the 12th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Mauder, Aikenhead, Parsons—22.

**PIPE SEWER IN NORTH WASHINGTON STREET.**

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board, the expense of constructing a pipe sewer 22 inch egg shape, with the necessary connections for private drains and the necessary lateral sewers, in North Washington street, from the sewer in Allen street to a point 150 feet north of the north line of Buffalo street.

The Surveyor submitted as such estimate, \$2,513.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a pipe sewer 22 inch egg shape, with the necessary lateral sewers in North Washington street, from the sewer in Allen street to a point 150 feet north of the north line of Buffalo street.

And whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,513 which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited, and proper to be assessed for the whole expense thereof, viz.:

One tier of lots on each side of North Washington street, from Allen street to Buffalo street.

And further, Resolved, That the tax payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, July the 12th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Rogers moved that the ordinance be amended by striking out the words "pipe sewer, 22 inch, egg shape," wherever they occur, and insert the words "stone sewer" instead, and increasing the estimate to \$3,113. Carried.

The ordinance as amended was then acted on and declared lost by the following vote:

Ayes—Ald. Whitcomb, Andrews, Rogers, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Dagge, Aikenhead, Parsons—18.

Nays—Ald. Briggs, Remington, Caring, Charters, Stebbins, Mauder—6.

Ald. Mauder moved that the action on the ordinance for a sewer in Lake avenue, declared lost at the last regular meeting, be re-considered. Carried.

Ald. Mauder moved to postpone the ordinance until the next regular meeting. Carried.

#### STONE SEWER IN LAKE AVENUE FROM JONES AVENUE TO PHELPS AVENUE.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 2 feet by 2 feet in Lake avenue, from the north line of Jones avenue to Phelps avenue, with the necessary lateral sewers, said sewer to discharge at Gage's Hollow so-called. Adopted.

The Surveyor submitted as such estimate \$4,457.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer 2 feet by 2 feet in Lake avenue, from Jones avenue to Phelps avenue, with the necessary lateral sewers, said sewer to discharge at Gage's Hollow so-called.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$4,457, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Lake avenue, from Phelps avenue to Jones avenue and Ambrose street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months from the confirmation of the Assessment Roll, without interest; one-third of the amount with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said Roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of said Roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, July the 12th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Charters, Stebbins, Aikenhead, Parsons—21.

Nays—Ald. Gerling, Mauder—2.

#### BRIDGE ACROSS THE GENESSEE RIVER.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing an iron bridge upon substantial stone, or stone and iron piers, across the Genessee River, from the top of the west high bank at Vincent Place to the top of the east high bank on the lot of land owned by Charles Burns, next north of Henry Bartholomay's brewery. Adopted.

The Surveyor submitted as such estimate, \$150,000.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of an iron bridge, upon substantial stone, or stone and iron piers, across the Genessee river, from the top of the west high bank at Vincent Place to the top of the east high bank on the lot of land owned by Charles Burns next north of Henry Bartholomay's brewery.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$150,000, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense, thereof, viz:

All the houses and lands within the city of Rochester, except that portion of said city bounded by Oakland st. on the North and South avenue and the city line.

And further, Resolved,

That the tax payers to be assessed for making such improvement, may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, July the 12th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Lost by the following vote:

Ayes—Ald. Whitcomb, Andrews, Remington, Herzberger, Smith, Relyea, Meyer, Glover, Stone, Kelly, Charters, Stebbins, Mauder—13.

Nays—Ald. Briggs, Rogers, Caring, Connolly, Craig, Woodruff, Mandeville, Gerling, Dagge, Aikenhead, Parsons—18.

Ald. Caring moved to reconsider the vote upon the ordinance. Carried.

Ald. Mauder moved its postponement until the next regular meeting. Carried.

#### STONE SEWER IN SOPHIA STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer, 2 feet by 2 feet, with the necessary lateral sewers in Sophia street, from the sewer in Allen street to a point 120 feet north of the north line of Buffalo street. Adopted.

The Surveyor submitted, as such estimate, \$3,192.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer 2 feet by 2 feet, with the necessary lateral sewers in Sophia street, from the sewer in Allen street to a point 120 feet north of the north line of Buffalo street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$3,192, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Sophia street from Allen street to Buffalo street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, July the 12th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—25.

#### STONE SEWER IN ELIZABETH STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 2 feet by 2 feet, with the necessary lateral sewers, in Elizabeth street, from the sewer in Allen street to the center of Hill street. Adopted.

The Surveyor submitted as such estimate \$2,697.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer 2 feet by 2 feet, with the necessary lateral sewers, in Elizabeth street, from the sewer in Allen street to the center of Hill street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,697, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Elizabeth street, from Allen street to Buffalo street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to

them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, July the 12th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Aikenhead, Parsons—23.

#### STONE SEWER IN NELSON STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 1½ feet by 2 feet in Nelson street, from the north line of Caroline street to a point 25 feet north of the south line of lots Nos. 116 and 207. Adopted.

The Surveyor submitted as such estimate \$1,050.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer 1½ feet by 2 feet in Nelson street, from the north line of Caroline street to a point 25 feet north of the south line of lots Nos. 116 and 207.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,050, which estimate is hereby approved.

Resolved further, That the following portion of said cth is deemed benefited and proper to be assessed for the whole expense thereof, viz: One tier of lots on each side of Nelson street, from Caroline street to the south line of lots No. 116 and 207.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, July the 12th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Dagge, Stebbins, Aikenhead, Parsons—21.

#### PIPE SEWER IN GARDINER PARK.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer 1 foot in diameter in Gardiner Park, from the center of lot No. 30 on the south side of said Park to the sewer in Union street. Adopted.

The Surveyor submitted as such estimate, \$501.

By Ald. Caring—Resolved, That the following improvement is deemed expedient, viz: The construction of a pipe sewer 1 foot in diameter in Gardiner Park, from the sewer in Union street to the center of lot No. 30 on the south side of said Park.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$501, which estimate is hereby approved.

Resolved further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz: One tier of lots on each side of Gardiner Park, from Union street to the South line of lot No. 30 on the south side of said Park.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, July the 12th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Stebbins, Aikenhead, Parsons—23.

#### SEWER IN NORTH WASHINGTON STREET.

Ald Mauder moved that the vote on the ordinance for a sewer in North Washington street be reconsidered. Carried.

Ald. Remington moved to amend by changing the estimate to \$2,513, and striking out "Stone" and insert "Tile." Lost by the following vote:

22

Ayes—Ald. Briggs, Andrews, Remington, Caring, Stebbins—5.

Nays—Ald. Whitcomb, Wait, Rogers, Herzberger, Smith, Relyea, Meyer, Craig, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Aikenhead—15.

The ordinance was then acted on and declared lost by the following vote:

Ayes—Ald. Whitcomb, Rogers, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Dagge, Parsons—16

Nays—Ald. Briggs, Andrews, Remington, Caring, Charters, Stebbins, Mauder, Aikenhead—8.

#### ASSESSMENT ROLLS.

Ald. Craig, from the Committee on Assessments, presented the following assessment rolls and moved their confirmation:

Improvement of Syracuse street.

Widening of Selling street.

Stone sewer in Tremont street, from Caledonia avenue to the west line of lots Nos. 233 and 195.

Stone sewer in Nelson street, from the sewer in Cayuga street to Caroline street.

Stone sewer in Tremont street, from the Genesee Valley Canal to a point 25 feet east of the east line of Francis street.

Flag walk across South avenue at Munger street.

Flag walk across South avenue at Gregory street.

Pipe sewer in Thompson street.

Pipe sewer in Cole street.

Pipe sewer in Vine street.

Pipe sewer in Union street.

Plank walk on Vienna street.

Plank walk on Mcigs street.

Plank walk on St. Joseph street.

Plank walk on Webster street.

Plank walk across South avenue at Sanford street.

Plank walk across South avenue at Cypress street.

Ald. Stebbins moved that action be taken on all but the sewer in Nelson street, and that Nelson street be acted on separately. Carried.

With the exception of Nelson street sewer, all the assessment rolls were declared confirmed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—25.

Ald. Craig moved the confirmation of the Nelson St. sewer assessment roll—carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—24.

Nays—Ald. Meyer—1.

#### EXECUTIVE.

Ald. Briggs moved that the Board proceed to ballot for Commissioner of Deeds in place of Charles B. Ayres, deceased; carried.

#### FIRST BALLOT.

Thos. H. Hopwood received.....20 votes.

Ald. Chas. H. Briggs ".....5 "

Thos. H. Hopwood was declared elected Commissioner of Deeds.

Ald. Briggs presented a communication from citizens of the Second ward, stating that Roswell H. Smith had removed into the country, and consequently the office of School Commissioner was vacant, and asking the Common Council to appoint a School Commissioner.

Ald. Briggs moved that the Board now proceed to ballot for School Commissioner for the Second Ward, in place of Roswell H. Smith, removed into the country.

Ald. Relyea moved to refer the whole matter to the Aldermen from the Second Ward. Carried.

Ald. Mauder moved to proceed to ballot for Mt. Hope Hope Commissioner.

FIRST BALLOT.

Ald. J. H. Kelly received .....	10 votes.
H. D. Serantom, " .....	7 "
H. B. Knapp, " .....	4 "
Ald. Edward Dagge " .....	2 "
" J. Gerling " .....	1 vote.
" E. A. Glover " .....	1 "

Ald. Herzberger moved to postpone further balloting until next regular meeting. Carried by the following vote:

Nays—Ald. Wait, Relyea, Connolly, Craig, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Mauder, Parsons—12.

Ayes—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Meyer, Glover, Stone, Dagge, Aikenhead—13.

MISCELLANEOUS.

Ald. Whitcomb called up his resolution, tabled at last meeting, in regard to a special committee of three on Free Academy site.

Ald. Remington moved to refer to the School Committee. Carried.

Ald. Whitcomb presented a communication from David Botsford. Referred to the Law Committee.

By Ald. Rogers—Resolved, That the City Surveyor be directed to examine the culvert and superstructure at Deep Hollow, and report what repairs or improvements, if any, are needed for their preservation, or for the public safety, and the probable expense of the same. Adopted.

By Ald. Herzberger—Bills of D. D. S. Brown and J. W. Adams. Finance Committee.

Alderman Remington moved to suspend the rule to adjourn at 11 o'clock. Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Craig, Stone, Kelly, Woodruff, Mandeville, Stebbins, Mauder, Aikenhead and Parsons.—19.

Nays—Ald. Rogers, Smith, Glover, Gerling and Dagge—5.

By Ald. Remington—Resolved, That the Committee on Schools be and are hereby directed to act in conjunction with the Committee from the Board of Education in selecting a high school lot, and that they report to this Board. Adopted.

By Ald. Caring—Resolved, That the Street Superintendent be and is hereby instructed to remove the obstructions from Elmira street, between Goriam street and Lowell street, within ten days from the passage of the resolution.—Adopted.

Ald. Caring presented a petition from Samuel Moulson.

On motion of Ald. Mauder, referred to Law Committee and City Attorney.

By Ald. Smith—Bills John McConville and others. Finance Committee.

By Ald. Meyer—Resolved, That the following named persons have leave to erect wooden buildings according to their several petitions, as follows:

W. P. Chase, Lafayette street; John J. Cannon, Elmira street; R. H. Silver, Charlotte street; W. McKechnie, Clifton street; Matthew Miller, Gregory street, under the direction of the Fire Marshal. Adopted.

By Ald. Stone—Whereas, It is distinctly affirmed by the Commissioners of Excise that they have no control over the sale of intoxicating liquors on the Sabbath, and as it is self-evident, from the large number of arrests for crime and drunkenness on Saturday nights and Sundays, that the evil is greatly on the increase, and as all law-abiding citizens, who pay the largest amount of taxes, have rights which should be respected, therefore,

Resolved, That the Police Commissioners be requested to direct the several policemen to close all places in their beats on the Sabbath, where intoxicating liquors are sold or given away.

Ald. Remington moved to refer the resolution to his honor the Mayor.

Ald. Glover moved to refer to the Law Committee and City Attorney. Lost.

Ald. Relyea moved to refer to the Police Commissioners.

Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Meyer, Stone, Kelly, Mandeville, Charters, Dagge, Stebbins, Aikenhead—16.

Nays—Ald. Whitcomb, Connolly, Glover, Craig, Woodruff, Gerling, Mauder, Parsons—8.

By Ald. Stone, Resolved, That the City Treasurer report to this Board at the next regular meeting, the amount of bonds against the city, when due, and by whom owned. Also all bonds issued during the last ten years, the date of each, amount, and date of payment. Adopted.

By Ald. Stone, Whereas, numerous applications have been received from persons owning property in the central portion of the city, and residing near the suburbs, to have the fire alarm wires run into their dwellings to enable them to receive alarms of fire, and

Whereas, the Superintendent of the Fire Telegraph is of the opinion that it is not advisable to place any more instruments upon the wires in use, excepting those for the use of the Fire Department, now, therefore,

Resolved, that the Superintendent, Blackall, be permitted to run loops for the benefit of these individuals. Said loops to be attached to the gongs at the several steamer houses, and the construction of the same to be done without cost to the city. Adopted.

By Ald. Craig—Resolved, That the sewer and other committees of this Board advertising for contracts for work to be done for the city, present all such bids to this Board previous to letting said contracts, and that all such bids be published for the benefit of parties interested.—Adopted.

By Ald. Kelly—Whereas, The amount of \$30,000 directed to be raised at the last meeting of the Common Council to defray the expenses of the Police Department, is inadequate to meet the necessities of that department for the entire year; and the Police Commissioners, by the late amendment to the city charter, being required to appoint the Chief of Police and other policemen for the term of one year, and in fixing their salaries to 'have reference to the amount of

money raised by the Common Council for police purposes for the fiscal year." Now, therefore, for the purpose of relieving the Commissioners from the embarrassment growing out of the inadequacy of the amount appropriated for the department to meet the exigencies for the entire year, it is

Resolved, That the Board will, in January next, when by the charter it is authorized to do so, vote and appropriate the further amount of \$25,000 to meet the necessary expenses of the said Police Department, for the entire year, and the said Commissioners are hereby authorized to organize said department in reference to such further appropriation.

CITY ATTORNEY'S OFFICE,  
Rochester, N. Y., June 28, 1870.

Having examined the foregoing resolution and the late amendments of the city charter, I am of the opinion that the resolution is proper and legal, and that the Police Commissioners may arrange the management of the police force in accordance therewith.

J. SHEPHERD,  
City Attorney.

Adopted by the following vote:  
Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Aikenhead, Parsons—21.  
Nays—Ald. Whitcomb, Mauder—2.

Ald. Kelly presented the following bids for Sewers:

THOMPSON STREET.	
William Vicinus, .....	\$507.00
McCannell & Jones, .....	456.50
Logan, .....	422.70
John Rauber, .....	504.90
D. McCormick, .....	411.70
TREMONT STREET FROM CANAL TO FRANCIS ST.	
John Rauber, .....	\$4418.00
McCannell & Jones, .....	5407.00
B. McFarlin, .....	5173.06
B. F. Butler, .....	5099.00
Logan & Cregan, .....	5,153.00
James FitzHarris, .....	5,060.00

COLE STREET.	
John Rauber, .....	\$ 891.00
McCannell & Jones, .....	896.56
D. McCormick, .....	1,005.00
Wm. Carroll, .....	1,109.00
Wm. Vicinus, .....	953.00
E. Watson, .....	977.00
Logan & Cregan, .....	930.00

VINE STREET.	
Logan & Cregan, .....	\$ 314.00
E. Watson, .....	338.50
McCannell & Jones, .....	304.50
Wm. Vicinus, .....	335.00
John Rauber, .....	347.50

UNION STREET.	
Logan & Cregan, .....	\$ 219.74
McCannell & Jones, .....	186.90
E. Watson, .....	257.60
D. McCormick, .....	237.98
John Rauber, .....	321.60

NELSON STREET.	
McCannell & Jones, .....	\$2359.00
Logan & Cregan, .....	2893.40
Wm. Vicinus, .....	2287.00
John Rauber, .....	2393.00
TREMONT—FROM CALEDONIA AVENUE TO LOT 233.	
McCannell & Jones, .....	\$611.00
John Rauber, .....	621.00
B. McFarlin, .....	621.00
Logan & Cregan, .....	506.90

By Ald. Caring—Resolved, That his Honor the Mayor be and he hereby is requested to execute contracts with the following named persons, in accordance with their several propositions: John Rauber, for constructing sewers in Cole street and Tremont street, from the Genesee Valley Canal to Francis street; McConnell & Jones, for constructing sewers in Union street and Vine street; William Vicinus, for constructing sewer in Nelson street; Logan and Cregan, for constructing a sewer in Tremont street, from Caledonia avenue to the west line of lot 233, and Daniel McCormick, for constructing a sewer in Thompson street. Adopted by the following vote:

Ayes—Ald. Briggs, Whitecomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Mever, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Mauder, Aikenhead and Parsons—23.

FINANCE BUDGET.

Rochester, June 29, 1870.  
By Ald. Kelly—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.	
John Lutes, Mayor, salary 3 mos. ....	\$375 00
Harvey P. Langworthy, Treasurer, salary 3 mos. ....	875 00
W. F. Morrison, City Clerk, salary 1 month. ....	100 00
W. S. Grantsyn, Surveyor, .....	233 33
Jesse Shepard, City Attorney, salary 1 month. ....	83 33
Thos. H. Hopwood, City Messenger, salary 1 mo. ....	60 00
Francis Lockhart, Watchman, salary 1 month. ....	5 00
David McKay, City Assessor, salary 1 month. ....	150 00
E. T. Oatley, .....	150 00
John J. Sniffer, .....	150 00
John Van Anker, hack hire, Penn street. ....	4 50
W. F. Morrison, disbursements. ....	11 30
Ezra K. Andrews, printing. ....	177 35
Rochester Publishing Association, printing. ....	72 55
Adolphe Nolte, printing proceedings. ....	300 00
D. D. S. Brown, hack hire. ....	2 25
Patrick Burns, hack hire. ....	119 23
Thomas H. Hopwood, disbursements. ....	1 50
William Whitehair, hack hire. ....	15 00
John Van Anker, .....	3 75
Thomas Cushman, hack hire. ....	2 00
John Van Anker, .....	4 50
Patrick Burns, .....	2 00
Tracy & Rew, printing. ....	103 90
Brown & Williams, green baize, &c. ....	22 25
M. Briggs & Son, repairing lock. ....	2 00
Connolly & Mathews, gas fixtures. ....	46 76
And charge Contingent Fund.	

HEALTH FUND.	
Dr. H. F. Montgomery, Health Officer, salary 2 1/2 mos. ....	\$114 58
W. F. Morrison, Clerk, salary 1 month. ....	33 33
John Weinling, Health Inspector, salary 1 mo. ....	50 00
August Woellert, .....	50 00
Daniel W. Taggart, .....	50 00
Robert Nary, .....	50 00
Jonathan Reynolds, .....	50 00
John Kaker, .....	50 00
D. D. S. Brown, printing blanks. ....	5 75
James McCormullen, boat on Penn street. ....	3 00
And charge Health Fund.	

POOR FUND.	
H. W. Jones, Overseer of the Poor, salary, 1 mo. ....	\$100 00
Dr. J. C. Harrington, Physician, salary 2 1/2 mos. ....	114 58
Chas. Buckley, .....	114 58
C. C. H. Miller, .....	114 58
W. H. Lakeman, .....	114 58
J. C. Lung, .....	41 67
J. F. Riechenbach, .....	114 58
H. W. Jones, disbursements. ....	117 16
L. Andrews, meals to June 28th. ....	25 75
Rochester Gas Light Co., for office gas. ....	1 05
St. Patrick's Orphan Asylum to July 1st. ....	365 00
H. Mutchler, meat. ....	230 00
P. B. Whitbeck, drawing wood and coal. ....	220 38
Geo. Bastion, bread and crackers. ....	80 10
Gerber & Cramer, Cloths for Foster. ....	22 00
And charge Poor Fund.	

POLICE FUND.	
E. W. Bryan, Police Justice, salary 3 mos. ....	\$500 00
S. M. Sherman, Chief of Police, salary 1 mo. ....	125 00
And charge that Fund.	

MAP, SURVEY AND RECORD FUND.	
Cyrus Beardsley, Surveyor, salary 1 mo. ....	\$250 00
Michael McQuene, setting monuments. ....	52 00
Patrick Burns, hack hire. ....	4 50
Robert Bell, 1 mo. salary June 30. ....	83 33
Scrantom & Wetmore, stationery, Beardsley. ....	15 15
And charge that Fund.	

HIGHWAY FUND.

John Quin, 1 month's salary as Street Superintendent	125 00
Wm. Conklin, 1 month's salary as cattle police	50 00
Michael O'Brien, 1 month's salary as cattle police	50 00
Wm. Gallagher, 1 month's salary as cattle police	50 00
Nicholas Lichander, 1 month's salary as cattle police	50 00
John Quin, disbursements, June 13 to 25	1,006 82
May 30 to June 11	947 11
Wm. Burke & Co., cable chain	5 92
Louis Brandt, printing	5 50
W. F. Morrison, disbursements	2 00
Holloway & Norington, repairing walks	180 92
Roderick & Tinkerpaugh,	46 06
Rochester Publishing Association, printing	59 27
Ezra K. Andrews, printing	23 50
D. D. S. Brown, printing	9 75
Perrine & Stewart, repairing	10 88
Joan Van Auken, hack hire	3 75
Thomas Knowles,	1 50

NORTH AVENUE REPAIR FUND.

John Quin, disbursements	204 47
And charge that Fund.	

FIRE DEPARTMENT FUND.

Sundry accounts to July 1, 1870.	
F. P. Michaels, for repairs to engines, &c.	57 30
J. C. Smith,	9 00
Gerling Bros, 1,000 mill feed	12 50
Tracey & Rew, printing for Department	2 80
J. Lux & Co., repairing harness	9 20
J. Koeb, ringing alarm on St. Joseph's bell	11 25
Jas. H. Kelly, repairs to lamps, &c.	44 25
John Boehm, refreshments for firemen	15 65
W. Bayer, disbursements	23 15
Vacuum Oil Co., 15 gallons oil	6 75
Severance & Ferrin, refreshments for Fire Department	3 00
Perrine & Stewart, repairs to machinery for Department	66 64
Rochester Gas Light Company, gas for engine houses and coal	84 35
Wm. Burke & Co., hardware for Department	21 63
Connolly & Mathews, repairing gas pipes and engines	17 82
B. F. Blackall, sundries for Fire Alarm Telegraph	18 43
D. D. S. Brown, printing	5 75
Rochester Publishing Association, printing	5 69
Reynolds Bros., conductor pipe and putting up St. Peter & St. Paul's congregation, ringing alarm bell	5 40
George Bennett, drawing No. 3 hose cart 17 days	17 50
Monthly pay roll R. C. Fire Department for the month of June, 1870:	23 30

Steam Fire Engine Co. No. 1.

W. DeGarmo, for 1 mo. services as Engineer to July 1, 1870	75 00
Jerome Dowd, for 1 mo. services as Driver to July 1, 1870	50 00
Richard Mills, for 1 mo. services as Driver to July 1, 1870	50 00

Steam Fire Engine Co. No. 2.

Seneca Dobbs, for 1 mo. services as Engineer to July 1, 1870	75 00
Michael Lambert, for 1 mo. services as Driver to July 1, 1870	50 00
Jno. Boner, for 1 mo. services as Driver to July 1, 1870	50 00

Steam Fire Engine Co. No. 3.

E. Whittier, for 1 mo. services as Engineer to July 1, 1870	75 00
John Ransom, for 1 mo. services as Driver to July 1, 1870	50 00
Lewis Gomoninger, for 1 mo. services as Driver to July 1, 1870	50 00

Steam Fire Engine Co. No. 4.

J. P. Forman, for 1 mo. services as Engineer to July 1, 1870	75 00
Jas. Snyder, for 1 mo. services as Driver to July 1, 1870	50 00
Barney Kearney, for 1 mo. services as Driver to July 1, 1870	50 00

Hook & Ladder Co. No. 1.

Anthony Andrus, for 1 mo. services as Driver to July 1, 1870	50 00
--	-------

Superintendent of Hose Depot.

R. B. Paine, for 1 mo. services as Sup't Depot to July 1, 1870	75 00
--	-------

Chief Engineer.

Wendell Bayer, for 1 mo. services as Chief Engineer to July 1, 1870	125 00
---	--------

\$ 950 00

Payable to O. L. Angevine.

QUARTERLY PAY ROLL FOR THE QUARTER ENDING JUNE 30TH, 1870.

Protective S. & B. Co., 1 qr. salary to June 30, '70	\$ 375 00
Alert Hose Co.,	375 00
Active Hose Co.,	275 00
Hook & Ladder Co.,	487 50
Hosemen Steamer No. 1	225 00
.. .. 2	225 00
.. .. 3	225 00
.. .. 4	225 00
L. S. Gibson, 1 qr. sal. as Asst. Eng'r to June 1, '70	75 00
J. Malcomb,	75 00
John Connolly,	75 00
John Goldsmith,	75 00
O. L. Angevine, as Fire Marshal	175 00
J. B. Bennett, 1 qr. rent of Engine House No. 4	62 50
Edward Harris,	32 25
B. F. Blackall, for 2 mo's sal. as Superintendent Fire Alarm Telegraph, to July 1	166 66
N. A. STONE,	
GEO. W. CONNOLLY,	
JACOB GERLING,	
Fire Department Committee.	
And charge Fire Department Fund.	

LAMP FUND.

B. H. Van Dyke, setting lamp posts	\$ 5 00
Reynolds Bros., lamp pots	22 50
C. C. Goodale, burners	9 00
J. E. Relyea, repairing for June lighting and extinguishing lamps to June 28	749 00
D. D. S. Brown, printing 500 1/4 bills	5 75
And charge that Fund.	

PARK FUND.

J. Rothgangle, labor on parks	\$ 30 00
William Sharp,	10 00
Patrick McCue,	17 25
Patrick McCarthy,	24 00
John Ryan,	15 75
And charge that Fund	

HOUSE FOR IDLE AND TRUANT CHILDREN.

J. W. Adams, disbursements	\$ 68 90
D. D. S. Brown, printing blanks	5 75
And charge that Fund.	

KENT STREET SEWER FUND.

August Seizer, inspecting Kent street sewer	\$ 15 00
And charge that Fund.	
Resolved, That the Clerk draw two orders for \$2,500 each in favor of D. McCormack & Co., and payable to the order of Daniel Gatens & Co., one in one year and one in two years from the 28th day of June, 1870, both with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Lake Avenue, Phelps Avenue and Varnum Street Sewer Fund.	

LAKE AVENUE REPAIR FUND.

John C. Mason, disbursements	\$162 00
And charge that Fund.	

SEWER REPAIR FUND.

J. Philip Hax, hack hire	\$ 5 25
Thos. Knowles,	4 50
And charge that Fund.	

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Mauder, Aikenhead, Parsons—23.

By Ald. Charters—Resolved, That the owners of property on Magne street have permission to build their own side walks under the direction of the Improvement Committee and City Surveyor, within thirty days. Adopted.

By Ald. Gerling—Resolved, That Robert Burns have permission to build a plank side walk in front of his premises on Grape street, under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Aikenhead—Resolved, That His Honor the Mayor be authorized to enter into a contract with the Rochester Gas Light Company to furnish the city with gas upon the same terms as was paid last year, from July 1, 1870 to July 1, 1871. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Graig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Mauder, Aikenhead, Parsons—23.

By Ald. Aikenhead—Resolved, That the Lamp Committee be and are hereby requested to advertise for proposals for the lighting of and extinguishing the kerosene lamps for the ensuing year; and further be it

Resolved, That the same Committee be requested to advertise for the repairs of said lamps for the same period of time and report to this Board at its next regular meeting.

The following was offered as a substitute:  
By Ald. Stebbins—Resolved, That his Honor the Mayor, be and he is hereby authorized and requested to enter into contract with J. E. Relyea, for the lighting and repairing of the kerosene street lamps, and repairing of the gas lamps throughout the city for one year, to commence at the expiration of the present contract and at a price not to exceed that paid for the same last year. Lost.

The original resolution of Ald. Aikenhead was then adopted by the following vote.

Ayes—Ald. Briggs, Wait, Andrews, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Mauder, Aikenhead, Parsons—20

Nays—Ald. Whitcomb—1.  
By Ald. Gerling—Resolved, That the Fire Department Committee be and they are hereby authorized to ascertain the cost of placing the necessary machinery in the St. Peter, and St. Paul, and St. Joseph church bell towers for the purpose of striking fire alarms, and report the cost to this Board as early as practicable.—Adopted.

By Ald. Mauder—Resolved, That the President of this Board appoint a committee of three to procure two badges—one for the City Attorney, and one for the City Messenger.

Ald. Stone moved to refer to the Contingent Exp. Committee with power to act. Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Mauder, Aikenhead, Parsons—22.

Ald. Parsons presented the following bids for improvements.

<b>STONE CROSSWALKS ON SOUTH AVENUE.</b>	
McConnell & Jones.....	\$ 190,00
Holloway & Normington.....	197,60
<b>SYRACUSE STREET IMPROVEMENT.</b>	
John Rauber.....	\$ 888,00
G. P. & Chas. A. Davis.....	934,00
F. C. Laner & Son.....	976,40
<b>PLANK CROSSWALKS ON SOUTH AVENUE.</b>	
Roderick & Tinkerpaugh.....	\$ 75,00
<b>ST. JOSEPH STREET PLANK WALK.</b>	
F. C. Laner & Son.....	\$1075,00
James Buckley.....	1935,00
John Rauber.....	1590,00
<b>MEIGS STREET PLANK WALK.</b>	
James Buckley.....	\$1188,00
<b>WEBSTER STREET PLANK WALK.</b>	
James Buckley.....	\$ 453,00

C. R. PARSONS,  
EDWARD DAGGE,  
CHAS. W. BRIGGS.  
Improvement Committee.

By Ald. Parsons, Resolved, That the Mayor be and he is hereby requested to execute contracts with the following named persons in accordance

with their propositions: James Buckley, for constructing plank walks on Webster and Meigs streets.

F. C. Laner & son, for constructing a plank walk on St. Joseph street.

Rodrick & Tinkerpaugh, for constructing plank walks on South avenue.

John Rauber, for improvement of Syracuse street.

McConnell & Jones, for constructing flag cross walks on South avenue.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Mauder, Aikenhead, Parsons—20.

On motion adjourned. W. F. MORRISON,  
City Clerk.

**In Common Council, July 12th, 1870.**

**REGULAR MEETING.**

The President, Ald. Ezra R. Andrews, presiding.

Present—Ald. Briggs, Whitecomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead and Parsons—27.

Absent—Ald. Stebbins.—1

**APPROVAL OF MINUTES.**

Minutes of previous meetings, June 28th and 29th, approved as published.

**PETITIONS AND CLAIMS.**

By Ald. Rogers—Petition of Joseph H. Finch to erect and use until January 1st 1872, and *no longer*, a flight of stairs on the west side of Spring alley, adjoining No. 141 Buffalo street. Referred to street committee with power to act.

By Ald. Remington—Bills of Serantom & Wetmore and others. Contingent expense Committee.

By Ald. Herzberger—Bills of J. W. Adams and others. Committee on House for Idle and Truant children.

By Ald. Caring—Bills of John Rauber and others. Sewer Committee.

By Ald. Meyer—Bills of John F. Rothgangle and others—Park Committee. Petition of Mary M. Beebe and others—Wood Building Committee.

By Ald. Stone—Bills of J. Stetzlemeyer.—Street Committee.

By Ald. Kelley—Remonstrance of L. B. Langworthy and others, against the passage of an ordinance for the construction of a sewer in Elizabeth street—tabled. Bill of Theodore Bacon—Law Committee. Petition of William H. Pownall to construct plank walk on Thompson street—Improvement Committee, with power to act. Petition from the Monroe County Workmen's Assembly, asking for the enforcement of the eight hour law.

By Ald. Kelly—Resolved, That in accordance with the above communication, all persons in the employ of the city shall be required to work eight hours only, to constitute a full days' labor, and that they shall receive therefor the same compensation as that heretofore paid for ten hours.



Ald. Rogers moved that persons in the employ of the City Superintendent be paid *pro rata* for eight hours work.

Ald. Mauder moved to refer the subject to the Street Committee. Passed by the following vote :

Ayes—Ald. Briggs, Whiteomb, Barker, Wait, Andrews, Rodgers, Remington, Herzberger, Smith, Connolly, Meyer, Glover, Stone, Woodruff, Dagge, Mauder, Aikenhead—17.

Nays—Ald. Caring, Relyea, Craig, Wilson, Kelly, Mandeville, Gerling, Charters, Nagle, Parsons—10.

By Ald. Charters—bills of C. M. Underhill and others—Police Committee.

By Ald. Gerling—petition for a plank walk on Smith street—Tabled.

By Ald. Dagge—bills of P. H. Taylor and others.—Map and Survey Committee. Petition of Anna Borke—Grievance Committee.

By Ald. Nagel—bills of J. Wegman and others—City Property Committee.

By Ald. Parsons—petition of William H. Dake and others—Tabled. Estimates of James Buckley and others—Improvement Committee.

By Ald. Rogers—bills of John Quinn and others—Street Committee.

By Ald. Briggs—bills of Geo. Schofield and others—Poor Committee.

#### REPORTS

Ald. Dagge, from the Map and Survey Committee, reported in favor of the bills of P. H. Taylor and Thomas Knowles. Finance Committee.

Ald. Smith, from the Committee on Public Health, reported in favor of the bills of John Weinling, Daniel McLaughert (two bills), C. F. Wolters and Christian Schneider. Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the bills of Logan & Creegan, August Seizler, W. D. Callister, Anthony Kassaël and William H. Parkhurst. Finance Committee. Estimates of McCormick, Rauber and Logan & Creegan tabled.

Ald. Herzberger, from the Committee on House for Idle and Truant Children, reported in favor of the bills of J. W. Adams, H. Brewster & Co., Hubbard & Northrop, W. C. Thomas, Gerling Brothers, Henry Theim & Salaries—Finance Committee.

Ald. Meyer, from the Park Committee, reported in favor of the bills of Porter W. Taylor, Henry Hebing, John McKibbin, J. F. Rothgangle, Patrick McCarthy and Patrick McCue—Finance Committee.

Ald. Remington, from the Contingent Expense Committee, reported in favor of the bills of Brackett House, Osgoodby & Gibert, Hunn & Smith, Anthony Kassaël. Congress Hall, National Hotel, Hiram Wood, Daniel Gerhard, National Hotel, Scrantom & Wetmore, Mathews & Watson and S. Rosenblatt & Co., Jesse Shephard, Wadsworth & Williamson—Finance Committee.

Ald. Charters, from the Police Committee, reported in favor of the bills of C. M. Underhill and S. M. Sherman; Finance Committee.

Ald. Nagle, from the City Property Committee reported in favor of the bills of C. F. Wolters, Herman Ubel, Edwin T. Marsh, J. Wegman and Thos. H. Hopwood; Finance Committee.

Ald. Briggs, from the Committee on Support of the Poor, reported in favor of the bills of Geo. Schofield, B. Waugh Jones, Conrad Zim-

mer, St. Mary's Hospital, St. Mary's Orphan Asylum, E & A. Brennan, H. W. Jones, A. S. Morris, C. Merlau & Co., John Nagel, A. Hefner, J. D. McIntosh & Co., S. J. Wagner, Jacob Gerling and Eiswinger & Kessel; Finance Committee.

Ald. Rogers, from the Street Committee, reported in favor of the following bills: John Quin, Louis Ernst, Roderick & Tinkerpaugh (2 bills), Tracy and Rew, Pollock & Weaver, Rochester Brick and Tile Co., W. H. Gorshire, C. R. Parsons, William Whitehair and B. Horchler—Finance Committee. Also in favor of paying Edward Hanna the sum of \$5 in full for his bill—Finance Committee.

Ald. Parsons, from the Improvement Committee, reported estimates of Roderick & Tinkerpaugh, (2) James Buckley and W. I. Hanford, and moved they be tabled for the present. Carried.

Ald. Parsons, from the Law Committee, presented the following :

*To the Honorable, the Common Council of the City of Rochester :*

GENTLEMEN: Your Committee, to whom was referred the matter of the assessment against the assessed property for improvement of Arsenal Square and Wood street, would respectfully submit the following :

Having examined the facts in relation to said improvement, as well as the acts of the Legislature of the State of New York, and the proceedings of the Common Council of said city, your Committee are of the opinion that said improvement of Arsenal Square and Wood street were without authority and right, and that said assessment is void.

Your Committee are further of the opinion that to carry out the agreement between the city of Rochester and the State of New York, further steps are necessary to be taken in order to formally close Wood street.

Your Committee, therefore, recommend the cancellation of all tax against the State for such improvements, and also the direction for all such proceedings to be taken as are necessary for the full and formal closing of Wood street.

Dated, July 12, 1870.

JESSE SHEPHERD, City Attorney.

M. M. SMITH,

C. A. PARSONS,

E. R. ANDREWS,

Law Committee.

Ordered received, filed and published.

Ald. Parsons, in behalf the Law Committee, presented the following :

*To the Honorable the Common Council of the City of Rochester :*

GENTLEMEN:—Your committee to whom was referred the matter of the claim of Mrs. Spiliter, for land purchased for Arsenal Square site, would respectfully report as follows :

That having as far as possible examined the title to and conveyance of said property to the city, they find that Mrs. Spiliter has for value (the receipt of which is by her acknowledged), quit claimed and transferred all her right, title and interest in and to said premises, and has now no legal or equitable claim whatever on the city. Your committee do not assume to say what her rights may be in respect to other parties, but only that the city had full legal and equitable title to the same, when it was duly conveyed to the State of New York.

Dated July 12, 1870.

JESSE SHEPHERD, City Attorney.

M. M. SMITH,  
C. R. PARSONS,  
E. P. ANDREWS,  
Law Committee.

Ordered received, filed and published.

Ald. Craig, from the Committee on Assessments, presented the following:

To the Honorable the Common Council:

Your Committee on Assessments, to whom was referred the petition of Margaret O'Farrell, asking the Common Council to refund to her a certain tax of \$23.35, assessed on the N. E. part of lot No. 204, in the Frankfort tract, in the year 1869, beg leave to report that we find the facts as set forth in her petition substantially true—the said lot having been erroneously conveyed to her—but we also find, on an examination of the records in the County Clerk's office, that the said Margaret O'Farrell re-conveyed said property on the 26th day of May, 1870, to the owner thereof, Francis G. Maloney, for the sum of \$100—thus fully indemnifying her for all costs and expenses to which she has been subjected. We therefore report against granting the prayer of said petitioner.

Respectfully submitted.

H. H. CRAIG,  
CHAS. W. BRIGGS,  
WM. CARING,  
Assessment Committee.

Ordered received, filed and published.

COMMUNICATIONS.

The President of the Board presented the following:

To the Honorable Common Council of the City of Rochester:

Monthly report of the Police Justice of the City of Rochester of moneys received by him for fines and penalties during the month of June, 1870:

Total amount received.....\$444.00

I do hereby officially certify that the foregoing report in relation to moneys received by me for fines and penalties during the month of June 1870, is true.

Respectfully yours, &c.,

E. W. BRYAN.

Ordered received, filed and published.

The Clerk presented the following:

To the Honorable Common Council of the City of Rochester:

GENTLEMEN:—I have to report that in the case of the City of Rochester against Nehemiah Osborne, the court has made an order retaining the injunction heretofore obtained, so far as the same relates to the construction of the proposed pier in the bed of the river. Such retention of injunction is conditioned upon the City giving an undertaking in the usual form—in the sum of ten thousand dollars—such undertaking to be filed within five days from the date hereof. I most respectfully ask for direction from your honorable body in this matter.

Yours truly,  
JESSE SHEPHERD, City Att'y.

Ordered, received, filed and published.

CITY CLERK'S OFFICE,  
ROCHESTER, N. Y., July 11, 1870. }

To the Hon. the Common Council:

GENTLEMEN:—In the Board of Health Friday evening last, July 8th, the alley next east of

Wm. A. Reynold's property, on the south side of Exchange Place, and running parallel with Front street, was declared a public nuisance.—The Board asks your Hon. body to pass an ordinance for the construction of a sewer in said alley.

Yours respectfully,

W. F. MORRISON,

Clerk of the Board of Health.

Ordered received, filed and published.

MAYOR'S OFFICE,  
ROCHESTER, July 12, 1870. }

To the Common Council of the City of Rochester:

GENTLEMEN—I have recently received from Mayor Hall ten volumes of the public documents of the city of New York for the year 1868. They embrace the legislation and other proceedings of the Common Council and other official bodies of the Metropolis of our State, and are a very valuable donation.

I have also received from Mayor Brush of Buffalo a finely bound volume of the proceedings of the Common Council of that city, for the year 1869.

These fine gifts deserve a fitting acknowledgment from your body, which I do not doubt you will be pleased to render. I have placed the books in the keeping of the City Clerk.

I beg leave to suggest the propriety of your directing the preparation of a volume embracing the proceedings of your Board, the Health Officer's report, the Public School Report, and the City Charter, neatly bound, to be sent to these cities, and others that have in like manner favored us.

I herewith transmit to your body an invitation from a Committee of the Commercial Union, to the Common Council, to attend and take part in the Convention to be held in Corinthian Hall, on the 15th inst., to concoct measures for promoting commerce on our State canals, and thus furthering the great interests of our State. No more important subject could engage the attention of our city, which is so largely indebted to the Erie canal for its growth and prosperity. I most respectfully recommend to the Common Council to appoint a committee of your body to co-operate with the committee of the Union in making arrangements for the reception of the delegates to the Convention.

Yours Respectfully,

JOHN LUTES, Mayor.

COMMERCIAL UNION,  
ROCHESTER, N. Y., July 5, 1870. }

Honorable John Lutes, Mayor, Rochester, N. Y.

DEAR SIR: The Commercial Union of the State of New York having called a meeting to be held in Rochester, of all the members of the Union, and all persons in the State who are interested in the improvement of our canals and their trade. The Governors of the Western and Northwester States, whose interests are allied with our State, have been invited, and five or six have accepted the invitations and will be present. Representatives of Boards of Trade of our Eastern and Western States will be present also. Many of the executives of Cities and other public spirited and influential men will be present. It is expected that our city will be filled with a large number of all parties from all parts of the State. The people are most thoroughly aroused and are determined to maintain and protect their

public works and to secure their best and most reliable men to represent them and their interests hereafter, and as our beautiful city, with its large population of enterprising people, is deeply interested in our canals, their maintenance and usefulness, and the prosperity of the Empire State, and who have always so strongly advocated reciprocity with her sister States, and particularly with the West and Northwestern States, therefore it seems to be meet and proper that the city authorities, together with the entire people, should take part in this important meeting, called and will be held at Corinthian Hall, on the 15th day of July, and which will open at 10 o'clock in the morning.

The undersigned, a committee from the Commercial Union of this city, appointed for that purpose, most cordially extends to your Honor and to the Honorable Common Council, through you, an invitation to attend and take part in this important meeting, and do most respectfully request that the Council appoint a committee to co-operate with the committees of the Union in making arrangements for the reception of the guests and members of the meeting who shall come to our city on that occasion.

Hoping that your Honor and the Honorable Common Council will join the Union heart and hand in organizing for the reception of the members of the Union, and all strangers from abroad who visit our city for the public good, and to show to them that Rochester is not only one of the finest inland cities of the Union, but is not wanting in courtesy, hospitality, and a reciprocity of feeling with all free public spirited and commercial men.

Hoping you may take prompt and immediate action, we remain as ever

Most Respectfully and Truly Yours,

HENRY L. FISH,  
E. BACKUS,  
JOHN BIRD,  
J. H. CHILD,  
C. C. MEYER,  
W. F. HOLMES,

Committee of Commercial Union.

Ordered received, filed and published.

Ald. Parsons moved that a committee of 12 be appointed to act in conjunction with the committee of the Commercial Union, and that the Mayor and President of the Board be of said committee—carried. The President appointed as such committee: Hon. John Lutes, Mayor; Ald. Andrews, President of the Board; Alds. Parsons, Whitcomb, Kelly, Relyea, Remington, Waite, Stone, Mauder, Aikenhead, Smith.

#### ORDINANCES.

##### SPRINKLING MAIN STREET.

On motion of Ald. Remington, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Remington submitted the following:

An ordinance to sprinkle Main street, from Gibbs street to Asylum street.

The Common Council of the City of Rochester do ordain and determine as follows:

Main street shall be sprinkled from Gibbs street to Asylum street, for the remainder of the season of 1870. And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at four hundred and fourteen dollars, which estimate was and is hereby approved; the sum of four hundred and fourteen dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Main street, from Gibbs street to Asylum street, on which above described portion of the city the said sum of \$414 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 16th day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Parsons—25.

Nays—Ald. Aikenhead—1.

##### SPRINKLING OF NORTH ST. PAUL STREET.

On motion of Ald. Remington, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from persons appearing, Ald. Remington submitted the following:

An ordinance to sprinkle North St. Paul street, from Main street to north side of the Bridge over the N. Y. C. R. R.

The Common Council of the City of Rochester do ordain and determine as follows:

North St. Paul street shall be sprinkled from Main street to the north side of the bridge over the New York Central Railroad property, for the remainder of the season of 1870.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$429, which estimate was and is hereby approved; the sum of \$429, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of North St. Paul street, from Main street to the north line of the New York Central Railroad property.

On which above described portion of the city the said sum of \$429 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 16th day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—26.

Ald. Remington presented the final ordinance for sprinkling West avenue, and moved the indefinite postponement of said ordinance. Carried.

##### SPRINKLING BUFFALO, MAIN, STATE, EXCHANGE AND FITZUGH STREETS.

On motion of Ald. Whitcomb, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Whitcomb submitted the following:

An ordinance to sprinkle Main and Buffalo streets from East avenue to the Erie Canal; Exchange and State streets from the Erie Canal to the N. Y. C. R. R., and Fitzugh street from Buffalo street to the Erie Canal for the year 1870.

The Common Council of the city of Rochester do ordain and determine as follows:

The following streets shall be sprinkled: Main and Buffalo streets from East avenue to the Erie Canal, Exchange and State streets from the Erie Canal to the N. Y. C. R. R., and Fitzugh street from Buffalo street to the Erie Canal, for the season of 1870.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$3,124,

which estimate was and is hereby approved; the sum of \$3,124, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Main and Buffalo streets, from East avenue to the Erie Canal, one tier of lots on each side of Exchange and State streets, from the Erie Canal to the N. Y. C. R. R., and one tier of lots on each side of Fitzhugh street, from Buffalo street to the Erie Canal.

On which above described portion of the city the said sum of \$3,124 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 16th day of July, 1870, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Briggs moved to postpone the ordinance until the first regular meeting in January next. Lost.

The vote on the ordinance was then taken and declared adopted by the following vote:

Ayes—Ald. Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—26.  
Nays—Ald. Briggs—1.

#### PLANK WALKS ON SMITH STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a plank walk on Smith street, from Magne street to Walnut street.

The Common Council of the city of Rochester do ordain and determine as follows:

There shall be constructed a plank walk 6 feet wide on each side of Smith street, from Magne street to Walnut street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$510, which estimate was and is hereby approved; the sum of \$510, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Smith street, from Magne street to Walnut street, on which above described portion of the city the said sum of \$510 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 16th day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Gerling moved that the ordinance be postponed indefinitely. Lost.  
The ordinance was then adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Charters, Dagge, Nagle, Aikenhead, Parsons—24.  
Nays—Ald. Connolly, Gerling, Mauder—3.

#### PLANK WALK ON HOELTZER STREET.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a plank walk on Hoeltzer street, from North Clinton street to St. Joseph street.

The Common Council of the City of Rochester do ordain and determine as follows:

There shall be constructed a plank walk three feet wide on each side of Hoeltzer street, from North Clinton street to St. Joseph street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$883, which estimate was and is hereby approved; the sum of \$883 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Hoeltzer street, from North Clinton street to St. Joseph street, on which above described portion of the city the said sum of \$883 is hereby ordered to be assessed.

And David McKay, John J. Shaffer, E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion of said city so designated of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose on Saturday, the 16th day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—27.

#### IMPROVEMENT OF WILLIAM STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to improve William street, from East avenue to Monroe avenue.

The Common Council of the city of Rochester do ordain and determine as follows:

William street shall be improved from East avenue to Monroe avenue, by laying a flag walk 4 feet wide in one center, of curb stone, and paving gutters on each side of said street, and graveling the center of the roadway.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$10,211, which estimate was and is hereby approved; the sum of \$10,211, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of William street, from East avenue to Monroe avenue, on which above described portion of the city the said sum of \$10,211 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement, may, by paying interest as hereinafter provided, have the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 16th day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—27.

#### IMPROVEMENT OF SOUTH ST. PAUL STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

The Common Council of the City of Rochester do ordain and determine as follows:

South St. Paul street shall be repaired from Court street to the Canal Bridge by picking up the roadway and putting on a sufficient amount of new Macadam stone to make it a road street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$2,928, which estimate was and is hereby approved, the sum of \$2,928, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And that portion of said city which the Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of South St. Paul street, from Court street to the Erie canal.

On which described portion of the city the said sum of \$2,928 is hereby ordered to be assessed.

And the tax payers to be assessed for making such improvement, may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 16th day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Dagge, Nagle, Mauder, Aikenhead, Parsons—25.

#### IMPROVEMENT OF MARSHALL STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to improve Marshall street, from Monroe avenue to St. Paul street, in the City of Rochester do ordain and determine as follows:

Marshall street shall be improved, from Monroe avenue to St. Paul street except Wadsworth Square, on the north side of the street, by setting a curb stone 14 feet from the lines of the street, paving the gutters 4 feet wide and laying a Medina flag stone walk 5 feet wide in one course, with gravel on each side to the curb and line of the street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at eight thousand five hundred and seventy-three dollars, which estimate was and is hereby approved; the sum of eight thousand five hundred and seventy-three dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Marshall street, from Monroe avenue to St. Paul street, of which above portion of the city the said sum of \$8,573 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of said roll.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make

an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 3rd day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Dagge, Nagle, Parsons—25.

#### PLANK WALK ON CLIFTON STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a plank walk on Clifton street, from Prospect street to Francis street.

The Common Council of the City of Rochester do ordain and determine as follows:

There shall be constructed a plank walk 4 feet 8 inches wide on the south side of Clifton street, from Prospect street to Francis street, with the necessary crosswalks.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$538, which estimate was and is hereby approved; the sum of \$538, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants.—And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the south side of Clifton street, from Prospect street to Francis street, on which above described portion of the city the said sum of \$538 is hereby ordered to be assessed.

And David McKay, John J. Shaffer, E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 16th day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Dagge, Nagle, Mauder, Parsons—24.

#### PLANK WALK ON MUNGER STREET.

Ald. Parsons presented the final ordinance for a plank walk on Munger street, and moved its indefinite postponement. Carried.

#### IMPROVEMENT OF TREMONT STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Tremont street, from Plymouth avenue to Caledonia avenue, by setting curb stone 14½ feet from the lines of the street, paving the gutters with cobble stone and graveling the roadway 18 inches deep. Adopted.

The Surveyor submitted as such estimate, \$3,984.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The improving of Tremont street, from Plymouth avenue to Caledonia avenue, by setting curb stone 14½ feet from the lines of the street, paving the gutters with cobble stones, and graveling the roadway 18 inches deep.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$3,984, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Tremont street, from Plymouth avenue to Caledonia avenue.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, July the 26th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Meyer, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagel, Mauder, Parsons—22.

#### FLOOD ORDINANCES.

Ald. Parsons presented the Flood Ordinances, and moved their postponement until the first regular meeting in September. Carried.

Ald. Parsons was granted the privilege of introducing the following :

By Ald. Parsons—Resolved, That the assessment against the State of New York for the improvement of Arsenal Square and Wood streets, be and the same is hereby cancelled, and the amount thereof be charged to erroneous assessment.

Further, resolved—That the City Attorney be directed to take such steps as are necessary for the legal and formal closing of Wood street.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Mandeville, Nagel, Aikenhead, Parsons—30.

Nays—Ald. Barker, Rogers, Kelly, Gerling, Charters—5.

Ald. Stone moved that section 22, chapter 1 of Penal Ordinances be amended, by striking out all relating to seizing, shooting, or otherwise killing dogs, or in other words, strike out all in the section after the words "found so going abroad." Carried.

#### STONE SEWER IN SOPHIA STREET.

Ald. Caring presented the final ordinance for a stone sewer in Sophia street, and moved its indefinite postponement. Carried.

#### STONE SEWER IN ELIZABETH STREET.

Ald. Caring presented the final ordinance for stone sewer in Elizabeth street.

Ald. Kelly moved its indefinite postponement. Carried.

#### PIPE SEWER IN PINDLE ALLEY.

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below :

After hearing such allegations from all persons appearing, Ald. Caring submitted the following :

An ordinance to construct a sewer in Pindle alley, from the sewer in Allen street to a point 120 feet north of Buffalo street.

The Common Council of the city of Rochester do ordain and determine as follows :

There shall be constructed a pipe sewer, 22 inch, egg shape, in Pindle alley, from the sewer in Allen street to a point 120 feet north of Buffalo street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at one thousand eight hundred and ninety-seven dollars, which estimate was and is hereby approved; the sum of one thousand eight hundred and ninety-seven dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows :

One tier of lots on each side of Pindle alley, from Allen street to a point 85 feet north of the north line of Buffalo street, on which described portion of the city the said sum of \$1,897 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in the proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 16th day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagel, Mauder, Aikenhead, Parsons—24.

Nays—Ald. Whitcomb, Rogers—2.

#### ASSESSMENT ROLLS.

The clerk presented the following Assessment Rolls and they were referred to the Assessment Committee: Stone Sewer in North Fitzhugh street; Plank walk in Favor street; Pipe Sewer in Swan street; Sprinkling North and South Clinton streets.

Unanimous consent was given Ald. Meyer to present the following :

Resolved, That the following named persons have leave to erect wooding buildings according to their several petitions: Mary M. Beebe, lot 4, South Fitzhugh street; Susan Stupp, George and William streets; Nelson Cook, Stone street, under the direction of the Fire Marshal. Adopted.

By Ald. Meyer—Resolved, That Alonzo G. Whitecomb be and is hereby granted permission to erect a wood building 40 feet long and 14 feet high, in rear of his hotel (the National) under the supervision of the Wood Building Committee and Fire Marshal. Adopted.

Observing the 11 o'clock rule, adjourned.

W. F. MORRISON, City Clerk.

## In Common Council—July 13th, 1870.

### ADJOURNED MEETING.

The President—Ald. Ezra B. Andrews, presiding.

Present—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

Absent—Ald. Briggs, Barker, Meyer—3.

Ald. Caring moved that the Board suspend the rules and commence business under the miscellaneous. Carried.

#### MISCELLANEOUS.

By Ald. Nagle—Resolved, That the Street Superintendent be and is hereby instructed to remove the walls around and over the cistern in "Buchan Park Street," and cause the excavation to be filled up to the grade of the street.

Adopted by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Herzberger, Caring, Glover, Craig, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead—17.

By Ald. Nagel—Resolved, That the City Clerk be and is hereby authorized to purchase for use of city officers, one dozen city directories.

Adopted by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Herzberger, Caring, Glover, Craig, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead—18.

By Ald. Mauder—Resolved, That the Aldermen in each of the wards be and they are hereby authorized to expend in the repairs of the streets and alleys in their respective wards, the amount of money collected from their wards for the highway fund, the present year, after deducting the amount already expended from the highway fund in the ward which they represent, and that the amount so expended be paid out of the highway fund.

Ald. Aikenhead moved to refer to the Street Committee: carried.

Ald. Mauder moved that the Board now proceed to ballot for Commissioner of Mt. Hope; carried.

#### FIRST BALLOT.

Hamlet D. Scrantom received	8 votes,
Ald. James H. Kelly " "	7 " "
Scattering	3 " "
No choice,	

Ald. Herzberger moved, That further balloting be postponed for the present—carried

By Ald. Gerling—Resolved, That the City Clerk issue Firemen's exemption certificates to the following persons: John Fines, Richard Carrington, George Myers, James Love and Charles Heltensmied, they having served the necessary time as firemen.

Ald. Whitcomb moved to refer to Fire Department Committee—carried.

Ald. Kelly moved that a special committee of four be appointed to confer and act with a Committee of the Board of Supervisors in regard to new buildings to be erected on the land recently purchased from the First Presbyterian Society Carried.

Ald. Kelly moved that the President of the Board, Ald. Andrews, be one of said Committee and chairman. Carried.

The Committee consists of Ald. Ezra R Andrews, President of the Board, Ald. James H. Kelly, Ald. Henry E. Rogers, Ald. Cornelius R. Parsons.

FINANCE BUDGET.

ROCHESTER, July 13, 1870.

By Ald. Kelly—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

Congress Hall, refreshments at reception of Thomas' ex-ams.	\$211 50
Hunn & Smith, hat rack for Mayor's office	60 00
Rosenblatt & Co., crape badges, &c.	45 00
Brackett House, refreshments at reception of the Syracuse officials.	143 75
National Hotel refreshments upon arrival of Ryan Zolarys.	10 00
National Hotel, entertaining Aldermen.	50 00
Daniel Gerhardt, ringing church bell.	2 00
Wadsworth & Williamson, stationery.	3 28
Osgoodby & Gilbert, stenographic reports.	154 50
Mathews & Watson, refreshments.	44 00
Anthony Kassal, hack hire.	10 00
Jesse Shepherd, disbursements.	20 16
Hiram Wood, hack hire.	11 00
Scrantom & Wemore, stationery.	82 67
Louis W. Brandt, printing.	60 50
C. F. Wolters, clock for Council Chamber.	28 00
J. Wegman, wardrobe Mayor's office.	67 00
Thos. H. Hopwood, disbursements.	10 00
Edwin T. Marsh, letter box for Treasurer's office	3 50
And charge Contingent Fund.	

POOR FUND.

John Williams, one quarter salary as Excise Commissioner.	\$300 00
N. C. Bradstreet, one quarter salary as Excise Commissioner.	300 00
Fred. Cook, one quarter salary as Excise Commissioner.	300 00
Geo. schofield, transportation.	22 54
B. Waugh Sones, paid orders and potatoes.	228 00
Conrad Zimmer	49 87
St. Mary's Hospital, board of pauper and medical treatment.	1,432 43
St. Mary's Orphan Asylum, board and treatment.	635 28
A. & E. Brennan, daid orders.	7 50
H. W. Jones, disbursements.	107 28
A. L. Morris, meat.	385 30
C. Merlan & Co., paid orders.	161 05
John Nagel.	29 25
A. Kefner, bread.	110 60
James D. McIntosh & Co., soap.	108 90
S. J. Wagner, drawing wood and coal.	74 56
Jacob Gerling, flour and meal.	155 00
Eismeyer & Kissell, bread.	141 66
And charge Poor Fund.	

HIGHWAY FUND.

Commissioners To k street widening.	\$ 95 87
.. Railroad	144 37
.. Chapin street extension.	104 37
Payable to John McConville.	
John Quin, disbursements.	817 16
Louis Ernst, picks, &c., for Superintendent.	24 38
Roderick & Tinkerpaugh, repairing walks.	7 15
..	15 05
Tracy & Rew, printing, &c.	111 20
Pollock & Weaver, hoes.	24 00
Rochester Brick & Tile Co., 1,000 brick for Suppt.	9 00
W. H. Gorsline, chips.	2 00
C. R. Parsons, Surveyor's stakes.	45 96
Wm. Whitehair, hack hire	4 50

B. Horcheler, furniture for Supt's office.	12 00
E. Hanna, repairing walks \$12.50, less \$7.50.	5 00
Herman Uebel, painting at Supt's office.	24 50
And charge Highway Fund.	

HEALTH FUND.

John Wanning, Scavenger wrsk.	\$ 8 00
Dani. McTaggart, burying dead animals.	2 25
..	3 10
C. F. Wolters' badges for Inspectors.	18 00
C. Schnelder, burying dead animal.	5 00
And charge Health Fund.	

POLICE FUND.

S. W. Sherman, disbursements.	\$ 61 81
C. W. Underhill, coal.	12 60
To Peter Hughes.....1 mo. salary to July 1, 1870.	100 00
A. McLean.	85 00
Jonathan Dresser.	85 00
William S. Fickett.	85 00
Thos. A. Burchell.	85 00
John H. Dana.	85 00
Lyman Johnson.	85 00
William White.	85 00
W. E. McArthur.	85 00
James Sullivan.	85 00
Frank B. Allen.	85 00
Perry Marzloff.	85 00
William Rogers.	85 00
Joseph S. Rowarth.	85 00
Henry D. Shove.	85 00
Michael Hyland.	85 00
Levett McKibbin.	85 00
Charles Green.	85 00
Isaac Spears.	85 00
George Bingham.	85 00
John J. Garrett.	85 00
David Monaghan.	85 00
Wm F. Lush.	85 00
Henry D. Baker.	85 00
Hugh Clark.	85 00
Thos. F. Hurley.	85 00
Thomas Dukelow.	85 00
John Barry.	85 00
Edward Van Vorst.	85 00
James McKelvey.	85 00
John C. Hasle.	85 00
G. B. McKibbin.	85 00
John McQuarters.	85 00
Peter Lauer.	85 00
Charles McCormick.	85 00
James K. Foster.	85 00
Thomas Lynch.	85 00
Bartholomew Crowley.	85 00
John Ragan.	85 00
Michael Flynn.	85 00
George W. Lord, 29 days	82 17
E. W. McBurney, 29 ..	82 17
Frank Goodwin, 29 ..	82 17
Philip Schaad, 28 ..	79 34
Joseph P. Cleary, 28 ..	79 34
George M. Lathrop, 27 1/2 ..	77 12
P. C. Kavanagh, 25 ..	70 94
P. H. Sullivan, 52 ..	65 17
Wm. J. Rozers, 25 ..	70 94
A. H. Franklin, 20 ..	65 17
J. Denzer, Janitor, 30 ..	50 00

Examined and approved.

JOHN LUTES,  
GEORGE G. COOPER,  
HENRY S. HEARD,  
Police Commissioners.

And charge that Fund.

PARK FUND.

J. Rothengale, labor on parks and gravel.	\$ 46 90
Patrick McCue.	15 75
Patrick McCarthy.	21 00
John McKibbin, teaming.	95 00
Henry Hebing, utensils.	1 60
Porter W. Taylor, carpenter work.	101 85
And charge that Fund.	

HOUSE OF IDLE AND TRUANT CHILDREN FUND.

J. W. Adams, salary 3 months.	\$300 00
Fanny Elton, salary 13 weeks.	73 00
Ella Carr	78 00
Mary E. Nelson, salary 12 weeks.	36 00
George Copp,	54 00
W. Livestine,	12 50
Emma Collomer,	12 00
Payable to J. W. Adams.	
H. Brewster & Co., groceries.	178 15
Hubbard & Northrop, dry goods.	37 24
W. C. Thomas, stationery.	48 20
Gerling Brothers, meal, &c.	194 45
Henry Thiem, meat	40 17
And charge that Fund.	

MAP, AND SURVEY FUND.

P. H. Taylor, setting monuments.	\$ 78 00
Thos. Knowles, hack hire.	4 13
And charge that Fund.	

## SEWER REPAIR FUND.

Logan & Creegan, repairing on Spring street.... \$ 12 80  
 Anthony Kasseal, hack hire..... 3 00  
 William Parkhurst, ..... 2 00  
 And charge that Fund.

## COLE STREET SEWER FUND.

August Seizer, inspecting sewer..... \$ 27 00  
 And charge that Fund.

## LAKE AVENUE AND PHELPS AVENUE AND VARNUM STREET SEWER FUND.

W. D. Callister, inspecting sewer..... \$ 91 50  
 And charge that Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Herzberger, Caring, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead—21.

By Ald. Mandeville—Resolved, That the city Surveyor be directed to examine the bridge over the race at the west end of Court street, near Exchange street, and report what repairs, or improvements, if any, are necessary for the preservation of the public safety, and the probable expense of the same. Adopted.

By Ald. Stone—Resolved, That the chairman of the Fire Department Committee be authorized to purchase fire hats for the chief and assistant engineers, the same to be charged to the Fire Department fund. Adopted by the following vote:

Ayes—Whitcomb, Wait, Andrews, Rogers, Herzberger, Caring, Connolly, Glover, Craig, Kelly, Wilson, con, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead.—21.

Ald. Craig, from the Assessment Committee, presented the following assessment rolls:

Improvement on Draper and Milo streets.

Plank walk on Jay and Magne streets.

Plank walk on Rhine street.

Stone cross walk on South avenue at Comfort street.

Stone Sewer in North Clinton street.

And moved their confirmation. Carried.

By Ald. Craig—Resolved, That Mrs. Margaret Lynch and Mrs. Newcomb have permission to lay their own walks on Clifton street under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Craig—Resolved, That the City Treasurer be directed to pay Edward Hanna and Daniel Wayland twelve dollars and fifty cents each, and charge highway fund said amount, being in full for costs of repairing sidewalks in front of their lots on Magne street, said walks, after having being well repaired, being torn up by order of the Street Superintendent, and making the above expense necessary.

Ald. Caring moved to amend by making the amount ordered paid, less the cost of the lumber; lost.

Ald. Stone moved to divide the question; carried.

The vote was taken on the Treasurer paying Edward Hanna, and was declared adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Relyea, Connolly, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters and Stebbins—13.

Nays—Ald. Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Glover, Dagge, Nagle, Mauder, Aikenhead and Parsons—12.

A vote was taken on paying Daniel Wayland, and was declared lost by the following vote:

Ayes—Ald. Whitcomb, Wait, Relyea, Craig, Woodruff, Mandeville, Gerling, Charters and Stebbins—9.

Nays—Ald. Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Connolly, Glover, Stone, Wilson, Kelly, Dagge, Nagle, Mauder, Aikenhead and Parsons—16.

By Ald. Glover—Resolved, That the Street Superintendent be directed to notify the property owners on Union and Pearl streets to repair their walks within fifteen days from notice thereof, and, in neglect of same, that he repair them at the expense of said owners. Adopted.

By Ald. Glover—Resolved, That the trustees of the Alexander Street Methodist Episcopal Church, and John Laurk, be allowed to build their own walks on Cobb street, the same to be done under the direction of the City Surveyor and Street Superintendent. Adopted.

Ald. Connolly presented a petition from E. J. Reynolds, asking permission to bring water in pipes under ground from the reservoir in State street, for the use of privies. Referred to Water Works Committee.

Ald. Caring presented a petition from E. J. Keeney and others, asking to have Shamrock street opened from Ward street to Hand street. Referred to Committee on Opening and Alteration of Streets.

By Ald. Caring—Resolved, That the Treasurer be and he hereby is directed to receive 79 per cent. in full of persons assessed for Kent street sewer, from Brown street to Jay street; also 67 per cent. in full of persons assessed for Cole street sewer, from Lowell street to Gorham street. Adopted.

## IMPROVEMENT FUND.

By Ald. Caring—Resolved, That the Treasurer pay, when there are funds applicable, as follows: Daniel McCormick, on his contract for Thompson street sewer, \$200.00, and charge that fund.

John Rauber in full on his contract for Cole street sewer, \$824.80, and charge that fund.

Logan & Cregan, in full on their contract for Kent street sewer, \$343.10, and charge that fund.

August Seizer, in full for inspecting Cole street sewer, \$27.00, and charge that fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

## BIDS FOR NORTH CLINTON ST. SEWER.

McConnell & Jones, ..... \$2568.

John Rauber, ..... 1742.

F. C. Lauer & Son, ..... 1495.50

Logan & Cregan, ..... 1616.

By Ald. Caring, Resolved, That his Honor the Mayor be, and he hereby is, requested to execute a contract with F. C. Lauer & Son for the construction of a stone sewer in North Clinton-st., in accordance with their proposition.

Ald. Mauder moved as an amendment that the name of Logan & Cregan be substituted for F. C. Lauer & Son. Carried.

The original resolution as amended was then adopted by the following vote:

Nays—Ald. Andrews, Remington, Herzberger, Caring, Connolly, Stebbins, Nagle, Aikenhead, Parsons—9.

Ayes—Ald. Whitcomb, Wait, Rogers, Smith, Relyea, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Mauder—16.



Ald. Caring presented a bill of John McDermot.

By Ald. Caring—Resolved, That the tax bill of John McDermot for Lake avenue outlet sewer, be and the same is hereby referred to the Assessment Committee to examine and report to this Board what relief, if any, is due for an error in said tax bill. Adopted.

Ald. Caring presented a bill of costs in the Lake avenue injunction case, amounting to \$504.95, and moved that the City Treasurer pay the amount to the plaintiffs in said action and charge Lake avenue, Phelps avenue, and Varnum street Sewer Fund.

Adopted by the following vote :

Ayes—Ald. Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Glover, Stone, Wilson, Kelly, Woodruff, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—18.

Nays—Ald. Whitcomb, Wait, Smith, Craig, Mandeville, Gerling Mauder—7.

By Ald. Smith—Resolved, That the Street Superintendent be instructed to cause the prosecution of all persons engaged in carting dirt through North St. Paul street, and littering such street in shameful violation of the city ordinance. Adopted.

By Ald. Remington—Resolved, That the committee on support and relief for the poor be and they are hereby directed to advertise for proposals for the furnishing the city with 300 cords of hard wood, also 200 cords of soft wood.—Adopted.

Ald Remington presented a proposal from McConnell & Pringle to sprinkle North and South Clinton streets, from Monroe avenue to Andrew street, from July 15th to Nov. 1, 1870, for the sum of \$530.

By Ald. Remington—Resolved, That his Honor the Mayor is hereby requested to execute a contract with McCounell and Pringle for the sprinkling of North and South Clinton streets in accordance with their proposition. Adopted.

By Ald. Rogers—Resolved, That the Street Superintendent be directed to give notice to the owners of property on Caledonia avenue, to repair their several sidewalks within fifteen days, and in default thereof, that he repair the same at the expense of such owners. Adopted.

By Ald. Rogers—Resolved, That the communication of the City Attorney in reference to the suit against N. Osborn be referred to the Mayor and Law Committee, with power to take such action as they may deem for the interests of the city. Adopted.

Ald. Rogers, from the Street Committee, reported in favor of the bills of Frederick Stetzenmeyer and C. R. Parsons. Finance Committee.

Ald. Andrews moved a reconsideration of the vote on the resolution adopted May 18, 1870, instructing the Treasurer to pay Richard Dransfield the sum of \$275 60 in full, on his contract for Atkinson street sewer. Carried.

Ald. Stone moved to postpone to next regular meeting. Carried.

By Ald. Whitcomb—Resolved, That Mr. H. W. Eagan and Mrs. Louisa Wray be licensed to conduct concerts and light entertainments in the city of Rochester, for the term of three months, by paying into the city treasury the sum of \$25; adopted.

By Ald. Whitcomb—Resolved, That the City Treasurer pay to E. H. Hollister \$35 74 and charge Fire Department fund said amount, being in

full for lumber furnished to Water Works Committee in putting in pipe in Aqueduct street; adopted by the following vote :

Ayes—Ald. Whitcomb, Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead and Parsons—24.

By Ald. Aikenhead—Resolved, That the following named persons have permission to construct cement walks in front of their premises : John Niblong, Baden street ; Henry Fleicher, Baden street. Also property owners on Clifton and North Stillson streets, under the direction of the City Surveyor and Improvement Committee.—Adopted.

To the Common Council of the City of Rochester.

GENTLEMEN :—Your Committee on Public Lamps would respectfully report that we have advertised for proposals for the lighting and extinguishing kerosene lamps, and for the repairs of the gas and kerosene lamps.

J. E. RELYEA.		
For lighting and extinguishing,	\$11.50	
For repairs to gas and kerosene lamps	90	\$13 40
ALVAH RICE.		
For lighting and extinguishing,	11.50	
For repairs to gas and kerosene lamps,	50	11 60
CHRIS. SCHOENTHALER.		
For lighting and extinguishing,	11.75	
For repairs to gas and kerosene lamps,	75	12 50
HENRY WITZEL.		
For lighting and extinguishing,	11.50	
For repairs to gas and kerosene lamps,	90	12 40
JOHN BICKLE.		
For lighting and extinguishing,	11.50	
For repairs to gas and kerosene lamps	75	12 25
V. F. WHITMORE.		
For lighting and extinguishing,	11.40	
For repairs to gas and kerosene lamps,	1.00	12 40
B. HUGHES.		
For lighting and extinguishing,	11.25	
For repairs to gas and kerosene lamps,	50	11 85
L. D. PATERSON.		
For lighting and extinguishing,	10.75	
For repairs to gas and kerosene lamps	1.00	11 75
T. STICKLE.		
For lighting and extinguishing,	11.36	
For repairs to gas and kerosene lamps,	80	12 17
DAN. A. BROWN.		
For lighting and extinguishing,		10 00

Ald. Aikenhead made a motion that the Mayor contract with Christian Schoenthaler according to his proposition.

Ald. Woodruff moved to award the contract to J. E. Relyea according to his proposition.

Ald. Stone moved to award the contract to Alvah Rice according to his proposition. Lost by the following vote :

Nays—Ald. Whitcomb, Wait, Remington, Caring, Smith, Relyea, Connolly, Glover, Craig, Wilson, Kelly, Woodruff, Mandeville, Nagle, Parsons—15.

Ayes—Ald. Andrews, Rogers, Herzberger, Stone, Gerling, Charters, Stebbins, Mauder, Aikenhead—9.

Ald Mauder moved to award the contract to John Bickle in accordance with his proposition.

Ald. Kelly moved as a substitute that the Mayor enter into a contract with John E. Relyea to light and extinguish the city kerosene lamps from August 1, 1870, to August 1, 1871, at the sum of \$11.40 per lamp ; also for repairing both city gas and kerosene lamps at the sum of 90 cents per lamp.

Carried by the following vote :

**Ayes**—Ald. Whitcomb, Wait, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Mauder—20.

**Nays**—Ald. Rogers, Nagel, Aikenhead, Parsons—4.

By Ald. Craig—Resolved, That the Treasurer be and he is hereby instructed to pay G. C. Shade ten dollars and ninety cents and charge to erroneous assessments.

Adopted by the following vote:

**Ayes**—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagel, Mauder, Aikenhead, Parsons—24.

Ald. Remington moved to suspend the rule to adjourn at 11 o'clock

Carried by the following vote:

**Ayes**—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagel, Mauder, Aikenhead, Parsons—23.

Ald. Mandeville gave notice that he would at next regular meeting offer a penal ordinance relating to barriers and lights in or on excavations in streets or walks.

By Ald. Charters—Resolved, That the Mayor be requested to insert a provision in the contract for lighting lamps, that the kerosene lamps shall be lighted from dark to daylight. Adopted.

#### VIENNA STREET PLANK WALK.

Ald. Nagel moved to reconsider the vote taken on the ordinance for a plank walk on Vienna street, June 28th, 1870. Carried.

Ald. Nagle moved to postpone action until the next regular meeting. Carried.

By Ald. Parsons—Resolved, That the Clerk draw an order for \$500 in favor of W. I. Hanford, and payable to his order in one year from the 12th day of July, 1870, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Whitney street Improvement fund. Adopted by the following vote:

**Ayes**—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Glover, Craig, Stone, Kelly, Mandeville, Stebbins, Nagle, Mauder, Aikenhead, Parsons—17.

By Ald. Parsons—Resolved, That the Treasurer be, and he hereby is, directed to receive six per cent. in full of all persons assessed for Savannah street P. W., east side, except George S. Riley, Elizabeth Klem and Thomas Dailey, of whom he shall collect the full amount assessed to them. Adopted.

#### IMPROVEMENT FUND.

By Ald. Parsons—Resolved, That the Treasurer pay, when there are funds applicable, as follows: James Buckley, on his contract for Meigs street plank walk, \$100, and charge that fund.

Rodrick & Tinkelpaugh in full on their contract for plank crosswalks on South avenue, \$67 50, and charge that fund.

Rodrick & Tinkelpaugh in full for constructing plank walk on east side of Savannah street, \$143 51, and charge that fund.

Adopted by the following vote:

**Ayes**—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Glover, Craig, Stone, Kelly, Mandeville, Stebbins, Nagel, Mauder, Aikenhead and Parsons—17.

By Ald. Parsons—Resolved, That the Treasurer be and he is hereby directed to receive 90 per cent. in full from all persons assessed for plank walks across South avenue at Cypress and Sanford streets. Adopted.

By Ald. Parsons—Resolved, That his honor, the Mayor, be and he is hereby requested to execute a contract with John Brady for the construction of a flag walk across South avenue at Comfort street, in accordance with his proposition. Adopted.

By Ald. Relyea—Resolved, That the City Attorney be and he is hereby instructed to prosecute all persons who by ordinance or charter of the City of are required to procure license—and have failed to do so during the past year.—Adopted.

#### ORDINANCES.

##### PIPE SEWER IN COMFORT STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer, one foot in diameter, in Comfort street, from the sewer in Mt. Hope avenue to a point 150 feet west of South avenue. Adopted.

The Surveyor submitted as such estimate, \$493.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a pipe sewer, one foot in diameter, in Comfort street, from the sewer in Mt. Hope avenue to a point 150 feet east of South avenue.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$493, which estimate is hereby approved.

Resolved, further, That the following portion of said City is hereby benefited and proper to be assessed for the whole expense, thereof, viz:

One tier of lots on each side of Comfort street, from Mt. Hope avenue to South avenue.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, July the 26th, 1870, at halfpast 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

**Ayes**—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Glover, Craig, Stone, Kelly, Mandeville, Stebbins, Nagle, Mauder, Aikenhead, Parsons—17.

Majority petition.

##### IMPROVEMENT OF COURT STREET.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegation from all persons appearing, Ald. Parsons submitted the following:

An ordinance to improve Court street, from William street to Union street.

The Common Council of the City of Rochester do ordain and determine as follows:

Court street shall be improved from William street to Union street, by setting a curb of Medina stone on each side of said street, and paving the roadway with Medina stone.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$8,232, which estimate was and is hereby approved: the sum of \$8,232 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Court street, from William street to Union street, on which amount assessed portion of the city the said sum of \$8,232 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer and E. A. Ostley, the Assessors of said City, not interested in any of the

property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 16th day of July 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Aikenhead moved to postpone the ordinance indefinitely. Lost by the following vote:

Ayes—Ald. Wait, Stone, Gerling, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Wilson, Kelly, Woodruff, Mandeville, Charters, Stebbins, Nagle, Mauder, Parsons—20.

The vote was then taken on the ordinance, which was declared passed by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagle, Mauder, Parsons—21.  
Nays—Ald. Stone, Stebbins, Aikenhead—3.

#### STONE SEWER IN NELSON STREET.

Ald. Caring presented the final ordinance for a sewer in Nelson street, and moved its postponement to next regular meeting. Carried.

#### STONE SEWER IN LAKE AVENUE FROM JONES AVENUE TO PHELPS AVENUE.

Ald. Caring presented the final ordinance for a sewer in Lake avenue, from Jones avenue to Phelps avenue, and moved its postponement to next regular meeting. Carried.

#### PIPE SEWER IN GARDINER PARK.

Ald. Caring presented the final ordinance for a sewer in Gardiner Park, and moved its postponement until next regular meeting. Carried.

On motion adjourned.

W. F. MORRISON, City Clerk.

## In Common Council—July 26th 1870.

### REGULAR MEETING.

The President, Ald. Ezra R. Andrews, presiding.

Present—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead and Parsons—25.

Absent—Ald. Barker, Mandeville, and Stebbins.—3.

#### APPROVAL OF MINUTES.

Minutes of last meetings, July 12th and 13th, approved as published.

#### PETITIONS AND CLAIMS.

By Ald. Briggs—Bills of M. Heavey and others. Poor Committee.

By Ald. Wait—Petition of Sarah Ralph.—Wood Building Committee.

By Ald. Rogers—Petition of J. B. Loomis and others, in regard to Tremont Street improvement. Table.

Also Remonstrance of S. S. Forbes and others, against Tremont Street improvement. Table.

Also Petition of E. M. Moore and others, for the improvement of South Fitzhugh Street. Improvement committee with instruction to bring in an ordinance.

Also Petition of William Churchill and others, in regard to Pindle Alley Sewer ordinance. Table.

Also—Bills of H. Brewer & Co. and others. Street committee.

By Ald. Remington—Petition of H. N. Curtis, in relation to Hackney Coaches. Street committee.

Petition of A. N. Whiting. Assessment committee.

By Ald. Caring—Bills of Dan. McCormick and others. Sewer committee.

Bills of Thomas Knowles and others. Contingent Expense committee.

By Ald. Smith—Bills of Daniel McTague, John Raker, John Weinning and Jonathan Reynolds, from Board of Health. Finance committee.

By unanimous consent of the Board Ald. Connolly presented the following:

By Ald. Connolly—Whereas, The Water Works Company are desirous to introduce water into the city at the earliest day practicable, and to effect this object the more speedily, it is necessary to lay a pipe across the river at Clarrissa street bridge for temporary use, until the main pipe is laid under the canal feeder, and Valley canal, for the supply of the western portion of the city, therefore

Resolved, That the Water Works Company be and they are hereby authorized and permitted to place such water pipes for temporary use on the side of the north foot bridge of said bridge. Such permit to continue during the pleasure of this Board. Adopted.

By Ald. Connolly—Resolved, That the Water works Committee and Fire Department Committee of this Board are hereby authorized to indicate and establish the location for the several hydrants to be used in connection with the Water Works for fire purposes. Adopted by the following vote.

Nays—Ald. Mauder—1.

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Nagle, Aikenhead, Parsons—24.

By Ald. Relyea—Petition of James Baker and others asking for the opening of a street from Hudson street to North street. Referred to the Committee on the Opening and Alteration of Streets.

By Ald. Meyer—Bills of J. F. Rothgangle and others. Park Committee.

By Ald. Glover—Petition of James E. Spencer. Sewer Committee.

By Ald. Craig—Bill of John Van Voorhis.—Law Committee.

By Ald. Stone—Bills of Osgood & Co. and others. Fire Department Committee. Petition of Sister Hieruymo to refund tax. Law Committee.

By Ald. Charters—Bill of Smith & Roberts.—Police Committee.

By Ald. Dagge, bills of D. W. Powers and others—Map and Survey Committee.

By Ald. Aikenhead—Bills of Reynolds Bros. and others—Lamp Committee.

Petition of D. W. C. Huntington and others, for the improvement of North avenue from New York Central Railroad to Bay street—Improvement Committee. Petition for the construction of cement walks on Lewis street—Improvement Committee.

By Ald. Parsons—Bills of W. I. Hanford and others—Improvement Committee.

#### REPORTS.

Ald. Stone from the Fire Department Committee, reported in favor of the fire department monthly pay roll—Finance Committee.

Ald. Aikenhead, from the Lamp Committee, reported in favor of the bills of J. E. Relyea (2 bills) Reynolds Bros. (3 bills) Z. Dobbs, Patrick Burnes, Williams & Batterson, Martin Dolan and N. H. Galusha—Finance Committee.

Ald. Briggs, from the Committee on the Relief and support of the Poor, reported in favor of bills of John Lauer, P. Fahy, H. W. Jones, H. Mutchler, M. Heavy, Smith & Gordon, H. & P. Bender, Andrew McDade, S. F. Wither-spoon, H. Brewster & Co. and Smith & Roberts—Finance Committee.

Ald. Dagge, from the Committee on Maps, Surveys and Records, reported in favor of the bills of D. W. Powers, Sidney G. Gwynne, Michael McQueen and P. H. Taylor—Finance Committee.

Ald. Charters, from the Police Committee, reported in favor of the bill of Smith & Roberts. Finance Committee.

Ald. Rogers, from the Street Committee reported in favor of the bills of John Quinn, H. B. Knapp, Thomas Knowles, Joseph Cochrane, H. S. Brewer & Co., Roderick & Tinklepaugh, (six bills), Frank Dana, (two bills), A. H. Norton and Patrick Burns. Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the bills of Daniel McCormick and others. Tabled.

Ald. Meyer, from the committee on Public Parks reported in favor of the bills of J. F. Roth-gangle, Patrick McCue, and Patrick McCarthy. Finance Committee.

#### COMMUNICATIONS.

The President presented the following from His Honor the Mayor:

MAYOR'S OFFICE,  
ROCHESTER, N. Y., July 23, 1870. }

To the Common Council:

GENTLEMEN—I herewith transmit to your body, a communication received from Messrs. Seranton & Phillips reiterating their complaint of inconvenience and damage from array of hacks and hackmen stationed in front of their place of business on the south side of Main street. The subject is one properly belonging to the Common Council to consider, and to take such action thereon as the circumstances demand.

I have also received a communication from Job Abbott, Attorney for the Leetonia Fire Alarm Company, in substance claiming that the use of the Gamewell & Co. apparatus in this city is an infringement of the patent owned by said Company, and that suit will be instituted to recover damages, if the city continue the use of such apparatus. I enclose the communication herewith, to be disposed of as the Common Council deem proper—also, a letter from Messrs. Gamewell & Co. in response to a notice I sent them of the above claim, by which it will be seen they will protect the city from harm.

Respectfully yours, &c.,  
JOHN LUTES, Mayor.

Ordered received, filed and published.

Ald. Stone moved that the communication moved that the communication from his Honor the Mayor, together with documents accompanying it be referred to the Law Committee; carried.

VETO FROM HIS HONOR THE MAYOR.

MAYOR'S OFFICE,  
ROCHESTER, July 26th, 1870. }

To the Honorable, the Common Council:

GENTLEMEN—In the proceedings of your Board on the 13th inst., the following resolution was adopted, viz:

“Ald. Caring presented a bill of costs in the “Lake Avenue injunction case, amounting to \$504.95, and moved that the City Treasurer

“pay the amount to the plaintiffs in said action and charge Lake Avenue, Phelps Avenue and “Varnum street Sewer Fund.”—

I deem it my duty to withhold my approval of this resolution, and believe the Common Council did not duly consider the consequences of establishing such a precedent. Imposing upon the tax-payers at large the costs of a suit instituted without their concurrence by a portion of their number, is clearly unjust, and, as I apprehend, would invalidate the entire tax roll, invite further litigation and consequent expense to the City.

If the costs of suits, instituted by one or more parties feeling themselves aggrieved by any Ordinances for public improvements are thus to be imposed upon the entire property assessed for the improvement, there will not be wanting some one to instigate or prosecute suits in every case of constructing a sewer or improving a street. Thus great delay and consequent damage would ensue to contractors and other parties interested in having improvements speedily accomplished.

For these reasons I felt it my duty to veto said resolution.

Respectfully,  
JOHN LUTES, Mayor.

The President announced that it would require a two-thirds vote to pass the resolution, and stated the question for consideration to be “shall the resolution be adopted, the Mayor's veto notwithstanding?”

Ald. Rogers moved to postpone action on the resolution until the next regular meeting. Lost by the following vote:

Ayes—Ald. Wait, Rogers, Relyea, Meyer, Stone—5.

Nays—Ald. Briggs, Whitcomb, Andrews, Remington, Herzberger, Caring, Smith, Glover, Craig, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—20.

A vote was then taken on the resolution, and declared lost by the following vote:

Ayes—Briggs, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Conolly, Meyer, Glover, Stone, Wilson, Kelly, Charters, Dagge, Nagle, Aikenhead, Parsons.—18.

Nays—Alds. Whitcomb, Wait, Rodgers, Craig, Woodruff, Gerling, Mauder.—7.

#### ASSESSMENT ROLLS.

The Clerk presented the following assessment rolls which were referred to the Assessment Committee:

Plank walk on Savannah street; sprinkling Main street from East avenue to Gibb street; plank walk on Cobb street; sewer in the alley between Jones avenue and Ambrose street; sprinkling Plymouth avenue; sewer in Grand street; improvement of Pindle alley; sprinkling East avenue from Main street to the city line.

Ald. Craig, from the Assessment Committee, presented the following assessment rolls, and moved their confirmation:

Sprinkling North and South Clinton streets. Plank walk on Favor street. Stone sewer on North Fitzhugh street. Pipe sewer on Swan street.

Confirmed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—24.

## ORDINANCES.

## FLAG WALKS ON JAMES STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of laying a flag walk of Medina stone, 4 feet wide in one course on each side of James street, from Chestnut street to William street. Adopted.

The Surveyor submitted as such estimate, \$2,005.

By Ald. Parson—Resolved, That the following improvement is expedient, viz:

The laying of a flag walk of Medina stone, 4 feet in one course, on each side of James street, from Chestnut street to William street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,005, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of James street, from Chestnut street to William street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as herein provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of Section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, August the 9th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dague, Nagel, Mauder, Aikenhead, Parsons—23.

## IMPROVEMENT OF TAPPAN STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Tappan street, from Scio street to Union street, by grading the roadway and sidewalks and laying a plank walk 4 feet 8 inches wide on each side. Adopted.

The Surveyor submitted as such estimate \$1,510.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The improvement of Tappan street, from Scio street to Union street, by grading the roadway and sidewalks, and laying a plank walk 4 feet 8 inches wide on each side.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,510, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Tappan street, from Scio street to Union street.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, August the 9th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dague, Nagel, Mauder, Aikenhead, Parsons—25.

## IMPROVEMENT OF CHAPIN STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Chapin street, from Olean street to the west line of the Greig tract, by grading the roadway and sidewalks and laying a plank walk 5 feet 4 inches wide on each side, with the necessary crosswalks. Adopted.

The Surveyor submitted as such estimate \$5,792.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz: Improving Chapin street, from Olean street to the west line of the Greig tract, by grading the roadway and sidewalks and laying a plank walk 5 feet 4 inches wide on each side, with the necessary crosswalks.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$5,792, which estimate is hereby approved.

Resolved, further, That the following portion of said

City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Chapin street, from Olean street to the west line of the Greig tract.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, August the 9th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dague, Nagel, Mauder, Aikenhead, Parsons—25.

## PLANK WALK ON VIENNA STREET.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a plank walk on Vienna street, from Hanover street to Hudson street.

The Common Council of the City of Rochester do ordain and determine as follows:

There shall be constructed a plank walk four feet wide on the north side of Vienna street, from Hanover street to Hudson street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$380, which estimate was and is hereby approved, the sum of \$380 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deems will be benefited by said improvement is described as follows:

One tier of lots on the north side of Viennastreet, from Hanover street to Hudson street, on which above described portion of the city the said sum of \$380 is hereby ordered to be assessed.

And David McKay, John J. Shaffer, E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion of said city so designated of the said amount of expense, in proportion as nearly as may be to the advantage of each, each shall be deemed to agree by the making of said improvement; and said Assessors are hereby notified to meet for this purpose on Saturday, the 30th day of August, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dague, Nagel, Mauder, Aikenhead, Parsons—25.

## IMPROVEMENT OF TREMONT STREET.

Ald. Parsons presented the final ordinance for the improvement of Tremont street.

Ald. Rogers moved to amend the ordinance by striking out the words "and graveling the roadway 18 inches deep and decreasing the estimate." Carried.

Ald. Rogers moved to postpone action on the ordinance until the next regular meeting. Carried.

## COURT STREET IMPROVEMENT.

Ald. Meyer moved to re-consider the vote taken July 13th, 1870, upon the ordinance for the improvement of Court street.

Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Herzberger, Carling, Smith, Meyer, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dague, Nagel, Aikenhead—19.

Nays—Ald. Remington, Relyea, Connolly, Glover, Mauder, Parsons—6.

Ald. Kelly moved to postpone action on the ordinance until the next regular meeting, the Assessors to ascertain if the petition is a majority petition. Carried.

## BRIDGE ACROSS THE GENESSEE RIVER.

Ald. Carling asked unanimous consent to offer a first ordinance for a bridge across the Genessee River at Vincent Place. Granted.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing an iron bridge, upon substantial stone or stone and iron piers, across the Genesee River, from the top of the west high bank at Vincent Place to the top of the east high bank on the lot of land owned by Chas. Burnes, next north of Henry Bartholomay's brewery.

The Surveyor submitted as such estimate \$150,000.

By Ald. Caring—Resolved, That the following improvement be expended, viz: The construction of an iron bridge, upon substantial stone or stone and iron piers, across the Genesee River, from the top of the west high bank at Vincent Place to the top of the east high bank on the lot of land owned by Charles Burnes, next north of Henry Bartholomay's brewery.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$150,000, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: All the lands within the city of Rochester, except that portion of said city bounded by Oakland street on the north, and South avenue and the city line.

And further resolved, That the tax payers to be assessed for making such improvement, may by paying interest as hereinafter provided, on the amount assessments to them individually, pay their assessments in three equal payments as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, August the 9th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Lost by the following vote:

Ayes—Ald. Briggs, Andrews, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—19.

Nays—Ald. Whitcomb, Wait, Rogers, Craig, Gerling—5.

#### STONE SEWER IN NELSON STREET.

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a stone sewer in Nelson street, from the north line of Caroline street to the south line of lots 116 and 203.

The Common Council of the city of Rochester do ordain and determine as follows:

There shall be constructed a stone sewer, 1½ feet by 2 feet in Nelson street, from the north line of Caroline street to a point 25 feet north of the south line of lots Nos. 116 and 207.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at one thousand and fifty dollars, which estimate was and is hereby approved, the sum of \$1,050 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Nelson street, from Caroline street to the south line of lots Nos. 116 and 207, on which above described portion of the city the said sum of \$1,050 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 30th day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dage, Nagel, Mauder—21.

Nays—Ald. Meyer, Aikenhead, Parsons—3.

#### BRIDGE ACROSS THE GENESSEE RIVER.

Ald. Kelly moved to re-consider the vote first taken upon the ordinance for a Bridge across the Genesee River at Vincent Place. Carried.

The vote was then taken upon the ordinance and declared passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—22.

Nays—Ald. Rogers, Craig—2.

#### PIPE SEWER IN COMFORT STREET.

Ald. Caring presented the final ordinance for a pipe sewer in Comfort street.

Ald. Dage moved that further action on the ordinance be postponed until the next regular meeting. Carried.

#### PIPE SEWER IN GARDINER PARK.

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a sewer in Gardiner park, from the sewer in Union street to the center of lot No. 30, on the south side of said park.

The Common Council of the city of Rochester do ordain and determine as follows:

There shall be constructed a pipe sewer 1 foot in diameter in Gardiner park, from the sewer in Union street to the center of lot No. 30 on the south side of said park.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$501, which estimate was and is hereby approved, the sum of \$501 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Gardiner park, from Union street to the south line of lot No. 30, on the south side of said park, on which above described portion of the city the said sum of \$501 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 30th day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—24.

#### STONE SEWER IN LAKE AVENUE FROM JONES AVENUE TO PHELPS AVENUE.

On motion of Ald. Caring the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a stone sewer in Lake avenue, from Jones avenue to Phelps avenue.

The Common Council of the city of Rochester do ordain and determine as follows:

There shall be constructed a stone sewer, 2 feet by 2 feet, in Lake avenue, from Jones avenue to Phelps avenue, with the necessary lateral sewers, said sewer to discharge at Gage's Hollow, so-called.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$4,457, which estimate was and is hereby approved; the sum of \$4,457 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Lake avenue, from Phelps avenue to Jones avenue and Ambrose street, on which above described portion of the city the said sum of \$4,457 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal

payments, as follows: One third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third portion or part of said city so designated, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 30th day of July, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Kelly moved to amend the ordinance by striking out the words "at Gage's Hollow, so-called," and insert the words in "Lake avenue sewer."

The ordinance as amended was then passed by the following vote:

**Ayes**—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—24.

#### PIPE SEWER IN TAPPAN STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board, the expense of constructing a pipe sewer 12 inches in diameter in Tappan street, from the outlet sewer in Scio street to Scio street. Adopted.

The Surveyor submitted as such estimate, \$1,657.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a pipe sewer 12 inches in diameter in Tappan street, from the outlet sewer in Scio street to Scio street. And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,657 which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited, and proper to be assessed for the whole expense thereof, viz: One tier of lots on each side of Tappan street, from Scio street to Union street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, August, the 9th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

**Ayes**—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Dagge, Nagle, Mauder, Aikenhead, Parsons—24.

#### PIPE SEWER IN TROUP STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer 1 foot in diameter in Troup street, from the sewer in Prospect street to a point 150 feet east of the east line of Reynolds street. Adopted.

The Surveyor submitted as such estimate, \$734.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a pipe sewer 1 foot in diameter, in Troup street, from the sewer in Prospect street to a point 50 feet east of the east line of Reynolds street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$734, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: One tier of lots on each side of Troup street, from Prospect street to Reynolds street. Also the lot owned by H. E. Robins, on the east side of Reynolds street, being the south part of lands lately owned by W. H. Moore.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Aug. the 9th, 1870, at half past 7 o'clock, at the Common Council Hall, when all allegations will be heard.

Adopted by the following vote:

**Ayes**—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—25.

#### PIPE SEWER IN GLASGOW STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer, 9 inches in diameter, in Glasgow street, from the sewer in Greig street to a point 35 feet west of the east line of the lot owned by J. Nelson Tubbs. Adopted.

The Surveyor submitted as such estimate, \$262.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a pipe sewer, 9 inches in diameter, in Glasgow street, from the sewer in Greig street to a point 35 feet west of the east line of the lot owned by J. Nelson Tubbs.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$262, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: One tier of lots on each side of Glasgow street, from Plymouth avenue to the west lines of lots owned by J. Nelson Tubbs and Lydia Bell.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Aug. the 9th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

**Ayes**—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—25.

#### LATERAL SEWER AT CORNER CHARLOTTE AND LAWRENCE STREETS.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board, the expense of constructing a lateral sewer with grate at the south-east corner of Charlotte and Lawrence streets. Adopted.

The Surveyor submitted as such estimate, \$30.

By Ald. Caring—Resolved, That the following improvement is deemed expedient, viz: The construction of a lateral sewer with grate at the south-east corner of Charlotte and Lawrence streets.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$30, which estimate is hereby approved.

Resolved further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz: One tier of lots on the north side of Charlotte-st., from Lawrence street to Alexander street; also one tier of lots on the east side of Lawrence street, from Charlotte street south to the Alley next to East avenue.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, July the 26th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

**Ayes**—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—24.

#### SEWER IN LAKE AVENUE.

Ald. Kelly moved to reconsider the vote taken upon the first ordinance for a sewer in Lake avenue, from Deep Hollow to the north line of William Pursell's lot, June 16th, 1870. Carried.

The ordinance was then passed by the following vote: **Ayes**—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—25.

Ald. Stone gave notice that he would present the following ordinance at the next regular meeting:

*The Common Council of the City of Rochester do ordain as follows:*

Section 1. Every keeper of a House of Prostitution or Assignment shall pay to the Chief of Police, on the first day of each and every month, the sum of fifteen dollars, and three dollars additional for each and every female boarding with them, which amount shall be paid to the City

Treasurer, and shall be designated as a Hospital Fund.

Section 2.—The Commissioners of Police may appoint a physician whose duty it shall be to inquire into the sanitary condition of such places, as he may deem necessary, and whose pay shall be from the fund thus created, and from no other.

The compensation to be determined by such Commissioners, and be final. Said amount to be paid on their order, by the City Treasurer.

Section 3. The Chief of Police shall enter in a book kept for that purpose the names of all keepers of houses of prostitution or assignment, who pay the sums named, who shall be numbered as they pay, and shall be known as such.

Section 4. The Chief of Police or any policeman may arrest any young girl or prostitute, who may be seen entering any office, store or private place, at unusual hours, and on sufficiency of proof of intent of prostitution, the Police Justice may impose a fine not to exceed five dollars for each offence.

Section 5.—The keeper of every such house of prostitution and assignment, shall keep the windows and shutters closed on the first day of the week, called Sunday, and shall, by no sign or gesture, indicate to others the character of such house. Neither shall they or any other female walk the streets dressed in an unseemly manner, so as to attract the notice of other persons, and shall, in all public places, act in a becoming way.

Section 6. All houses of the character mentioned, shall be kept in a quiet way, and in case of any disturbance, all persons found there, both male and female, shall be held equally responsible, and punished by such a fine as the Police Justice shall elect, not to exceed the sum of twenty-five dollars

By Ald. Whitcomb—Resolved, That the Mayor is hereby authorized to grant licenses to persons not now holding hack licenses and to non-residents of this city, to convey passengers to and from the Union Race Course in Irondequoit on the 2d, 3d and 4th days of August next, a license fee of \$3 to be charged to persons so licensed, and they to be restricted to charge no more than fifty cents for each person conveyed to or from said race course.

Ald. Kelly moved to amend the resolution by striking out three dollars and inserting one dollar.

Ald. Herzberger moved as a further amendment that the price charged for licenses be five dollars. Lost.

Ald Remington moved that the amount be six dollars—lost.

Ald. Remington moved the sum be fixed at four dollars—lost by the following vote:

Ayes—Ald. Andrews, Rodgers, Remington, Herzberger, Relyea, Meyer, Stone, Gerling—8.

Nays—Briggs, Whitcomb, Wait, Caring, Smith, Connolly, Glover, Craig, Wilson, Kelly, Woodruff, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead—17.

A vote was then taken on Ald. Kelly's amendment, and declared lost by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Glover, Craig, Wilson, Kelly, Nagle, Aikenhead—9.

Nays—Ald. Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Stone, Woodruff, Grelling, Charters, Dagge, Mauder, Parsons—16.

Ald. Gerling moved that the price of license be fixed at three dollars per day. Lost.

A vote was then taken upon the original resolution of Ald. Whitcomb and declared carried.

By Ald. Mauder—Resolved, That the Improvement Committee bring in an ordinance for the improvement of Mumford street. Adopted.

On motion of Ald. Caring, adjourned until tomorrow evening at 7½ o'clock.

W. F. MORRISON, City Clerk.

## In Common Council, July 27th, 1870.

### ADJOURNED MEETING.

President Ald. Ezra R. Andrews, presiding.  
Present—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead and Parsons—26.

Absent—Ald. Barker and Mandeville—2.

### ORDINANCES.

#### SEWER IN COMFORT STREET.

Ald. Gerling moved that the vote on the Comfort street sewer ordinance at the last meeting be reconsidered.

Ald. Dagge moved to postpone action upon the ordinances until next regular meeting. Carried.

#### EXTENSION OF SHAMROCK STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of extending Shamrock street northerly to Hand street.—Adopted.

The Surveyor submitted as such estimate, \$2,500.  
By Ald. Wilson—Resolved, That the following improvement is expedient, viz:

Extending Shamrock street northerly from its present terminus to Hand street, and the following described territory is deemed necessary to be taken therefor: Beginning in the west line of Shamrock street, at its present northern terminus, running thence northerly on the west line of Shamrock street produced to Hand street; thence easterly on the south line of Hand street to a point 37 feet easterly at right angles from the first described line; thence southerly on a line parallel to and 37 feet distant from the first described line to the northern terminus of the east line of Shamrock street; thence westerly on a right line to the place of beginning.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,500, which estimate is hereby approved.

Resolved, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense, thereof, viz:

One tier of lots on each side of Shamrock street, as extended from Ward street to Hand street.

Resolved, further, That the Assessors be, and they are hereby instructed to confer with the owners of the property required to be taken for the said improvement and report to this Board upon what conditions the same can be purchased.

And further, Resolved, That the tax payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Aug. the 9th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Mauder, Aikenhead, Parsons—21.



## IMPROVEMENT OF MUMFORD STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of paving Mumford street with Medina stone, from State street to Mill street. Adopted.

The Surveyor submitted as such estimate, \$2,193.  
By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The paving of the roadway of Mumford street with Medina stone, from State street to Mill street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,193, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Mumford street, from State street to Mill street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Aug. the 9th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Mauder, Aikenhead, Parsons—21.

## SEWER IN PINDLE ALLEY.

Ald. Rogers moved to re-consider the vote taken on the Pindle Alley Sewer Ordinance.

Lost by the following vote:  
Ayes—Ald. Briggs, Rogers, Relyea, Stone—4.  
Nays—Ald. Wait, Andrews, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—22.

## EXECUTIVE.

Ald. Stone moved that the Board now proceed to ballot for Fire Marshal; carried.

First Ballot—O. L. Angevine, 23 votes: W. F. Holmes, 1; R. H. Warfield, 1; Blank, 1.

O. L. Angevine having received the requisite number of votes, was declared appointed Fire Marshal.

Ald. Mauder moved that the Board now proceed to ballot for Commissioner of Mt. Hope; carried.

First Ballot—Ald. James H. Kelly, 16 votes; H. D. Scramton, 8; Scattering, 2. No choice.

SECOND BALLOT.—Ald. James H. Kelley received 15 votes; H. D. Scramton, 10; H. B. Knapp, 1.

No choice.

Ald. Glover moved to postpone further balloting for Commissioner of Mt. Hope until the next regular meeting. Lost by the following vote:

Nays.—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

Ayes—Ald. Glover, Dagge—2.

Third ballot—Ald. James H. Kelly, 16; Hamlet D. Scramton, 10. No choice.

Fourth ballot—Ald. James H. Kelly, 16; Hamlet D. Scramton, 9; Alonzo G. Whitcomb, 1. No choice.

Fifth ballot—James H. Kelly, 18; Hamlet D. Scramton, 7; Ald. M. M. Smith, 1. No choice.

Sixth ballot—Ald. James H. Kelly 15; Hamlet D. Scramton, 9; scattering, 2. No choice.

Ald. Glover moved to postpone further balloting for Commissioner of Mt. Hope until the next regular meeting.

Ald. Mauder moved to table Ald. Glover's motion. Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Herzberger, Caring, Smith, Relyea, Meyer, Stone, Kelly, Woodruff, Gerling, Charters, Stebbins, Stebbins, Nagle, Mauder, Aikenhead, Parsons—19.

Nays—Ald. Rogers, Remington, Connolly, Glover, Craig, Wilson, Dagge—7.

Seventh ballot—Ald. J. H. Kelly, 16; H. D. Scramton, 8; scattering, 2.

Eight ballot—Ald. Jas. H. Kelly, 19; H. D. Scramton, 6; scattering, 1.

Ald. James H. Kelly having received the requisite number of votes, was declared appointed Commissioner of Mount Hope, for three years from the first Monday in May, 1870.

Ald. Woodruff moved that the board now proceed to ballot for a Commissioner of Deeds for the Tenth Ward, to fill a vacancy.—Carried.

First ballot—George T. Miatt, 19; Scattering, 2.

Geo. T. Miatt was declared appointed a Commissioner of Deeds for the Tenth Ward.

By Ald. Rogers—Resolved, That Wm. Busby and Samuel A. Starr have leave to run a lateral sewer from their premises to Hubbell Park into the sewer in Exchange street, on their filing the usual bond with the Mayor. Adopted.

By Ald. Rogers—Resolved, That the Street Superintendent be directed to remove all the obstructions on the east side of Lake avenue between McCracken street and the city line.—Adopted.

By Ald. Rogers—Resolved, That the Street Superintendent be directed to notify the owners of property on Gorham street and Pleasant street to repair their respective sidewalks within fifteen days, and in default thereof he be directed to repair the same at the expense of the owners. Adopted.

Ald. Rogers presented the following communications from the Surveyor, and moved its reference to the Improvement Committee with instructions to bring in an ordinance:

CITY SURVEYOR'S OFFICE,  
July 26, 1870.

To the Honorable, the Common Council of the City of Rochester:

GENTLEMEN: As directed by the resolution passed by the Common Council, June 29th, I have examined the culvert at Deep Hollow, and find the arch in the same condition as it has been for at least three years past; the cracks in the arch have not increased in width in that time, and I consider the arch and parapet walls safe.

The road-way and side-walks, and the earth slopes from the side-walks to the top of the parapet walls are in a very bad and dangerous condition, and I would recommend the repairing of them as follows:

By removing the side walk and stone work on the west side of the street; resetting the curb, and repaving the gutters; narrowing the road way eight feet on each side; laying a flag 10 feet wide, and putting up the railing on each side of the street; grading the slopes from the outer edge of each sidewalk to the top of the parapet walls, and sodding the same, and constructing two lateral sewers—cost not to be above \$1,200. Respectfully submitted.

W. S. GRANTSYN.

Ald. Kelly moved to postpone action until the next regular meeting. Carried.

Ald. Rogers presented the following from the Surveyor:

CITY SURVEYOR'S OFFICE,  
July 26, 1870.

To the Honorable Common Council of the City of Rochester:

GENTLEMEN:—As directed by resolution passed at your last regular meeting, I have examined the bridge over the raceway near the west end of Court street, and would report that I find the bridge over said race in a very unsafe condition and at any time liable to break down as there is a large amount of heavy teaming that passes over it, and I would recommend as the only safe improvement the construction of a new iron bridge, the roadway and sidewalk to be the full width of the street.

The cost of such bridge will be about \$5,000.

Respectfully submitted,

W. S. GRANTSEN, Surveyor.

Ald. Craig moved to refer the communication to the Improvement Committee, with instructions to bring in an ordinance. Carried.

Ald. Andrews called up a resolution laid on the table at the last regular meeting, ordering the Treasurer to pay Richard Dransfield the sum of \$275.60 in full on his contract for Atkinson street sewer.

A vote was taken on the resolution as offered by Ald. Caring, May 18th, 1870, and declared carried by the following vote:

Ayes—Ald. Briggs, Whitecomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

Nays—Ald. Andrews—1.

By Ald. Remington—Resolved, That the city Treasurer is hereby directed to pay W. F. Cogswell \$350, counsel fees in the Genesee Valley railroad suit, and charge contingent fund when there are funds applicable. Adopted by the following vote:

Ayes—Ald. Briggs, Whitecomb, Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—23.

Nays—Ald. Craig—1.

Ald. Remington, from the Contingent Expense Committee, reported in favor of the bill of D. D. S. Brown & Co., for printing Proceedings. Finance Committee.

Ald. Remington called up the report of the Committee on the sale of the Rochester & Genesee Valley Railroad stock presented March 22nd, 1870, and moved its adoption.

Ald. Rogers moved to postpone action on the report until the next regular meeting. Carried by the following vote:

Ayes—Ald. Briggs, Whitecomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

Nays—Ald. Andrews—1.

Ald. Remington moved to reconsider the vote taken on Ald. Whitecomb's resolution, authorizing the Mayor to grant licenses—Carried.

Ald. Remington moved to table the resolution.—Carried.

Ald. Remington moved to suspend sections 1, 2, and 3 of ordinances relating to hackney coaches and carriages, passed Nov. 11th, 1862, until August 5th, 1870.—Carried.

Ald. Remington called up the resolution in regard to licenses for hacks, offered by Ald. Whitecomb and tabled.

Ald. Rogers moved that the sum be fixed at five dollars instead of three dollars.—Carried.

The original resolution of Ald. Whitecomb, as amended was then acted on and declared adopted.

Ald. Caring presented the following proposals:

FOR SWAN STREET SEWER.

D. McCormick.....	\$547.00
E. Watson.....	531.30
John Brady.....	697.50
Logan & Cregan.....	635.50
B. F. Butler.....	517.00
McCConnell & Jones.....	574.50
F. C. Lauer & Son.....	599.00
J. Qualtrough.....	514.40
John Rauber & Co.....	580.00

FOR FITZHUGH STREET SEWER.

J. Qualtrough.....	\$3621.00
B. F. Butler.....	3748.00
John Rauber & Co.....	3855.00
F. C. Lauer & Son.....	2862.00
Logan & Cregan.....	4725.00
John Brady.....	3905.00
McCConnell & Jones.....	4302.00

By Ald. Caring—Resolved, That his Honor the Mayor be, and he hereby is requested to execute a contract with B. F. Butler for the construction of a sewer in Swan street; also with John Rauber & Co. for constructing a sewer in North Fitzhugh street, in accordance with their proposition.

Ald. Craig moved to amend the resolution by substituting the name of F. C. Lauer & Son for that of John Rauber & Co.; carried by the following vote:

Ayes—Ald. Briggs, Whitecomb, Wait, Andrews, Remington, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead and Parsons—19.

Nays—Ald. Rodgers, Herzberger, Caring, Kelly and Mauder—5.

Ald. Kelly moved to further amend the resolution by substituting the name of Joseph Qualtrough for that of B. F. Butler. Carried.

The original resolution as amended was then adopted.

Ald. Parsons moved to suspend the rule to adjourn at 11 o'clock. Carried by the following vote:

Nays—Ald. Rogers, Relyea, Glover, Craig, Dagge, Stebbins—6.

Ayes—Ald. Briggs, Whitecomb, Wait, Andrews, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Stone, Kelly, Gerling, Charters, Nagle, Mauder, Parsons—17.

STONE SEWER IN NORTH WASHINGTON STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 2 feet by 2½ feet in north Washington street, from the sewer in Allen street to a point 150 feet north of Buffalo street. Adopted.

The Surveyor submitted as such estimate \$3,500.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer 2 feet by 2½ feet in North Washington street, from the sewer in Allen street to a point 150 feet north of Buffalo street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$3,500, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of North Washington street, from Allen street to Buffalo street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months from the confirmation of the Assessment Roll, without interest; one-third of the amount with interest, at the rate of seven per cent, per annum, within one year from the confirmation of said Roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of said Roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Aug. the 9th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Gerling, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—23

By Ald. Caring—Resolved, That the Clerk draw two orders for \$1,000 each, in favor of Daniel McCormick & Co., and payable to the order of Daniel Gatens & Co., one in one year, and one in two years from the 26th day of July, 1870, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Lake avenue, Phelps avenue, and Varnum street sewer fund. Adopted by the following vote:

Ald. Briggs, Whitcomb, Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons,—24.

By Ald. Caring—Resolved, That the Clerk draw two orders for \$500 each in favor of William Viccims, and payable to his order, one in one year, and one in two years from the 26th day of July 1870, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the City, and charge Nelson street sewer fund. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Myer, Glover, Craig, Stone, Kelly, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

#### IMPROVEMENT FUND.

By Ald. Caring—Resolved, That the Treasurer pay, when there are funds applicable, as follows:

Daniel McCormick, in full on his contract for constructing Thompson street sewer, \$274.96, and charge that fund.

William Murphy, in full for inspecting Thompson street sewer, \$24.00, and charge that fund.

McCConnell & Jones, in full for constructing Union street sewer, \$192.00, and charge that fund.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

By Ald. Caring—Resolved, That the Superintendent of Streets be requested to notify the owners of property on the alley next south of Lowell, between Elmira and Cole streets, to remove obstructions within one week, and if not complied with to remove the same forthwith, and collect the expense thereof of the owners.—Adopted.

By Ald. Caring—Resolved, That a committee of five, of which his Honor the Mayor, and the President of this Board, shall be members, be appointed to confer with the New York Central Railroad Company in regard to the construction of a foot bridge across the Genesee river, adjoining the railroad bridge. Such committee to report to this Board the result of such conference. Adopted.

Committee—His Honor Mayor Lutes, President Ezra R. Andrews, Ald. Wm. Caring, C. R. Parsons, L. F. Relyea.

Ald. Caring presented a communication from Samuel Moulson, and moved its reference to the Improvement Committee. Adopted.

By Ald. Smith—Resolved, That the Clerk advertise that at the next regular meeting, allegations will be heard in regard to the York street extension.—Adopted.

By Ald. Cannolly—Resolved, That the City Treasurer pay the New Jersey Car Spring and Rubber Co. the sum of one thousand eight hundred and eleven dollars for 1,000 feet extra rubber hose, and four lengths section hose, and charge Fire Department fund.

Ald. Stone moved to refer the subject, matter and resolution to the Fire Department Committee.—Carried.

By Ald. Connolly—Resolved, That the Treasurer pay Messrs. McNab & Harlan the sum of one hundred dollars, for 20 sets  $2\frac{1}{2}$  hose couplings with champs, @ \$5, and charge Fire Department Fund.

Ald. Stone moved to refer to the Fire Department Committee. Adopted by the following vote.

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—23.

By Ald. Relyea—Resolved, That Alvin Pugsley be and he is hereby granted permission to construct a flag side walk in front of his premises on Oregon street, under the direction of the Improvement Committee and city Surveyor. Adopted.

By Ald. Meyer—Resolved, That Sarah Ralph have permission to erect a wood building according to her petition, under the direction of the Wood Building Committee, and Fire Marshall. Adopted.

Ald. Meyer presented a petition from Mary J. Combs, and moved its reference to the Law Committee. Carried.

By Ald. Glover—Resolved, That the property owners on Cobb street have permission to build their own walks, the same to be constructed under the direction of the Improvement Committee, Street Superintendent, and City Surveyor.—Adopted.

By Ald. Glover—Resolved, That Mrs. Orton, S. W. Rogers, J. Vogle, Mrs. Gouter, Edward Harris, Agt., and William Miles be allowed to lay cement walks in front of their premises on Union street. Adopted.

By Ald. Stone—Resolved, That in the election of Ald. James H. Kelly as Commissioner of Mt. Hope, by this Council to-night, we do not reflect on the official conduct of H. D. Scrantom, Esq., but on the contrary, we hereby tender to him our thanks for the valuable services rendered by him so long, and for the great taste manifested by him during his administration. Adopted.

By Ald. Stone—Resolved, That the Surveyor

establish the lines and grade for a plank walk on the south side of Clifton street, from Prospect to Francis street, and that the taxpayers have ten days to build their own walks, under the direction of the Improvement Committee. Adopted.

By Ald. Stone—Resolved, That the Street Superintendent notify the owners of property on the following streets to repair their walks within the next ten days, and on their failure to do so, to do the same and charge the amount to the property thus benefited: East side North Francis street, from lot 34 to Maple street; north side of Clifton street, from Francis street to Reynolds street; east side of Reynolds street, from Tremont street to Hunter street; south side of Hunter street, from Reynolds street to G. V. Canal: west side of South Francis street, from Clifton street to Hunter street. Adopted.

By Ald. Craig—Resolved, That the Police Commissioners be and they are hereby authorized to increase the police force by the appointment of three additional Policemen, to be placed on duty as night Policemen in the 2d, 8th and 13th wards.

Ald. Remington moved to table the resolution. Carried.

By Ald. Kelly—Resolved, That the City Treasurer is hereby directed to pay John McConville five hundred Dollars in full for counsel and law fees, in behalf of the plaintiffs in the suit against the City of Rochester, in Lake Avenue sewer case, and Charge Lake Avenue, Phelps Avenue and Varum street fund. Adopted by the following vote:

Ayes—Briggs, Andrews, Rogers, Remington, Herzberger, Caring, Connolly, Myer, Glover, Stone, Kelly, Charters, Dagge, Stebbins, Nagel, Aikenhead, Parsons—17.

Nays—Craig, Gerling—2.

By Ald. Kelly—Resolved, That the sum of five hundred dollars, or so much thereof as may be necessary, is hereby appropriated for the purpose of constructing a Free Floating Bath-House, to be located in the Genesee River above the Dam, and that the Street Committee are hereby empowered to carry the above into immediate effect.

Ald. Stone moved to table the resolution until the next regular meeting; carried.

FINANCE BUDGET.

ROCHESTER, July 27, 1870.

By Ald. Kelly—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

W. S. Grantsyn, Surveyor	\$283 33
W. F. Morrison, City Clerk, salary 1 month	100 00
Jesse Shepard, City Attorney, salary 1 mo.	66 66
Thos. H. Hopwood, City Messenger, salary 1 mo.	50 00
Francis Lockhart, Watchman, salary 1 month	150 00
David McKay, City Assessor, salary 1 month	150 00
E. T. Oatley	150 00
John J. Shaffer	36 00
C. C. Drew, 1 dozen City Directories	156 98
Howe & Rogers, carpet for Mayor's office	10 59
Logan & Creegan, repairing drain to water closets	600 00
D. D. S. Brown & Co., (on contract for printing)	
And charge that Fund.	

FIRE DEPARTMENT FUND.

Monthly pay roll R. C. Fire Department for the month of July, 1870:

Steam Fire Engine Co. No. 1.

W. DeGarmo, for 1 mo. services as Engineer to August 1, 1870	75 00
Jerome Dowd, for 1 mo. services as Driver to August 1, 1870	50 00
Richard Mills, for 1 mo. services as Driver to August 1, 1870	50 00

Steam Fire Engine Co. No. 2.

Seneca Dobbs, for 1 mo. services as Engineer to August 1, 1870	75 00
Michael Lumbert, for 1 mo. services as Driver to August 1, 1870	50 00
Jno. Boner, for 1 mo. services as Driver to August 1, 1870	50 00

Steam Fire Engine Co. No. 3.

E. Whittier, for 1 mo. services as Engineer to August 1, 1870	75 00
John Ranson, for 1 mo. services as Driver to August 1, 1870	50 00
Lewis Gommenginger, for 1 mo. services as Driver to August 1, 1870	50 00
George Bennett, extra, 23 days driver	37 50

Steam Fire Engine Co. No. 4.

J. P. Forman, for 1 mo. services as Engineer to August 1, 1870	75 00
Jas. Snyder, for 1 mo. services as Driver to Aug. 1, 1870	50 00
Barney Kearney, for 1 mo. services as Driver to August 1, 1870	50 00

Hook & Ladder Co. No. 1.

Anthony Andrus, for 1 mo. services as Driver to August 1, 1870	50 00
Protective S. & B. Co., 1 mo. salary ending July 31st	125 00

Superintendent of Hose Depot.

R. B. Paine, for 1 mo. services as Sup't Depot to August 1, 1870	75 00
--	-------

Chief Engineer.

L. S. Gibson, for 1 mo. services as Chief Engineer to August 1, 1870	125 00
	\$1,112 50

Payable to L. S. Gibson, 83 83  
B. F. Blackall, 1 mo. salary as Superintendent.  
And charge Fire Department Fund.

N. A. STONE,  
GEO. W. CONNOLLY,  
JACOB GERLING,  
Fire Department Committee.

HEALTH FUND.

W. F. Morrison, Clerk, one month's salary	\$33 34
John Weimann, Health Inspector, salary 1 mo.	50 00
August Woellert	50 00
Daniel McTaggart	50 09
Robert Nary	50 00
Jonathan Reynolds	50 00
John Baker	1 50
Jonathan Reynolds, burying dead dogs	1 75
Daniel McTaggart	50 00
John Wiennig	1 00
And charge that Fund.	

POOR FUND.

H. W. Jones, Overseer of the Poor, 1 mo. salary	\$100 00
John Lauer, Constable's fees	26 50
P. Fahy, minor disbursements	56 38
H. W. Jones, disbursements	119 93
H. Mutchler, meat	150 00
M. Heavy, livery	38 00
Smith & Gordon, groceries	102 78
H. & P. Bedder, undertaking	263 50
Andrew McDade, paid orders	18 75
S. F. Witherspoon, groceries	162 75
H. Brewster & Co.	139 15
J. C. Harrington, City Physician, salary 1 mo.	41 66
J. C. Lung	41 66
And charge Poor Fund.	

HIGHWAY FUND.

John Quin, 1 month's salary as Street Superintendent	\$ 125 00
Wm. Coddin, 1 month's salary as cattle police	50 00
Michael O'Brien, 1 ..	50 00
Wm. Gallagher, 1 ..	50 00
Nicholas Lichander, 1 month's salary as cattle police	50 00
C. R. Parsons, disbursements	621 15
John Knowles, hack hire	849 53
H. S. Brewer & Co., time-books for Superintendents	3 00
Roderick & Tinklepaugh, repairs, payable to City Treasurer	16 55
Roderick & Tinklepaugh, repairs, payable to City Treasurer	18 05
Roderick & Tinklepaugh, repairs, payable to City Treasurer	18 35
Roderick & Tinklepaugh, repairs, payable to City Treasurer	4 31
Roderick & Tinklepaugh, repairs, payable to City Treasurer	9 45
Roderick & Tinklepaugh, repairs, payable to City Treasurer	11 70
Frank Dana, repairs	63 55
Frank Dana, repairs	19 01
Patrick Burns, hack hire	5 00
And charge Highway Fund.	

POLICE FUND.

Smith & Roberts, coal.....\$ 205 50  
 And charge that Fund.

LAMP FUND

J. E. Relyea, repairs to lamps for July.....\$190 75  
 lighting and extinguishing lamp... 745 00  
 Reynolds Bros., lamp pots..... 30 35  
 Z. Dobbs, setting lamp posts..... 11 0  
 Patrick Burns, hack hire..... 1 70  
 Williams & Batterson, burners..... 9 00  
 Martin Dolan, setting lamp posts..... 4 00  
 Reynolds Bros., lamp pots..... 15 00  
 N. H. Galusha, lamp posts and repairs..... 631 00  
 And charge that Fund.

PARK FUND.

J. F. Rothgangle, labor on parks.....\$ 30 00  
 Patrick McCue..... 18 01  
 Patrick McCarthy..... 23 00  
 And charge that Fund.

PLYMOUTH AVENUE REPAIR FUND.

Frederick Stetzemeyer, Com'r, disbursements...\$165 75  
 And charge that Fund.

ST. JOSEPH STREET PLANK WALK FUND.

A. H. Norton, hack hire.....\$ 2 63  
 And charge that Fund.

WEST AVENUE REPAIR FUND.

H. B. Knapp, disbursements.....\$177 71  
 And charge that Fund.

ST. PAUL STREET, FROM RAILROAD TO SCRANTON STREET  
 REPAIR FUND.

Joseph Cochrane, disbursements.....\$ 53 75  
 And charge that Fund.

MAP AND SURVEY FUND.

D. W. Powers, rent of rooms for Beardsley.....\$ 37 50  
 Sydney G. Gwynne, services as draftsmen..... 69 23  
 Michael McQueen, setting monuments..... 52 00  
 Thos. Knowles, hack hire..... 2 63  
 P. H. Taylor, setting monuments..... 45 00  
 C. Beardsley, Surveyor, 1 month's salary..... 250 00  
 And charge that Fund.

Adopted by the following vote:  
 Ayes—Ald. Briggs, Whitcomb, Andrews, Rogers,  
 Remington, Herzberger, Caring, Connolly, Meyer, Glover,  
 Kelly, Gerling, Charters, Dagge, Stebbins, Nagel,  
 Mauder, Aikenhead, Parsons—19.

By Ald. Craig—Resolved, That the Rochester Gas Light Co. be and they are hereby most respectfully requested to lay the mains in the north end of Litchfield street, commencing at Brown street and running south about 300 feet; the same being situated on the west bank of the Erie Canal, and is considered quite dangerous, as there is no protection between the street and the canal.

Ald. Caring moved to amend the resolution by adding Marietta, Ward and Gorham streets. Carried.

The original resolution of Ald. Craig, as amended, was then taken and declared adopted.

By Ald. Craig—Resolved, That the City Treasurer be and he is hereby directed to refund to Margaret O'Farrell the sum of \$23 85, she having paid that amount of tax assessed on the northeast part of lot No. 204, in the Frankfort tract, in the year 1869, said lot having been erroneously conveyed to her, as set forth in her petition to this Council in May last, and charge the same to the account of erroneous assessments. Adopted by the following vote:

Ayes—Ald. Briggs, Rogers, Remington, Caring, Connolly, Meyer, Glover, Craig, Kelly, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—17.

Nays—Ald. Andrews, Herzberger—2.

By Ald. Charters—Whereas, The election laws of the State of New York requires the Common Councils of cities, to divide wards or election districts, when such election district contains 800 voters, and

Whereas, The Eleventh ward now constitutes one election district, and the same has 800 and over voters, therefore

Resolved, That the Eleventh ward be and is hereby divided into two election districts.

Resolved, That the center of Jay street from the Erie canal to the city line be the division line of said districts, and that part lying south of said division line, shall be known as the First election district of the Eleventh ward, (in the city of Rochester,) and that the part north of said division line shall be known as the Second election district of the said Eleventh ward.

Ald. Kelly moved to indefinitely postpone the preamble and resolutions. Carried.

By Ald. Gerling—Resolved, That the City Treasurer be directed to pay Daniel Whalen twelve and 50-100 dollars in full, for building a walk in front of his premises on Magne street, and charge Highway Fund. Such expense having been made necessary in consequence of the walk being torn up after having been put in good repair by said Whalen, by order of the Street Superintendent.

Ald. Herzberger move to indefinitely postpone the resolution. Carried by the following vote:

Ayes—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Caring, Meyer, Grover, Stebbins, Mauder, Aikenhead—11.

Nays—Ald. Relyea, Connolly, Kelly, Gerling, Charters, Dagge, Nagel, Parsons—8.

By Ald. Dagge—Resolved, That J. F. Montgomery have permission to relay his sidewalk in front of his residence on South avenue, under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Dagge—Petition of Geo T. Barnard to remove wood building. Wood Building Committee.

By Ald. Dagge—Resolved, That the City Treasurer be and he is hereby directed to cancel the assessment against the New York State Arsenal for the improvement of Arsenal Square and sewer in Monroe street, and charge erroneous assessment.—Adopted.

CLOSING WOOD STREET.

An Ordinance closing Wood street in the city of Rochester.

The Common Council of the city of Rochester do ordain and determine as follows:

Whereas, A jury of twelve freeholders has found and decided that Wood street is useless and unnecessary, now,

Therefore upon the finding of the said jury, and by virtue of an act of the Legislature, passed April 21st, 1870, it is ordained that the verdict of the jury is hereby approved, and that Wood street from South street to South Clinton street, be and the same is hereby closed.

Resolved, That the City Clerk be and he is hereby directed to send a certified copy of the foregoing resolution and ordinance to Franklin Townsend, Adjutant-General of the State of New York. Adopted.

By Ald. Dagge—Resolved, That the City Treasurer be and he is hereby authorized to honor the drafts of the Board of Education from the fund of \$15,000, for building purposes, without further action of the Board. Lost by the following vote:

Ayes—Ald. Connolly, Kelly, Charters, Stebbins, Aikenhead and Parsons—6.

Nays—Briggs, Andrews, Rogers, Remington, Herzberger, Relyea, Meyer, Glover, Gerling, Dagge, Nagel, Mauder—13.

By Ald. Nagel—Resolved, That the owners of property on north side of West Vienna street have permission to construct their own walks within sixty days, under the direction of the

City Surveyor and Improvement Committee; also that the owners of property on Hoelzer street have the same permission.

Ald. Caring moved to refer to the Improvement Committee, with power to act; carried.

By Ald. Mauder—Whereas, We consider the compensation to our present City Clerk insufficient for the amount of labor performed; therefore,

Resolved, That the City Treasurer pay William F. Morrison for extra services at the rate of \$400 per year, dating from April 1st, 1870; adopted by the following vote:

Ayes—Ald. Briggs, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Kelly, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead and Parsons—18.

Nays—Ald. Andrews, Rodgers and Remington—3.

By Ald. Parsons—Resolved, That the City Treasurer be and he is hereby requested to cancel the tax of all parties assessed for the Draper and Milo street improvement, and also the tax of parties assessed for the Jay and Magne street plank walk. Adopted.

By Ald. Parsons—Resolved, That the Treasurer be and he hereby is directed to receive 88 per cent in full of persons assessed for Syracuse street improvement; also, 91 per cent of persons assessed for flag walk across South avenue at Comfort street. Adopted.

By Ald. Parsons—Resolved, That H. N. Curtis be, and he is hereby granted permission to construct a flag walk at a point near the west line of his building on the east end of Main street bridge, said improvement to be made under the direction of the Improvement Committee and City Surveyor.—Adopted.

By Ald. Parsons—Affidavit of Elmer F. Allen in regard to injury sustained by falling upon the sidewalk on Main street.—Law Committee.

#### IMPROVEMENT FUND.

By Ald. Parsons—Resolved, That the Treasurer pay, when there are funds available, as follows: John Brady in full on his contract for flag walk across South avenue at Comfort street, \$93 60, and charge that fund.

Charles Ruber in full on his contract for laying flag walk on North street, \$284.82 and charge that fund.

James Buckley in full, on his contract for Meigs street plank walk, \$975.05 and charge that fund.

John Rauber in full on his contract for improving Syracuse street, \$866 20 and charge that fund.

McConnell & Jones in full, for repairing and raising cement walk on South avenue, \$235.00 and charge that fund. Adopted by the following vote:

Ayes—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Relyea, Connolly Meyer, Grover, Kelly, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—18.

By Ald. Parsons—Resolved, That the clerk draw an order for \$500 in favor of F. C. Lauer & Son, and payable to their order in one year from the 26th day of July, 1870, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge St. Joseph street plank road fund. Adopted by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Herzberger, Relyea, Connolly, Myer, Glover, Kelly, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons.—18.

By Ald. Parsons—Resolved, That the Clerk draw two orders for \$288 each in favor of Charles Reiber and payable to his order, one in one year and one in two years from the 26th day of July, 1870, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge North street flag walk fund.

Adopted by the following vote:

Ayes—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Relyea, Connolly, Meyer, Glover, Kelly, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—18.

By Ald. Parsons—Resolved, That the Clerk draw two orders for \$500 each in favor of Whitmore, Carson & Co., and payable to their order, one in one year and one in two years from the 26th day of July, 1870, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge James street improvement fund.

Adopted by the following vote:

Ayes—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Relyea, Connolly, Meyer, Glover, Kelly, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—18.

By Ald. Parsons—Resolved, That the Clerk draw two orders for \$500 each, in favor of W. I. Hanford, and payable to his order, one in one year, and one in two years from the 26th day of July, 1870, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the City, and charge Whitney street sewer fund. Adopted by the following vote:

Ayes—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Relyea, Connolly, Meyer, Glover, Kelly, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—18.

The Clerk presented the following:

To the Hon. the Common Council:

GENTLEMEN:—You are most respectfully invited to attend a picnic to be held at Falls Field on Monday, August 8th, by the St. Francis X Society, for the benefit of their widows and orphans. Yours most respectfully,

R. VAY, President.

U. THOMAS, Secretary.

Rochester, July 25, 1870.

Received, filed and published.

Ald. Gerling moved that the invitation be accepted. Carried.

On motion of Ald. Parsons adjourned.

W. F. MORRISON, City Clerk.

## In Common Council, Aug. 9th, 1870.

### REGULAR MEETING.

President Ald. Ezra R. Andrews, presiding.  
Present—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead and Parsons—26.

Absent—Ald. Barker and Mandeville—2.

### APPROVAL OF MINUTES.

The minutes of the previous meetings, July 26th and 27th, were approved as published.

### PETITIONS AND CLAIMS.

By Ald. Briggs—Bills of L. A. Pratt and others. Poor Committee.

By Ald. Rogers—Bills of John Quinn and others. Street Committee. Petition of J. Haley. Table.

By Ald. Herzberger—Bills of A. S. Mann & Co., and others. House for Idle and Truant Children Committee.

By Ald. Caring—Bills of William D. Callister and others. Sewer Committee.

By Ald. Meyer—Bills of J. F. Rothgangle and others. Park Committee.

Petition of W. Knapp and others to erect wood buildings. Wood building Committee.

By Ald. Glover—Petition of George A. Redman and others for a plank walk on the west side of Goodman street, from East avenue to Park avenue. Improvement Committee. Petition of Anna E. Jordan, to construct a side walk in front of her premises on Savannah street.—Improvement Committee.

By Ald. Stone—Bills of James Melvin and others. Fire Department Committee.

By Ald. Kelly—Petition of John B. Groves for remission of Tax. Assessment Committee.

By Ald. Charters—Bills of S. M. Sherman and others. Police Committee.

By Ald. Gerling—Petition of Patrick Fay and others for the Improvement of North York tree. Table.

By Ald. Dagge—Bills of John Van Auken and others. Map and Survey Committee.

Petition of Daniel Marsh and others in regard to South avenue side walks. Table.

By Ald. Mauder—Petition of George Oster.—Wood-building Committee.

By Ald. Nagel—Bills of E. N. Buell and others. City Property Committee.

Petition of Frank Dill and others. Wood Building Committee.

Petition of Valentine Weingartner and others for plank walks on Baden street. Improvement Committee.

Petition of Forsyth Scale Works to construct a weigh scale on North Water street.—Street Committee.

By Ald. Aikenhead—Bills of Michael Dolan and others.—Lamp Committee.

By Ald. Parsons—Petition of George Olmstead—Wood Building Committee.

Bills of F. C. Lauer & Son and others—Improvement Committee.

By Ald. Stone—Petition of G. W. Fisher and others for the removal of obstructions from Flint street—Street Superintendent with power to act.

Petition of H. C. Wauzer and others relative to Mechanics square—Park Committee.

#### REPORTS OF STANDING COMMITTEES.

Ald. Aikenhead, from the Lamp Committee, reported in favor of the bills of Michael Dolan, John Van Auken, Gommenginger, Allen & Co. and John Golden—Finance Committee.

Ald. Rogers, from the Street Committee, reported in favor of the bills of John Quin, Roderick & Co., P. W. Tinklepaugh (three bills), D. Whalen, George W. Walbridge, Gibbons & Stone, Wood & Austin and John Van Auken (two bills)—Finance Committee.

Ald. Charters, from the Police Committee, reported in favor of the bills of S. M. Sherman and Dr. H. H. Langworthy—Finance Committee.

Ald. Nagel, from the City Property Committee reported in favor of the bills of E. N. Buell, John Kislisbury, F. Moser & Co., and B. Horchester. Finance Committee.

Ald. Dagge, from the Committee on Maps, Surveys and Records, reported in favor of the

bills of Robert Bell and Wood & Austin. Finance Committee.

Ald. Briggs, from the Committee on Relief and Support of Poor, reported in favor of the bills of George Bastion, J. E. Butterfield, Paul Engelhardt, Smith & Roberts, B. Waugh, Jones, L. A. Pratt, Dorothea Schleber, J. S. Caldwell, G. & H. Merzberger, Reynolds Bros., H. Brewster & Co., Jacob Nagel and H. W. Jones. Finance Committee.

Ald. Meyer, from the Committee on Public Parks, reported in favor of the bills of J. F. Rothgangle, P. J. Meyer, Patrick McCarthy, Richard Love, J. Miller, Patrick McCue and D. Montgomery. Finance Committee.

Ald. Stone, from the Fire Department Committee, reported in favor of the bills of Lewis Buckland & Co., Henry Coray, Gerling Bros., Valentine Dengler, Lux & Co., J. H. Wilson & Co., Loos & Zimmer, Gommenginger, Allen & Co., M. & E. Huntington, R. F. Blackall, Osgood & Farley, William Burke & Co., O. L. Angevime, (2 bills) Martin Frierson and James Melvin.—Finance Committee.

Ald. Herzberger, from the Committee on House for Idle and Truant Children, reported in favor of the bills of A. S. Mann & Co., Smith & Roberts, J. D. McIntosh & Co., Humphrey Percy & Co., and Thomas Knowles.—Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of sundry bills, and moved they be tabled for the present. Carried.

Ald. Craig, from the Committee on Assessments, reported that the Committee could not agree in regard to Michael Tierney's petition, and moved its reference to the Law Committee. Carried.

#### COMMUNICATIONS.

The President presented the following communication from His Honor the Mayor:

MAYOR'S OFFICE,

ROCHESTER, N. Y., Aug. 5, 1870.

To the Honorable, the Common Council of the City of Rochester:

GENTLEMEN.—There appeared in the minutes of the proceedings of your Board on the 27th ult., the following resolution, to-wit:

"By Ald. Kelly—Resolved that the City Treasurer is hereby directed to pay John McConville five hundred dollars in full for counsel and law fees, in behalf of the plaintiffs in the suit against the city of Rochester in the Lake Avenue Sewer case, and charge Lake Avenue, Phelps Avenue, and Varnum street fund—"

As this resolution is substantially the same as the one relating to the same matter passed at a meeting of your body on the 13th ultimo, and which I vetoed, it is only necessary for me now to say that the same reasons impose upon me the duty to veto this resolution as the former one, and which are set forth in my communication to your Board at your last regular meeting, and to which I beg leave to refer.

It may not be deemed out of place to offer as a further consideration why such resolutions should not be passed, that according to the opinions of the Judges who dismissed the suit in which the bill of costs accrued, there was no valid reason in fact or in law to warrant the prosecution of the suit. Respectfully,

JOHN LUTES, Mayor.

Ordered received, filed and published.

The President announced that it would require a vote of two-thirds of the full Board to pass the resolution, and stated the question for consid-

ration to be, "shall the resolution be adopted, the Mayor's resolution notwithstanding."

The resolution was declared lost by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Remington, Caring, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—17.

Nays—Ald. Rogers, Herzberger, Smith, Relyea, Craig, Woodruff, Gerling, Mauder—8.

CITY CLERK'S OFFICE,  
ROCHESTER, N. Y., Aug. 9, 1870. }

To the Common Council of the City of Rochester:

GENTLEMEN: In the Board of Health, August 5, 1870, Commissioner Caring made a statement that the convenience for water for the use of Hope Hospital is insufficient, and offered the following:

Resolved, That it is absolutely necessary that a well be constructed upon the Hope Hospital property and that the Clerk communicate the fact to the Common Council, asking the Council to take immediate action in the matter.

The above is a correct copy from the proceedings.

Yours respectfully,

W. F. MORRISON, Clerk.

Ordered received, filed and published.

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE, }  
Aug. 9, 1870. }

To the Hon., the Common Council:

GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the balances of the principal funds on the 8th day of August, 1870, as required by Section 59 of the City Charter:

	Credit Balance.
Contingent Fund.....	5 13
Police Fund.....	\$2,010 30
Fire Department Fund.....	11,583 23
Highway Fund.....	1,489 81
Lamp Fund.....	10,627 71
Poor Fund.....	18,772 14
Park Fund.....	970 21
Board of Health Fund.....	1,491 91
Home for Truants Fund.....	9,580 96
Sewer Repair Fund.....	847 13
North street Repair Fund.....	188 99
St. Paul street Repair Fund (N. Y. C. R. E. to Serantom street).....	175 43
St. Paul street Repair Fund (Serantom street to City Line).....	153 86
Monticue Avenue Repair Fund.....	485 65
Mt. Hope Avenue repair Fund.....	126 28
Plymouth Avenue Repair Fund.....	170 89
West Avenue Repair Fund.....	114 77
Lake Avenue Repair Fund.....	147 89
East Avenue Repair Fund.....	195 99
South Avenue Repair Fund.....	85 10

H. P. LANGWORTHY, Treasurer.

Subscribed and sworn to before me this 9th day of Aug. 1870. W. F. MORRISON, Commissioner of Deeds.

Received, filed and published.

ORDINANCES.

FLAG WALKS ON JAMES STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance.

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct flag walks on James street, from Chestnut street to William street.

The Common Council of the city of Rochester do ordain and determine as follows:

There shall be constructed a flag walk of Medina stone, extending on each side of James street, from Chestnut street to William street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$3,005, which estimate was and is hereby approved: the sum of \$3,005 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of James street, from Chestnut street to William street.

On which above described portion of the city the said sum of \$3,005 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement, may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 13th day of Aug., 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—24.

IMPROVEMENT OF MUMFORD STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to improve Mumford street from State street to Mill street.

The Common Council of the City of Rochester do ordain and determine as follows:

The paving of the roadway of Mumford street with Medina stone, from State street to Mill street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$2,193, which estimate was and is hereby approved, the sum of \$2,193, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And that portion of said city which the Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Mumford street, from State street to Mill street.

On which described portion of the city the said sum of \$2,193 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement, may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 13th day of Aug. 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—23.

IMPROVEMENT OF TAPPAN STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to improve Tappan street, from Scio street to Union street.

The Common Council of the City of Rochester do ordain and determine as follows:



The improvement of Tappan street, from Scio street to Union street, by grading the roadway and sidewalks, and laying a plank walk 4 feet 8 inches wide on each side.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$1,510, which estimate was and is hereby approved; the sum of \$1,510, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants.—And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Tappan street, from Scio street to Union street, on which above described portion of the city the said sum of \$1,510 is hereby ordered to be assessed.

And David McKay, John J. Shaffer, E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 13th day of August, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Glover, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—22.

#### IMPROVEMENT OF CHAPIN STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:  
An ordinance to improve Chapin street, from Olean street to the west line of the Greig tract.

The Common Council of the city of Rochester do ordain and determine as follows:

Chapin street shall be improved, from Olean street to the west line of the Greig tract, by grading the roadway and sidewalks and laying a plank walk 5 feet 4 inches wide on each side, with the necessary crosswalks.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at five thousand seven hundred and ninety dollars, which estimate was and is hereby approved; the sum of five thousand seven hundred and ninety-two dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Chapin street, from Olean street to the west line of the Greig tract.

On which above described portion of the city the said sum of \$5,792 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 13th day of August, 1870, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Glover, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—21.

#### IMPROVEMENT OF TREMONT STREET.

On motion of Ald. Parsons, the Board proceeded to

hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to improve Tremont street, from Plymouth avenue to Caledonia avenue.

The Common Council of the City of Rochester do ordain and determine as follows:

Tremont street shall be improved from Plymouth avenue to Caledonia avenue by setting curb stone 14 1/2 feet from the lines of the street, paving the gutters with cobble stones.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$1,733, which estimate was and is hereby approved; the sum of \$1,733, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Tremont street, from Plymouth avenue to Caledonia avenue.

On which above described portion of the city the said sum of \$1,733 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 13th day of August, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Glover, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—21.

#### IMPROVEMENT OF COURT STREET.

Ald. Parsons presented the final ordinance for the improvement of Court street, and moved to postpone action upon the ordinance until the next regular meeting. Carried.

#### IMPROVEMENT OF NORTH AVENUE.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of grading the roadway of North avenue, from the New York Central Railroad to Ray street. Adopted.

The Surveyor submitted as such estimate \$2,005.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz.:

The grading of the roadway of North avenue, from the New York Central Railroad to Bay street.

And the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,005, which estimate is hereby approved.

Resolved, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz.:

One tier of lots on each side of North avenue from the New York Central Railroad to Bay street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the City Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, August the 23d, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Sawyer, Glover, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—23.

#### IMPROVEMENT OF SOUTH FITZGHUGH STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing South Fitzhugh street, from Spring street to Troup street, by picking up the present roadway and applying a sufficient amount of new material. Adopted.

The Surveyor submitted as such estimate \$1,428.

By Ald. Parsons—Resolved, That the following im-

provement is expedient, viz: The repairing of South Fitzhugh street, from Spring street to Troup street, by picking up the present roadway and applying a sufficient amount of new material.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,428, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of South Fitzhugh street, from Spring street to Troup street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, August the 23d, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Dagge, Stebbins, Aikenhead, Parsons—15.  
Majority Petition.

#### CEMENT WALK ON SOUTH AVENUE.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a cement walk 5 feet wide on the west side of South avenue, from Gregory street to the city line. Adopted.

The Surveyor submitted as such estimate, \$2,175.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz: The construction of a cement walk 5 feet wide on the west side of South avenue, from Gregory street to the city line.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,175, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the west side of South avenue, from Gregory street to the city line.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying in advance as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll, and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Aug. the 23d 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Briggs, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Craig, Stone, Woodruff, Charters, Aikenhead, Parsons—15.  
Nays—Ald. Wait, Rogers, Glover, Kelly, Dagge, Stebbins—6.  
Majority petition.

#### BRIDGE OVER THE RACE STREET.

Ald. Parsons presented the first ordinance for a bridge across the Race at Court street.

Ald. Carig made a motion to amend the ordinance by striking out the property to be assessed and, insert "the owners of the water power upon the Race."

Ald. Rogers moved to refer the ordinance to the Improvement Committee and Law Committee. Carried.

#### PIPE SEWER IN GLASGOW STREET.

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:  
An ordinance to construct a sewer in Glasgow street, from the sewer in Greig street to a point 36 feet west of the east line of the lot owned by J. Nelson Tubbs.

The Common Council of the city of Rochester do ordain and determine as follows:

There shall be constructed a pipe sewer .9 inches in diameter, in Glasgow street, from the sewer in Greig street to a point 36 feet west of the east line of the lot owned by J. Nelson Tubbs.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor,

under the direction of this Board, having made an estimate of such expense, and reported the same at two hundred and sixty-two dollars, which estimate was and is hereby approved; the sum of \$262 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Glasgow street, from Plymouth avenue to the west lines of lots owned by J. Nelson Tubbs and Lydia Bell, on which above described portion of the city the said sum of \$262 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 13th day of Aug., 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—22.

#### LATERAL SEWER AT CORNER CHARLOTTE AND LAWRENCE STREETS.

On motion of Ald. Caring the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a lateral sewer at the corner of Charlotte and Lawrence streets.

The Common Council of the city of Rochester do ordain and determine as follows:

The construction of a lateral sewer with grate at the south-east corner of Charlotte and Lawrence streets.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$30, which estimate was and is hereby approved; the sum of \$30, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

● One tier of lots on the south side of Charlotte-st., from Lawrence street to Alexander street; also one tier of lots on the east side of Lawrence street, from Charlotte street south to the Alley next to East avenue.

On which above described portion of the city the said sum of \$30 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 13th day of Aug., 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder—20.  
Nays—Ald. Connolly, Aikenhead—2

#### PIPE SEWER IN TAPPAN STREET.

Ald. Caring presented the final ordinance for a pipe sewer in Tappan street, from the outlet sewer in Main street to Scioto street.

Ald. Woodruff moved to postpone action on the ordinance until the next regular meeting. Carried.

#### STONE SEWER IN LAKE AVENUE FROM DEEP HOLLOW.

Ald. Caring presented the final ordinance for a stone sewer in Lake avenue, from Deep Hollow to Wm. Purcell's property, and moved its postponement until the first regular meeting in September. Carried.

#### STONE SEWER IN NORTH WASHINGTON STREET.

On motion of Ald. Caring the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a sewer in North Washington street, from Allen street to a point 150 feet north of Buffalo street.

The Common Council of the City of Rochester do ordain and determine as follows:

There shall be constructed a stone sewer, 2 feet by 2½ feet, in North Washington street, from the sewer in Allen street to a point 150 feet north of Buffalo street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor under the direction of this Board, having made an estimate of such expense, and reported the same at \$3,500, which estimate was and is hereby approved, the sum of \$3,500, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of North Washington street, from Allen street to Buffalo street.

On which above described portion of the city the said sum of \$3,500 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer, E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion of said city so designated of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose on Saturday, the 13th day of August, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead—22.

#### PIPE SEWER IN TROUP STREET.

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a sewer in Troup street, from the sewer in Prospect street to a point 50 feet east of the east line of Reynolds street.

The Common Council of the city of Rochester do ordain and determine as follows:

The construction of a pipe sewer 1 foot in diameter, in Troup street, from the sewer in Prospect street to a point 50 feet east of the east line of Reynolds street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$784, which estimate was and is hereby approved, the sum of \$784, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Troup street, from Prospect street to Reynolds street. Also the lot owned by H. E. Robins, on the east side of Reynolds street, being the south part of lands lately owned by W. H. Moore.

On which above described portion of the city the said sum of \$784 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 13th day of Aug., 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead—22.

#### PIPE SEWER IN COMFORT STREET.

Ald. Caring presented the final ordinance for a pipe sewer in Comfort street, from the sewer in Mt. Hope avenue to a point 150 feet east of South avenue.

Ald. Dagge moved that the ordinance be postponed until the next regular meeting, in the meantime the Assessors to consider the petition. Carried.

#### BRIDGE ACROSS THE GENESEE RIVER.

Ald. Caring presented the final ordinance for a bridge across the Genesee River at Vincent Place, and moved action on the ordinance be postponed until the next regular meeting. Carried.

#### EXTENSION OF SHAMROCK STREET.

Ald. Smith presented the final ordinance for the extension of Shamrock street, northerly to Hand street, and moved to postpone action on the ordinance until the next regular meeting. Carried.

#### STONE SEWER IN NELSON STREET.

Ald. Stebbins moved that the vote taken upon the ordinance for a stone sewer in Nelson street, from Caroline street to the south line of lots 116 and 203, July 26th, be re-considered. Carried.

Ald. Stebbins moved the indefinite postponement of the ordinance. Carried by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Smith, Relyea, Connolly, Meyer, Craig, Stone, Kelly, Woodruff, Charters, Dagge, Stebbins, Nagel, Aikenhead, Parsons—19.

Nays—Ald. Herzberger, Caring, Glover, Gerling, Mauder—5.

#### ASSESSMENT ROLLS.

Ald. Craig presented the following Assessment Rolls and moved their confirmation:

Plank walk on Cobb street.  
Plank walk on the west side of Savannah street.  
Improvement of Pindie alley.  
Pipe sewer in the alley between Jones avenue and Ambrose street.

Carried by the following vote:  
Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—24.

#### AN ORDINANCE RELATING TO BARRIERS AND LIGHTS AT EXCAVATIONS.

The Common Council of the City of Rochester do ordain and determine as follows:

Section 1. Every contractor who shall hereafter, for any purpose, cause any excavation to be made upon the side walk in any of the streets, lanes or alleys of said city, and shall leave any part or portion thereof open, or shall leave said street, lane or alley obstructed with rubbish, building or other material, during the night time; shall cause the same to be enclosed within suitable barriers, and place lights at each end thereof, which lights shall be kept burning at all hours of the night.

Section 2. Every resident owner, or occupant, (in case the owner is a non-resident), who shall for any purpose cause any excavation to be made in front of his or her premises, upon the side walk or in any street, lane or alley in said city, the said owner or occupant shall provide and place such barriers and lights therefor as in the last section provides.

Section 3. Every person violating the provisions of this ordinance shall forfeit and pay a penalty of twenty-five dollars for each and every such violation; and every execution issued upon a judgment recovered for any such violation, shall command the amount to be made of the property of the defendant, if any such can be found, and, if not, then to commit the defendant to the Monroe County Penitentiary, for a period not to exceed thirty days.

Passed by the following vote:  
Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Aikenhead, Parsons—21.

Nays—Nagel, Mauder—2.

Ald. Craig presented the following assessment rolls for sprinkling East avenue from Main street to the city line.

Main street from East avenue to Gibbs street, and moved their indefinite postponement. Carried.

**SPRINKLING PLYMOUTH AVENUE.**

Ald. Craig presented the assessment roll for sprinkling Plymouth avenue, and moved its confirmation. Carried by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead and Parsons—24.

**SEWER IN GRAND STREET.**

Ald. Craig presented the assessment roll for a sewer in Grand street, and moved its confirmation. Carried by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead and Parsons—24.

**EXTENSION OF YORK STREET.**

Ald. Smith presented the assessment roll of York street extension, and after hearing allegations, moved the confirmation of the roll. Carried by the following vote:

Ayes—Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—23.

The Clerk presented the following assessment rolls from the assessors, and they were referred to the Assessment Committee:

Sprinkling Buffalo, Main, State, Exchange and Fitzhugh streets.

Sprinkling Main street, from Gibbs street to Asylum street.

- Sprinkling North St. Paul street.
- Improvement of William street.
- Improvement of South St. Paul street.
- Improvement of Marshall street.
- Improvement of Court street.
- Pipe sewer in Pindle alley.
- Plank walks on Hoeltzer street.
- Plank walks on Clifton street.
- Plank walks on Smith street.

Ald. Caring, was granted unanimous consent to present the following:

**PROPOSALS FOR SEWER IN ALLEY BETWEEN JONES AVENUE AND AMBROSE STREETT.**

D. McCormick	.....\$584 95
McCormell & Jones	..... 681 00
John Rauber & Co.	..... 708 80
John Brady	..... 715 40
Logan & Cregan	..... 636 00

**FOR GRAND STREET SEWER**

McCormell & Jones	.....\$1,080 40
D. McCormick	..... 1,249 70
John Rauber	..... 1,259 20
John Brady	..... 1,448 00
Logan & Cregan	..... 1,152 60

By Ald. Caring—Resolved, That His Honor, the Mayor, be and he hereby is requested to execute a contract with McCormell & Jones for the construction of a sewer in Grand street. Also with D. McCormick for the construction of a sewer in the alley between Jones avenue and Ambrose street, in accordance with their propositions. Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—24.

By Ald. Caring—Resolved, That the clerk draw an order for \$500 in favor of John Rauber, and payable to his order in one year from the 9th day of August 1870, with interest; and the Treasurer is hereby authorized to accept the same in behalf of the city and charge Tremont street sewer fund from the Genesee Valley Canal to Francis street.

Also, that the Clerk draw two orders for \$250 each, in favor of William Vicienns and payable to his order, one in one year and one in two years from the 9th day of August, 1870, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city and charge Nelson street sewer fund.

Also, that the clerk draw two orders in favor of D. McCormick & Co., for \$1,000 each, and payable to the order of D. Gatens & Co., one in one year and one in two years from the 9th day of August, 1870, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city and charge Lake avenue, Phelps avenue and Varnum street sewer fund. Adopted by the following vote.

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—24.

By Ald. Caring—Resolved, That the Treasurer pay, when there are funds applicable, as follows: McConnell & Jones, in full on their contract for constructing Vine street sewer, \$301.00, and charge that fund.

Logan & Cregan in full on their contract for constructing a sewer in Tremont street, from Caledonia avenue to Genesee Valley canal, \$535.40, and charge that fund.

Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—24.

Ald. Meyer was granted unanimous consent to present the following:

By Ald. Meyer—Resolved, That the following named persons have leave to erect wooden buildings according to their several petitions, under the directions of the Fire Marshals:

Jacob Sylvester on lot 73 Brown street; Geo. Olmstead, on lot 50 Gleason street; Frank Dill, on lot 91 North street; George Oster, on lot 7 corner of Lowell and Cole streets; Martha Gleason, South Fitzhugh; William Knapp, on lot 34 corner of South and Comfort street; George Tuity, on lots 83, 84, 85 and 86 Canal street; Stott Brothers, Platt street. Adopted.

Unanimous consent was granted to Ald. Parsons to present the following communication:

COMMITTEE ROOM, CONGREGATION }  
 "ELON YERAK." }  
 ROCHESTER, N. Y., AUG. 9th, 1867. }

To the Honorable Common Council of the City of Rochester:

GENTLEMEN:—The Congregation "Elon Yerak," of this city, propose consecrating their new Synagogue on Friday next, the 12th inst., and cordially invite your honorable body to attend the ceremonies on that day. Your honor-

able body is respectfully informed that all of you who may contemplate honoring us with your presence on the occasion, should please signify your intentions to your honorable Clerk, who has been furnished with a card of admission for each of your honorable body.

I have the honor to be your humble and obedient servant,  
J. A. KOCH, Chairman of Committee.

Ordered received, filed and published.  
Ald. Parsons moved that the invitation be accepted. Carried.

Ald. Rogers moved to adjourn to Thursday evening next at 7½ o'clock. Carried by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Parsons—20.

Nays—Ald. Meyer, Glover, Craig, Aikenhead—4

Adjourned. W. F. MORRISON,  
City Clerk,

**In Common Council—August 11, 1870.**

**ADJOURNED MEETING.**

President Ald. Ezra R. Andrews presiding.  
Present—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—24.  
Absent—Ald. Whitcomb, Barker, Wilson, Mandeville—4.

**EXECUTIVE.**

Ald. Kelly offered his resignation as one of the Managers of the House for Idle and Truant Children.

Ald. Parsons moved that Manager Kelly's resignation be accepted. Carried.

Ald. Kelly moved that the Board proceed to ballot for a manager of the House for Idle and Truant Children in place of Manager Kelly, resigned.

Ald. Caring moved to postpone balloting until the next regular meeting. Carried.

**MISCELLANEOUS.**

By Ald. Aikenhead—Resolved, That the Lamp Committee be directed to purchase fifty lamp posts at a price not to exceed \$12.20 each. Also, fifty street lamps at a price not to exceed \$4.60 each. Adopted by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Caring, Smith, Relyea, Connolly, Glover, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons.—19.

**PROPOSALS FOR SAVANNAH STREET WALK.**

James Buckley.....	364 35
C. Rodrick.....	356 00
P. W. Tinklepaugh.....	360 00
John J. Bowen.....	350 00

**FOR COBB STREET WALK**

Francis Davis.....	\$346 80
P. W. Tinklepaugh.....	352 00

By Ald. Parsons—Resolved, That his Honor the Mayor be and he is hereby requested to execute contracts as follows: With John J. Bowen for the construction of a plank walk on the west side of Savannah street, from George st., to Monroe avenue.

Also with Francis Davis for the construction of a plank walk on each side of Cobb street.

Adopted by the following vote:  
Ayes—Andrews, Rogers, Remington, Caring, Smith, Relyea, Connolly, Glover, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—18.

By Ald. Parsons—Resolved, That the Clerk draw an order for \$193, in favor of F. C. Lauer & Son, and payable to their order in two years from the 9th day of August, 1870, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge St. Joseph street Plank Walk Fund.

Also, That the Clerk draws two orders for \$233 each, in favor of Whitmore, Carson & Co., and payable to their order, one in one year, and one in two years from the 9th day of August, 1870, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge James street Improvement Fund.—Adopted by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Caring, Smith, Relyea, Connolly, Glover, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead and Parsons—18.

**IMPROVED FUND.**

By Ald. Parsons—Resolved, That the Treasurer pay when there are funds applicable, as follows:  
Rodereck & Co., in full, for constructing Plank Walk on Reynolds St..... \$106 42

And charge that Fund.  
McConnell & Jones in full, on their contract for constructing Flag walk across South Avenue at Munger St..... 195 00

And charge that Fund.  
McConnell & Jones in full, on their contract for constructing Flag walk across South Avenue at Gregory St..... 97 50

And charge that Fund.  
James Buckley in full, on his contract for Plank Walk on Webster St., \$39.74, payable to E.H. Hollister..... 156 24

And charge that Fund.  
F. C. Lauer & Son in full, on their contract for constructing Plank walk on St. Joseph St..... 347 90

And charge that Fund.  
Whitmore, Carson & Co., in full, on their contract for improving James St..... 736 81

And charge that Fund.  
Adopted by the following vote:  
Ayes—Ald. Andrews, Rogers, Remington, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—18.

Ald. Mauder presented a report of the Committee on the Petition of Patrick Barry and others. Also, a resolution appertaining to the same subject, and moved they lay on the table for the present. Carried.

By Ald. Dagge—Resolved that the Improvement Committee be and they are hereby requested not to interfere with any portion of the grade as now established on South Avenue.

Ald. Caring moved to refer the subject to the Improvement Committee.

Ald. Relyea moved to refer to the Aldermen of the Twelfth Ward and Commissioner of South Avenue. Carried.

By Ald. Dagge—Resolved, That the Treasurer is hereby directed to receive of all persons assessed for stone walks across South avenue at Munger and Gregory streets, 95 per cent. in full for said assessment.

Also, to receive of all persons assessed for Meigs street plank walk as follows: of Fanny Henderson, Thomas Bell, Robert Howard, and Peter Wiseman, 3 per cent. in full and the full amount of the assessment of all others assessed for said plank walk.

Also, to receive of all persons assessed for St. Joseph street plank walk, as follows, in full for said assessment: of Emily Brooks, \$8.10; George

Link, \$7.74; John Morris, \$90.80; Fred. Telenburg, \$31.60; Sophia Cook, \$6.30; Timothy Danoven, 136.28; and of all others 66 per cent.

Also, of all persons assessed for Reynolds street plank walk, as follows: of Jabob Christman, Adam Deckas and Michael Halsey, the full amount of their assessment and of all others 11 per cent in full for said assessment. Adopted.

By Ald. Stebbins, Bills of Walbridge, and others. Contingent Committee.

To the Honorable, the Common Council of the City of Rochester:

GENTLEMEN—Your committee to whom was referred the communication of David Botsford, claiming \$303.77 damages, sustained by him in construction of Allen street sewer under his premises, on the grounds that the city failed to carry out its agreement with him, would report that they find the facts alleged in said communication are true, and that the city is in equity bound to reimburse the petitioner.

Your committee are informed by the City Attorney that after negotiating with Mr. Botsford for a settlement of the claim, he has consented to receive \$263.77 in full of all demands against the city, which amount the committee recommend to be paid.

Dated Rochester, August 11, 1870.

F. S. STEBBINS,  
M. M. SMITH, } Law Com.  
C. R. PARSONS.

Ordered received, filed, and published.

By Ald. Stebbins—

Resolved, That the City Treasurer be and he is hereby directed to pay to the order of D. Botsford \$263.77 in full for damages sustained by him in the construction of Allen street sewer, and charge the same to the Contingent Fund, when there is money applicable. Adopted by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Caring, Smith, Relyea, Connolly, Meyer, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Aikenhead, Parsons—18.

Nays—Ald. Herzberger, Glover, Mauder—3.

By Ald. Stebbins—Bill of Ryan Zouave Band. Finance Committee.

By Ald. Charters—Resolved, That the City Treasurer be directed to pay Daniel Whalen \$12.40 for building sidewalk in front of his premises on Magne street, and charge highway fund, such expenses having been made necessary in consequence of the tearing up of said Whalen's walk by order of the Street Superintendent.

Ald. Stone moved to amend by inserting \$2.50 instead of \$12.40. Carried.

The original resolution, as amended, was acted on and declared lost by the following vote:

Ayes—Ald. Remington, Relyea, Connolly, Craig, Stone, Gerling, Mauder and Parsons—9.

Nays—Ald. Andrews, Rogers, Herzberger, Caring, Smith, Meyer, Glover, Kelly, Woodruff, Charters, Dagge, Stebbins and Aikenhead—13.

By Ald. Gerling—Resolved, That the Street Superintendent be instructed to notify the person who has in charge the division of the canal at and near Brown street to construct a proper railing on the south side of the bridge on said street and repair the walks on said bridge; also, replank Buffalo street bridge. Adopted.

By Ald. Gerling—Resolved, That the Committee on Opening and Extending Streets and the City Attorney are hereby instructed to ascertain and report to this Board whether James street is

open from William to

By Ald. Woodruff—Liams to erect a wood bu. Committee.

By Ald. Woodruff—Reso Treasurer be and he is hereby the tax on \$500, assessed on erty of Redman & Oriol, and erroneous assessments.

Ald. Connolly moved to re the Committee on assessments.

By Ald. Kelly—Petition of Da to erect a wood building. Wood mittee, with power to act.

Petition of T. W. Jones, to building. Wood Building, with po

By Ald. Kelly—Resolved, That tendent of Streets is hereby direct the necessary number of signs for nue, and place them in their proper Adopted by the following vote:

Ayes—Ald. Andrews, Rogers, Remin, berger, Caring, Smith, Relyea, Conno, Glover, Craig, Stone, Kelly, Woodruff, Charters, Dagge, Stebbins, Mauder, Aiken, Parsons—22.

By Ald. Kelly—Resolved, That Jonathan Reynolds and James Hason be and are hereby granted permission to construct Plank side walks in front of their premises on Jones avenue under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Kelly—Resolved, That the Treasurer renew the city note given for the damages by floods loans, amounting to \$31,000, whenever the same becomes due, and that he charge the discount to damages by flood account. Adopted.

By Ald. Kelly:

Whereas, A slight unpleasantness having occurred between our neighbors in France and Prussia, and the prospect being fair for its continuance, to the fright and annoyance of all good, peaceable persons in those two countries, therefore,

Resolved, That we hereby invite Napoleon to send to our care and keeping during said war, his only boy, the darling "babie" of France; that we tender to him the freedom and hospitalities of our city during his stay; that a free ticket to play ball on Jones Square be extended to him, and that he shall have the privilege of "boarding around" with each of the Aldermen, thereby letting him live upon "the fat of the land."

Resolved, That his Ma, the Emperor, is hereby invited to send to us the "Crown Jewels of France," to be deposited for safe keeping with our City Treasurer, and when said the proceeds thereof to be credited to the tax save for Lake avenue, Phelps avenue and Varnum street sewer fund, and the surplus, if any, to be equally divided between the members of this Board, Reporters, and all the Lawyers of this city who are in good standing. Adopted.

By Ald. Kelly—Resolved, That the City Treasurer pay John McConvill, Esq., \$12.99, in full for counsel fees and costs of plaintiffs in suit against the city of Rochester, and charge Lake avenue, Phelps and Varnum street sewer fund.

On motion of Ald. Craig tabled until the next regular

FINANCE BUDGET.

ROCHESTER, Aug. 10th, 1870

Resolved, That the Treasurer pay funds applicable:

ENT-FUND.



By Ald. Glover—Petition of Freeman Clarke and others for the improvement of Alexander street from East avenue to Monroe avenue. Referred to the Improvement Committee.

By Ald. Glover—Resolved, That Anna E. Jourdan be and she is hereby granted permission to construct a plank walk in front of her premises on Savannah street in accordance with the prayer of her petition, under the supervision of the Improvement Committee and City Surveyor. Adopted.

By Ald. Glover—Resolved, That the City Surveyor be instructed to establish the east line of Alexander street, from East avenue to Monroe avenue. Adopted.

By Ald. Relyea—Resolved, That the Street Superintendent be and he hereby is directed to renumber Hudson street between North street and the N. Y. C. R. R. and charge the expense to the Highway Fund.

Ald. Rogers moved to amend the resolution, by striking out Highway Fund and substitute "parties owning or occupying the premises."

Ald. Aikenhead moved to refer the subject to the Street Committee. Carried.

By Ald. Caring—Bills of R. McCauley and others. Sewer Committee. Petition of Wm. Collinson and others, for permission to construct their own walks on Marshall street. Referred to Improvement Committee, with power to act.

Ald. Caring, from the Sewer Committee, reported in favor of bills of R. McCauley and others.

By Ald. Caring—Resolved, That the Treasurer pay, when there are funds applicable, as follows: Simon Kleisly in full, for inspecting Tremont street Sewer, from Caledonia avenue to the Genesee Valley Canal, .....\$54.00 And charge that fund.

Richard McConley, in full for inspecting Vine street Sewer, .....\$42.00 And charge that fund.

John Evans, for inspecting Sewer in Tremont street, from the Genesee Valley Canal to Francis street, .....\$45.00 And charge that fund. Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Mauder, Aikenhead and Parsons—19.

By Ald. Caring—Resolved, That the Treasurer is hereby directed to receive of all persons assessed for Union street sewer 87 per cent. in full for said assessment; also, 90 per cent. in full of all persons assessed for Vine street sewer; also, 97 per cent. in full of all persons assessed for Thompson street sewer; also, 90 per cent. in full of all persons assessed for Tremont street sewer from the Genesee Valley Canal to Caledonia avenue. Adopted.

PROPOSALS FOR BUILDING HOME FOR IDLE AND TRUANT CHILDREN.

P. W. Taylor, carpenter, ..\$11,150 00	
mason, .... 6,050 00	\$17,200 00
Thomas Mitchell, ..... 21,150 00	
also extra plastering, 570 00	21,720 00
Alfred Wagstaff, carp'r w'k 9,400 00	
deductions, 3,121 00	6,279 00
John Luther, carpenter work, ..... 7,693 00	
John O'Connor & Co., ..... 18,000 00	
Peter F. Rhines, carp'r w'k, \$10,560 00	
mason " 8,300 00	18,860 00
F. C. Lauer & Co., " " 5,400 00	
plast'g, 5,910 00	11,310 00
Wolf & Co., ..... 16,500 00	
without upper story and part of carpenter w'k,	15,000 00

Ald. Herzberger stated that, through the forgetfulness of one of the Aldermen to whom was intrusted the proposal of D. Mura, to be left with the clerk, he had not become possessed of it before this evening, and asked instructions from the Board.

Ald. Rogers moved that the proposal of D. Mura be received and published.

Ald. Remington moved to refer it back to the committee. Lost.

The motion of Ald. Rogers was then declared carried by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Mauder, Aikenhead, Parsons—20.

Nays—Ald. Remington—1.

ROCHESTER, July 12, 1870.

To the Building Committee of the House of the Idle and Truant Children:

I propose to do the carpenter and joiner work, painting, iron and tinning, also the mason work, and furnish all the material, according to the plans and specifications for said house, for the sum of fifteen thousand one hundred and fifty-four dollars. \$15,154 00

If the work is not finished, which is specified, to be deducted off..... 3,100 00

\$12,054 00

D. MORA.

Proposals for sprinkling Plymouth avenue from August 10th, to November 1st, 1870:

Peter Bohrer..... \$230 00

By Ald. Remington—Resolved, That his Honor the Mayor is hereby requested to execute a contract with Peter Bohrer for the sprinkling of Plymouth avenue, in accordance with his proposition. Adopted.

Ald. Remington called up the matter of the Rochester & Genesee Valley Railroad stock sale.

Ald. Andrews moved to postpone action upon the resolutions until the next regular meeting. Carried.

Ald. Kelly stated that he was authorized to say that Mortimer F. Reynolds would offer seven per cent. first mortgage bonds on the Genesee Valley railroad, Avon and Mt. Morris, and the proposed new road to Belvidere, for the stock.

Ald. Remington moved that a committee of three be appointed to receive said proposal. Carried.

The President appointed as such Committee Ald. Remington, Kelly and Briggs.

By Ald. Rogers—Resolved, That Henry S. Potter and others have leave to make their own improvements on Mumford street, according to the ordinance passed for that improvement, under the direction of the City Surveyor and Improvement Committee. Lost by the following vote:

Ayes—Ald. Rogers—1.

Nays—Ald. Briggs, Wait, Andrews, Remington, Herzberger, Relyea, Connolly, Meyer, Glover, Kelly, Woodruff, Mauder, Aikenhead, Parsons—14.

By Ald. Rogers—Resolved, That the City Attorney prepare such papers as may be necessary to carry out the arrangements to be made by the Street Committee in the matter of the division of Childs street for highway repairs. Adopted.

By Ald. Wait—Resolved, That the Street Superintendent be directed to notify the property owners on Oak, Jones and Platt streets to repair their respective sidewalks within fifteen



days, and in default thereof, he be directed to repair the same at the expense of the owner. Adopted.

By Ald. Wait—Resolved, That Jos. Flint and S. D. Walbridge be and are hereby ordered to remove all obstructions from Otsego street in rear of their premises on State street. If not removed immediately, the Street Superintendent is instructed to remove the same and charge Joseph Flint and S. D. Walbridge the expense of removing. Adopted.

By Ald. Briggs—Resolved, That the City Treasurer pay O. L. Angevine \$262.90 and charge Hydrant Fund for the West side of the river; and also \$126.25, and charge Hydrant Fund for the East side of the river. Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Kelly, Woodruff, Mauder, Aikenhead, Parsons.—16.

By Ald. Briggs—Resolved, That the Street Superintendent be and he is hereby directed to take immediate steps to have the several river bridges examined, and have them put in safe condition by screwing up and tightening the several bolts. Adopted.

Ald. Mauder called up the report of the committee on the petition of P. Barry and others.

ROCHESTER, Aug. 9, 1870.

*To the Honorable the Common Council of the City of Rochester:*

GENTLEMEN—Your committee to whom was referred to the petition of Patrick Barry and others, asking the City to donate to Mrs. Dorothea Lotta the house occupied by her upon the ground recently taken for a street—Mt. Vernon avenue—running from Caroline street to Nelson street, would respectfully report they find upon inquiry that Mrs. Lotta is not in circumstances such as to call for such an amount in charity from the city, and further report that Mrs. Dorothea Lotta be granted said house upon her payment into the City Treasury the sum of \$100, to be placed to the credit of the Mt. Vernon avenue fund.

All of which is respectfully submitted.

JOHN MAUDER,  
EDWARD DAGGE,  
M. M. SMITH.

Committee.

Ordered received, filed and published.

By Ald. Mauder—Resolved, That his Honor the Mayor execute a bill of sale to Mrs. Dorothea Lotta, for the house occupied by her upon the land taken for Mt. Vernon avenue, upon her paying into the treasury the sum of one hundred dollars. Adopted.

On motion of Ald. Kelly adjourned.

W. F. MORRISON, City Clerk.

**In Common Council, Aug. 23d,  
1870.**

REGULAR MEETING.

President Ald. Ezra R. Andrews, presiding.

Present—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Kelly, Woodruff, Maudville, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead and Parsons.—25.

Absent—Ald. Barker, Meyer, and Wilson.—3.

APPROVAL OF MINUTES.

The minutes of the previous meetings, Aug. 9th and 11th, were approved as published.

PETITIONS AND CLAIMS.

By Ald. Briggs—Bills of S. J. Wagner and others—Poor Committee. Bills of Rochester Gas Light Company and others—Fire Department Committee.

By Ald. Rogers—Bills of Roderick & Co. and others—Street Committee.

By Ald. Herzberger—Bills of Benjamin Ridley and others—Committee on House for I. & T. Children.

By Ald. Remington—Bills of Peter Burns and others—Contingent Expense Committee.

By Ald. Caring—Bills of Daniel McCormick and others—Sewer Committee. Bills of Patrick Punch and others—Contingent Expenses Committee.

By Ald. Stone—bills of W. H. Wilson, and others—Fire Department Committee.

By Ald. Charters—bills of W. C. Thomas and others—Police Committee.

By Ald. Gerling—Tax bill of Rondolph Brayer and others—Assessment Committee.

By Ald. Dagge—bills of Sidney Geo. Gwynne and others—Map and Survey Committee.

By Ald. Nagel—bills of E. Emrick and others—City Property Committee.

By Ald. Mauder—bills of M. D. Rowley—Contingent Expenses Committee.

By Ald. Aikenhead—bills of J. E. Relyea and others—Lamp Committee. Remonstrance against the Court street improvement—tabled.

By Ald. Parsons—Bills of Roderick & Co. and others. Improvement Committee.

Petition of J. H. Smith and others for the improvement of Pearl street from Alexander street to Nelson street. Improvement Committee.

Ald. Parsons made a statement that there was a building on North Water street, near H. H. Bevier & Co.'s brewery, in an unsafe condition, and moved that Ald. Rogers, Mauder and Gerling be a Committee to act in conjunction with the Fire Marshal to examine the premises. Carried.

REPORTS OF STANDING COMMITTEES.

Ald. Dagge, from the Committee on Maps, Surveys and Records, reported in favor of the bills of Sidney, George Gwynne and Michael McQueen. Finance Committee.

Ald. Rogers, from the Street Committee, reported in favor of the bills of E. R. Andrews, E. Darrow, Roderick & Co. (seven bills) and John Quin. Finance Committee.

Ald. Charters, from the Police Committee, reported in favor of the bills of W. C. Thomas and P. and W. Wagner. Finance Committee.

Ald. Briggs, from the Committee on the Support of the Poor, reported in favor of the bills of H. W. Jones, Flekenstein & Bro., John Nagel, S. J. Wagner, P. B. Whitbeck (two bills), J. E. Butterfield, L. Beach, Gerling Brothers, H. H. Babcock and Lawrence Jager. Finance Committee.

Ald. Nagel, from the committee on city property, reported in favor of the bills of E. Emrick, T. H. Hopwood and Hunn and Smith, Finance Committee.

Ald. Aikenhead, from the Lamp committee, reported in favor of the bills of J. E. Relyea (2 bills), Z. Dobbs and W. I. Hanford, Finance Committee.

Ald. Herzberger, in behalf of the committee on house for idle and truant Children, reported

in favor of the bills of E. R. Andrews, J. W. Adams and Benjamin Ridley, Finance committee.

Ald. Caring in behalf of the Sewer Committee, reported in favor of the bills of Logan & Cregan, McCormick & Co, F. C. Lauer & Son, Joseph Qualtrough, John Rauber Hinkle, and D. McCormick. Tabled.

Ald. Stone, from the Fire Department Committee, reported in favor of the bills of McNab & Harlan, William H. Wilson, W. C. Thomas, B. F. Blackall and Monthly Pay Roll. Finance Committee.

Ald. Remington, from the Contingent Expense Committee, reported in favor of the bills of Peter Burns, James H. Schoolsy, Patrick Burns, W. C. Thomas, John Williams, C. C. Drew, Hiram Wood, E. R. Andrews, Wood & Austin (two bills), Mary Ann Pierce, Wadsworth & Williamson, Jesse Shepherd, Geo. W. Aldridge, Frank Masetth, L. L. Nichols, B. Frank Enos, John Hannan, (two bills), Thomas Knowles, (two bills), E. Darrow, (three bills), Patrick Punch, (two bills), Patrick Holloran and Anthony Kaseall. Finance Committee.—Petition of James Fee and others, in relation to carts at the corner of Main and South St. Paul streets.

Ald. Remington moved its reference to the Committee on hackney coaches and carts.

Ald. Relyea moved to table the petition.—Lost.

Ald. Kelly moved to refer the matter to the Aldermen of the Fourth and Fifth Wards.

Ald. Relyea moved to refer the petition to the Mayor. Carried.

COMMUNICATIONS.

The Clerk presented the following reports of the Overseer of the Poor:

REPORT FOR MAY, 1870.

Whole amount of money disbursed...	\$2,530 39
Less county and to wns.....	385 50

Total for city.....	\$2,194 89
Number of families aided.....	662

REPORT FOR JUNE, 1870.

whole amount of money disbursed...	\$2,501 47
Less county and towns.....	397 68

Total for city.....	\$2,103 79
Number of families aided.....	616

Ordered received, filed and published.

The President presented the following communication from the Assessors:

To the Honorable Common Council of the City of Rochester:

The undersigned beg leave to report, in accordance with the resolution of your honorable body, that we have ascertained from the parties whose lands are to be taken for the opening and extension of Shamrock street, the amount which each are willing to receive, and execute a deed of the same to the city, viz.: To Mr. Orliel Osbold, for his house and lot, \$2,000; and to Mr. Otto Smith, for that portion of his lot required for said improvement, \$500.

We would also submit the annexed affidavit, with reference to the alleged fraudulent signatures to the petition for a sewer in Comfort street, from which it will be seen how said signature was attached to said petition.

Respectfully submitted.

D. MCKAY,  
E. T. OATLEY,  
JOHN J. SCHAEFFER,  
Assessors.

Aug. 20, 1870.

CITY OF ROCHESTER, ss: John S. Kratz, being duly sworn, says that he saw Mrs. Cunningham sign the name of Wm. Cunningham to the within petition, and that Mr. Cunningham was absent from home at the time, and that she is the wife of said Cunningham, and signed the same for him. JOHN S. KRATZ.

Sworn to this 10th day of August before me.

D. Wood,  
Justice of Peace and Commissioner of Deeds.

Ordered received, filed and published.

ORDINANCES.

TROUP STREET IMPROVEMENT.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Troup street, from Ford street to Caledonia avenue, by setting curb stone and paving the gutters on each side thereof. Adopted.

The Surveyor submitted as such estimate \$736.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The improvement of Troup street, from Ford street to Caledonia avenue, by setting a curb stone and paving the gutters on each side thereof.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$736, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Troup street, from Ford street to Caledonia avenue.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Sept. the 6th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Nagel, Mauder, Aikenhead, Parsons—25.

PLANK WALK ON CAYUGA STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet 8 inches wide on the East side of Cayuga street, from Alexander street to Nelson street. Adopted.

The Surveyor submitted as such estimate \$1,046.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The construction of a plank walk 4 feet 8 inches wide on the East side of Cayuga street, from Alexander street to Nelson street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,046, which estimate is hereby approved.

Resolved, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the East side of Cayuga street, from Alexander street to Nelson street.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Sept. the 6th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Nagel, Mauder, Aikenhead, Parsons—24.

PLANK WALK ON SARATOGA AVENUE.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 6 feet wide on the west side of Saratoga avenue, from the north line of lot No. 9, Sec. N of the Jones tract to the south line of lot No. 3, Sec. M of said tract. Adopted.

The Surveyor submitted as such estimate, \$436.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The construction of a plank walk 6 feet wide on the west side of Saratoga avenue, from the north line of lot No. 9, Sec. N of the Jones tract to the south line of lot 3, Sec. M of the said tract.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$486, which estimate is hereby approved.

Resolved, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense, thereof, viz:

One tier of lots on the west side of Saratoga avenue, from the north line of lot No. 9, Sec. N of the Jones tract to the south line of lot No. 3, Sec. M of said tract.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Sept. the 6th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagel, Parsons—22.

Nays—Ald. Rogers, Mauder, Aikenhead—3.

#### BRIDGE ACROSS THE GENESÉE RIVER.

Ald. Carling presented the final ordinance for a bridge across the river at Vincent Place.

Ald. Stone moved to postpone action upon the ordinance until Tuesday evening next, and such action to be the special object of the meeting, in connection with the report of the committee appointed to confer with the New York Central Railroad Company in regard to a foot bridge at the railroad abridge.

Ald. Carling moved as an amendment to postpone further action until the next regular meeting. Carried by the following vote:

Ayes—Ald. Briggs, Wait, Remington, Herzberger, Carling, Smith, Glover, Kelly, Woodruff, Charters, Nagel, Mauder, Parsons—23.

Nays—Ald. Whitcomb, Andrews, Rogers, Relyea, Connolly, Craig, Stone, Mandeville, Gerling, Dagge, Stebbins, Aikenhead—12.

The motion as amended was then acted on, and declared carried by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Parsons—20.

Nays—Ald. Whitcomb, Relyea, Connolly, Stebbins, Aikenhead—5.

#### FLAG WALK ON JONES AVENUE.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a flag walk 6 feet wide, of Medina stone, on the north side of Jones avenue, from the west line of John Sheridan's lot to the east end of the crosswalk at Varnum street. Adopted.

The Surveyor submitted as such estimate, \$206.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The construction of a flag walk 6 feet wide in two courses of Medina stone, on the north side of Jones avenue, from the west line of John Sheridan's lot to the east end of the crosswalk at Varnum street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$206, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the north side of Jones avenue, from the north line of John Sheridan's lot to Varnum street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Sept. the 6th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—25.

#### IMPROVEMENT OF COURT STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Court street, from Union street to Chestnut street, by setting curb stone and paving the gutters on each side thereof and graveling the center of the roadway. Adopted.

The Surveyor submitted as such estimate, \$6,312.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The improving of Court street, from Union street to Chestnut street, by setting curb stone and paving the gutters on each side thereof and graveling the roadway.

And whereas, The City Surveyor, under the direction

of this Board, has made an estimate of the whole expense thereof, and reported the same at \$6,312, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Court street, from Union street to Chestnut street.

And further, Resolved, That the tax-payers, to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Sept. the 6th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Smith, Relyea, Connolly, Glover, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Stebbins, Aikenhead, Parsons—20.

Nays—Ald. Rogers—1.

majority petition.

#### CEMENT WALK ON SOUTH AVENUE.

Ald. Parsons presented the final ordinance for a cement walk 5 feet wide on the west side of South avenue, from Gregory street to the city line.

Ald. Dagge moved its indefinite postponement. Carried.

#### IMPROVEMENT OF COURT STREET.

Ald. Parsons presented the final ordinance for the improvement of Court street, from William street to Union street, and moved its indefinite postponement. Carried.

#### IMPROVEMENT OF NORTH AVENUE.

Ald. Parsons presented the final ordinance for the improvement of North avenue, from the New York Central Railroad to Bay street, and moved to postpone action until the next regular meeting. Carried.

#### IMPROVEMENT OF SOUTH FITZGHUGH STREET.

Ald. Parsons presented the final ordinance for the improvement of South Fitzhugh street from Spring street to Troup street.

Ald. Rogers moved to postpone action on the ordinance until next regular meeting. Carried.

Ald. Stone gave notice that he would offer the following ordinance at the next regular meeting.

The Common Council of the City of Rochester do ordain and determine as follows:

Section 1. No person or persons shall keep on their premises, within the corporate limits of the City of Rochester, any hogs or swine, unless they first obtain the written consent of all owners and occupants of lands within 500 feet.

Section 2. Any person violating this ordinance, after being notified as hereinafter provided, shall be deemed guilty of maintaining a nuisance on their premises, and shall be liable to a fine of \$3 for the first offence, and \$5 for each subsequent conviction.

Section 3. It shall be the duty of the Health Inspectors to give all persons in their respective districts five days notice to remove all such hogs or swine from their premises, unless such consent shall have been obtained as provided in Sec. 1.

Such notice shall consist of a certified copy of this ordinance by the City Clerk.

#### PENAL ORDINANCE IN REGARD TO HOUSES OF PROSTITUTION.

Ald. Stone called up the ordinance in relation to Houses of Prostitution, and moved its adoption.

Ald. Rogers moved that the ordinance be amended as follows:

That section 2 be amended by striking out after the word "necessary" and insert thereafter as follows, viz: "and that in the event of finding any inmate of such house with any contagious disease, that the said inmate shall be removed to the hospital for treatment, and all the expenses thereof be paid out of the fund created by section 1."

That sections 4 and 5 be stricken out.

Ald. Stebbins presented the following as a substitute for the whole matter, and moved its adoption:

#### PENAL ORDINANCE.

The Common Council of the city of Rochester do ordain and determine as follows:

Section 1. It shall be unlawful for any person to open, keep or furnish any house of prostitution, assignment,

or what is known as a house of ill-fame, within the city limits.

Section 2 It shall be the duty of all policemen to examine every night all such houses known to them on their several routes, and arrest all persons found therein, who shall each be fined one hundred dollars, and all such persons in default of the payment of which fine shall each be sent to the Monroe County Penitentiary for the period of ninety days.

Section 3. It shall be the duty of the Police Commissioners to immediately dismiss from the police force each and every policeman who shall neglect or refuse in any instance to execute the second section of this ordinance.

Ald. Stone moved to postpone both ordinances until the next regular meeting. Lost.

Ald. Whitcomb moved that both ordinances be postponed indefinitely. Lost.

Ald. Stebbins' substitute was then acted on and declared adopted by the following vote:

Ayes—Ald. Wait, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—20.

Nays—Ald. Whitcomb, Andrews, Rogers, Glover, Mandeville—3.

#### ALEXANDER STREET IMPROVEMENT.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Alexander street, from East avenue to Monroe avenue, by setting a curb stone, paving gutters and laying a Medina stone flag walk on each side thereof and graveling the roadway. Adopted.

The surveyor submitted as such estimate, \$14,806.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The improvement of Alexander street, from East avenue to Monroe avenue, by setting a curb stone, paving the gutters and laying a Medina stone flag walk on each side thereof and graveling the roadway.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$14,806, which estimate is hereby approved.

Resolved further, that the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Alexander street, from Monroe avenue to East avenue.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent, per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Sept. the 6th, 1870, at half past 7 o'clock, at the Common Council Hall, when all allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—25.

#### EXTENSION OF SHAMROCK STREET.

Ald. Smith presented the final ordinance for the extension of Shamrock street, northerly to Hand street, and moved its indefinite postponement.

Ald. Caring moved to postpone the ordinance until the next regular meeting. Carried.

Ald. Remington moved to suspend the rule to adjourn at 11 o'clock—carried.

Ald. Stone made a motion that when we do adjourn it be to Thursday evening next at 7½ o'clock.

Ald. Connolly moved to amend by inserting Wednesday instead of Thursday—carried.

Motion as amended carried.

By unanimous consent Ald. Whitcomb presented the following:

By Ald. Whitcomb—Resolved, That Adam Forepaugh be and he is hereby granted permission to exhibit his Circus and Menagerie on the Falls' Field, Tuesday and Wednesday, August 30th and 31st, next, upon his paying into the City Treasury the sum of Fifty Dollars. Adopted.

Ald. Connolly presented the following invitation and moved its acceptance:

To the Common Council of the City of Rochester.

GENTLEMEN:—You are respectfully invited to be present and take part in the second annual festival of the soldiers and sailors of this city, to be held at the Falls Field on Thursday afternoon and evening, August 25th.

Rochester, Aug. 23d, 1870.

H. G. HAMILTON, Chairman Com.

Carried.

On motion adjourned.

W. F. MORRISON, City Clerk.

## In Common Council—August 24, 1870.

#### ADJOURNED MEETING.

President Ald. Ezra R. Andrews, presiding.

Present—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—24.

#### ORDINANCES.

##### PLANK WALK ON GOODMAN STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet 8 inches wide on the west side of Goodman street, from East avenue to Park avenue. Adopted.

The surveyor submitted as such estimate, \$643.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The construction of a plank walk 2 feet 8 inches wide on the west side of Goodman street, from East avenue to Park avenue.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$643, which estimate is hereby approved.

Resolved further, that the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the west side of Goodman street, from East avenue to Park avenue.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Sept. the 6th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote.

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Craig, Kelly, Woodruff, Gerling, Charters, Dagge, Aikenhead, Parsons—18.

Majority petition.

##### PIPE SEWER IN TAPPAN STREET.

Ald. Craig presented the final ordinance for a pipe sewer in Tappan street, from the outlet sewer in Main street to Scio street, and moved its indefinite postponement. Carried.

#### ASSESSMENT ROLLS.

The Clerk presented the following Assessment Rolls, which were referred to the Assessment Committee.

Stone sewer in Lake avenue, from Jones avenue to Phelps avenue.

Plank walk on Vienna street.

Pipe sewer in Gardiner Park.

#### SPRINKLING STREETS.

Ald. Craig, from the Assessment Committee, presented the following Assessment Rolls, and moved their indefinite postponement:

Sprinkling Main, Buffalo, State, Exchange and Fitzhugh streets.

Sprinkling Main street, from Gibbs street to Asylum street. Carried.

#### NORTH ST. PAUL STREET.

Ald. Craig presented the Assessment Roll for sprinkling North St. Paul street, from Main street to the New York Central Railroad, and moved its confirmation. Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Craig,

Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—21.

- Ald. Craig presented the following assessment rolls:
  - Improvement of William street.
  - Improvement of South St. Paul street.
  - Improvement of Marshall street.
  - Plank walk on Hoeltzer street.
  - Plank walk on Clifton street.
  - Plank walks on Smith street.
- And moved their confirmation. Carried by the following vote:
  - Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Craig, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—21.

SEWER IN PINDLE ALLEY.

Ald. Craig presented the assessment roll for a pipe sewer in Pindle alley, and moved its postponement until the next regular meeting. Lost by the following vote:

- Ayes—Ald. Rogers—1.
- Nays—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Caring, Smith, Connolly, Craig, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—0.
- Ald. Whitcomb moved the confirmation of the Pindle alley sewer Assessment roll. Carried by the following vote:
  - Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Craig, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—21.
  - Nays—Ald. Rogers—1.

EXECUTIVE.

Ald. Briggs presented the following:  
 NEW YORK, July 27, 1870.

To the Honorable Common Council of the City of Rochester:

I hereby tender to your honorable body my resignation as Commissioner of Deeds for the city of Rochester.

Yours, very respectfully,

LYMAN W. BRIGGS.

Ald. Briggs moved that the resignation of Lyman W. Briggs be accepted. Carried.

Ald. Briggs moved that the Board now proceed to ballot for Commissioner of Deeds, in place of Lyman W. Briggs, resigned. Carried.

FIRST BALLOT.

- H. N. Allen received.....19 votes.
- H. N. Allen having received the requisite number of votes, was declared appointed Commissioner of Deeds to fill the vacancy occasioned by the resignation of Lyman W. Briggs.

Ald. Kelly moved that the Board proceed to ballot for a Manager of the House, for Idle and Truant Children, in place of Manager James H. Kelly, resigned. Carried.

FIRST BALLOT.

- Ald. Jacob Gerling received..... 3 votes.
- " A. G. Whitcomb " ..... 7 "
- " C. R. Parsons " .....11 "
- No choice.

SECOND BALLOT.

- Ald. A. G. Whitcomb received..... 4 votes.
- " C. R. Parsons " .....17 "
- " Ezra R. Andrews " ..... 1 vote.

Ald. C. R. Parsons having received the requisite number of votes was declared elected a Manager of the House for Idle and Truant Children, to fill the vacancy occasioned by the resignation of Manager James H. Kelly.

Ald. Relyea moved that the Board proceed to ballot for a Manager of the House for Idle and Truant Children in place of Manager William H. Groot, whose term of office has expired. Carried.

FIRST BALLOT.

- Ald John Mauder received..... 1 vote
- " Jacob Gerling " ..... 7 votes
- " A. G. Whitcomb " .....16

Ald. A. G. Whitcomb having received the requisite number of votes, was declared elected

a manager of the House for Idle and Truant Children, in place of Manager William H. Groot.

MISCELLANEOUS.

Ald. Dagge, from the Committee on Maps, Surveys and Records, reported in favor of the bill of J. L. Fertig. Finance Committee.

By Ald. Caring—Bill of William Vicenius.—Sewer Committee.

By Ald. Briggs—Resolved, That the Committee for the Support and Relief of the Poor, be, and they are hereby authorized to purchase to the extent of four hundred cords of wood for the use of the Poor, should they regard it advisable, and in such manner and at such prices as they may deem for the best interests of the city. Adopted by the following vote:

- Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

By Ald. Wait—Petition of Felix Hart for permission to erect a wood building on Ward St.—Wood Building Committee.

By Ald. Rogers—Resolved, That the Street Superintendent be directed to give notice to the owners of property on the north side of Allen street, from Center Square to Brown street, and upon the west side of Ford street from Allen street to Buffalo street, to repair their several side walks within ten days, and in default thereof, he repair the same at the expense of such owners. Adopted.

By Ald. Rogers—Resolved, That the Street Superintendent be and is hereby instructed to notify the owners of property on South Water street to repair the covering of the race opposite their respective lands within ten days, or in default thereof, that he repair the same at the expense of said owners. Adopted.

By Ald. Rogers—Resolved, That the Street Superintendent be and is hereby directed to notify the owners or occupants of property on Frank street, between Jay and Lyell streets, to repair their respective walks within fifteen days, or in default thereof that he cause the same to be repaired at the expense of such owners. Adopted.

By Ald. Rogers—Resolved, That the Street Superintendent be and is hereby directed to notify Miles Decker to make the grade of his sidewalk conform to the grade given by the City Surveyor within ten days from such notice, and in default of his so doing, that the Superintendent cause the same to be done at the expense of said Decker. Adopted.

By Ald. Rogers—Resolved, That J. Haley be permitted to construct a well on the corner of Hunter street and Caledonia avenue, according to the prayer of his petition, upon his filing the necessary bonds with the Mayor, under the direction of the Street Committee. Adopted.

By Ald. Rogers—Resolved, That the Street Commissioner be hereby authorized to purchase upon the most favorable terms that can be obtained, sufficient oak plank to cover Andrews street and Court street bridges. Adopted by the following vote:

- Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—24.

## PROPOSAL FOR SPRINKLING.

*To the Sprinkling Committee.*

We, the undersigned, propose to sprinkle the following street as contemplated by ordinance passed July 26th, as follows:

North St. Paul street, from Main street to the north line of the New York Central Railroad for the sum of \$420.00.

August 9th, 1870.

ROBT. Y. MCCONNELL,  
GEO. PRINGLE.

By Ald. Remington—Resolved, That His Honor the Mayor is hereby requested to execute a contract with McConnell and Pringle, for the sprinkling of North St. Paul street, in accordance with their proposition. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—24.

By Ald. Remington—Resolved, That the Police Commissioners are hereby requested to see that penal ordinances relating to houses of prostitution are rigidly enforced. Adopted.

By Ald. Herzberger—Resolved, That his Honor the Mayor, is hereby requested to execute a contract with P. W. Taylor for the erection of the house for idle and truant children, in accordance with his proposition.

Ald. Rogers moved that the matter be referred to the managers of the House for Idle and Truant children, and that the City Treasurer pay over to them the sum of \$6,000, as appropriated.

Ald. Relyea moved its reference to the Managers of the House for I. & T. Children and Committee on House for I. & T. Children, with power to act. Lost by the following vote:

Ayes—Ald. Wait, Relyea, Charters, Dagge, Stebbins, Aikenhead—6.

Nays—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Glover, Craig, Kelly, Woodruff, Mandeville, Gerling, Nagel, Mauder, Parsons—18.

Ald. Aikenhead moved to indefinitely postpone the resolution—lost.

Action was then taken on Ald. Rodgers' amendment, which was declared lost by the following vote:

Ayes—Ald. Andrews, Rogers, Dagge, Aikenhead—4.

Nays—Ald. Briggs, Whitcomb, Wait, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Parsons—20.

Ald. Mauder moved as an amendment that the name of D. Mura, at his proposition, be substituted for P. W. Taylor, at his proposition. Carried by the following vote:

Ayes—Ald. Briggs, Andrews, Rogers, Caring, Smith, Relyea, Connolly, Craig, Kelly, Woodruff, Gerling, Nagel, Mauder—13.

Nays—Ald. Whitcomb, Wait, Remington, Herzberger, Glover, Mandeville, Charters, Dagge, Stebbins, Aikenhead, Parsons—11.

The resolution, as amended, was then adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Kelly, Woodruff, Mandeville, Gerling, Nagel, Mauder, Parsons—19.

Nays—Ald. Wait, Charters, Dagge, Stebbins, Aikenhead—5.

By Ald. Caring—Bill of William Viceinus.—Tabled.

## PROPOSALS FOR PINDLE ALLEY SEWER.

John Rauber & Co.,	\$1 647 10
McCormell & Jones	1,714 00
F C Lauer & Son	1 765 50
Logan & Cregan	1,809 50
Robert McIntyre	1,819 30
D. McCormick	1,939 65

By Ald. Caring—Resolved, That his Honor the Mayor be and he hereby is requested to execute a contract with John Rauber & Co. for the construction of a sewer in Pindle Alley, in accordance with their proposition. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead and Parsons—21.

By Ald. Caring—Resolved, That the Clerk draws two orders in favor of John Rauber, and payable to his order. One for \$500 payable in one year, and one for \$1,000, payable in two years from the 23d day of August 1870, both with interest; and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Tremont street sewer fund.

Also, That the Clerk draw an order for \$500 in favor of F. C. Lauer & Son, and payable to their order in one year, from the 23d day of August, 1870, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Fitzhugh street sewer fund.

Also, That the Clerk draw two orders for \$1,000 each in favor of D. McCormick & Co., and payable to the order of D. Gatens & Co.—One in one year, and one in two years, from the 23d day of August, 1870; both with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city and charge Lake Ave., Phelps Ave., and Varnum street sewer fund.—Adopted by the following vote:

Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Kelly, Woodruff, Gerling, Charters, Nagel, Mauder, Aikenhead, Parsons—17.

## IMPROVEMENT FUND.

By Ald. Caring—Resolved, That the Treasurer pay, when there are funds applicable, as follows: Joseph Qualtrough, on his contract for Swan street sewer, payable to E. Watson, \$400, and charge that fund. Logan & Cregan, on their contract for Clinton street sewer, \$500, and charge that fund. John Henkel, in full for inspecting Nelson street sewer, \$102, and charge that fund. William Viceinus in full on his contract for constructing Nelson street sewer, \$942, and charge that fund. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Glover, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—19.

By Ald. Caring—Resolved, that the clerk draw two orders for \$192 each, in favor of William Viceinus, and payable to his order—one in one year, and one in two years from the 23d day of Aug, 1870, both with interest; and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Nelson street sewer fund. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring,

Smith, Connolly, Glover, Kelly, Woodruff, Gerling, Charters, Stebbins, Mauder, Aikenhead, Parsons—19.

By Ald. Caring—Resolved, That Samuel Wilder be and he is hereby granted a license for Corinthian Hall, for the year 1870, by his paying into the City Treasury the sum of four hundred dollars, being two hundred dollars for the year 1869, and two hundred dollars for the year 1870. Adopted.

By Ald. Caring—Resolved, That the Street Superintendent notify the property owners on Jay street, west of the canal, to repair their walks within ten days, and if not complied with, to cause the same to be repaired at the expense of the owners.

Ald. Gerling moved to table the resolution.—Carried.

SEWER IN COMFORT STREET.

Ald. Caring presented the final ordinance for a pipe sewer in Comfort street.

Ald. Stebbins moved to amend the ordinance so as to read "One tier of lots on each side of Comfort street, from Mt. Hope avenue to South avenue. Also, one tier of lots on each side of Charles street, from Alexander street to Comfort street, except one lot on each side of Charles street, at the corner of Alexander street. Carried.

Ald. Caring moved to postpone action on the ordinance until the next regular meeting.—Carried.

By Ald. Glover—Whereas, By an ordinance of the Common Council passed in May, 1846, the extension of Court street to East avenue was authorized and directed; and in pursuance thereof such proceedings were had as were necessary to open said street, and

Whereas, A portion of said street, from Union street to East avenue remains unopened, therefore

Resolved, That the whole matter be referred to the Law Committee, to ascertain what steps are necessary to continue said extension to East Avenue, and report the same to this Board.—Adopted.

By Ald. Craig—Resolved, That the Street Superintendent be and he is hereby directed not to remove the fence across Flint street until next spring, or until further orders from this Board. Adopted.

By Ald. Craig—Resolved, that the improvement committee be requested to bring in an ordinance for an arched covering over the mill race from the aqueduct to the Genesee river, on the west side of the river. Adopted.

By Ald. Craig, Resolved, that the city Surveyor be requested to establish the lines on North York street as soon as convenient. Adopted.

By Ald. Craig—Resolved, That the Street Superintendent be directed to notify the property owners on King, Genesee and the east side of Francis street to repair their respective sidewalks within ten days, and in default thereof, he be directed to repair the same and charge the owners. Adopted.

By Ald. Kelly—Resolved, That the taxpayers for a plank walk on the west side of Saratoga avenue, have permission to build their own walks, under direction of the Improvement Committee and City Surveyor, if built within thirty days from this date and in accordance with the ordinance now pending before this Board. Adopted.

By Ald. Kelly—Resolved, That the Police Commissioners are hereby requested to enforce

the ordinance in regard to ball playing in the public parks of this city. Adopted.

FINANCE BUDGET.

ROCHESTER, Aug. 24, 1870.

By Ald. Kelly—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.	
W. S. Grantson, Surveyor, salary 1 month	\$238 34
W. F. Morrissey, City Clerk, salary 1 month	100 00
Jesse Shepard, City Attorney, salary 1 month	83 33
David McKay, City Assessor, salary 1 month	150 00
E. T. Oatley, ..	150 00
John J. Shaffer, ..	150 00
Thos. H. Hopwood, City Messenger, salary 1 mo.	66 66
Francis Lockhart, Watchman, salary 1 month	50 00
Erastus Darrow, stationery for Treasurer	22 56
.. .. Surveyor	6 5
.. .. Clerk	19 00
Mary Ann Pierce, cleaning Court House in 1869	16 00
E. K. Andrews, assessment rolls and printing	108 50
Hiram Wood, hack hire	4 00
C. C. D. Knapp, ..	5 50
Gen. John Williams, expense at the reception of Gen. Thomas' remains	131 55
Thos. Knowles, hack hire	2 63
James H. Schooley, boxes	5 25
Thos. Knowles, hack hire	2 50
W. C. Thomas, stationery	169 30
Francis Massey, hack hire, S. L. R. R. Committee	60 00
Peter Burns	6 00
Geo. W. Aldridge, drawing boards, &c. Surveyor	44 54
Patrick Burns, hack hire	5 00
Jesse Shepard, disbursements	7 10
Patrick Pinch, hack hire	5 00
John Hannan, ..	5 00
.. ..	5 00
.. ..	5 00
Anthony Kaseall, hack hire	3 50
Wadsworth & Williamson, stationers	1 50
L. L. Nichols, engineer in the bridge case	30 00
B. Frank Enos, printing, &c.	165 00
Thos. H. Hopwood, disbursements	25 00
E. Emerick, winding city clocks	62 0
Hunn, Smith & Spencer, chairs for Mayor's office	42 00
Jesse Shepard, disbursements	42 00
And charge that fund.	4 00

POOR FUND.

H. W. Jones, Overseer of the Poor, 1 mo. salary	\$100 00
H. W. Jones, disbursements	157 18
Fleckenstein & Bro., bread	187 50
John Nagel, paid orders	46 00
S. J. Wagner, delivering wood, coal, &c.	291 50
P. B. Whitbeck, wood	396 70
J. E. Butterfield, transportation	347 75
L. Beach, nursing, &c.	14 50
Gerling Bros., flour	18 60
H. H. Babcock, coal	75 10
Lawrence Jager, groceries	5,301 65
And charge Poor Fund.	2 50

FIRE DEPARTMENT FUND.

M. F. Blackall, fire alarm telegraph materials	\$ 122 50
McNab & Barish, copings	100 00
Whitall & Wilson, Engineers hats	63 75
W. C. Thomas, stationery	2 75
Fields & King, bill hose	1,850 00
Fields & King, " suction's	311 00
Monthly pay roll R. C. Fire Department for the month of August, 1870:	

Steam Fire Engine Co. No. 1.

W. DeGarmo, for 1 mo. services as Engineer to September 1, 1870	75 00
Jerome Dowd, for 1 mo. services as Driver to September 1, 1870	50 00
Richard Mills, for 1 mo. services as Driver to September 1, 1870	50 00

Steam Fire Engine Co. No. 2.

Seneca Dobbs, for 1 mo. services as Engineer to September 1, 1870	75 00
Michael Lumbert, for 1 mo. services as Driver to September 1, 1870	50 00
Jno. Boyer, for 1 mo. services as Driver to September 1, 1870	50 00

Steam Fire Engine Co. No. 3.

E. Whittler, for 1 mo. services as Engineer to September 1, 1870 paid \$20.	55 00
John Bansom, for 1 mo. services as Driver to September 1, 1870	50 00
Lewis Gommenginger, for 1 mo. services as Driver to September 1, 1870	50 00

Steam Fire Engine Co. No. 4.

J. P. Forman, for 1 mo. services as Engineer to September 1, 1870	75 00
Jas. Snyder, for 1 mo. services as Driver to Sept. 1, 1870	50 00
Barney Kearney, for 1 mo. services as Driver to September 1, 1870	50 00

*Hook & Ladder Co. No. 1.*

Anthony Andrus, for 1 mo. services as Driver to September 1, 1870. 50 00  
 Protective S. & B. Co., 1 mo. salary ending Aug. 31st. 125 00  
 Alert Hose Co., for 2 mo. salary ending Aug. 31, 1870. 250 00

*Superintendent of Hose Depot.*

R. B. Paine, for 1 mo. services as Sup't Depot to September 1, 1870. 75 00  
 Monthly Washing Bills. 19 09

*Chief Engineer.*

L. S. Gibson, for 1 mo. services as Chief Engineer to September 1, 1870. 125 00  
 Payable to L. S. Gibson.  
 B. F. Blackall, 1 mo. salary as Superintendent.. 88 33  
 And charge Fire Department Fund.

**HIGHWAY FUND.**

John Quin, 1 month's salary as Street Superintendent. \$ 125 00  
 Wm. Conklin, 1 month's salary as cattle police 50 00  
 Michael O'Brien, 1 " " " " 50 00  
 Wm. Gallagher, 1 " " " " 50 00  
 Nicholas Lichander, 1 month's salary as cattle police. 50 00  
 E. R. Andrews, printing. 10 00  
 E. Darrow, stationery. 2 15  
 Roderick & Co, constructing and repairing walks. 28 14  
 Roderick & Co., constructing and repairing walks. 19 30  
 Roderick & Co., constructing and repairing walks. 13 55  
 Roderick & Co., constructing and repairing walks. 38 65  
 Roderick & Co., constructing and repairing walks. 19 30  
 Roderick & Co., constructing and repairing walks. 13 55  
 Roderick & Co., constructing and repairing walks. 38 65  
 John Quin, disbursements, 901 59  
 And charge Highway Fund.

**HEALTH FUND.**

John Weinning, Health Inspector, salary 1 mo. \$50 00  
 August Woellert, " " " " 50 00  
 Daniel McTaggart, " " " " 50 00  
 Robert Nary, " " " " 50 00  
 Jonathan Reynolds, " " " " 50 00  
 John Baker, " " " " 50 00  
 W. F. Morrison, Clerk, one month's salary 33 34  
 And charge Health Fund.

**HOUSE FOR IDLE AND TRUANT CHILDREN FUND.**

E. R. Andrews, p. int'g. \$ 10 00  
 J. W. Adams, disbursements. 42 33  
 Benjamin Riley, building fence, &c., 189 00  
 And charge that Fund.

**MAP AND SURVEY FUND.**

C. Beardsley, Surveyor, 1 month's salary. 250 00  
 Sydney G. Wynne, services as draftsman. 100 00  
 Michael McQueen, setting monuments. 52 00  
 L. S. Fertig, setting monuments. 95 00  
 And charge that Fund.

**LAMP FUND**

J. E. Relyea, repairs for August. \$134 25  
 J. E. Relyea, lighting and extinguishing lamps. 753 40  
 Z. Dobbs, setting lamp posts. 12 00  
 W. I. Hanford, moving lamp posts. 2 00  
 And charge that Fund.

**FLOOD FUND.**

Patrick Holloran, hack hire. \$ 12 00  
 Anthony Cassell, hack hire. 15 50  
 And charge that Fund.

**POLICE FUND.**

W. C. Thomas, stationery. \$46 00  
 P. & W. Wagner, masonry. 5 25  
 And charge that Fund.

Adopted by the following vote:  
 Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagel, Mauder, Aikenhead, Parsons—22.

By Ald. Woodruff—Resolved, That the Treasurer be and he hereby is directed to cancel the assessment upon the New York Central railroad property for a plank walk upon Webster street. Adopted.

By Ald. Woodruff—Resolved, That the Street Superintendent is hereby directed to notify the owners of lots on the west side of Union street, north of Main street, also on the south side of

Main street, from Asylum street to the New York Central Railroad, to repair their walks in front of their premises within ten days, or the Superintendent will repair the same at the expense of the owners. Adopted.

By Ald. Gerling—Resolved, That the Clerk issue certificates of exemption as firemen to William Helderseid, Robt. Charters and Peter Tuity, they having served the requisite time as members of Engine Co. No. 1. Adopted.

By Ald. Gerling—Resolved, That the thanks of this Board are eminently due and are hereby tendered to E. Blackford, for his kindness and forethought in supplying fans. Adopted.

Ald. Mauder moved that all petitions presented at the previous and present meeting be referred to the Wood Building Committee, with power to act. Carried.

By Ald. Aikenhead—Petition of John Hunt and others, for the construction of cement walks on North Stilson street. Improvement Committee.

By Ald. Aikenhead—Resolved, That Gustavus Mannel have permission to construct a flag walk in front of his premises, No. 119 Alexander street, under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Aikenhead, Resolved, that the following named persons have permission to construct cement walks in front of their residences:

E. Doty, No. 150 Alexander street; Sarah Otis, 152 Alexander street; H. H. Lambert, 154 Alexander street; Mrs. Merrit, 156 Alexander street, under the direction of the improvement committee, and city surveyor.

Ald. Glover moved to table the resolution. Carried.

Ald. Aikenhead, moved to reconsider the vote taken upon Ald. Woodruff's resolution to cancel the New York Central Railroad tax for Webster street plank walk. Carried.

Ald. Aikenhead presented the following as a substitute:

Resolved, That the Treasurer be and he is hereby directed to collect two per cent. in full on assessment on the property of the New York Central R. R. for sidewalk on Webster street.—Carried.

By Ald. Aikenhead—Resolved, That D. F. Martill and H. W. Boddy have permission to construct plank walks in front of their premises on Tappan street, under the direction of the Improvement Committee and City Surveyor.—Adopted.

Ald. Parsons, from the Improvement Committee, reported in favor of the bill of W. J. Hanford.

By Ald. Parsons—Resolved, That the Clerk draw an order for \$500 in favor of Wm. I. Hanford, and payable to his order in two years from the 23d day of August, 1870, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Whitney street improvement fund. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Kelly, Woodruff, Gerling, Charters, Nagel, Mauder, Aikenhead, Parsons—21.

By Ald. Parsons—Resolved, That the Treasurer pay, when there are funds applicable, as follows: Wm. I. Hanford on his contract for the improvement of Whitney street, \$500, and charge that fund. Adopted by the following vote:



Ayes.—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Kelly, Woodruff, Gerling, Charters, Stebbens, Nagel, Mauder, Aikenhead and Parsons—21.

By Ald. Parsons—Resolved, That the Treasurer is hereby directed to receive 2 per cent. in full of all persons assessed for plank walk on the south side of Vienna street, and on each side of Rhine street. Adopted.

By Ald. Parsons—Resolved, That the City Surveyor be and he is hereby requested to prepare for introduction at the next regular meeting of this Board, an ordinance for the proper deepening and extension of what is known as the Rail Road Sewer now extending from the railroad bridge eastward to St. Joseph street. Adopted.

PROPOSALS FOR PINDLE ALLEY IMPROVEMENT.  
John Rauber & Co..... \$4,313 00  
McCannell & Jones..... 4,410 00  
Halloway & Normington,..... 4,536 00  
Whitmore, Carsons & Co..... 4,773 00

FOR MARSHALL STREET FLAG WALK.

Holloway & Normington,..... \$7,636 00  
Whitmore, Carson & Co..... 7,749 20  
McCannell & Jones..... 7,954 00

FOR ST. PAUL STREET REPAIRS.

McCannell & Jones..... \$2,386 00  
E. Watson,..... 2,395 00

FOR WILLIAM STREET IMPROVEMENT.

McCannell & Jones..... \$10,201 20  
Holloway & Normington..... 10,414 00  
Whitmore, Carson & Co..... 10,945 00

By Ald. Parsons—Resolved, That His Honor the Mayor be and he hereby is requested to execute contracts as follows: With John Rauber & Co. for the improvement of Pindle Alley—Holloway & Normington for side walk on Marshall street, and McCannell & Jones for the improvement of William street, and the repairing of South St., all in accordance with their propositions. Adopted by the following vote:

Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Woodruff, Gerling, Charters, Stebbins, Nagel, Mauder, Aikenhead, Parsons—12.

On motion of Ald. Parsons adjourned.

W. F. MORRISON, City Clerk.

## In Common Council, Sept. 6th, 1870.

### REGULAR MEETING.

In the absence of President Ald. Ezra R. Andrews, on motion of Ald. Whitcomb, Ald. Gerling was chosen President *pro tem*.

Present—Ald. Whitcomb, Barker, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagel, Mauder, Aikenhead and Parsons—28.

Absent—Ald. Briggs, Wait, Andrews, Meyer and Dagge—5.

### APPROVAL OF MINUTES.

On motion of Ald. Parsons, the minutes of meetings August 23d and 24th, were approved as published.

### PETITIONS AND CLAIMS.

By Ald. Barker—Petition of Wm. R. Robb to construct an addition to a wood building on Scott alley. Wood Building Committee.

By Ald. Rogers—Bills of John Quin and others. Street Committee. Petition of Hiram Sibley to construct a stairway leading to the basement of his block, corner Main and St. Paul streets, said stairway to be one hundred and twenty feet north of the corner of Main street, the opening to be three feet wide and nine feet long, with suitable protective railing. Street Committee, with power to act.

By Ald. Herzberger—Bills of J. W. Adams and others. Committee on House for Idle and Truant Children.

By Ald. Remington—Bills of Geo. W. Walbridge and others. Contingent Expense Committee. Bills of B. Waugh, Jones and others.—Poor Committee.

By Ald. Caring—Bills of William D. Callister and others. Sewer Committee. Bill of Anthony Kaseall. Contingent Expense Committee.

Ald. Connolly presented the following:

HEADQUARTERS OLD 13TH,

ROCHESTER, Sept. 6th, 1870.

To the Honorable the Mayor and Common Council:

GENTS—You are hereby cordially invited to be present at the annual Festival of the Old 13th at Atlantic Garden, Wednesday evening, the 7th inst. If convenient, please favor us with your presence. Yours respectfully,

OLD 13TH.

WM. BROWNELL, Secretary.

Ordered received, filed and published.

Ald. Parsons moved that the invitation be accepted. Carried.

By Ald. Glover—Petition of Jeremiah V. Callaghan, to erect a wood building, on Howell St.—Wood Building Committee.

Remonstrance of G. S. Riley and others, against the payment to the contractor for constructing plank walk on the west side of Savannah street. Improvement Committee.

By Ald. Stone—Bills of Wendell Bayer and others. Fire Department Committee.

By Ald. Kelly—Bill of L. McKay. Poor Committee. Petition of John Cain to erect a wood building on Oak St. Wood Building Committee, with power to act.

Petition of Charles P. Poppy to erect a wood building on Lyell street. Wood building committee with power to act. Bill of Wm. H. Gorsline, committee on House for Idle and Truant Children.

By Ald. Mandeville—Bills of Chase & Otis. Health committee.

By Ald. Charters—Bills of Samuel M. Sherman and Rochester Gas Light Company. Police committee. Petition of Fred Gendler to erect a wood building on Child street. Wood building committee.

By Ald. Nagel—Bill of Brown & Williams. City property Committee.

By Ald. Aikenhead—Petition of George Zimmer, to erect a wood building on Harrison street—Wood Building Committee. Bills of Rochester Gas Light Company and others—Lamp Committee.

By Ald. Parsons—Bills of W. I. Hanford and others—Improvement Committee.

### REPORTS OF STANDING COMMITTEES.

Ald. Rogers, from the Street Committee, reported in favor of the bills of John Quin, Roderrick & Co., Frank Dana (two bills,) H. T. Rogers & Son, Patrick Burns, George Miller, Gilbert Brady and Fred. Stetzenmeyer—Finance Committee.

Ald. Aikenhead, from the Lamp Committee, reported in favor of the bills of the Rochester Gas Light Company, Roderick & Co., William Harter, C. C. Goodale, Eliab Perkins and N. H. Galusha. Finance Committee.

Ald. Stone, from the Fire Department Committee, reported in favor of the bills of McConnell & Jones, O. L. Angevine, Rochester Gas Light Company, (four bills), G. & W. Weldon, Lutes & Cowles, Danl. Marsh, R. McIntire, Clapp & Jones, Edmund Whittier, B. F. Blackall, Cutting & Cooney, Perrine & Stewart, Philip Spencer, Thomas Williamson, J. & S. Snow, L. S. Gibson, P. & J. Kirley, James Field, William Cutting, Wendell Bayer, Kidd's Steam Engine Co.—Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the bills of Daniel McCormick—Finance Committee. Bills of John Rauber and others. Tabled.

Ald. Charters, from the Police Committee, reported in favor of the bills of Samuel M. Sherman and Rochester Gas Light Co.—Finance Committee.

Ald. Nagel, from the City Property Committee, reported in favor of the bill of Brown & Williams—Finance Committee.

Ald. Herzberger, from the Committee on House for Idle and Truant Children, reported in favor of the bills of J. W. Adams, B. F. Hovey, M. F. Reynolds & Co., Gerling Brothers, Moore & Cole, Hubbard & Nortrop and Henry Thiem—Finance Committee.

Ald. Remington, from the Contingent Expenses Committee, reported in favor of the bills of H. T. Rogers & Son, William Whitehair, Frank Van Doorn, John Van Auken, John Harper, H. P. Langworthy, Rochester Gas Light Company, Patrick Burns, Chas. King, Thomas Knowles, Anthony Kasseall, Geo. W. Walbridge, J. Philip Hax (two bills), Edward Tanner and Brown & Williams—Finance Committee.

Ald. Remington, from the Committee on Relief and Support of the Poor, reported in favor of the bills of S. B. Roby, Eisenminger & Kessel, Wm. H. Roades, H. W. Jones, B. Waugh, Jones, and Mutchler—Finance Committee.

Ald. Rogers, from the Street Committee, to whom was referred the complaint of hacks standing in front of certain premises on Main street, reported that the parties complaining are justified in their complaint, and the committee would further recommend the Council to designate some other place for the hacks on the east side to stand.

Ald. Parsons moved that the report be accepted.

Ald. Stone moved that the whole matter be referred to the Committee on Hackney Coaches, with instructions to enforce the ordinance relating to hackney coaches. Carried.

#### COMMUNICATIONS.

The President presented the following veto communication from his Honor the Mayor:

MAYOR'S OFFICE.

Rochester, Sept. 6, 1870.

To the Common Council of the City of Rochester.

GENTLEMEN:—At the meeting of your Board on the 23d of August last, an ordinance was passed relating to houses of prostitution. While I am quite desirous, by every practicable and legitimate means, to restrain and eradicate the evil of prostitution, which, I regret to say, is increasing in our city to an alarming extent, I nevertheless felt constrained to withhold my ap-

proval of the ordinance in question. I think the Common Council have exceeded their powers in framing the ordinance in the form and with the provision therein contained. The second section declares that "it shall be the duty of all policemen to examine every night all such houses known to them on their several routes, and arrest all persons found therein, who shall each be fined one hundred dollars, and in default of payment be committed to the Penitentiary for ninety days." The authority thus assumed to be conferred on policemen, I am advised by gentlemen of the legal profession, is null and could not be lawfully enforced; and were it attempted to enforce the ordinance, on the assumed knowledge of the policemen as to the character of the house, persons found therein, irrespective of their guilt or innocence of any offense against good order or morality, might be arrested and subjected to unmerited punishment or discredit in the community; for I deem it not a violent presumption, that persons might be found in a house, having justly or unjustly the reputation of being a bad house, in the lawful pursuit of their business and entirely innocent of any offense. The ordinance moreover confers authority very liable to be abused, and puts it in the power of a policeman, on his assumed knowledge of the character of any dwelling in this city to enter it and arrest all persons found therein upon the charge of prostitution. Thus the reputation and good name of some of our most reputable citizens might be impugned, and possibly for no other reason than to gratify malice, or personal ill-will.

As one of the Police Commissioners, I could not, under the legal advice I have, direct the Policemen to attempt the enforcement of this ordinance, and therefore to act consistently, I must as Mayor, veto the ordinance for this and other reasons above assigned.

I would cheerfully co-operate with the Common Council in every judicious and lawful measure to suppress the social evil in our midst and to eradicate the cause of the evil.

Respectfully,

JOHN LUTES, Mayor.

Ordered, received, filed and published.

The President announced that it would require a vote of two-thirds of the full Board to pass the resolution, and stated the question for consideration to be—"Shall the resolution be adopted, the Mayor's veto notwithstanding?"

Ald. Stebbins moved to refer the matter to the Law Committee and City Attorney.

The President decided the motion out of order.

Ald. Stebbins appealed from the decision of the President.

The President was sustained by the following vote:

Ayes—Ald. Whitcomb, Barker, Rogers, Carr, Ing, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Charters, Nagel, Mauder and Parsons—18.

Nays—Ald. Remington, Herzberger, Stebbins and Aikenhead—4.

The question was then taken, "Shall the ordinance pass, the Mayor's veto notwithstanding?" Declared lost by the following vote:

Ayes—Ald. Remington, Stebbins—2.

Nays—Ald. Whitcomb, Barker, Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagel, Mauder, Aikenhead, Parsons—21.

MAYOR'S OFFICE,  
 ROCHESTER, N. Y., Sept. 6, 1870.  
 To the Honorable, the Common Council of the  
 City of Rochester :

GENTLEMEN.—Mr. H. N. Curtis, acting for himself and others, commenced this last week the construction of a pier in the river south of Main Street Bridge, which I understand is designed to be of the same character as the one commenced some time since by Mr. Nehemiah Osburn.

Acting in the line of my duty, I directed the City Attorney to serve on Mr. Curtis notice not to proceed with such work, as it was regarded as one calculated to obstruct the free and proper flow of the water of the river, and endanger in time of freshets the most valuable portions of our city.

The City Attorney was also instructed to prepare a bill of complaint, and ask an injunction restraining Mr. Curtis and his agents and employes from proceeding with the erection of said pier. The notice was served, but as your meeting was so near at hand, I requested the Attorney to await your meeting and instructions before proceeding to obtain an injunction.

I am clearly of the opinion that such structures as Mr. Osburn and Mr. Curtis have designed to place in the bed of the river, will greatly increase the danger of a recurrence of such a destructive flood as we experienced in 1865, and in this opinion I have the concurrence of many of our most experienced and judicious citizens. I would again call the attention of the Common Council to the act of the Legislature, Section 7, passed May 1, 1865, making it the duty of the Common Council to prevent obstructions in the bed of the river.

I take this occasion most earnestly to urge upon the Common Council to adopt some measures for improving the channel of the river by deepening and removing the accumulated debris that impedes very much the flow of the water. By the clearing up of the borders of the river, opening of ditches for draining of lands and other causes, we are liable to more sudden and higher floods than in the early history of the country. It is the part of prudence and true economy to provide against the effect of such changes in the character of the floods of the river.

Respectfully,  
 JOHN LUTES, Mayor.

Ordered received, filed and published.

By Ald. Rogers—Resolved, That the Mayor be and is hereby authorized and directed to take such legal measures as may be requisite to prevent H. N. Curtis or others from constructing any pier or other obstruction in the bed of the river south of Main street bridge. Adopted.

MAYOR'S OFFICE,  
 Rochester, Sept. 6th, 1870. }

To the Common Council :

GENTLEMEN.—You passed a resolution on the 24th of last month requesting me to execute a contract with D. Mura for the erection of the House for Idle and Truant Children, in accordance with his proposition. On conferring with the committee of the Common Council and the managers of the House of Idle and Truant Children, it was deemed quite necessary to provide for the removal of the old house, and highly expedient to incorporate in the contract provision for the construction of steam heating apparatus, plumbing and gas pipes and fixtures, before concluding the contract with Mr. Mura,

as such work could be done cheaper and to much better advantage during the progress of the house building, and under the control of one chief contractor. In this view and with the advice and concurrence of said committee, a contract was drawn up with Mr. Mura, embracing all those appendages and improvements.

The original proposition of Mr. Mura for the construction of the house, was to do the work for.....\$ 15,154

The contract now embraces the other improvements at the following prices :  
 Removing the old house and refitting it for occupancy.....\$ 200 00  
 Steam heating and apparatus..... 3,000 00  
 Gas Piping, &c..... 95 00  
 Plumbing..... 1,000 00

Making an aggregate of.....\$10,449 00  
 Messrs. Sherlock & Sloan are to construct the Steam Heating apparatus and Gas Piping, and Messrs. John Siddons & Son the Plumbing.

I respectfully recommend the approval of such modified contract by your body.

Respectfully,  
 JOHN LUTES, Mayor.  
 On motion of Ald. Mauder—Ordered received, filed and published.

Ald. Rogers moved that we, the Common Council, approve of the action of the Mayor as set forth in his communication.

Ald. Parsons moved to refer the matter of contract to the Committee on House for I. and T. children. Lost by the following vote:

Ayes—Ald. Caring, Stone, Gerling, Nagel, Mauder, Aikenhead, Parsons—7.

Nays—Ald. Whitcomb, Barker, Rogers, Remington, Smith, Relyea, Connolly, Glover, Craig, Wilson, Kelly, Woodruff, Mandeville, Charters, Stebbins—16.

The original motion of Ald. Rogers was then acted on and declared carried by the following vote:

Nays—Ald. Barker, Rogers, Connolly, Glover, Wilson, Mandeville, Charters, Stebbins, Mauder, Aikenhead, Parsons—10.

Ayes—Ald. Whitcomb, Remington, Herzberger, Caring, Smith, Relyea, Craig, Stone, Wilson, Kelly, Gerling, Nagel, Mauder—13.

CHIEF ENGINEER'S OFFICE,  
 FIRE DEPARTMENT, 57 FRONT STREET,  
 ROCHESTER, Sept. 6, 1870.  
 To the Honorable Common Council of the City of Rochester :

GENTLEMEN:—I have the honor to state to your honorable Board, that the annual parade of the City Fire Department for inspection and review, will take place on Thursday, the 15th inst., at 2 o'clock P. M.

In behalf of the Department under my command, I extend a cordial invitation to his Honor the Mayor, to the several members of your honorable Board and the City Government to attend the parade, and participate in the exercises attendant upon and subsequent to the parade.

I am, gentlemen, your obedient servant,  
 L. S. GIBSON, Chief Engineer.

Ordered received, filed and published.  
 Ald. Stone moved that the invitation be accepted. Carried.

FROM THE POLICE JUSTICE.  
 POLICE DEPT., Sept 6, 1870.  
 To the Honorable Common Council of the City of Rochester :

Monthly report of the Police Justice of the city of Rochester of monies received by him for

finer and penalties during the month of August, 1870.

Total amount received ..... \$405.50  
Respectfully yours, &c.,

E. W. BRYAN, Police Justice.

Ordered received, filed and published.

CITY CLERK'S OFFICE,  
Rochester, N. Y., Sept. 5th, 1870.

To the Honorable the Common Council:

GENTLEMEN:—In Board of Health, August 27th, 1870.

By Ald. Aikenhead—Resolved, That it is expedient to construct two lateral Sewers, from the cellars upon the Fitzsagn estate premises on Front St., into the main sewer in Front St., and the Common Council is hereby requested to pass such an ordinance; Clerk to notify the Council. Adopted.

By Com. Caring—Resolved, That this Board of Health approve of the ordinance introduced in the Common Council in reference to the keeping of hogs and swine, and ask the Council to pass the same; Clerk to notify the Council.—Adopted.

The above is a correct copy from the proceedings.

Yours Respectfully,

W. F. MORRISON, Clerk.

Ordered received, filed and published.

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE,  
Sept. 1, 1870.

To the Hon., the Common Council:

GENTLEMEN:—The Treasurer herewith submits the Monthly Statement of the balances of the principal funds on the 5th day of Sept., 1870, as required by Section 59 of the City Charter

	Credit Balance.	
Contingent Fund.....	\$ 10 14	
Police Fund.....	8,707 54	
Fire Department Fund.....	7,473 27	
Highway Fund, (overdrawn).....	\$702 52	
Lamp Fund.....		
Poor Fund.....	8,881 36	
Park Fund.....	10,516 38	
Board of Health Fund.....	874 65	
Home for Truants Fund.....	1,471 32	
Sewer Repair Fund.....	9,343 43	
Lyell street Repair Fund.....	844 13	
St. Paul street Repair Fund.....	188 99	
St. Paul street Repair Fund (N. Y. C. R. E. to Scrantom street).....	157 43	
St. Paul street Repair Fund (Scrantom street to City Line).....	2 20	
Monroe Avenue Repair Fund.....	153 86	
Mt. Hope Avenue Repair Fund.....	435 65	
Plymouth Avenue Repair Fund.....	126 38	
West Avenue Repair Fund.....	170 89	
Lake Avenue Repair Fund.....	114 77	
East Avenue Repair Fund.....	147 89	
South Avenue Repair Fund.....	195 99	
	35 10	

H. P. LANGWORTHY, Treasurer.

Subscribed an oath to before me this 5th day of Sept. 1870.

W. F. MORRISON, Commissioner of Deeds.

Ordered received, filed and published.

Ald. Stebbins, by consent, presented the following:

By the Common Council of the City of Rochester.

Resolved, That the Clerk be authorized and directed to draw an order on the Treasurer for \$50, payable to the order of E. A. Raymond, Esq., and that the same be charged to the Contingent Fund, when there are funds applicable. Adopted by the following vote:

Ayes—Ald. Whitcomb, Barker, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Aikenhead, Parsons—21.

ASSESSMENT ROLLS.

Ald. Craig, from the Assessment Committee, presented the following assessment rolls: Pipe sewer in Gardner Park: Plank walk on Vienna

street, and moved their confirmation. Carried by the following vote:

Ayes—Ald. Barker, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Stebbins, Aikenhead, Parsons—18.

Ald. Craig presented the assessment roll for a stone sewer in Lake avenue, from Jones avenue to Phelps avenue, and moved its confirmation.—Carried by the following votes:

Ayes—Ald. Whitcomb, Barker, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagel, Mauder, Aikenhead, Parsons—22.

The Clerk presented the following assessment rolls: Improvement of Tappan street; improvement of Chapin street; improvement of Tremont street; improvement of Mumford street. Pipe sewer in Glasgow street; pipe sewer in Troupe street; stone sewer in Washington street; Lateral sewer at the corner of Charlotte street and Lawrence street; flag walks on James street, which were referred to the assessment committee

ORDINANCES.

PLANK WALK ON SELLINGER STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 3 feet wide on each side of Sellinger street, from Clinton street to St. Joseph street. Adopted.

The Surveyor submitted as such estimate \$765.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The construction of a plank walk 3 feet wide on each side of Sellinger street, from Clinton street to St. Joseph street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$765, which estimate is hereby approved.

Resolved further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Sellinger street, from Clinton street to St. Joseph street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Sept. the 20th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Barker, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Stebbins, Aikenhead, Parsons—18.

Majority Petition.

PLANK WALKS ON BADEN STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet wide on each side of Baden street, from Hanover street to Hudson street. Adopted.

The Surveyor submitted as such estimate, \$704.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The construction of a plank walk 4 feet wide on each side of Baden street, from Hanover street to Hudson street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$704, which estimate is hereby approved.

Resolved further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Baden street, from Hanover street to Hudson street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Sept. the 20th, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Barker, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagel, Mauder, Aikenhead, Parsons—22.

**CEMENT WALK ON NELSON STREET.**

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a Baldwin & Jones cement sidewalk 5 feet wide on the East side of Pearl street, from Alexander street to Nelson street. Adopted.

The Surveyor submitted as such estimate \$960.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The construction of a walk of Baldwin & Jones' cement, 5 feet wide, on the East side of Pearl street, from Alexander street to Nelson street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$960, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the East side of Pearl street, from Alexander street to Nelson street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Sept. the 20th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Barker, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Nagel, Aikenhead, Parsons—22.

Nays—Ald. Stebbins, Mander—2.

Ald. Stone moved to suspend the rule regarding majority petitions, so as to allow Ald. Parsons to present the first ordinance for the improvement of Adams street. Carried.

Ald. Charters moved to adjourn.

The Chair decided the motion out of order.

Ald. Charters appealed from the decision of the Chair.

The President was sustained by the following vote:

Ayes—Ald. Whitcomb, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Nagel, Aikenhead, Parsons—12.

Nays—Ald. Barker, Rogers, Remington, Herzberger, Caring, Smith, Charters, Stebbins, Mander—9.

Ald. Herzberger moved to adjourn.

The Chair decided the motion out of order.

Ald. Remington appealed from the decision of the Chair.

The President was sustained by the following vote:

Ayes—Ald. Whitcomb, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Charters, Nagel, Mander, Aikenhead Parsons—14.

Nays—Ald. Barker, Rogers, Remington, Herzberger, Caring, Smith, Stebbins—7.

**IMPROVEMENT OF ADAMS STREET.**

Ald. Parsons presented the first ordinance for the improvement of Adams street, from Reynolds street to Francis street.

Ald. Herzberger moved its postponement until the next regular meeting. Lost.

The ordinance was declared lost by the following vote:

Ayes—Ald. Barker, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Nagel, Aikenhead, Parsons—19.

Nays—Ald. Whitcomb, Stebbins, Mander—3.

Ald. Craig moved to reconsider the vote just taken. Carried.

Ald. Craig moved to postpone the ordinance until the next regular meeting. Carried.

On motion of Ald. Charters, adjourned until Thursday evening next at 7½ o'clock.

W. F. MORRISON, City Clerk.

**In Common Council—Sept. 5th,  
1870.**

**ADJOURNED MEETING.**

President, Ald. Ezra R. Andrews presiding.

Present—Ald. Andrews, Rogers, Remington, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mander, Aikenhead and Parsons—20.

Absent—Ald. Briggs, Whitcomb, Barker, Wait, Herzberger, Meyer, Wilson and Stebbins—8.

**ORDINANCES.****PLANK WALK OF GOODMAN STREET.**

Ald. Parsons presented the final ordinance for a plank walk on Goodman street, from East avenue to Park avenue, and moved its postponement to next regular meeting. Carried.

**IMPROVEMENT OF ALEXANDER STREET.**

Ald. Parsons presented the final ordinance for the improvement of Alexander street, from East avenue to Monroe street, and moved that the ordinance be amended by increasing the estimate to \$19,000. Carried.

The ordinance as amended was then, on motion of Ald. Parsons, postponed until the next regular meeting.

**IMPROVEMENT OF NORTH AVENUE.**

Ald. Parsons presented the final ordinance for the improvement of North avenue, from the N. Y. C. R. R. to Bay street, and moved that action upon the ordinance be postponed until the first regular meeting in October. Carried.

**FLOOD ORDINANCES.**

Ald. Parsons presented the final ordinance for the following improvements:

1. The construction of a wooden bridge on Court street over the mill race, on the west side of the Genesee river.

**REPAIRS ON STATE STREET.**

Repairing the damages to State street, from Buffalo street to Mumford street, in said city, caused by said freshet.

**ROAD LEADING FROM COURT STREET TO THE MONROE COUNTY JAIL.**

Repairing the damages to the road leading from Court street to Monroe County Jail, in said city, caused by said freshet.

**REPAIRS ON LAKE AVENUE.**

Repairing the damages to Lake avenue, from Spencer street to the city line, in said city, caused by said freshet.

**REPAIRS ON TROUP STREET.**

Repairing the damages to Troup street, from Prospect street to the Genesee Valley canal.

**ALLEY RUNNING FROM EXCHANGE PLACE.**

Repairing the damages to the alley running southerly from Exchange place to rear of lots fronting on Front street, in said city, caused by said freshet.

**REPAIRS ON SCHOOL ALLEY.**

Repairing the damage to School Alley, from Buffalo street to the Erie canal, in said city, caused by said freshet.

**REPAIRS ON ANDREWS AND MUMFORD STREETS.**

Repairing the damages to Andrews and Mumford streets, from St. Paul street to State street, in said city, caused by said freshet.

**REPAIRS ON MUMFORD STREET.**

Repairing the damage to Mumford street from State street to the Genesee river, in said city, caused by said freshet.

**REPAIRS ON LAKE AVENUE AND WHITE STREET.**

Repairing the damages to Lake avenue, from Cliff street to Spencer street, and White street, from Lake avenue to the east line of lot No. 742, in said city, caused by said freshet.

**REPAIRS ON BUFFALO STREET AND MAIN STREET BRIDGE.**

Repairing the damages to Buffalo street, between the Erie Canal and the Genesee River, and the sewers therein, and Main street bridge, in said city, caused by said freshet.

**REPAIRS ON SPRING STREET.**

Repairing the damages to Spring street, from Caloedonia avenue to Ford street, in said city, caused by said freshet.

**REPAIRS ON FRANK STREET.**

Repairing the damages to Frank street, from Lyell to Bloss street, caused by said freshet.

**REPAIRS ON FRONT STREET.**

Repairing the damages on Front street, from Mumford street to the Railroad, and the sewer therein, in said city, caused by said freshet.

**REPAIRS ON FRONT STREET.**

Repairing the damage on Front street, from Buffalo street to the south line of the McIntosh block and the sewer therein, in said city, caused by said freshet.

**REPAIRS ON HILL AND PLATT STREETS.**

Repairing the damages to Hill and Platt streets, from Ford street to Allen street, and the sewer therein, in said city, caused by said freshet.

**REPAIRS ON OAK STREET.**

Repairing the damages to Oak street, from Smith street to Lyell street, in said city, caused by said freshet.

**REPAIRS ON MILL AND CENTRE STREETS.**

Repairing the damages to Mill street, from the south line of Railroad avenue to the north line of Centre street, and Centre street, from Mill street to Otsego street, in said city, caused by said freshet.

**REPAIRS ON MILL STREET.**

Repairing the damages to Mill street, from Exchange Place to Mumford street, in said city, caused by said freshet.

**REPAIRS ON FURNACE STREET.**

Repairing the damages to Furnace street from State street to the Mill Race, in said city, caused by said freshet.

**REPAIRS ON MONTGOMERY ALLEY.**

Repairing damages to Montgomery alley, from Buffalo street to the south line of the Central church lot, in said city, caused by said freshet.

**REPAIRS ON PLATT STREET.**

Repairing the damages to Platt street from State street to Kent street, in said city, caused by said freshet.

**REPAIRS ON VARNUM STREET.**

Repairing the damages to Varnum street from Jones avenue to Phelps avenue, in said city, caused by said freshet.

**REPAIRS ON PLATT STREET.**

Repairing the damages to Platt street, from Frank street to Mill street, in said city, caused by said freshet.

**REPAIRS ON LYLELL STREET.**

Repairing the damages to Lyell street, from State street to the Engine and the sewer therein, in said city, caused by said freshet.

**REPAIRS ON DEAN STREET.**

Repairing the damages to Dean street caused by the freshet, from Kent street to Frank street.

**REPAIRS ON WEST STREET.**

Repairing the damages to West street caused by the freshet, from Lyell street to Costar street. And moved that action thereon be postponed until the first regular meeting in November. Carried.

**IMPROVEMENT OF SOUTH FITZUGH STREET.**

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following: An ordinance to improve South Fitzugh street, from Spring street to Troup street.

The Common Council of the City of Rochester do ordain and determine as follows: The repairing of South Fitzugh street, from Spring street to Troup street, by picking up the present road way and applying a sufficient amount of new material.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$1,428, which estimate was and is hereby approved: the sum of \$1,428 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of South Fitzugh street, from Spring street to Troup street, on which above described portion of the city the said sum of \$1,428 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 10th day of September, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote: Ayes—Ald. Andrews, Rogers, Remington, Connolly, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Glover, Charters, Dagge, Nagel, Aikenhead, Parsons—16. Majority petition.

**FLAG WALK ON JONES AVENUE.**

Ald. Parsons presented the final ordinance for a flag walk on Jones avenue, from the west line of John Sheridan's lot to the crosswalk at Varnum street, and moved its postponement until the next regular meeting. Carried.

**FLAG WALK ON SARATOGA AVENUE.**

Ald. Parsons presented the final ordinance for a flag walk on Saratoga avenue, from the north line of lot No. 9, Section N, to the south line of lot No. 3, Section M, of the said tract, and moved that action thereon be postponed until next regular meeting. Carried.

**TROUP STREET IMPROVEMENT.**

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following: An ordinance to improve Troup street, from Ford street to Caledonia avenue.

The Common Council of the city of Rochester do ordain and determine as follows:

The improvement of Troup street, from Ford street to Caledonia avenue, by setting a curb stone and paving the gutters on each side thereof.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$736 which estimate was and is hereby approved: the sum of \$736 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Troup street, from Ford street to Caledonia avenue.

On which above described portion of the city the said sum of \$736 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 10th day of Sept., 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Smith, Connolly, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Aikenhead, Parsons—17.

Majority Petition.

**PLANK WALK ON CAYUGA STREET.**

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following: An ordinance to construct a plank walk in Cayuga street, from Alexander street to Nelson street.

The Common Council of the city of Rochester do ordain and determine as follows:

The construction of a plank walk 4 feet 8 inches wide on the east side of Cayuga street, from Alexander street to Nelson street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$1,046, which estimate was and is hereby approved, the sum of \$1,046, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the east side of Cayuga street, from Alexander street to Nelson street.

On which above described portion of the city the said sum of \$1,046 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 10th day of Sept., 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Smith, Connolly, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Aikenhead, Parsons—16.

Majority petition.

## IMPROVEMENT OF COURT STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to improve Court street, from Union street to Chestnut street.

The Common Council of the City of Rochester do ordain and determine as follows:

The improving of Court street, from Union street to Chestnut street, by laying curb stone and paving the gutters on each side thereof, and graveling the roadway. And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$6,312, which estimate was and is hereby approved, the sum of \$6,312, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And that portion of said city which the Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Court street, from Union street to Chestnut street.

On which described portion of the city the said sum of \$6,312 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shafter and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion as nearly as may be, to the advantage which each cell's lot and house may be to the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 10th day of Sept., 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Smith, Connolly, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—19.

Majority Petition.

## PENAL ORDINANCE IN RELATION TO HOGS AND SWINE.

Ald. Stone presented the following and moved its adoption:

The Common Council of the city of Rochester do ordain and determine as follows:

Section 1. No person or persons shall keep on their premises, within the corporate limits of the city of Rochester, any hogs or swine, unless they first obtain the written consent of all owners and occupants of lands within 50 feet.

Section 2. Any person violating this ordinance, after being notified as hereinafter provided, shall be deemed guilty of maintaining a nuisance on their premises, and shall be liable to a fine of \$3 for the first offense, and \$5 for each subsequent conviction.

Section 3. It shall be the duty of the Health Inspectors to give all persons in their respective district five days notice to remove all such hogs or swine from their premises, unless such consent shall have been obtained as provided in section 1.

Such notice shall consist of a certified copy of this ordinance by the City Clerk.

Ald. Mauder moved to postpone action thereon until the first regular meeting in November. Carried by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Glover, Woodruff, Mandeville, Gerling, Nagel, Mauder, Aikenhead, Parsons—11.

Nays—Ald. Caring, Smith, Connolly, Craig, Stone, Kelly, Charters, Dagge—8.

## PENAL ORDINANCE IN REGARD TO HOUSES OF PROSTITUTION.

Ald. Stone gave notice that he would, at the next regular meeting, present an ordinance relating to Houses of Prostitution or Assignment.

## PIPE SEWER IN COMFORT STREET.

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a pipe sewer in Comfort street, from the sewer in Mt. Hope avenue to a point 150 feet east of South avenue.

The Common Council of the City of Rochester do ordain and determine as follows:

That there be constructed a pipe sewer, one foot in diameter, in Comfort street, from the sewer in Mt. Hope avenue to a point 150 feet east of South avenue.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$498, which estimate was and is hereby approved; the sum of \$498, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion or said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Comfort street, from Mt. Hope avenue to South avenue; also one tier of lots on each side of Charles street, from Alexander street to Comfort street, except one lot on each side of Charles street at the corner of Alexander street.

On which above described portion of the city the said sum of \$498 is hereby ordered to be assessed.

And David McKay, John J. Shafter and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 10th day of Sept., 1870, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Caring, Smith, Connolly, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder—16.

Majority Petition.

## STONE SEWER IN LAKE AVENUE FROM DEEP HOLLOW

Ald. Caring presented the final ordinance for a stone sewer in Lake avenue, from Deep Hollow to W. D. Purcell's lot and moved action on the ordinance be postponed until the next regular meeting. Carried.

## BRIDGE ACROSS THE GENESEE RIVER AT VINCENT PLACE.

Ald. Caring presented the final ordinance for a bridge across the Genesee River at Vincent Place, on the West side and Chas. Burns' property on the east side of the River, and offered the following:

By Ald. Caring—Resolved, That the ordinance for the construction of an iron bridge across the Genesee river, adopted at a regular meeting of the Common Council, held on the 26th day of July, 1870, be, and the same is hereby amended by striking out the description of the territory to be assessed for the whole expense thereof, as contained in the said ordinance, and substituting therefor the following, viz:

All the houses and lands within the city of Rochester, except that portion of said city bounded and described as follows:

Beginning at a point on the west bank of the Genesee Valley canal, where the south line of Flint street intersects the same; thence westerly along the south line of Flint street, and the course of Flint street produced westerly to the west boundary line of the city; thence southerly and easterly along the west and south boundary lines of the city, to the west bank of the Genesee Valley canal; thence northeasterly along said west bank of said canal to the place of beginning.

Resolved, That the City Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter that all persons interested in the subject matter of said improvement, are requested to attend the Common Council on Tuesday evening, Sept. 20, 1870, at half past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

The ordinance as amended was, on motion of Ald. Mauder, postponed until the next regular meeting.

## LATERAL SEWERS IN FRONT STREET.

Ald. Caring presented a first ordinance for the construction of two lateral sewers on the east side of Front street, to be located at Nos. 35 and 37, and 39 and 41 on said street, and moved its postponement until the next regular meeting. Carried.

## EXTENSION OF SHAMROCK STREET.

Ald. Smith presented the final ordinance for the extension of Shamrock street northerly to Hand street.

Ald. Mauder moved that action on the ordinance be deferred until the next regular meeting, the Assessors in the mean time to examine and report on both Petition and Remonstrance. Carried.

## MISCELLANEOUS.

By Ald. Nagel—Resolved, That the Street Superintendent be and he is hereby directed to number the houses on Hermann, Thomas, Edward and Henry streets, and charge the expense to the owners. Adopted.

Ald. Mauder presented the following:

ROCHESTER, Sept 8th, 1870.

To the Honorable, the Common Council of the City of Rochester:

GENTLEMEN:—You are hereby respectfully invited to attend a festival of the Harugari Lodges, for the benefit of the wounded German soldiers, and widows and orphans of the fallen heroes in the German-Franco war.

The festival will be held at the Atlantic Garden, Falls Field, on Monday evening, September 12th, 1870.

Respectfully,

## THE ARRANGEMENT COM.

and moved the invitation be accepted. Carried.

By Ald. Mauder—Resolved, That the City Treasurer be requested to postpone the collection of the assessment for widening Sellinger street until the first day of October next.—Adopted.

By Ald. Mauder—Resolved, That Simon Minges have permission to build a sewer from his cellar on Franklin street, into the sewer in Clinton street, under the direction of the Sewer Committee, by his filing the necessary bond with the Mayor. Adopted.

By Ald. Aikenhead—Resolved, That Mr. Viele have permission to construct a cement walk in front of his premises on South avenue under the direction of the Improvement Committee and City Surveyor. Adopted.

Ald. Parsons, from the Improvement Committee, reported in favor of the estimates of J. J. Bowen, Francis Dana and W. I. Hanford.

## IMPROVEMENT FUND.

By Ald. Parsons—Resolved, That the Treasurer pay, when there are funds applicable, as follows: Wm. I. Hanford in full on his contract for improving Whitney street, \$746.76, and charge that fund.

J. J. Bowen, on his contracts for Savannah street plank walk, \$300 and charge that fund.

Francis Dana on his contract for constructing plank walk on Cobb street, \$300, and charge that fund.

Adopted by the following vote:

Ayes.—Ald. Andrews, Rogers, Remington, Caring, Connolly, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagel, Mauder, Aikenhead, Parsons—16.

By Ald. Parsons—Resolved, That the Clerk draw two orders for \$242, each in favor of Wm. I. Hanford, and payable to his order—one in one

year and one in two years from the 6th day of September, 1870, both with interest; and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Whitney street Improvement Fund. Adopted by the following vote:

Ayes.—Ald. Andrews, Rogers, Remington, Caring, Connolly, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagel, Mauder, Aikenhead and Parsons—16.

By Ald. Parsons—Resolved, That the Treasurer credit George Orth with \$25 53, ——— Bergen \$51.52, ——— Burns, \$14 26, the N. Y. C. R. R. Co., \$37.72 and Edward Miller, \$15 64 on their assessments for Whitney street Improvement, they having built their own sidewalks. Adopted.

By Ald. Parsons—Resolved, That the Treasurer is hereby directed to receive 99 per cent, in full of all persons assessed for Whitney street improvement. Adopted.

By Ald. Parsons—Resolved, That Alderman R. R. Charters be and he is hereby granted permission to construct a flag walk in front of his premises on Lime street—the same to be done under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Parsons—Resolved That George H. Thompson be and he is hereby granted permission to construct a frame dwelling on his lot in University avenue. The same to be done under the direction of the Wooden Building committee and Fire Marshal. Adopted.

By Ald. Gerling—Resolved, That the Street Superintendent be and is hereby directed to number the houses on Maple street, and charge expense to owners. Adopted.

By Ald. Gerling—Resolved, That the City Treasurer pay B. F. Blackall \$200 for extra work last year as Superintendent of the Fire Alarm Telegraph, and charge Fire Department Fund.

Ald. Woodruff moved that action be postponed until the next regular meeting. Carried.

By Ald. Mandeville—Resolved, That the Street Superintendent is hereby directed to notify the owners of lots on the north side of University Avenue, from the east line of Dr. Anderson's lot to Alexander street, to repair the walks in front of their premises within ten days, or the Superintendent will repair the same at the expense of the owner. Adopted.

By Ald. Kelly—Petition of H. H. Babcock to erect a wood building next to No. 49 Hudson street. Wood Building Committee, with power to act.

Ald. Kelly moved that the Sewer Committee be and is hereby instructed to advertise for proposals for the construction of Bloss street sewer, and report to this Board. Carried.

Ald. Kelly moved that the vote on Ald. Stone's resolution, August 11th, in regard to the Board of Education, be reconsidered. Carried.

Ald. Kelly moved to amend the resolution by striking out all after "without further action of the Board" Carried by the following vote:

Ayes—Ald. Rogers, Remington, Caring, Relyea, Connolly, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagel, Aikenhead, Parsons—15.

Nays—Ald. Andrews, Mauder—2.

Ald. Stone's resolution, as amended, was then acted on, and declared carried.

## FINANCE BUDGET.

ROCHESTER, Sept. 8th, 1870.

By Ald. Kelly—Resolved, That the Treasurer pay as follows, when there are funds applicable:



CONTINGENT FUND.

Wm. Whitehair, hack hire.....	\$ 6 00
Frank Van Doorn, tablet and signs for City Hall.....	27 00
John Van Auken, hack hire.....	18 00
John Harper, .....	3 00
H. P. Langworthy, disbursements.....	296 14
Rochester Gas Light Co, gas for City Hall.....	40 25
Patrick Burns, hack hire.....	2 00
Chas. King, .....	5 00
Thos. Knowles, .....	6 75
Anthony Kaseall, .....	2 00
Geo. W. Walbridge, hack hire.....	4 00
J. Phillip Hax, .....	4 00
Edward Tanner, .....	2 00
Brown & Williams, matting, &c.....	70 80
H. T. Rogers, goods for Messenger and Surveyor.....	12 61
W. F. Morrison, disbursements.....	10 46
And charge Contingent fund,	

POOR FUND.

S. B. Roby, rent of wood lot.....	\$125 00
Eisemenger & Kessel, bread.....	84 80
Wm. Roades, boots and shoes.....	51 00
H. W. Jones, disbursements.....	120 88
B. Waugh Jones, potatoes and orders.....	209 10
H. Mutchler, meat.....	100 00
And charge Poor Fund.	

HIGHWAY FUND.

John Quin, disbursements.....	\$629 12
Roderick & Co., building crosswalks.....	48 60
Frank Dana, repairing.....	37 44
.....	38 54
H. T. Rogers & Son, sundries for Superintendent.....	21 61
Patrick Burns, hack hire.....	3 00
Geo. Miller, gravel.....	20 00
Gilbert Brady, chips.....	5 22
And charge Highway Fund.	

HOUSE FOR IDLE AND TRUANT CHILDREN FUND.

J. W. Adams, disbursements.....	\$ 68 42
B. F. Hovey, medical attendance.....	15 03
M. F. Reynolds, glass.....	11 79
Gerling Brothers, flour and feed.....	25 00
Moore & Cole, groceries.....	84 18
Hubbard & Northrup, dry goods.....	68 72
Henry Thiem, meat.....	74 48
And charge that fund.	

FIRE DEPARTMENT FUND.

McCormell & Jones, labor.....	\$ 25 00
O. L. Angevine, paid accs for connecting water.....	98 79
Rochester Gas Light Company, Gas to Sept. 1st.....	68 10
connecting water pipes.....	736 15
Rochester Gas Light Company, labor at Hydrants G. & W. Weldon, paper hanging at No. 1 House.....	26 75
Lutes & Cowles, connecting water pipes with race.....	9 75
Dani. Marsh.....	51 85
R. McIntyre.....	62 30
Clapp & Jones, wheel hub.....	180 79
Edmund Whittier, services on extra Steamer.....	9 00
B. F. Blackall, sundries for Fire Telegraph.....	70 00
Cutting & Cooney, horse shoeing.....	30 74
Ferrine & Stewart, repairs.....	43 25
Philip Spencer, repairs to Engine House.....	178 80
Thos. Williamson, repairs.....	5 00
J. S. Snow, copper wire.....	34 25
L. S. Gibson, disbursements.....	5 50
P. & J. Kirley, oil.....	25 16
James Field, rope for Hook & Ladder 1.....	9 00
William Cutting, doctoring horses.....	3 51
Wendell Bayer, sundries.....	26 00
Kidd Foundry and Steam Manufacturing Company, goods per order.....	8 38
And charge that fund.	8 36

LAMP FUND.

Rochester Gas Light Co., gas, lighting and extinguishing 3 months.....	\$5,456 28
Roderick & Co., removing lamp post.....	1 00
Wm. Harter, .....	1 00
C. C. Goodale, burners.....	15 00
Eliah Perkins, setting lamp posts.....	5 00
N. H. Galusha, lamp posts and repairs.....	635 60
And charge that fund.	

POLICE FUND.

S. M. Sherman, disbursements.....	\$ 68 77
Rochester Gas Light Co., gas to September 1st, 1870.....	88 30

MONTHLY PAY ROLL.

S. W. Sherman, 1 mo. salary to Sept. 1, 1870.....	\$141 66
P. H. Sullivan, .....	90 00
Peter Hughes, .....	85 00
A. McLean, .....	85 00
William Rogers, .....	85 00
Jonathan Dresser, .....	85 00
William S. Fickett, .....	85 00
Thos. A. Burchell, .....	75 00
Samuel Brown, .....	75 00

Wm. J. Rogers, .....	75 00
Joseph S. Rowarth, .....	75 00
Michael Hyland, .....	75 00
Charles Green, .....	75 00
George W. Lord, .....	75 00
John J. Garrett, .....	75 00
David Monaghan, .....	75 00
George Bingham, .....	75 00
Wm F. Lush, .....	75 00
Henry D. Baker, .....	75 00
Thos. F. Hurley, .....	75 00
Bartholomew Crowley, .....	75 00
Edward Van Vorst, .....	75 00
A. H. Franklin, .....	75 00
John C. Haggie, .....	75 00
Charles McCormick, .....	75 00
James K. Foster, .....	75 00
John H. Dana, .....	75 00
Thomas Lynch, .....	75 00
Frank B. Allen, .....	75 00
W. E. McArthur, .....	75 00
Lyman Johnson, .....	75 00
William White, .....	75 00
James Sullivan, .....	75 00
Ferry Marzloff, .....	75 00
Henry D. Shove, 29 days.....	72 50
Levett McKibbin, 29.....	72 50
Isaac Spears, 29.....	72 50
Hugh Clark, 29.....	72 50
Thomas Dukelow, 29.....	72 50
John Barry, 29.....	72 50
Frank Goodwin, 29.....	72 50
Peter Lauer, 29.....	72 50
Joseph P. Clary, 28.....	70 00
C. B. McKibbin, 28.....	70 00
John McQuarters, 27.....	67 50
George M. Lathrop, 27.....	67 50
E. W. McBurney, 25 1/2.....	68 75
P. C. Kavanaugh, 23.....	57 50
James McKelvey, 23.....	57 50
John Ragan, 8.....	20 00
J. Denzer, Janitor, 30.....	50 00

Examined and approved.

GEORGE G. COOPER,  
HENRY S. HEBARD,  
Police Commissioners.

\$3,78 4 4

And charge that Fund.

PLYMOUTH AVENUE REPAIR FUND.

Frederick Stetzemeyer, Com'r, disbursements.....	\$161 88
And charge that Fund.	

SEWER REPAIR FUND,

D. McCormick, repairing sewers.....	\$ 9 50
And charge that Fund.	
LAKE AVENUE, PHELPS AVENUE AND VARNUM STREET SEWER.	
Wm. D. Callister, for inspecting sewer 26 days in July at \$3 a day.....	\$ 78 00
And charge that fund.	

HYDRANT FUND WEST SIDE RIVER.

Rochester Gas Light Company, setting hydrants on west side.....	\$ 71 80
Kid Foundry and Steam Engine Manufacturing Company, hydrants on west side.....	31 02
And charge that Fund.	

HYDRANT FUND EAST SIDE OF RIVER.

Kidd Foundry and Steam Engine Manufacturing Company, setting hydrants.....	\$ 15 51
---	----------

MAP AND SURVEY FUND.

H. T. Rogers & Son, goods for Beardsley.....	\$ 6 71
And charge that Fund.	

Adopted by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Caring, Relyea, Connelly, Stone, Kelly, Woodruff, Geising, Charters, Nagel, Mauder, Aikenhead Parsons—15.

By Ald. Kelly—Resolved, That the City Clerk be and he is hereby requested to notify the proper authorities of the city of Montreal that the Rochester Common Council propose to visit their city in time to attend the Provincial Fair, soon to be held there, without expense to the city of Rochester. Adopted.

By Ald. Stone—Resolved, That a market license be granted to Joseph Fechter, on the corner of Hunter and Francis streets, in the eighth ward, by paying into the Treasury the sum of \$25. Adopted.

By Ald. Stone—Resolved, That the Fire Department Committee be and they are hereby authorized to purchase a suitable lot for No. 4 on the west side of the river, and for No. 1 on the

east side; to obtain plans and specifications for engine houses, and to advertise for proposals for the building of the same, and to report the same, and if accepted by the Common Council, they will issue bonds for the purchase of lots, and the building and completion of all buildings, and all furnishings necessary.

On motion it was postponed until next regular meeting.

By Ald. Stone—Resolved, That the Treasurer is hereby directed to receive 83 per cent. in full of all persons assessed for South York street widening. Adopted.

By Ald. Connolly—Resolved, That Louis Gross be granted a market license, at No. 254½ North Clinton street, by paying into the city treasury the sum of twenty-five dollars. Adopted.

By Ald. Caring—Resolved, That the treasurer is hereby directed to receive 70 per cent. in full of all persons assessed for Grand street sewer. Adopted.

By Ald. Caring—Resolved, That the treasurer pay Mrs. Kumler \$50 for right of way for Tremont street sewer and charge that fund.—Adopted by the following vote:

Ayes—Ald. Andrews, Rodgers, Remington, Caring, Relyea, Connolly, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagel, Mauder, Aikenhead, Parsons—16.

Proposals for Lake avenue Sewer, Rauber & Co., \$4,017 00; Logan & Cregan, \$5,145 00; D. McCormick, \$4,262 00; F. C. Lauer & Son, \$4,759 50.

For Gardiner Park Sewer, Logan & Cregan, 4220 76; John Rauber & Co., \$561 20; F. C. Lauer & Son, \$421 08.

By Ald. Caring—Resolved, That his Honor the Mayor is hereby requested to execute a contract with Logan & Cregan for constructing a sewer in Gardiner Park; also with John Rauber & Co., for constructing a sewer in Lake avenue in accordance with their propositions.

Adopted by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Caring, Relyea, Connolly, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagel, Mauder, Aikenhead, Parsons—16.

By Ald. Caring—Resolved. That the Clerk draw two orders for \$500 each, in favor of D. McCormick & Co., and payable to the order of D. Gatens & Co., one in one year and one in two years from the 6th day of September, 1870, both with interest; and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Lake avenue and Phelps avenue and Varnum street sewer fund. Adopted by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Caring, Relyea, Connolly, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagel, Mauder, Aikenhead, Parsons—16.

#### IMPROVEMENT FUND.

By Ald. Caring—Resolved, That the Treasurer pay, when there are funds applicable, as follows: McCounell & Jones, in full on their contract for Grand street sewer, \$1050.40, and charge that fund.

D. McCormick, on his contract for sewer in alley between Jones' and Ambrose street, \$300.00, and charge that fund.

Simon Kiesley, in full for inspecting Grand street sewer, \$60.00, and charge that fund.

Simon Kiesley, in full for inspecting Fitzhugh street sewer, \$6.00, and charge that fund.

W. D. Callister for inspecting Lake avenue and

Varnum street sewer, \$81.00, and charge that fund.

Andrew Wegman, in full for inspecting Swan street sewer, \$47.25, and charge that fund,

John Henkle in full for inspecting sewer in Alley between Jones' avenue and Ambrose street \$8.00, and charge that fund.

Logan & Cregan, on their contract for Clinton street sewer, \$500.00, and charge that fund.

Adopted by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Caring, Relyea, Connolly, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagel, Mauder, Aikenhead, Parsons—16.

By Ald. Remington—Resolved, That the Treasurer is hereby directed to receive 62 per cent. in full, of all persons assessed for sprinkling North and South Clinton streets. Adopted.

Ald. Remington moved to reconsider the vote taken upon Ald. Caring's resolution relative to licensing Corinthian Hall. Carried.

Ald. Remington presented the following as a substitute:

Resolved, That Samuel Wilder be granted license for Corinthian Hall, for the fiscal year of 1870 and 71 by his paying into the city Treasury the sum of two hundred dollars.

Ald. Stone moved to amend the resolution by making the sum \$100. Lost.

The resolution of Ald. Remington was then acted on and declared adopted.

By Ald. Rogers—Resolved, That the Street Superintendent be, and he is hereby directed to notify the owners of property on the east side of St. Joseph street, from Atwater street to the city line, west side of Exchange street from Troup street to Glasgow street, and on the east side from the Genesee Valley railroad depot to Glasgow street, to repair the walks in front of their premises within ten days, and in case they fail to do so, that he cause the same to be repaired, and that the expense thereof be assessed upon the owners of such lots. Adopted.

By Ald. Rogers—Resolved, That the City Surveyor establish the line of North Water street from Mortimer street to Andrews street, on the east side, as parties about building are desirous of doing so on the correct line. Adopted.

By Ald. Rogers—Resolved, That the Street Superintendent is hereby directed to notify the owners of property on the east side of Lake avenue, from McCracken street to the City Line, to remove all obstructions of said avenue within ten days, and if not so removed, he shall remove the same at the expense of said owners. Adopted.

By Ald. Rogers—Resolved, That the City Property Committee be and they are hereby authorized to sell the city bell on Brown square, at such price as they may deem for best interest of the city, and place proceeds to the credit of the contingent fund.

Ald. Kelly moved that the Committee advertise for proposals, and report to this Board. Lost.

The resolution, as offered by Ald. Rogers, was declared carried.

Ald. Kelly moved that the Messenger in future prepare and furnish suitable refreshments, to be partaken of by the Board, and that the Board take a recess of fifteen minutes each evening for that purpose.

Ald. Charters moved to amend by adding "intoxicating liquors shall be prohibited." Carried.

The motion as amended was then carried by the following vote:

Nays—Ald. Andrews, Remington, Caring, Connolly, Stone, Woodruff, Aikenhead.—7.

Ayes—Ald. Relyea, Kelly, Mandeville, Gerling, Charters, Nagel, Mauder, Parsons.—8.

On motion adjourned.

W. F. MORRISON, City Clerk.

### In Common Council—Sept. 12th, 1870.

#### SPECIAL MEETING.

President, Ald. Ezra R. Andrews, presiding. Present—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Charters, Aikenhead, Parsons.—18.

Absent—Ald. Briggs, Whitcomb, Barker, Connolly, Stone, Kelly, Dagge, Stebbins, Nagel, Mauder.—10.

The Clerk read the call for the meeting by His Honor the Mayor.

The President announced that the authorities of Montreal had extended an invitation to our City Government, to visit Montreal during the Provincial Fair.

Ald. Gerling moved to reconsider Ald. Kelly's resolution adopted at the last regular meeting, in regard to visiting Montreal. Carried.

Ald. Woodruff moved to amend the resolution by striking out the words: "*Without expense to the city of Rochester.*" Carried.

Ald. Kelly's resolution as amended was then adopted.

Ald. Woodruff moved that the Committee of Arrangements appointed at a meeting this morning called by the Clerk be the Committee of Arrangements. Carried.

The Committee consists of President Ald. Andrews, His Honor Mayor Lutes, Ald. Parsons, Whitcomb, Caring, Glover and Wait.

Ald. Mauder moved that an invitation be extended to all the city officers to participate in the excursion. Carried.

On motion, the Police Commissioners, Excise Commissioners, and the President and Superintendent of the Board of Education, were tendered an invitation.

Ald. Caring moved that the Board adjourn to meet at the Mayor's Office, to-morrow afternoon, at 5 o'clock, railroad time, to start for the city of Montreal. Adjourned.

W. F. MORRISON,  
City Clerk.

### In Common Council, Sept. 20th, 1870.

#### REGULAR MEETING.

President Ald. Ezra R. Andrews, presiding. Present—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons.—24.

Absent—Ald. Briggs, Barker, Gerling, Stebbins.—4.

#### APPROVAL OF MINUTES.

The minutes of previous meetings, September 6th, 8th and 12th, were approved, as published.

#### PETITIONS AND CLAIMS.

By Ald. Herzberger—Bill of John C. Mason. House for Idle and Truant children. Committee.

By Ald. Remington—Bills of J. P. Hax, and others. Contingent Committee.

By Ald. P. J. Myer—Bills of John Rohr, and others. Park Committee.

By Ald. Stone—Bills of William Morley and others. Fire Dept. Committee.

By Ald. Kelly—Petition of James Ryan, for remission of fine. Tabled.

By Ald. Woodruff—Petition of Henry Kinde for the erection of a wood building. Wood Building Committee.

By Ald. Nagel—Bill of Connolly & Mathews. City Property Committee.

By Ald. Mauder—Remonstrance against the construction of plank walks on each side of Seiling street. Tabled.

By Ald. Aikenhead—Bills of George H. finer and others. Lamp Committee.

By Ald. Parsons—Petition of Samuel Moulson for remission of tax for improving Water street. Law Committee.

Ald. Parsons moved that the former petitions of Samuel Moulson referred to the Improvement Committee be referred to the Law Committee. Carried.

By Ald. Smith—Bills of John Weining and others. Committee on Public Health.

By Ald. Caring—Petition for the erection of a wood building. Wood Building Committee. Estimates of Joseph Qualtrough and others. Sewer Committee.

By Ald. Rogers—Bills of George Bastian and others. Poor Committee. Bills of John Quin and others. Street Committee.

#### REPORTS OF STANDING COMMITTEES.

Ald. Rogers, from the Committee on Support and Relief of the Poor, reported in favor of the bills of George Bastian, John Nagel, S. J. Wagner, H. Brewster & Co., A. Heffner and H. W. Jones; Finance Committee.

Ald. Rogers, from the Street Committee, reported in favor of the bills of John Quin, Thos. Leighton, Holloway and Normington, John Darrow, Roderick & Co., (two bills) and Frank Dana (two bills); Finance Committee.

Ald. Meyer, from the Committee on Public Parks, reported in favor of the bills of John Rohrer and P. J. Meyer; Finance Committee.

Ald. Stone, from the Fire Department Committee, reported in favor of the bills of William Morley, Joseph Little, Gamm-nger, Allen & Co., and quarterly and monthly pay roll—Finance Committee.

Ald. Herzberger, from the Committee on House for Idle and Truant Children, reported in favor of the bill of John C. Mason—Finance Committee.

Ald. Smith, from the Committee on Public Health, reported in favor of the bills of John Weining, Chase & Otis, E. Ashby, Hiram Wood and William Whitbair—Finance Committee.

Ald. Caring—from the Sewer Committee reported in favor of the estimates and bills of Joseph Qaitrough, Logan and Creegan, Jacob Heberger, John Evans, D. McCormick & Co., F. C. Lauer & Son (two bills), John Rauber & Co., John Rauber and Daniel McCormick. Tabled.

Ald. Remington—from the Contingent expense Committee, reported in favor of the bills of J. P. Hax, Bausch & Dransfield, Hiram Wood, John Siddons & Co., and Connolly & Mathews. Finance committee.

Ald Aikenhead—from the Lamp Committee, reported in favor of the bills of George Hoffner, Casham Miller, Z. Dobbs, Gommensinger, Allen & Co., Hiram Wood, and Martin Dolan. Finance Committee.

**COMMUNICATIONS.**

The Clerk presented the following :

CITY CLERK'S OFFICE, }  
 Rochester, N. Y., Sept. 20th, 1870. }  
 To the Honorable, the Common Council of the }  
 City of Rochester :

IN BOARD OF HEALTH, }  
 Sept. 2d, 1870. }  
 REGULAR MEETING.

Commissioner Clark reported that the Committee appointed for the purpose had visited St. Mary's Hospital, and found in the yard a tank to receive all the slops from the building, through two drains, and when full is pumped out.

Commissioner Kane moved that St. Mary's Hospital premises be and is hereby declared a public nuisance. Carried.

Commissioner Clark moved that the Common Council be and is hereby requested to pass an ordinance for the construction of a sewer in the locality of St. Mary's Hospital, for its benefit and the benefit of others in said locality. Carried.

The above is a true copy from the proceedings.

W. F. MORRISON,  
 City Clerk.

Ald. Relyea moved the reference of the communication to the Sewer Committee. Carried.

Ald. Remington presented the report of the Overseer of the Poor for the month of July, 1870.

Whole amount expended..... \$2,190 14  
 Less county and towns..... 303 03

Total for city..... \$1,887 11  
 Number of families assisted..... 593

**FOR THE MONTH OF AUGUST, 1870.**

Whole amount expended..... \$2,347 10  
 Less county and towns..... 303 01

Total for city..... \$2,044 09  
 Number of families assisted..... 602

Received and filed.

**ORDINANCES.**

**PLANK WALK ON SOUTH YORK STREET.**

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet 8 inches wide on each side of York street, from the Chili road to the south line of Mary Blair's lots. Adopted.

The Surveyor submitted as such estimate \$903.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The construction of a plank walk 4 feet 8 inches wide on each side of South York street, from the Chili road to the south line of Mary Blair's lot.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$903, which estimate is hereby approved.

And that the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of South York street, from the Chili road to the south line of Mary Blair's lot.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Oct. the 4th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote :

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—23.

**PLANK WALK ON SARATOGA AVENUE.**

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below :

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following :

An ordinance to construct a plank walk on Saratoga avenue, from the north line of lot No. 9, Sec. N of the Jones tract to the south line of lot No. 3, Sec. M of same tract.

The Common Council of the city of Rochester do ordain and determine as follows :

The construction of a plank walk 6 feet wide on the west side of Saratoga avenue, from the north line of lot No. 9, Sec. N of the Jones tract to the south line of lot No. 3, Sec. M of the said tract.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at four hundred and eighty-six dollars, which estimate was and is hereby approved ; the sum of \$486 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows :

One tier of lots on the west side of Saratoga avenue, from the north line of lot No. 9, Sec. N of the Jones tract to the south line of lot No. 3, Sec. M of said tract.

On which above described portion of the city the said sum of \$486 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement ; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 24th day of Sept., 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote :

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—22.

**FLAG WALK ON JONES AVENUE.**

Ald. Parsons presented the first ordinance for the construction of a flag walk on Jones avenue, from the west line of John Sheridan's lot to the east end of the cross walk at Varnum street, and moved its postponement until the next regular meeting. Carried.

**PLANK WALK ON GOODMAN STREET.**

Ald. Parsons presented the final ordinance for the construction of a plank walk on the west side of Goodman street, from East avenue to Park avenue, and moved that action on the ordinance be postponed until the next regular meeting. Carried.

**ALEXANDER STREET IMPROVEMENT.**

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below :

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following :

An ordinance to improve Alexander street, from East avenue to Monroe avenue.

The Common Council of the City of Rochester do ordain and determine as follows :

The improvement of Alexander street, from East avenue to Monroe avenue, by setting a curb stone, paving the curbs and laying a Medina stone flag walk on each side thereof, and graveling the roadway.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$19,000, which estimate was hereby approved ; the sum of \$19,000 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows :

One tier of lots on each side of Alexander street, from Monroe avenue to East avenue, on which above described portion of the city the said sum of \$19,000 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them, and finally pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the

amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 24th day of September, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—22.

#### PLANK WALKS ON BADEN STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct plank walks on Baden-st., from Hanover street to Hudson street.

The Common Council of the City of Rochester do ordain and determine as follows:

The construction of a plank walk 4 feet wide on each side of Baden street, from Hanover street to Hudson street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$704, which estimate was and is hereby approved, the sum of \$704, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And that portion of said city which the Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Baden street, from Hanover street to Hudson street.

On which described portion of the city the said sum of \$704 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 24th day of Sept., 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—23.

#### PLANK WALKS ON SELLINGER STREET.

Ald. Parsons presented the final ordinance for the construction of plank walks on Sellinger street.

And Mauder moved that the ordinance be postponed until the next regular meeting. Carried.

#### CEMENT WALK ON PEARL STREET.

Ald. Parsons presented the final ordinance for the construction of a Baldwin & Jones cement walk on Pearl street, from Alexander street to Nelson street, and moved its adoption.

Ald. Stone moved the indefinite postponement of the ordinance. Carried.

#### RE-ASSESSMENT FOR CLINTON STREET IMPROVEMENT.

By Ald. Parsons—Whereas, the Common Council of the City of Rochester at its regular meeting, held Aug. 16th, 1869, did pass an ordinance for the improvement of Clinton street, from the N. Y. C. R. R. to Lowell street, and

Whereas, The City Surveyor having previously made an estimate of the cost of said improvement and reported the same at \$14,412, which estimate was approved by the Common Council and included in said ordinance as the amount necessary to be raised for said improvement; and

Whereas, The said Common Council did levy and raise the said sum of \$14,412, and did proceed to let the work and cause said improvement to be completed; and

Whereas, There was a large number of crosswalks not provided for in the estimate of the ordinance, ordered to be laid by the Improvement Committee of 1866,

and in order to so complete the work it was necessary to incur an expense in excess of the said sum of \$14,412, which expense amounted to \$1,042.33, and the said sum of \$1,042.33 is hereby ordered to be assessed and raised on the said Clinton street to supply said deficiency: therefore,

Resolved, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Clinton street, from the N. Y. C. R. R. to Lowell street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons who are the owners or occupants of said improvement, are required to attend the Common Council, on Tuesday evening, Oct. the 4th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Mauder moved its indefinite postponement.

Ald. Craig moved to postpone until the next regular meeting, the ordinance for the improvement of said improvement Committee of 1869. (Ald. Relyea, Craig and Dage.) Carried by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Craig, Stone, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—17.

Nays—Ald. Whitcomb, Relyea, Glover, Wilson, Kelly, Woodruff, Mandeville—7.

#### BRIDGE ACROSS THE GENESSEE RIVER AT VINCENT PLACE.

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a bridge across the Genessee River below the upper falls.

The Common Council of the City of Rochester do ordain and determine as follows:

The construction of an iron bridge, upon substantial stone or stone and iron piers, across the Genessee River, from the top of the west high bank having on the top of the east high bank on the lot of land owned by Charles Burnes, next north of Henry Bartholomay's brewery.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$150,000, which estimate was and is hereby approved, the sum of \$150,000, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants.

And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

All the houses and lands within the city of Rochester, except that portion of said city bounded and described as follows:

Beginning at a point on the west bank of the Genessee Valley Canal, where the south line of Flint street intersects the same; thence westerly along the south line of Flint street produced westerly to the west boundary line of the city; thence southerly and easterly along the west and south boundary lines of the city, to the west bank of the Genessee Valley Canal; thence northeasterly along said west bank of said canal to the place of beginning.

On which above described portion of the city the said sum of \$150,000 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer, E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion of said city so designated of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed

to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose on Saturday, the 24th day of September, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk. Ald. Caring moved that David McKay, E. T. Oatley and John J. Shaffer act as Assessors, if competent.—Carried.

A vote was then taken on the ordinance, which was declared passed by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Mandeville, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—2.

Nays—Ald. Craig—1.  
STONE SEWER IN LAKE AVENUE FROM DEEP HOLLOW.

Ald. Caring presented the final ordinance for the construction of a stone sewer in Lake avenue, from Deep Hollow to the north line of William Purcell's lot, and moved its postponement until the next regular meeting. Carried.

#### LATERAL SEWERS IN FRONT STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing two lateral sewers on the east side of Front street, to be located at Nos. 35 and 37 and 39 and 41 on said street. Adopted.

The Surveyor submitted as such estimate, \$175.  
By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of two lateral sewers on the east side of Front street, to be located at Nos. 35 and 37 and 39 and 41 on said street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$175, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Front street, from the south line of store No. 35 to the north line of store No. 41 on said street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Oct. the 4th, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—21.

#### RAILROAD OUTLET SEWER.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of reconstructing the present stone sewer under the N. Y. C. RR. from near St. Paul street to St. Joseph street, and constructing a stone sewer 3 feet by 4 feet, with arch cover, in the N. Y. C. RR., from St. Joseph street to North street. Adopted.

The Surveyor submitted as such estimate \$39,500.  
By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The reconstruction of the present stone sewer under the N. Y. C. RR., from near St. Paul street to St. Joseph street, and constructing a stone sewer 3 feet by 4 feet, with arch cover, in the N. Y. C. RR., from St. Joseph street to North street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$39,500, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

All the houses and lots in the city of Rochester within the following described territory: Beginning in the center of Chatham street at its intersection with the N. Y. C. RR., running thence southerly along the center of Chatham street, including one tier of lots on the west side thereof to Atwater street; thence easterly along Atwater street, excepting one tier of lots on the north side thereof, to North street; thence southerly along North street, including one tier of lots on the west side thereof, to University avenue; thence easterly along University avenue, including one tier of lots on the south side thereof, to Scio street; thence northerly along Scio street, including one tier of lots on the east side thereof, to German street; thence westerly along German street, including one tier of lots on the north side thereof, to North street; thence northerly along North street, including one tier of lots on the east side thereof, to Channing street; thence westerly along Channing street, including one tier of lots on the north side thereof, to Hudson street; thence southerly along Hudson street, including one tier of lots on the west side thereof, to Rhine street; thence westerly along

Rhine street, including one tier of lots on the north side thereof, to Hanover street; thence southerly along Hanover street, including one tier of lots on the west side thereof, to Baden street; thence westerly along Baden street, including one tier of lots on the north side thereof, to Chatham street; thence southerly along Chatham street, including one tier of lots on the west side thereof, to the place of beginning.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Oct. the 4th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Lost by the following vote:  
Ayes—Ald. Wait, Remington, Herzberger, Caring, Smith, Kelly, Aikenhead, Parsons—3.

Nays—Ald. Whitcomb, Andrews, Rogers, Relyea, Connolly, Meyer, Glover, Stone, Woodruff, Mandeville, Charters, Dage, Nagel, Mauder, Parsons—14.

Ald. Craig, from the Committee on Assessments, presented the following Assessment Rolls:

Improvement of Chapin street.  
Improvement of Tappan street.  
Improvement of Tremont street.  
Improvement of Mumford street.  
Pipe sewer in Glasgow street.  
Pipe sewer in Troup street.  
Stone sewer in Washington street.  
Lateral sewer at the corner of Charlotte and Lawrence streets.

Flag walk on James street,  
And moved their confirmation.

Adopted by the following vote:  
Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—22.

#### EXTENSION OF SHAMROCK STREET.

On motion of Ald. Smith the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Wilson submitted the following:  
An ordinance to extend Shamrock street northerly to Hand street.

The Common Council of the city of Rochester do ordain, and it is determined as follows:

Shamrock street shall be extended northerly from its present terminus to Hand street, and the following described territory is deemed necessary to be taken therefor: Beginning in the west line of Shamrock street, at its present northern terminus, running thence northerly on the west line of Shamrock street produced to Hand street; thence easterly on the south line of Hand street to a point 37 feet easterly at right angles from the first described line; thence southerly on a line parallel to and 37 feet distant from the first described line to the northern terminus of the east line of Shamrock street; thence westerly on a right line to the place of beginning.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$2,500, which estimate was and is hereby approved, the sum of \$2,500, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Shamrock street, as extended from Ward street to Hand street.

On which above described portion of the city the said sum of \$2,500 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the

property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement, and said Assessors are hereby notified to meet for this purpose, on Saturday, the 24th day of Sept. 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Kelly, Connolly, Meyer, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Nagel, Mauder—7.

Nays—Ald. Whitcomb, Smith, Glover, Aikenhead Parsons—5.

#### PLANK WALK ON ALMIRA SMREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet 8 inches wide on each side of Almira street, in front of lots No. 1 and 2, in section D, and in front of lot No. 16 and the north half of No. 17, in section C, of the Galusha tract. Adopted.

The Surveyor submitted as such estimate \$100.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The construction of a plank walk 4 feet 8 inches wide on each side of Almira street, in front of lots No. 1 and 2, in section D, and in front of lot No. 16 and the north half of No. 17, in section C, of the Galusha tract.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$100, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

Lots Nos. 1 and 2, in section D, and lot 16 and the north half of lot No. 17, in section C, of the Galusha tract.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Oct. the 4th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Cariné, Smith, Belyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—22.

On motion of Ald. Caring, adjourned until Thursday evening Sept. 22d, at 7½ o'clock.

W. F. MORRISON, City Clerk.

## In Common Council—Sept. 22d, 1870.

### ADJOURNED MEETING.

President—Ald. Ezra R. Andrews, presiding.  
Present—Ald Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Wilson, Kelly, Mandeville, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—21.

Absent—Ald. Briggs, Whitcomb, Barker, Smith, Woodruff, Gerling, Stebbins—7.

#### ORDINANCES.

##### SCHOOL ALLEY IMPROVEMENT.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving School alley, from Spring street to Troup street, by constructing a pipe sewer 12 inches in diameter, from the sewer in Spring street to Troup street. Also paving said alley with Medina stone and constructing the necessary number of lateral sewers. Adopted.

The Surveyor submitted as such estimate, \$4,337.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The improvement of School alley, from Spring street to Troup street, by constructing a pipe sewer 12 inches in diameter, from the sewer in Spring street to Troup. Also paving said alley with Medina stone, and constructing the necessary number of lateral sewers.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$4,337, which estimate is hereby approved.

Resolved further, That the following portion of said

city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of School alley, from Troup street to Spring street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of Section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Oct. the 18th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Craig, Kelly, Mandeville, Charters, Dagge, Aikenhead, Parsons—16.

Majority petition.

#### MISCELLANEOUS.

By Ald. Rogers—Bill of Thos. H. Hopwood, Contingent Committee.

By Ald. Herzberger—Bill of C. T. Amsden & Son, Committee on House for Idle and Truant Children.

By Ald. Rogers—Resolved, That the Street Superintendent is hereby directed to notify the owners of property on the West side of Fitzhugh street between the Erie Canal and Spring street, and on each side of Olean street its whole length, to repair the walks in front of their premises, where necessary, within twenty days, and in case of default on their part, that he cause the same to be done, and that the expense thereof be assessed upon said owners. Adopted.

By Ald. Rogers—Resolved, That the City Surveyor be hereby instructed to make a survey of the premises of James Kehoe, on Nelson street and ascertain and report to this body to what extent, if any, the buildings or fences of said Kehoe encroach upon said street. Adopted.

By Ald. Rogers—Resolved, That the Street Superintendent notify the owners of property on each side of Troup street, from Caledonia to Reynolds street, to repair their walks by raising them to the proper grade of the street, within ten days, and if not so repaired, he shall do the same at the expense of said owners,—adopted.

By Ald. Rogers—Resolved, That the Street Superintendent notify the owners of property on the south side of Allen street, from Washington street to the Erie Canal, to repair their walks, by adjusting the flags to the grade of the street, and filling the spaces between said flags with brick and gravel between the flags and curb stone, within ten days, and if not so repaired, he shall do the same at the expense of said owners.—Adopted.

By Ald. Remington—Resolved, That the City Treasurer is hereby directed to pay Thos. J. Nevel, reporter for the DEMOCRAT, C. S. Benjamin, reporter for the *Evening Express*, E. Angevine, reporter for the *Daily Union and Advertiser*, and Louis Brandt, reporter for the *Volksblatt*, each the sum of one hundred dollars, for reporting from April 1st to October 1st, and charge Contingent Fund. Adopted by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Craig, Stone, Kelly, Mandeville, Charters, Dagge, Aikenhead and Parsons—17.

Ald. Remington, from the Contingent Expenses Committee, reported in favor of the bill of Thomas H Hopwood—Finance Committee.

Ald. Herzberger, from the Committee on House for Idle and Truant Children, reported in favor of the bill of C. T. Amsden & Son—Finance Committee.

By Ald. Caring—Estimate of John Rauber & Co.—Sewer Committee.

Petition of Andrew Coogan to erect a wood building on Hand street—Wood Building Committee, with power to act.

Petition of M. Bronner for damages by Fire Engine—Fire Department Committee.

#### PIPE SEWER IN PHELPS AVENUE.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer 9 inches in diameter on the South side of Phelps avenue, from Varnum street to Backus avenue. Adopted.

The surveyor submitted as such estimate, \$620.

By Ald. Caring—Resolved, That the following improvement is expedient, viz :

the construction of a pipe sewer 9 inches in diameter in Phelps avenue, from Varnum street to Backus avenue. And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$620, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz.:

One tier of lots on the South side of Phelps avenue, from Varnum street to Backus avenue.

And the Clerk is hereby directed to publish notice in pursuance of section 184 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Oct. the 18th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Mandeville, Charters, Dagge, Nagel, Mauder, Aikenhead Parsons—21.

Ald. Caring, from the Sewer Committee reported in favor of the estimate of John Rauber. Tabled.

IMPROVEMENT FUND—By Ald. Caring—Resolved, That the Treasurer pay, when there are funds applicable, as follows:

Logan & Cregan in full, on their contract for Clinton St. sewer, \$679.30; and charge that fund.

D. McCormick in full, on his contract for sewer in the alley between Ambrose St., and Jones ave., \$303.88; and charge that fund.

Joseph Qualtrough (payable to E. Watson) in full, on his contract for sewer in Swan St. \$175.32; and charge that fund.

John Rauber & Co., in full, on his contract for sewer in Tremont St., \$1,541.59; and charge that fund.

John Evans in full, for inspecting Tremont street sewer, \$114.00; and charge that fund.

Jacob Heberger in full, for inspecting Clinton street sewer, \$111.00; and charge that fund.

D. McCormick & Co., (payable to D. Gatens & Co.,) on their contract for Lake ave. Phelps ave. and Varnum St. sewer, \$2,000; and charge that fund.

John Rauber & Co., on their contract for Pindle alley sewer, \$800.00; and charge that fund.—Adopted by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Mandeville, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—21.

By Ald. Caring—Resolved, That that the Clerk draw an order for \$500 in favor of F. C. Lauer & Son, and payable to their order in two

years from the 6th of September, 1870, with interest; and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Fitzhugh Street Sewer Fund. Also, That the Clerk draw two orders for \$500 each in favor of John Rauber, and payable to his order, one in one year and one in two years, from the 6th day of September, 1870, with interest; and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Tremont Street Sewer Fund.

Also, That the Clerk draw an order for \$400 in favor of F. C. Lauer & Son, and payable to their order in one year from the 20th of September, 1870, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Fitzhugh street sewer fund.

Also, That the Clerk draw two orders for \$40 each in favor of John Rauber, and payable to his order, one in one year and one in two years from the 20th of September, 1870, both with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Tremont street sewer fund. Adopted by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wil-on, Kelly, Mandeville, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—21.

By Ald. Caring—Resolved, That the Treasurer collect 87 per cent. in full for Swan street sewer. Also, That the Treasurer collect 74 per cent. in full of the assessment for a sewer in the alley between Ambrose street and Jones avenue.—A opted.

By Ald. Caring—Resolved, That the Treasurer is directed to receive 80 per cent. in full of all persons assessed for Tremont street sewer.—Adopted.

By Ald. Caring—Whereas, some doubt exists as to the competency of David McKay, E. T. Oatley and John J. Schaffer to make the assessment for the construction of the bridge at Vincent Place, across the Genesee River, according to an ordinance passed by the Common Council, September 20, 1870. Therefore,

Resolved, That the said David McKay, E. T. Oatley and John J. Schaffer are hereby ordered not to make such assessment until further notice from the Common Council. Adopted.

By Ald. Caring—Resolved, That M. Filon and M. B. Breck be and they are hereby granted a license for Washington Hall, for the year 1870, by paying into the City Treasury the sum of fifty dollars. Adopted.

#### PROPOSALS FOR WASHINGTON STREET SEWER.

Logan & Cregan, \$1,822; F. C. Lauer & Son, \$1,824.50; John Brady, \$2,670; E. Watson, \$2,383; D. McCormick, \$2,709.50; Joseph Qualtrough, \$2,961.50; McConnell & Jones, \$3,615.

#### FOR BLOSS STREET SEWER.

D McCormick, \$1,118.99; D. Gatens & Co., \$1,121.90; E. Watson, \$1,198.20; Logan & Cregan, \$1,229.69.

#### FOR TROUP STREET SEWER.

McConnell & Jones, \$608.44; F. C. Lauer & Son, \$664.38; E. Watson, \$650.90; D. McCormick, \$691.13; John Rauber & Co., \$686.45; John Brady, \$691.70; Logan & Cregan, \$701.34.

#### FOR GLASGOW STREET SEWER.

McConnell & Jones, \$234.80; L. C. Lauer & Son, \$241.36; Wm. I. Hanford, \$243.80; John Brady, \$243.80; E. Watson, \$262.80; Logan & Cregan, \$277.



FOR LATERAL SEWER AT THE CORNER OF  
CHARLOTTE AND LAWRENCE STREETS.

F. F. Lauer & Son ..... \$ 23 00  
D. McCormick ..... 27 50

By Ald. Caring—Resolved—That his Hon. the Mayor be and he is hereby requested to execute a contract with Logan & Cregan for a sewer in Washington street, with D. McCormick for a sewer in Bloss street, with McConnell & Jones for sewers in Troup street and Glasgow street, and with F. C. Lauer & Son, for a lateral sewer at the corner of Charlotte and Lawrence streets, in accordance with their several propositions. Adopted by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Mandeville, Charters, Dagge, Nagel, Mauder Aikenhead, Parsons—21.

Ald. Caring moved that the Committee appointed on the location of a bridge across the Genesee River, below the Upper Falls, be and is hereby instructed to ascertain the cost of right of way at the eastern terminus of the proposed bridge, and report at the next regular meeting of this Board. Carried.

Ald. Relyea moved the reconsideration of Alderman Connolly's resolution granting the Water Works Company the privilege to lay the water pipe across Clarissa street bridge. Carried.

Ald. Relyea moved that the matter be referred to the Committee on Streets and Bridges, with power to act. Carried.

By Ald. Relyea, Resolved, That the City Treasurer transfer to John McDonald all the City's right, title and interest in the southeast part of Lot No. 145 (one hundred and forty-five) on the west side of Mathews street, sold May 31st, 1870, for local tax for Mathews street sewer and bid in by the city, by his paying into the City Treasury the amount of said tax, interest and expense. Adopted.

By Ald. Relyea—Resolved, That the Treasurer pay our efficient Messenger, Thos. H. Hopwood, at the rate of Two Hundred Dollars per year, dating from April 1st, 1870, for extra services.

Ald. Caring moved to table the resolution, which was declared lost.

Ald. Kelly moved that the resolution be in definitely postponed, which was lost by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Connolly, Stone, Kelly, Aikenhead, Parsons—8  
Nays—Ald. Wait, Herzberger, Caring, Relyea, Meyer, Glover, Craig, Wilson, Mandeville, Charters, Dagge, Nagel, Mauder—13.

The original resolution as offered by Ald. Relyea, was then acted on, and declared carried by the following vote:

Ayes—Ald. Wait, Caring, Relyea, Glover, Craig, Wilson, Mandeville, Charters, Dagge, Nagel, Mauder—11.

Nays—Andrews, Rogers, Remington, Herzberger, Connolly, Meyer, Stone, Kelly, Aikenhead, Parsons—10.

By Ald. Meyer—Resolved, That the following named persons have permission to erect wood building according to their several petitions under the direction of the Wood Building Committee and Fire Marshal: Chas. P. Poppy, west side of Lyell street; J. V. Callahan, No. 48 Howell street; Geo. Zimmer, No. 57 Harrison street; Kenrich Kiade, No. 18 Lawrence street; Geo. Wier, south side of Sanford street; Mathias

Wanter; corner of Hanover and Rhine streets; Felix Hart, No. 32 Ward street; Margaret Stede, corner Marietta and Pitt streets; R. A. B. McPherson, corner Plymouth avenue and Flint streets. Adopted.

By Ald. Stone—Bills of J. P. Roche and B. F. Blackall. Fire Department Committee.

By Ald. Stone—Resolved, That the City Clerk is hereby instructed not to issue any firemen's exemption certificates until the Chief Engineer certify to the Clerk that the person claiming exemption is entitled thereto. Adopted.

By A. d. Stone—Resolved, That the Fire Department Committee be and they are hereby authorized to negotiate for a suitable lot for No. 4 on the west side of the river, and for No. 1 on the east side: to obtain plans and specifications for Engine Houses, and to advertise for proposals for the building of the same, and to report the same, and if accepted by Common Council, they will issue bonds for the purchase of lots, and the building, and the completion of all buildings, and all furnishings necessary.

Ald. Rogers moved to amend by substituting one house and lot instead of two. Lost.

Ald. Relyea moved to amend the resolution by striking out all the words after "and report the same." Carried.

The original resolution of Ald. Stone, as amended, was then acted on and declared adopted by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Mandeville, Charters, Dagge, Nagel, Aikenhead, Mauder, Parsons—21.

Ald. Stone was granted unanimous consent to offer an amendment to the ordinance regulating Hackney Coaches.

Ald. Stone moved—That the ordinance regulating Hackney Coaches be amended by inserting in Section 6, after the words, "Heads towards the south," the words, "on the east side of Exchange street, opposite the Genesee Valley Depot." Carried. All ayes.

By Ald. Rogers—Resolved—That the street Superintendent be, and he is hereby requested to notify property owners on the east side of Cayuga street between Holley and Alexander streets, to repair their walks within twenty days, and in case they do not comply with said request that he be directed to repair the same and charge owners. Adopted.

By Ald. Kelly—Petition of Leonard Barth and others in regard to assessment for Thompson street Sewer. Assessment Committee.

By Ald. Kelly—Resolved, That the Street Superintendent is hereby requested to notify the property owners on the south side of Cliff street to repair the sidewalks in front of their premises within ten days, or that he repair the same and charge the expense thereof upon the property benefited thereby. Adopted.

By Ald. Kelly—Resolved, That the Treasurer renew the city's note for \$25,460.40, given for purchase of the First Presbyterian Church lot, and falling due Oct. 1st, 1870, and charge the discount to said account, and that he is hereby authorized to renew the same as it may become due. Adopted.

FINANCE BUDGET.

ROCHESTER, Sept. 22nd, 1870.

By Ald. Kelly—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

J. P. Hax, hack hire, ..... \$ 1 50  
Bausch & Dransfield, goods for Surveyor ..... 5 00

Hiram Wood, hack hire.....	3 00
J. Siddons & Co., Surveyor's pins.....	11 00
Connolly & Mathews, gas fixtures.....	30 00
W. S. Grantsyn, Surveyor, salary 1 month Octo- ber 1st.....	233 33
W. F. Morrison, City Clerk, salary 1 month Octo- ber 1st.....	100 00
Jesse Shepard, City Attorney, salary 1 month Octo- ber 1st.....	83 33
David McKay, City Assessor, salary 1 month Octo- ber 1st.....	150 00
E. O. Catley.....	150 00
John J. Shaffer.....	150 00
Thos. H. Hopwood, City Messenger, salary 1 mo. October 1.....	66 66
Francis Lockhart, Watchman, salary 1 month October 1.....	35 00
Thos. H. Hopwood, disbursements.....	10 00
And charge Contingent fund.....	

<b>POOR FUND.</b>	
George Bastian, bread and crackers.....	\$ 65 84
John Nagel, paid orders.....	30 00
E. J. Wagner, delivering coal and wood.....	53 88
H. Brewster & Co., paid orders.....	211 25
Anthony Hefner.....	144 45
H. W. Jones, disbursements.....	79 90
H. W. Jones, Overseer of the Poor, 1 mo. salary..... to Oct. 1st.....	100 00
John Williams, one quarter salary as Excise Commissioner to Oct. 1st.....	300 00
N. C. Bradstreet, one quarter salary as Excise Commissioner to Oct. 1st.....	300 00
Fred. Cook, one quarter salary as Excise Com- missioner to Oct. 1st.....	300 00
And charge Poor Fund.....	

<b>HIGHWAY FUND.</b>	
John Quin, disbursements.....	\$823 24
Thos. Leighton, repairing Court street bridge.....	138 63
Holloway & Norington, labor and material.....	38 71
John Carrow, cost in suit, City vs. Carrow.....	5 25
Roderick & Co., repairing walks.....	42 90
.....	38 20
.....	12 18
.....	21 04
Frank Dana, repairing walks.....	
John Quin, Street Superintendent, 1 month's salary to Oct. 1st.....	125 00
Wm. Conklin, Cattle Police, 1 month's salary to Oct. 1st.....	50 00
Michael O'Brien, Cattle Police, 1 month's salary to Oct. 1st.....	50 00
Wm. Gallagher, Cattle Police, 1 month's salary to Oct. 1st.....	50 00
Nicholas Lichander, Cattle Police, 1 month's sal- ary to Oct. 1st.....	50 00
And charge Highway fund.....	

<b>HEALTH FUND.</b>	
John Weinling, burying dead animals.....	\$ 1 50
Chase & Otis, lumber.....	2 9 0
E. Ashby, hack hire.....	6 75
Hiram Wood.....	2 25
Wm. Whitehair, hack hire.....	2 00
John Weinling, Health In'spr, 1 mo. salary Oct. 1 August Woellert.....	50 00
Daniel McTaggart.....	50 00
Jonathan Reynolds.....	50 00
John Raker.....	50 00
W. F. Morrison, Clerk Board of Health, 1 month salary October 1.....	33 33
H. F. Montgomery, Health Officer, 1 qr. sal. Oct. 1 Dr. J. C. Harrington, City Physician, salary 2 mos. October 1.....	125 00
.....	83 34
Chas. Buckley, City Physician, 1 qr. salary Oct. 1.....	125 00
C. C. H. Miller.....	125 00
W. H. Lakeman.....	125 00
J. C. Lung.....	83 34
J. F. Riechenbach.....	125 00
And charge Health Fund.....	

<b>PARK FUND.</b>	
John Rohr, painting fence around Jones Square.....	\$ 325 02
P. J. Meyer, disbursements.....	5 39
And charge that Fund.....	

<b>MAP AND SURVEY FUND.</b>	
Cyrus Beardsley, Surveyor, 1 month's salary.....	250 00
And charge that Fund.....	

<b>LAMP FUND</b>	
Geo. Hoffner, drawing lamp posts.....	\$ 4 00
Cashman Miller, setting lamp posts.....	8 00
S. Dobbs.....	3 50
Gommenginger, Allen & Co.....	250 00
Hiram Wood, hack hire.....	4 88
Martin Dolan, setting lamp posts.....	6 00
L. White, cartage.....	2 06
And charge that Fund.....	

<b>HOUSE FOR IDLE AND TRUANT CHILDREN FUND.</b>	
John Mason, 1 Cow.....	\$ 95 00
C. T. Amsden & Son, Insurance.....	31 25
And charge that Fund.....	

<b>FIRE DEPARTMENT FUND.</b>	
William Morley, husk mats, Engine house.....	\$ 15 90
Joseph Little, drawing extra Truck.....	3 00
Commenginger, Allen & Co., repairs.....	1 20

**QUARTERLY PAY ROLL FOR THE QUARTER ENDING SEPT. 30TH, 1870.**

Active Hose Co., 1 quarter salary, ending Sept. 30.....	\$275 00
Hook & Ladder Co.....	487 50
Hosemen Steamer No. 1 .. .. .	225 00
.....	225 00
.....	225 00
.....	225 00
J. Malcomb, 1 qr. sal. as Asst. Eng'r to Sept. 30, '70	75 00
John Goldsmith.....	75 00
John Conolly.....	75 00
H. W. Mathews.....	75 00
O. L. Angevine..... as Fire Marshal	175 00
J. R. Bennett, 1 qr. rent of Engine House No. 4	62 50
Edward Harris.....	81 25

**MONTHLY PAY ROLL FOR SEPTEMBER, 1870.**

<i>Steam Fire Engine Co. No. 1.</i>	
W. DeGarmo, for 1 mo. services as Engineer to October 1, 1870.....	75 00
Jerome Dowd, for 1 mo. services as Driver to October 1, 1870.....	50 00
Richard Mills, for 1 mo. services as Driver to October 1, 1870.....	50 00

<i>Steam Fire Engine Co. No. 2.</i>	
Seneca Dobbs, for 1 mo. services as Engineer to October 1, 1870.....	75 00
Michael Lambert, for 1 mo. services as Driver to October 1, 1870.....	50 00
Jno. Boner, for 1 mo. services as Driver to October 1, 1870.....	50 00

<i>Steam Fire Engine Co. No. 3.</i>	
E. Whittier, for 1 mo. services as Engineer to October 1, 1870.....	75 00
John Ransome, for 1 mo. services as Driver to October 1, 1870.....	50 00
Lewis Gommenginger, for 1 mo. services as Driver to October 1, 1870.....	50 00

<i>Steam Fire Engine Co. No. 4.</i>	
J. P. Forman, for 1 mo. services as Engineer to October 1, 1870.....	75 00
Jas. Snyder, for 1 mo. services as Driver to Octo- ber 1, 1870.....	50 00
Barney Kearney, for 1 mo. services as Driver to October 1, 1870.....	50 00

<i>Hook &amp; Ladder Co. No. 1.</i>	
Anthony Andrus, for 1 mo. services as Driver to October 1, 1870.....	50 00
Protective S. & B. Co., 1 mo. salary ending Sep- tember 30.....	125 00
Alert Hose Co., for 1 mo. salary ending Septem- ber 30, 1870.....	125 00

<i>Superintendent of Hose Depot.</i>	
R. B. Paine, for 1 mo. services as Sup't Depot to October 1, 1870.....	75 00
Monthly Washing Bills.....	15 00
Quarterly Washing for Hook & Ladder Com- pany.....	6 00

<i>Chief Engineer.</i>	
L. S. Gibson, for 1 mo. services as Chief Engi- neer to October 1, 1870.....	125 00

*Payable to L. S. Gibson.*  
B. F. Blackall, 1 mo. salary as Superintendent Fire  
Alarm Telegraph.....\$83 33  
And charge Fire Department Fund.  
Adopted by the following vote:  
Ayes—Ald. Wait, Andrews, Rogers, Remington, Herz-  
berger, Caring, Relyea, Connolly, Meyer, Glover, Craig,  
Stone, Wilson, Kelly, Mandeville, Charters, Dage, Nagel,  
Mauder, Alkenhead, Parsons—21.

By Ald. Mandeville—Resolved, That the Street Superintendent is hereby directed to notify the owners of lots on Mathews street to repair the walks in front of their premises within ten days, or the Street Superintendent will repair the same at the expense of the owners.—Carried.

By Ald. Charters—Resolved, That the City Treasurer be directed to postpone the collection of the assessment for Smith street plank walk, until otherwise ordered. Adopted.

By Ald. Dage—Petition of Anthony Schupp for a market license, corner of Cayuga and Grand streets. Market Committee with power to act.

Ald. Mauder moved to reconsider that portion of Ald. Dagge's resolution, August 11, 1870, appertaining to St. Joseph street plank walk assessment. Carried.

Ald. Mauder moved its reference to the Improvement Committee and Surveyor. Carried.

By Ald. Mauder—Resolved, That the City Treasurer be requested to postpone the collection of the assessment for sidewalk on St. Joseph street until the 15th of October. Adopted.

By Ald. Nagel—Resolved, That the owners of property on Baden street have permission to build their own walks under the direction of the City Surveyor and Improvement Committee, within 30 days. Adopted.

By Ald. Aikenhead—Resolved, That the following named persons have permission to construct cement walks in front of their premises: Mr. Gausha, 31 Chatham street; Wm. Morrill, 153 University avenue; Wm. Lovcraft, 96 Allen street; J. Eicerman, corner of Maple and Madison streets; Mrs. Murray, Alexander street; Mr. Hill, 149 University avenue, under the direction of the Improvement Committee and City Surveyor. Adopted.

Ald. Parsons, from the Improvement Committee, reported in favor of the estimates of Holloway & Normington, Roderick & Co., Francis Dana, John Rauber & Co., and McConnell & Jones.

By Ald. Parsons—Resolved, That the Clerk draw two orders for \$500 each in favor of Holloway & Normington, and payable to their order one in one year and one in two years from the 20th day of September, 1870, both with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Marshal street Improvement Fund. Also, That the Clerk draw an order for \$1,000 in favor of John Rauber & Co., and payable to their order in one year from the 20th day of September, 1870, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Pindle Alley Improvement Fund. Also, That the Clerk draw two orders of \$1,000 each in favor of McConnell & Jones, and payable to their order one in one year and one in two years from the 20th day of September, 1870, both with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge William Street Improvement Fund.

Adopted by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Mandeville, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—20.

By Ald. Parsons—Resolved. That the Treasurer is hereby directed to receive 2 per cent. in full, of Casper Witzeyman, Henry Underker and Henry Krennet, and 82 per cent. in full, of all other persons assessed, for a plank walk on Webster St. (north side.) Also,

Resolved, That the Treasurer credit Ellen S. Box with \$5.61, on her assessment for Cobb St. plank walk. Also,

Resolved, That the Treasurer is hereby directed to receive 88 per cent. in full of all persons assessed for Cobb street plank walk—Also,

Resolved, That the Treasurer receive of Ann E. Jordan 22 cents, and of Peter Dasson, \$15.80 in full, for their assessment for Savannah street plank walk, and of all other persons assessed for

said walk, 87 per cent. in full, for said assessment. Adopted.

By Ald. Parsons—Resolved, That the City Treasurer be and he is hereby requested to refund to S. A. Budlong the sum of \$4.27, it being an overcharge collected by him on the general city tax for 1870, wrongfully assessed to said Budlong.

Adopted by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Mandeville, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—20.

By Ald. Parsons—Resolved, That the Treasurer be directed to receive 2 per cent. in full of all persons assessed for Favor street plank walk, excepting Henry Likely. Adopted.

Ald. Parsons, from the Law Committee, presented the following:

*To the Common Council of the City of Rochester.*

GENTLEMEN:—Your Committee to whom was referred the communication of John Van Voorhes, Esq., in relation to his claim for costs in a certain action against the city, in 1859, would report that they find said claim just and legal; that by virtue of his contract with the city he was entitled to the costs allowed in the judgment. Your committee would, therefore, recommend the payment to him of the sum of one hundred and seventy-eight dollars, in full of his claim.

Dated Rochester, Sept. 20th, 1870.

M. M. SMITH,  
E. R. ANDREWS,  
C. R. PARSONS.

By Ald. Parsons—Resolved, That the City Treasurer be authorized and directed to pay to John Van Voorhes, Esq., \$178, in full of his claim against the city, and charge the same to the Contingent Fund. Adopted by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Mandeville, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—20.

PROPOSALS FOR CHAPIN STREET IMPROVEMENT.  
Logan & Cregan, \$4,343.20; W. I. Hanford, \$4,368.20; John Rauber, \$4 680; F. C. Lanis & Son, \$4,926.80; Roderick & Granger, \$5,220; E. Walsen, \$4,526.20; J. J. Bowen, \$5,569.30.

FOR MUMFORD STREET IMPROVEMENT.

S. M. Spencer, \$650; Whitmore, Cassons & Co., \$2,101.25; McConnell & Jones, \$2,218.75.

FOR TREMONT STREET IMPROVEMENT.

John Brad, \$1,660; McConnell & Jones, \$1,900.

FOR TAPPAN STREET IMPROVEMENT.

Roderick & Granger, \$1,387.90; J. J. Bowen, \$1,538.50; F. C. Lauer & Son, \$1,558.50.

By Ald. Parsons—Resolved—That his Hon. the Mayor—be, and he hereby is requested to execute contracts with Logan & Cregan for the improvement of Chapin street, with S. M. Spencer, for the improvement of Mumford street, with John Brady for the improvement of Tremont street, and with Roderick & Granger, for the improvement of Tappan street, in accordance with their several proposition. Adopted by the following vote:

AYES—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Mandeville, Charters, Dagge, Nagel, Mauder, Aikenhead, and Parsons—20.

## PROPOSAL FOR JAMES ST. FLAG WALK.

Whitmore, Carson & Co. . . . . \$ 1,950 00  
 Holloway & Normington. . . . . 1,989 00  
 McConnell & Jones. . . . . 2,015 00

By Ald. Parsons—Resolved—That his Hon.—the Mayor, be and he hereby is requested to execute a contract with Whitmore, Carson & Co. for a Flag Walk on Jones street. Adopted by the following vote :

NAYS—Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Mandeville, Charters, Dagge, Nagel, Mauder, Aikenhead and Parsons—20.

On motion of Ald. Parsons, adjourned.  
 W. F. MORRISON, City Clerk.

### In Common Council, Sept. 24th, 1870.

## SPECIAL MEETING.

President Ald. Ezra R. Andrews, presiding.  
 Present—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Connolly, Glover, Craig, Stone, Wilson, Kelly, Mandeville, Dagge, Aikenhead—16.  
 Absent—Ald. Briggs, Barker, Smith, Relyea, Meyer, Woodruff, Gerling, Charters, Stebbins, Nagel, Mauder, Parsons—12.

The Clerk read the following communication from His Honor, the Mayor :

MAYOR'S OFFICE,  
 ROCHESTER, N. Y., Sept. 23, 1870. }

W. F. Morrison, Esq., City Clerk :

You will please call a special meeting of the Common Council to convene at their chamber to-morrow morning at nine o'clock to reconsider the resolution of the Board passed at the last meeting of the Common Council and to transact such other business as may properly come before them.

JOHN LUTES, Mayor.

Ald. Remington moved to reconsider a resolution offered by him at the last meeting, to pay the reporters of the daily papers. Carried.

Ald. Remington moved the indefinite postponement of the resolution. Carried. All Ayes.

By Ald. Remington—Resolved, That the City Treasurer is hereby directed to pay, when there are funds applicable, T. J. Neville, reporter for the *Daily Democrat*, C. S. Benjamin, reporter for the *Evening Express*, E. Angevine, reporter for the *Daily Union & Advertiser*, H. C. Daniels, reporter for the *Daily Chronicle* and Louis W. Brandt, reporter for the *Volkstblatt*, the sum of one hundred dollars each for reporting from April 1st to October 1st, and charge Contingent fund. Adopted by the following vote :

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Connolly, Glover, Craig, Stone, Wilson, Kelly, Mandeville, Dagge, Aikenhead—16.

Ald. Rogers moved a reconsideration of the resolution adopted at the last meeting, directing the City Treasurer to pay Thomas H. Hopwood, City Messenger, \$200 per year for extra compensation. Carried.

Ald. Stone moved to postpone the resolution until the next regular meeting.

Ald. Kelly moved to postpone the resolution indefinitely. Lost by the following vote :

Ayes—Ald. Andrews, Rogers, Remington, Herzberger, Kelly, Aikenhead—6.

Nays—Ald. Whitecomb, Wait, Caring, Connolly, Glover, Craig, Stone, Wilson, Mandeville, Dagge—10.

Ald. Stone's resolution was then acted on and declared carried by the following vote :

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Connolly, Glover, Craig, Stone, Wilson, Kelly, Mandeville, Dagge, Aikenhead—16.

## COMMISSIONER OF DEEDS.

Ald. Rogers presented the following communication :

251 BROADWAY, NEW YORK, }  
 September 20, 1870.

To the Hon. the Common Council in Council Assembled :

GENTLEMEN: I do hereby tender to your honorable body my resignation as a Commissioner of Deeds in and for the City of Rochester. With kind regards for past favors generously extended to me at your hands,

I remain, gentlemen, your obedt. servant,  
 RICHARD H. SCHOOLEY.

On motion of Ald. Rogers, accepted.

Ald. Rogers moved that the Board proceed to ballot for Commissioner of Deeds in place of Richard H. Schooley, resigned. Carried.

First Ballot—Ex-Ald. Henry E. Rochester received fifteen votes, Ald. John H. Wilson received one vote.

Ex-Ald. Henry E. Rochester having received the requisite number of votes was declared elected Commissioner of Deeds.

On motion of Ald. Whitcomb, adjourned.

W. F. MORRISON, City Clerk.

### In Common Council—Sept. 29th, 1870.

## SPECIAL MEETING.

President, Ald. Ezra R. Andrews presiding.  
 Present—Ald. Whitcomb, Wait, Andrews, Remington, Smith, Relyea, Connolly, Glover, Craig, Wilson, Kelly, Woodruff, Gerling, Nagel, Aikenhead—15.

Absent—Ald. Briggs, Barker, Rogers, Herzberger, Caring, Meyer, Stone, Mandeville, Charters, Dagge, Stebbins, Mauder, Parsons—13.

The Clerk read the following from his Honor the Mayor :

MAYOR'S OFFICE,  
 ROCHESTER, N. Y., Sept. 29, 1870. }

To W. F. Morrison, City Clerk :

You will please call a meeting of the Common Council this afternoon at 4 o'clock to take action in reference to the Rochester and Genesee Valley railroad.

JOHN LUTES, Mayor.

Ald. Remington moved that the City Attorney discontinue the suit brought against the New York and Erie Railroad Company for the appointment of a Receiver.

Ald. Kelly moved that the motion of Ald. Remington be indefinitely postponed. Carried by the following vote :

Ayes—Ald. Whitcomb, Wait, Smith, Relyea, Connolly, Glover, Craig, Wilson, Kelly, Woodruff, Gerling—11.

Nays—Ald. Andrews, Remington, Nagel, Aikenhead—4.

Ald. Remington moved that the City Attorney be and he is hereby instructed to take control of the said suit. Carried.

On motion of Ald. Relyea, adjourned.

W. F. MORRISON, City Clerk.

## In Common Council--Oct. 3d, 1870.

### SPECIAL MEETING.

President, Ald. Ezra R. Andrews, presiding.  
The Clerk read the following communication from his Honor the Mayor:

MAYOR'S OFFICE, }  
ROCHESTER, N. Y., Oct. 3, 1870. }

W. F. MORRISON, City Clerk:

You will please give notice to the several Aldermen of a special meeting of the Common Council, to be held at the Mayor's Office this evening at 8 o'clock, to take action in regard to the death of the wife of Alderman Henry T. Rogers as to the board may seem appropriate.

Yours,  
JOHN LUTES,  
Mayor.

Ald. Kelly presented the following preamble and resolutions, which were on his motion adopted:

Whereas, Having been called together to express our feelings in regard to the death of Mrs. Rogers, wife of our associate, Henry T. Rogers, and to take such action as our sympathies may dictate; therefore, be it

Resolved, That we recognize the profound wisdom of Him who holdeth our lives in the hollow of His hand, and at all times thus willingly bow with submission to His will and dispensation.

Resolved, That believing thus, and acknowledging the power of Him who doeth all things well, we feel to extend to our friend the sympathy that friendship demands and that sorrow would dictate in this his great loss.

Resolved, That so far as in our power we will do all that seemeth just to comfort him in his affliction to uphold and cheer him in his loneliness, and to show to others that in our association of brother aldermen there exists a reality of friendship that speaketh louder than words.

Resolved, That we attend the funeral in a body, and that the Clerk transmit to Mr. Rogers a copy of these resolutions.

Ald. Relyea moved that the Common Council and city officers meet at the Mayor's Office tomorrow afternoon at one o'clock to attend the funeral. Carried.

On motion adjourned.

W. F. MORRISON,  
City Clerk.

## In Common Council, Oct. 4th, 1870.

### REGULAR MEETING.

President Ald. Ezra R. Andrews, presiding.  
Present—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—23.  
Absent—Ald. Barker, Rogers, Wilson, Kelly, Stebbins—5.

### APPROVAL OF MINUTES.

Ald. Caring moved that the minutes of the meeting of Sept. 20th, at page 143 of proceedings be amended so as to read, "Ald. Caring moved that David McKay, E. T. Oatley, and John J. Schaffer act as Assessors, if not interested in any of the property to be assessed, and not of kin to any person so interested."

On motion of Ald. Parsons the minutes of meetings (as amended) Sept. 20th, 22d, 24th and 29th, 1870, were approved as published.

### PETITIONS AND CLAIMS.

By Ald. Briggs—Bills of H. W. Jones and others—Poor Committee.

By Ald. Herzberger—Bills of W. H. Gorsline and others—Committee on House for Idle and Truant Children.

By Ald. Remington—Bills of Anthony Kasseall and others—Contingent Exp. Committee.

By Ald. Smith—Bills of Rochester Publishing Association and others. Committee on Public Health.

By Ald. Caring—Petition of Samuel Moulson—Sewer Committee to report. Estimates of McCormick & Co. and others—Sewer Committee. Bill of Anthony Kasseall—Contingent Expense Committee. Bill of John Quin—Street Committee.

By Ald. Stone—Bill of D. Wilkin. Park Committee. Bills of Rochester Publishing Association and others—Fire Department Committee.

By Ald. Charters—Bills of S. M. Sherman and others. Police Committee.

By Ald. Gerling—Petition of Jacob Strassner, for market license, corner Walnut and Orange streets. Tabled. Bills of John P. Roche and others. Fire Department Committee.

By Ald. Dagge—Bills of J. L. Fertig and others. Map and Survey Committee.

By Ald. Nagel—Bills of H. C. Fenn and others. City Property Committee.

By Ald. Aikenhead—Bills of J. E. Relyea and others. Lamp Committee.

By Ald. Parsons—Estimates of Whitmore, Carson & Co., and others. Improvement Committee.

By Ald. Glover—Petition of Wm. J. Redman, to erect a wood building. Wood Building Committee.

By Ald. Whitcomb—Petition of Rudolph Vay and others, for permission for parties residing on Maple street, outside the city, to drain into the Maple street sewer.

Ald. Whitcomb moved to refer the petition to the Sewer Committee, with power to act.

Ald. Mauder moved to amend by striking out the words "power to act." Carried.

A vote was then taken on the original motion as amended and declared lost.

Ald. Mauder moved to refer the petition to the Sewer Committee, and that they report to this Board. Carried.

By Ald. Wait—Petition of Charlotte T. French for permission to erect a wooden building.—Wood Building Committee.

By Ald. Aikenhead—Petition of Henry W. Boddy and others, for cement walks on each side of North Stillson street. Improvement Committee.

By Ald. Mandeville—Bill of Chase & Otis.—Street Committee.

### REPORTS OF STANDING COMMITTEES.

Ald. Parsons, from the Improvement Committee, reported in favor of the estimates of Whitmore, Carson & Co., McConnell & Jones, Roderrick & Co., Francis Dana and Robert McIntyre. Tabled.

Ald. Stone, from the Fire Department Committee, reported in favor of M. Bronner—bill for damages. Tabled.

Bills of L. S. Gibson, Scott's Band, Hadley's Band, Anthony Kasseall, M. Heavey, R. B. Payne, Thos. Knowles, B. F. Blackall and Gerling Bros. Finance Committee.

Ald. Aikenhead, from the Lamp Committee, reported in favor of the bills of J. E. Kelyea. Finance Committee.

Ald. Briggs, from the Committee on Relief and Support of the Poor, reported in favor of the bills of H. W. Jones, James McMannis, L. Andrews, Conrad Zimmer, Gerling Bros. P. B. Whitbeck, George Schofield, C. Merlau & Co., B. Waugh Jones, J. E. Butterfield, City Hospital, Church Home, St. Mary's Orphan Asylum, Home for the Friendless, St. Joseph's Orphan Asylum, St. Mary's Hospital and St. Patrick's Orphan Asylum. Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the bills and estimates of Jas. Buckley, Logan & Cregan (two estimates), Robt. McIntyre, John Rauber & Co., William D. Calister and D. McCormick & Co. Tabled.

Ald. Caring, from the Street Committee, reported in favor of the bill of John Quin. Finance Committee.

Ald. Hersberger, from the Committee on House for Idle and Truant Children reported in favor of the bills of W. H. Gorsline, J. W. Adams-James D. McIntosh & Co., Hubbard & Northrop, Moore & Cole and E. H. Hollister—Finance Committee.

Ald. Smith, from the Committee on Public Health reported in favor of the bills of the Rochester Publishing Association and M. Heavey—Finance Committee.

Ald. Nagel from the City Property Committee, reported in favor of the Bills of H. C. Fenn and Bingham, Brooks and Bemis—Finance Committee.

Ald. Remington, from the Contingent Expense Committee, reported in favor of the bills of M. Heavey (two bills), Anthony Kasseal, (two bills) John Van Anker, (two bills) E. R. Andrews, H. Murchler, A & P. Telegraph Company, Edward Tanner, Frank Masseth, and Adolph Nolte.—Finance Committee.

Ald. Charters, from the Police Committee, reported in favor of the bills of S. M. Sherman.—Finance Committee.

Ald. Dagge, from the Committee on Maps, Surveys and Records, reported in favor of the bills of Sidney G. Gwynne, J. L. Fertig and Michael McQueen.—Finance Committee.

#### COMMUNICATIONS.

The President of the Board presented the following:

*To the Honorable the Common Council of the City of Rochester:*

GENTLEMEN:—I have recently received from the Mayor of the city of Detroit a neatly bound volume containing the Mayor's Inaugural Address and the Annual Report of the various departments of the city government for 1870.

I have also received from the Mayor of Boston an elegantly bound volume containing the annual report of the City Auditor, for the years 1869-70. These are very useful and valuable gifts, and deserve an appropriate acknowledgment and reciprocation of the courtesy and favor from the Common Council, which I doubt not you will be pleased to render.

Respectfully,

JOHN LUTES, Mayor.

Ordered received, filed and published.

MAYOR'S OFFICE,  
ROCHESTER, October 4, 1870 }

*To the Honorable, the Common Council of the City of Rochester:*

GENTLEMEN: I am advised by the City Attorney that Judge Samuel L. Selden, the referee

appointed by the Court to take testimony and report to the Court in regard to the contemplated erection of a pier in the river by Nehemiah Osburn, has made up his opinion and will report that said pier will be no obstruction to the flow of the water of the river. I must express my astonishment at the conclusion reached by Judge Selden. If such pier and other similar structures are to be permitted to be placed in the river, the safety of a large portion of the city will be greatly imperiled, and damages are likely to ensue, far beyond the means and ability of the parties making these structures to respond for. I deem it my duty, under the circumstances, to urge the Common Council to take every proper and legal measure to prevent the confirmation of Judge Selden's report; and failing in this it behooves the city authorities to lose no time in providing the means of counteracting the injurious effects of such obstructions in the bed of the river by deepening the channel or otherwise.

Respectfully,

JOHN LUTES, Mayor.

MAYOR'S OFFICE, }

Rochester, Oct. 4, 1870. }

*To the Honorable, the Common Council of the City of Rochester:*

GENTLEMEN:—Mr. Edwin S. Hayward, of the town of Brighton, has recently instituted a suit against this city for alleged damage, caused by the water discharged by the East avenue sewer across his lands. Also, another suit for like matter of complaint, in respect to the Court and William streets out-let sewer passing through the premises of James Palmer and others, and under the Central R. R. track, near New Main street. Another suit is pending, instituted some time since by the same party for the same alleged cause of action. The question involved in these suits, is an important one, as affecting the interest and rights of the city, and should receive the early attention of your Board. The line of the Court and William street out-let sewer is the natural channel of a stream, draining a large section of the eastern part of the city, and it would seem proper and lawful that the surface water of that section should find discharge in that direction. If anything is required to be done to relieve the city from these vexatious suits, I think, the means may be found under the provisions of the "Act to amend title 16 of chap 8, part III, of the Revised Statutes, relating to proceedings for the draining of swamps, marshes, and other low or wet lands, and for draining farm lands, as amended by chap. 888 of the Session laws of 1869."

If, after reference to the Law Committee of your Board and the City Attorney, you should be advised that this law does not fully provide for the exigencies of this particular case, I would then, respectfully, advise that steps be taken to have the law amended at the earliest day practicable to meet this and other similar cases.

In this connection I desire to call the attention of your Board to the condition of this Court and William street out-let sewer. It is not of sufficient capacity, and particularly under the Central Railroad track, to carry the volume of water discharged into it, and consequently the contiguous lots are submerged on every occasion of copious rain, and it is a matter of repeated complaint by the persons owning such lots. I most respectfully urge the Common Council to take prompt and effective measures to

remedy the evil, connected with this out-let sewer, and for a full understanding of the rights of the city pertaining to the line of the sewer, I would refer the Committee of your Board, to the report of the Law Committee in relation thereto, submitted to the meeting of the Common Council, Nov. 27, 1866, which will be found at page 147 of the published proceedings of that year.

Two of the bridges over that sewer have recently been destroyed by the action of the water, and as the city is held responsible for the maintenance of such bridges, it is necessary to order their repair. I think the expense of this sewer and the bridges should be assessed on the property enjoying the benefits of the sewer.

Respectfully yours,  
JOHN LUTES, Mayor.

Ordered received, filed and published.

Ald. Caring moved that the Communication be referred to the Law Committee and City Attorney, with instructions to report to the Board as early as possible. Carried.

The Clerk presented the following communications:

CITY ATTORNEY'S OFFICE, }  
ROCHESTER, Oct. 4, 1870. }

Gentlemen of the Common Council:

I have to report that the decision of His Honor Samuel L. Selden, Referee in the case of the city of Rochester against Nehemiah Osburn, has been rendered and the same is adverse to the city. I do not see anything in the case which would warrant an appeal from such decision, or afford a hope of reversal of the same.

I still, however, await your direction in the matter, and respectfully ask it this evening, in order that such action as is necessary be taken, either for an appeal, or to stay any further claim for damages on the part of the defendant beyond that already caused. Respectfully yours,

JESSE SHEPHERD, City Attorney.

Ordered read, filed and published.

ASSESSOR'S OFFICE, }  
ROCHESTER, Oct. 4th, 1870. }

To the Honorable the Common Council:

The undersigned beg leave to represent to your Honorable body, that the Rev. Augustus Rusehenbausch was inadvertently assessed one thousand one hundred dollars on his house and lot, situated on the west side of Arnold Park, in the Seventh Ward, for the current fiscal year, and as this gentleman is a clergyman in good and regular standing, and entitled to an exemption of fifteen hundred dollars on property owned and occupied by him as a residence, we ask the Common Council to direct the City Treasurer to cancel the tax of \$47 levied upon the property referred to.

We would also make the same request with reference to the Rev. William A. Penn, assessed \$200 on his house and lot on Meigs street, in the Seventh Ward, and whose tax on the same is eight dollars and fifty-five cents.

Respectfully submitted,  
D. MCKAY, }  
E. T. OATLEY, } Assessors.  
J. J. SCHAFFER, }

Ordered received, filed and published.

By Ald. Craig—Resolved, That the City Treasurer be, and he is hereby directed to cancel the tax of \$47 levied on the property of Rev. Augustus Ranschenbausch, and \$8.55 levied on the property of the Rev. Wm. A. Penn, both in the Seventh ward, and charge the same to erroneous assessments.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—22.

POLICE DEPARTMENT,

ROCHESTER, October, 1st, 1870. }

To the Honorable Common Council of the City of Rochester:

Monthly report of the Police Justice of the City of Rochester of monies received by him for fines and penalties during the month of September, 1870: Total amount received, \$2,408 00.

I do hereby officially certify that the foregoing report in relation to monies received by me for fines and penalties during the month of September, 1870, is true.

Respectfully yours, &c.,  
E. W. BRYAN.

Ordered received, filed and published.

REPORT OF THE OVERSEER OF THE POOR FOR SEPTEMBER, 1870.

The Overseer of the Poor reported: Whole amount of money disbursed.....\$2,093 98  
Less County and Towns.....351 15

Number of families aided.....\$1,761 93  
Received and filed.....582

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE, }  
Oct. 4, 1870. }

To the Hon., the Common Council:

GENTLEMEN:—The Treasurer herewith submits the Monthly Statement of the balances of the principal funds on the 4th day of Oct., 1870, as required by Section 59 of the City Charter

	Credit Balance.
Contingent Fund.....	\$ 766 44
Police Fund.....	7,090 10
Fire Department Fund.....	2,049 77
Highway Fund, (overdrawn).....	\$702 52
Lamp Fund.....	2,518 58
Poor Fund.....	8,724 40
Park Fund.....	544 24
Board of Health Fund.....	761 87
Home for Truants Fund.....	9,260 96
Sewer Repair Fund.....	834 63
Lyell street Repair Fund.....	158 58
North street Repair Fund.....	197 43
St. Paul street Repair Fund (N. Y. C. E. R. to Scramont street).....	2 20
St. Paul street Repair Fund (Scramont street to City Line).....	153 86
Monroe Avenue Repair Fund.....	435 65
Mt. Hope Avenue Repair Fund.....	126 73
Plymouth Avenue Repair Fund.....	9 01
West Avenue Repair Fund.....	114 77
Lake Avenue Repair Fund.....	147 89
East Avenue Repair Fund.....	105 99
South Avenue Repair Fund.....	35 10

H. P. LANGWORTHY, Treasurer.  
1870. Subscribed and sworn to before me this 4th day of Oct.

B. FRANK ENOS, Commissioner of Deeds.

Ordered received, filed and published.

To the Honorable the Mayor and Common Council

of the City of Rochester:

GENTLEMEN—You are most cordially invited to attend the ceremony of dedication of the bells to be placed in our church on Fitzhugh street on Sunday Oct. 16.

By order of the committee of the German Protestant St. Paul's church.

By Ald. Mauder—Resolved, That the above communication be received, filed and published, and that the invitation be accepted by this Board. Adopted.

ORDINANCES.

PLANK WALK ON SOUTH YORK STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a plank walk on South York street, from the Chili road to the south line of Mary Blair's lot.

The Common Council of the city of Rochester do ordain and determine as follows:

The construction of a plank walk 4 feet 8 inches wide on each side of South York street, from the Chilli road to the south line of Mary Blair's lot.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$803, which estimate was and is hereby approved; the sum of \$803 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which the Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of South York street, from the Chilli road to the south line of Mary Blair's lot.

On which above described portion of the city the said sum of \$803 is hereby ordered to be assessed. And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 8th day of October, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Carling, Smith, Kelyca, Connolly, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—23.

#### PLANK WALKS ON LEWIS STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet 8 inches wide on each side of Lewis street, from Scio street to Davis street. Adopted.

The Surveyor submitted as such estimate \$689.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:  
The construction of a plank walk 4 feet 8 inches wide on each side of Lewis street, from Scio street to Davis street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$689, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz.:

One tier of lots on each side of Lewis street, from Scio street to Davis street.

And the Clerk is hereby directed to publish notice in pursuance of section 19 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Oct. the 14th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Accepted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Carling, Smith, Kelyca, Connolly, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—23.

#### PLANK WALK ON ALMIRA STREET.

On motion, Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a plank walk on Almira street in front of lots No. 1 and 2, in sec. D, and in front of lot No. 16 and the north half of No. 17, Sec. C, of the Galusha tract.

The Common Council of the City of Rochester do ordain and determine as follows:

The construction of a plank walk 4 feet 8 inches wide on each side of Almira street, in front of lots No. 1 and 2, in section D, and in front of lot No. 16 and the north half of No. 17, in section C, of the Galusha tract.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$100 which estimate was and is hereby approved; the sum of \$100 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

Lots Nos. 1 and 2, in section D, and lot 16 and the north half of lot No. 17, in section C, of the Galusha tract.

On which above described portion of the city the said sum of \$100 is hereby ordered to be assessed. And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 8th day of Oct., 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Carling, Smith, Kelyca, Connolly, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—23.

#### SCHOOL ALLEY IMPROVEMENT.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to improve school alley, from Spring street to Troup street.

The Common Council of the city of Rochester do ordain and determine as follows:

The improvement of school alley, from Spring street to Troup street, by constructing a pipe sewer 12 inches in diameter, from the sewer in Spring street to Troup street. Also paving said alley with Medina stone, and constructing the necessary number of lateral sewers.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$4,337, which estimate was and is hereby approved, the sum of \$4,337 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And that portion of said city which the Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of School alley, from Troup street to Spring street.

On which described portion of the city the said sum of \$4,337 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 8th day of Oct., 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Carling moved to amend the ordinance by striking out all pertaining to a sewer. Carried.

Ald. Carling moved to postpone further action on the ordinance until next regular meeting. Carried.

#### FLAG WALK ON JONES AVENUE.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a flag walk on Jones avenue, from the west line of John Sheridan's lot to the crosswalk at Varum street.

The Common Council of the city of Rochester do ordain and determine as follows:

The construction of a flag walk 6 feet wide in two courses of Medina stone, on the north side of Jones avenue, from the west line of John Sheridan's lot to the east end of the crosswalk at Varum street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate



mate of such expense, and reported the same at \$206, which estimate was and is hereby approved, the sum of \$206, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the north side of Jones avenue, from the north line of John Sheridan's lot to Varnum street.

On which above described portion of the city the said sum of \$206 is hereby ordered to be assessed.

And David McKay, John J. Shaffer, E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion of said city so designated of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose on Saturday, the 8th day of October, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—21.  
Nays—Ald. Andrews—1.

#### PLANK WALKS ON SELLINGER STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to lay out a plank walk on Sellinger street, from Clinton street to St. Joseph street.

The Common Council of the City of Rochester do ordain and determine as follows:

The construction of a plank walk 3 feet wide on each side of Sellinger street, from Clinton street to St. Joseph street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$765 which estimate was and is hereby approved, the sum of \$765 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Sellinger street from Clinton street to St. Joseph street.

On which above described portion of the city the said sum of \$765 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 8th day of Oct., 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—22.

#### IMPROVEMENT OF NORTH AVENUE.

Ald. Parsons presented the final ordinance for the improvement of North avenue, from the N. Y. C. R. R. to R. V. street.

And Aikenhead moved to postpone action on the ordinance until the next regular meeting. Carried.

#### LATERAL SEWERS IN FRONT STREET.

On motion of Ald. Carling, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Carling submitted the following:

An ordinance to construct lateral sewers in Front street.

The Common Council of the City of Rochester do ordain and determine as follows:

The construction of two lateral sewers on the east side of Front street, to be located at Nos. 35 and 37 and 39 and 41 on said street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at one

hundred and six twenty-five dollars, which estimate was and is hereby approved; the sum of \$175 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Front street, from the south line of store No. 35 to the north line of store No. 41 on said street.

On which above described portion of the said city the said sum of \$175 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 8th day of October, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—23.

#### STONE SEWER IN SOUTH FITZHUGH STREET.

By Ald. Carling—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 2 feet by 2 feet in South Fitzhugh street, from the sewer now in said street near the north line of the lot owned by Mary B. Sackett, to a point 40 feet south of the north line of the lot owned by Preston Smith.

The City Surveyor submitted as such estimate \$888.

By Ald. Carling—Resolved, That the following improvement is expedient, viz:

The constructing of a stone sewer 2 feet by 2 feet in South Fitzhugh street, from the sewer now in said street near the north line of the lot owned by Mary B. Sackett, to a point 40 feet south of the north line of the lot owned by Preston Smith.

And whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$888, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of South Fitzhugh street, from the north line of the lot owned by Mary B. Sackett, to a point 40 feet south of the north line of the lot owned by Preston Smith.

And the Clerk is hereby directed to publish notice in pursuance of section 134 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Oct. the 18th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—23.

#### PIPE SEWER IN PHELPS AVENUE.

On motion of Ald. Carling, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Carling submitted the following:

An ordinance to construct a pipe sewer in Phelps avenue, from Varnum street to Backus avenue.

The Common Council of the city of Rochester do ordain and determine as follows:

The construction of a pipe sewer 9 inches in diameter in Phelps avenue, from Varnum street to Backus avenue.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$620, which estimate was and is hereby approved, the sum of \$620, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the South side of Phelps avenue, from Varnum street to Backus avenue.

On which above described portion of the city the said sum of \$620 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so

interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 8th day of Oct., 1870, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—23.

Ald. Caring moved to reconsider the vote just taken on the ordinance for a pipe sewer in Phelps avenue. Carried.

Ald. Caring moved that action on the ordinance be postponed until the next regular meeting. Carried.

#### STONE SEWER IN LAKE AVENUE FROM DEEP HOLLOW.

On motion of Ald. Caring, the Board proceeded to hear the allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a stone sewer in Lake avenue, from Deep Hollow to the north line of Wm. Purcell's lot.

The Common Council of the city of Rochester do ordain and determine as follows:

There shall be constructed a stone sewer 2 feet by 2 feet in Lake avenue, from Deep Hollow to the north line of William Purcell's lot.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$5,680, which estimate was and is hereby approved; the sum of \$5,680 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said improvement is described as follows:

One tier of lots on each side of Lake avenue, from Deep Hollow to the north line of William Purcell's lot, on which above described portion of said city the said sum of \$5,680 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year, from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer, K. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 8th day of October, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead—22.

#### ASSESSMENT ROLLS.

The Clerk presented the following Assessment Rolls from the Assessors, and they were referred to the Assessment Committee:

Improvement of Court street, from Chestnut street to Union street.

Improvement of South Fitzhugh street, from Spring street to Troup street.

Improvement of Troup street, from Caledonia avenue to Ford street.

Pipe sewer in Comfort street.

Plank walk on the east side of Cayuga street, from Alexander street to Nelson street.

Repairing walks on Caledonia avenue.

Repairing walks on Ford street.

Repairing walks on Troup street.

Repairing walks on Lafayette street.

Repairing walks on Adams street.

Repairing walks on Broadway.

Repairing walks on Magne street.

Repairing walks on Saxton street.

Repairing walks on Pearl street.

Repairing walks on Clifton street.

Repairing walks on South Francis street.

Repairing walks on Hunter street.

#### UNFINISHED BUSINESS OF THE PREVIOUS MEETING.

Ald. Relyea called up the resolution to pay the Messenger extra compensation, and moved to amend the resolution by adding the words "and charge Contingent Fund when there are funds applicable." Carried.

The original resolution as amended was then acted on and adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder—17.

Nays—Ald. Andrews, Remington, Herzberger, Stone, Aikenhead—5.

#### EXECUTIVE.

Ald. Stone moved to proceed to ballot for Inspector of Election, in place of Ellery S. Treat, who has removed from the city. Carried.

#### FIRST BALLOT.

B. Waugh Jones received..... 17 votes  
Ald. H. H. Craig received..... 2

B. Waugh Jones having received the requisite number of votes was declared appointed Inspector of Election for the Eighth Ward.

#### MISCELLANEOUS.

By Ald. Aikenhead—Resolved, That the Lamp Committee be directed to purchase thirty-five lamp posts, at a price not to exceed \$12.50 each. Also thirty-five street lamps, at a price not to exceed \$4.60 each.

Adopted by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead—22.

By Ald. Aikenhead—Resolved, That B. C. Chapman have permission to construct a cement walk in front of his premises on North street, under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Nagel—Resolved, That the City Clerk draw an order on the City Treasurer for the sum of \$2.85, payable to the order of George Zink, and charge the same to the Erroneous Assessment. Adopted by the following vote:

Nays—Ald. Whitcomb—1.  
Ayes—Ald. Briggs, Wait, Andrews, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—21.

By Ald. Mauder—Resolved, That the owners of property on Sellinger street have permission to build their own walks, within 30 days, under the direction of the City Surveyor and Improvement Committee. Adopted.

By Ald. Parsons—Resolved, That the Clerk draw two orders for \$635 each in favor of Whitmore, Carson & Co., and payable to their order, one in one year and one in two years from the 1st day of October, 1870, both with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge James

street Flag Walk Fund. Also, That the Clerk draw two orders for \$1,000 each in favor of McConnell & Jones and payable to their order, one in one year and one in two years from the 4th day of October, 1870, both with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city and charge William Street Improvement Fund.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Smith, Relyca, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dague, Nagel, Mauder, Aikenhead, Parsons—22.

#### IMPROVEMENT FUND.

By Ald. Parsons—Resolved, That the Treasurer pay, when there are funds applicable, as follows: Robert McIntyre, in full for constructing plank walk on Smith street, \$132.09, and charge that fund.

Roderick & Co., in full for constructing plank walk on Clifton street, \$43.80, and charge that fund.

Whitmore, Carson & Co., in full on their contract for James street plank walk, \$333.50, and charge that fund.

McConnell & Jones, on their contract for William street improvement, \$300, and charge that fund.

Francis Dana, in full on his contract for Cobb street plank walk, \$43.80, and charge that fund.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Smith, Relyca, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dague, Nagel, Mauder, Aikenhead and Parsons—22.

By Ald. Parsons—Resolved, That the Treasurer is hereby directed to receive of persons assessed for St. Joseph street plank walk, in full, as follows: Of Emily Brooks, \$3.10; John Morris, \$98.54; Fred Titenburg, \$31.60; Sophia Cook, \$6.30; Timothy Donovan, \$69.40; and of all others, 62 per cent. Adopted.

By Ald. Gerling—Resolved, That a market license be granted to Jacob Strasser for the balance of the fiscal year, on his paying into the City treasury the sum of \$18.50, in accordance with the prayer of his petition.

Ald. Aikenhead moved to amend the resolution by striking out \$18.50 and inserting \$25. Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Smith, Meyer, Stone, Woodruff, Mandeville, Dague, Nagel, Aikenhead, Parsons—15.

Nays—Ald. Caring, Relyca, Connolly, Glover, Craig, Gerling, Charters, Mauder—8.

The original resolution as amended was then acted on and declared adopted.

By Ald. Woodruff—Resolved, That the Lamp Committee be directed to enter into contract with the Rochester City Gas Light Company, and also with John E. Relyca to have the gas and kerosene lamps lighted from dark until daylight until the 1st of April next, upon the same basis as now paid.

Ald. Aikenhead moved to table the resolution. Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Herzberger, Remington, Connolly, Stone, Charters, Nagel, Mauder, Aikenhead, Parsons—13.

Nays—Ald. Caring, Smith, Relyca, Meyer, Glover, Craig, Woodruff, Mandeville, Dague—9.

By Ald. Stone—Resolved, That the city Treasurer pay Moses Bronner \$23.35 for glass, broken by fire department, and charge the same to that fund. Said sum to be deducted from amount appropriated to the company causing the damage. Adopted by the following vote.

Ayes, Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Caring, Smith, Relyca, Connolly, Meyer, Glover, Craig, Stone, Dague, Nagel, Mauder.—17.

Nays Ald. Woodruff, Mandeville, Gerling, Aikenhead, Parsons.—6

Ald. Stone, from the Fire Department Committee, stated that they had opened all the bids (for the construction of an engine house) received up to 12 o'clock, M., 4th inst., that a bid had been handed in since that time, which has not been opened, and the Committee would not report until the Board had taken action in reference to receiving this bid.

Ald. Relyca moved that the bid be thrown out.

Ald. Remington moved as a substitute, that the bids be referred back to the committee to ascertain if the bid be a genuine one, and report.

Ald. Parsons moved that the committee advertise for other bids. Carried.

By Ald. Craig—Resolved, That the taxpayers on South York street have permission to build their own walks under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Craig—Resolved that the Street Superintendent be directed to re-number Champlain street. Adopted.

#### PROPOSALS.

To the Common Council of the City of Rochester:

GENTLEMEN:—The undersigned will sell to the city his house and lot, situate on Ford street, No. 21, for the following sum and on the following conditions, namely: for the sum of Two Thousand Five Hundred Dollars, one thousand dollars to be paid down, the balance to run such time as parties can agree upon, secured by mortgage upon said premises. MATTHEW MEAD.

Dated September 24th, 1870.

By Ald. Stone—Resolved, That the Fire Department Committee be authorized to purchase of Mathew Mead, his house and lot, situated on South Ford street, No. 21, for the sum of \$2,500.

Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Remington, Herzberger, Caring, Relyca, Connolly, Meyer, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Nagel, Mauder, Aikenhead, Parsons.

#### PROPOSALS FOR FIRE DEPARTMENT LOT EAST SIDE.

Gibbons & Stone, lot on Stone street 66 feet front and rear, and 141 feet deep, extending to Minerva Alley, for \$100 per running foot.

John J. Shaffers, lot on south-east corner of Atwater and St. Paul streets, for \$4,000.

J. E. Hayden's lot on Franklin street running through to Chatham street, for \$2,500.

R. Peters, lot on Stone street, for \$50 per running foot.

By Ald. Stone—Resolved, That the Fire Department be authorized to purchase of Gibbons & Stone, a portion of their lot situate on the west side of Stone street, for the sum per foot submitted in their proposition.

Ald. Gerling moved that the matter be referred

back to the Committee for Further Proposals, and report. Carried.

Ald. Stone moved that the plans furnished by John Thomas for engine houses be adopted by this Board. Carried.

By Ald. Craig—Resolved, That the Street Superintendent be and he hereby is directed to notify the owners of property on the north side of Cady street to repair their walks within ten days, and if they fail to comply, he will cause the same to be done and charge the owner.—Adopted.

By Ald. Meyer—Resolved, That the Treasurer pay D. Wilkin one hundred and two dollars in full, for constructing plank walk on the east side of Mechanics' Square, and charge Park Fund.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—22.

Ald. Relyea moved to suspend the rule to adjourn at 11 o'clock. Carried.

By Ald. Relyea—Resolved, That H. H. Babcock, Agent for the Anthracite Coal Company, have permission to erect an office and sheds on the ground owned by the New York Central Railroad Company on the west side of Hudson street, and to be used for the purpose of a coal yard.

Ald. Mandeville moved to indefinitely postpone the resolution. Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Remington, Herzberger, Caring, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Aikenhead, Parsons—18. Nays—Ald. Relyea, Mauder—2.

By Ald. Relyea—Resolved, That J. E. Spencer, Frank Myers, John Volmer, Michael Ryan, Wm. Denny, John Sibbel, John McNary, Samuel Blackney, Wm. Gibbs and P. Black have permission to construct cement walks in front of their premises on South avenue, under the direction of the Improvement Committee and City Surveyor.

Ald. Dagge moved the indefinite postponement of the resolution. Carried.

CITY SURVEYOR'S OFFICE, }  
October 4, 1870. }

*To the Honorable the Common Council of the City of Rochester:*

GENTLEMEN:—As directed by resolution passed at your last regular meeting, I have made a survey of the street line in front of the lots owned by James Kehoe, on Pearl street, and marked the same, and find that there is an encroachment upon the street of from two feet to two and one-half feet. Respectfully yours, &c.,

W. S. GRANTSINN, Surveyor.

Whereas, It appears by the report of the City Surveyor that in accordance with the direction of this Board, he has made a survey of the encroachment upon the street made by James Kehoe, on Pearl street; and

Whereas, Said encroachment is found to be a fence built along the whole line of his lot on the street, and is two feet in the street on the east end of said lot, and nearly three feet on the west end, now, therefore, by the Common Council,

Resolved, That the said James Kehoe be and he is hereby required to remove said obstruction within twelve days from this date, and in default thereof that the Street Superintendent be

instructed to take such steps for the removal thereof as authorized by the Charter. Adopted.

#### IMPROVEMENT FUND.

By Ald. Caring—Resolved, That the Treasurer pay, when there are funds applicable, as follows: Logan & Cregan on their contract for Gardiner Park sewer \$300 and charge that fund.

John Ruber & Co. on their contract for Pindle alley sewer \$800, and charge that fund.

D. McCormick & Co. (payable to D. Gatens & Co.) on their contract for Lake avenue, Phelps avenue and Varnum street sewer \$1,000 and charge that fund.

Also—Resolved, That the clerk draw an order for \$500 in favor of Logan & Cregan and payable to their order in one year from the 4th day of October, 1870, with interest, and the treasurer is hereby authorized to accept the same in behalf of the city, and charge Washington street sewer fund. Adopted by the following vote.

Ayes, Ald. Briggs, Wait, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Dagge, Nagel, Mauder, Aikenhead, Parsons.—18.

#### PROPOSALS,

*To the Street Committee of the Common Council of the city of Rochester:*

GENTLEMEN:—I will furnish you, for the city's use, three hundred pieces 4x9, 11 feet, at \$38.50 per thousand feet, board measure; 60,000 feet 3 inch oak plank, at 38 50, per thousand feet, board measure, and will, without charge, furnish a place for the storage of the same if desired.

Yours, Very Truly,

C. R. PARSONS.

Rochester, October 1st, 1870.

By Ald. Caring—Resolved, That the Street Committee be and they are hereby requested to enter into contract with C. R. Parsons for the furnishing of oak lumber, in accordance with his proposition

Adopted by the following vote:

Ayes—Ald. Briggs, Andrews, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead—18.

By Ald. Caring—Resolved, That the Street Superintendent be instructed to notify Mrs. Reichenecker to repair the gutters in front of her premises on North street, near Hudson, within five days from this date. Adopted.

By Ald. Caring—Resolved, That property owners on the south side of Allen street, from Washington street to Platt street, are not required to lay brick in their sidewalks between the flag stone and curb stone. Adopted.

Ald. Herzberger moved the reconsideration of the vote on Ald. Kelly's resolution, in reference to lunch.

Ald. Craig moved to indefinitely postpone Ald. Herzberger's motion. Carried.

Ald. Meyer moved that the Wood Building Committee have power to act upon all petitions now before the Committee. Carried.

By Ald. Herzberger—Resolved, That the City Treasurer be and he is hereby requested to pay Dominick Mura \$960, being an amount due him on his contract, as certified to by A. J. Warner & Co., and charge the same to the House of Idle and Truant Children Fund.

Adopted by the following vote:

Ayes—Ald. Briggs, Andrews, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagel, Mauder, Aikenhead, Parsons—19.

Ald. Caring moved that the Board now adjourn until Thursday evening next, at 7½ o'clock, for the purpose of acting on the Finance Budget and for no other purpose. Carried.  
Adjourned.

W. F. MORRISON, City Clerk.

**In Common Council—Oct. 6th, 1870.**

**ADJOURNED MEETING.**

President—Ald. Ezra R. Andrews, presiding.  
Present—Ald. Wait, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Gerling, Charters, Dage, Stebbins, Mauder, Aikenhead, Parsons—18.  
Absent—Ald. Briggs, Whitcomb, Barker, Rogers, Craig, Wilson, Kelly, Woodruff, Mandeville, Nagel—10

**FINANCE BUDGET.**

ROCHESTER, Oct. 6th, 1870.

By Ald. Relyea—Resolved, That the Treasurer pay as follows, when there are funds applicable:

**POOR FUND.**

H. W. Jones, disbursements.....	\$ 163 60
James McMannis, paid orders.....	15 00
Z. Andrews, orders for meat and lodgings.....	29 00
Conrad Zimmer, paid orders, groceries.....	68 00
Gerling Bros., rent.....	73 30
P. B. Whitbeck, wood (payable to J. Post).....	528 75
George Schofield, transportation (payable to H. W. Jones).....	56 59
C. Merlan & Co., paid orders.....	180 70
B. W. Vaughan Jones, potatoes and orders.....	201 70
J. E. Butterfield, transportation.....	22 45
City Hospital, board and treatment from March 21st to Sept. 30th.....	1,815 00
Church Home, board per orders.....	47 00
St. Mary's Orphan Boys' Asylum, maintaining destitute children from July 1st to Oct. 1st.....	764 14
Home for the Friendless.....	245 00
St. Joseph's Orphan Asylum, board &c.....	417 14
St. Mary's Hospital, board and attendance from April 1st to Oct. 1st.....	1,325 69
St. Patrick's Orphan Asylum, maintaining destitute children from July 1st to Oct. 1st.....	402 41
And charge Poor Fund.	

**HEALTH FUND.**

Rochester Publishing Association, printing.....	\$ 3 00
M. Heavey, hack hire.....	12 00
And charge that Fund.	

**MAP AND SURVEY FUND.**

Sidney G. Gwynne, services as draughtsman.....	\$ 100 00
J. Louis Fertig, setting monuments.....	67 50
Michael McQueen.....	54 00
And charge that Fund.	

**LAMP FUND.**

J. E. Relyea, lighting and extinguishing lamps.....	\$ 768 96
repairing lamps.....	140 32
And charge that Fund.	

**HOUSE FOR IDLE AND TRUANT CHILDREN FUND.**

W. H. Gorsline, labor and building materials.....	\$ 504 85
J. W. Adams, disbursements.....	535 17
James D. McIntosh & Co., soap.....	9 60
Hubbard & Co., dry goods.....	82 25
Moore & Cole, groceries.....	51 40
E. H. Hollister, lumber.....	39 63
And charge that Fund.	

**POLICE FUND.**

E. W. Bryan, Police Justice, 1 quarter salary.....	\$ 500 00
S. M. Sherman, disbursements.....	193 71

**MONTHLY PAY ROLL.**

S. M. Sherman, 1 mo. salary to Oct. 1, 1870.....	141 70
P. H. Sullivan, .....	90 06
Peter Hughes, .....	85 50
A. McLean, .....	85 00
Wm. J. Rogers, .....	85 00
Jonathan Dresser, .....	85 00
William E. Fickett, .....	85 00
Thos. A. Burchell, .....	75 00
Sammel Brown, .....	75 00
Henry D. Shove, .....	75 00
Charles Green, .....	75 00
George Bingham, .....	75 50
David Monaghan, .....	75 00
Wm F. Lush, .....	75 00
Henry D. Baker, .....	75 00

Thos. F. Hurley, .....	75 00
John Barry, .....	75 00
Bartholomew Crowley, .....	75 00
Joseph P. Clary, .....	75 00
John C. Haggie, .....	75 00
Frank Goodwin, .....	75 00
John McQuarters, .....	75 00
Charles McCormick, .....	75 00
Joseph S. Rowarth, .....	75 00
James K. Foster, .....	75 00
A. H. Franklin, .....	75 00
William White, .....	75 00
Lyman Johnson, .....	75 00
Ferry Marzloff, .....	75 00
James Sullivan, .....	75 00
John H. Dana, .....	75 00
Thomas Lynch, .....	75 00
George W. Lord, 29½ days .....	73 75
Isaac Spears, 29½ .....	73 75
John J. Garrett, 29 .....	72 50
E. W. McBunney, 29 .....	72 50
E. Van Vorst, 29 .....	72 50
Peter Lauer, 29 .....	72 50
Frank B. Allen, 29 .....	72 50
W. R. McArthur, 29 .....	72 50
L. McKibbin, 29 .....	72 50
Geo. M. Latthrop, 28½ .....	71 25
Jas. McKelvey, 28½ .....	71 25
William Rogers, 28 .....	70 00
Hugh Clark, 28 .....	70 00
Michael Hyland, 27 .....	67 50
P. C. Kavanaugh, 26 .....	65 00
Thos. Dicklow, 25½ .....	63 75
C. B. McKibbin, 20 .....	50 00
J. Denzer, Janitor, 30 .....	50 00

\$3,762 92

Examined and approved.

GEORGE G. COOPER,  
HENRY S. HEBARD,  
Police Commissioners.

And charge that Fund.

**FIRE DEPARTMENT FUND.**

L. S. Gibson, disbursements.....	\$ 5 43
Scott's Band (payable to Alex. Scott) for inspection.....	50 00
Hadley's Band, (payable to Hadley) for inspection.....	40 00
Anthony Kasseall, hack hire.....	24 00
M. Heavey, .....	2 00
R. B. Payne, fire buckets.....	96 56
Gerling Bros., feed for horses.....	132 22
Thomas Knowles, hack hire.....	2 00
B. F. Blackall, disbursements in 1869.....	200 00
And charge that fund.	

Adopted by the following vote:

Ayes—Ald. Wait, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Stone, Gerling, Charters, Dage, Mauder, Aikenhead, Parsons—16.  
By Ald. Relyea—Resolved, That the following named accounts are hereby declared valid and are now due:

**CONTINGENT FUND.**

John Lutes, Mayor, 1 quarter salary to Oct. 1st.....	\$375 00
Harvey P. Linsworthy, Treasurer, 1 qr. salary to Oct. 1st.....	875 00
M. Heavey, hack hire.....	63 50
Anthony Kasseall, hack hire.....	5 00
John Van Anker, .....	3 00
John Van Anker, .....	20 00
John Van Anker, .....	2 63
John Van Anker, .....	7 75
E. R. Andrews, envelopes and printing.....	25 00
H. Mutchler, dusters.....	10 50
A. & P. Telegraph, Montreal Excursion.....	4 50
Edward Tanner, hack hire.....	3 75
Frank Massett.....	18 00
Adolph Nolle, publishing proceedings to Oct. 1st.....	300 00
H. C. Fenner, publishing proceedings to Oct. 1st.....	15 00
Bingham, Brooks & Bemis, stove for Treasurer's office.....	43 25
Thos. H. Hopwood, Messenger, disbursements to Oct. 1st, 1870.....	59 07

**HIGHWAY FUND.**

John Quinn, disbursements.....	\$925 00
Adopted by the following vote:	
Ayes—Ald. Wait, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Stone, Gerling, Charters, Dage, Mauder, Aikenhead, Parsons—16. By Ald. Relyea, Resolved, that the Treasurer make the City's Note at three months' date, and payable at Powers' Banking House, for an aggregate amount not exceeding Fifty Thousand Dollars; that he get the same discount, and charge the discount to Contingent Fund.	

Adopted by the following vote.

Ayes—Ald. Wait, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Stone, Gerling, Charters, Dage, Mauder, Aikenhead, Parsons—16.

Ald. Caring moved to take up miscellaneous business. Carried.

## IMPROVEMENT FUND.

By Ald. Caring—Resolved, That the Treasurer pay, when there are funds applicable, as follows: Wm. D. Callister, for inspecting Lake avenue, Phelps avenue and Varnum street sewer, to Oct. 1, 1870, \$78, and charge that fund.

Robt. McIntyre, for repairing sewers \$27 50, and charge that fund.

James Buckley, for inspecting Gardner Park sewer, six days, \$18, and charge that fund. Adopted by the following vote:

Ayes—Ald. Wait, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Stone, Gerling, Charters, Dagge, Mauder, Aikenhead and Parsons—16.

By Ald. Mander—Petition of Chas. Reiber, for permission to erect a wood building on Vose street. Referred to Wood Building Committee, with power to act.

By Ald. Caring—Whereas, David McKay, Ebenezer T. Oatley and John J. Shaefer, the duly appointed assessors of and for the City of Rochester, are, and each of them is interested in lands proposed to be assessed to defray the expense of construction of a bridge across Genesee river, below the high falls, and within the limits of said city, and also for the purchase of lands for streets leading thereto, and are also of kin to persons so interested; and

Whereas, William Guggenheim, James T. Reilly and William H. Shepard are not so interested—now, therefore, by the Common Council of the City of Rochester,

Resolved, That William Guggenheim, James T. Reilly and William H. Shepard be and the same are hereby appointed Special Commissioners to assess upon the owners and occupants of houses and lands to be benefited, the expense of constructing the proposed bridge across the Genesee river, below the high falls, and also for the purchase of lands for the approaches thereto.

Adopted by the following vote:

Ayes—Ald. Wait, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Gerling, Charters, Dagge, Parsons—13.

Nays—Ald. Mauder, Andrews, Aikenhead—3.

The President presented the following:

MAYOR'S OFFICE, }  
Rochester, Oct 6th, 1870 }

To the Honorable Common Council of the City of Rochester.

GENTLEMEN:—My attention has been called to the manner in which the Water Works Company are laying their pipes in the streets of the city. It is thought by some that the character of the pipes is not such as should be used to secure permanency and safety, and that proper care is not taken to replace the earth and pavement, over such pipes in a firm and substantial manner. That as a result of such defective work, our streets will be seriously impaired.

You will find on reference to section 14 of the act of the incorporation of said Water Works Company, (page 131 of the revised City Charter) that the company is required to conform to such regulations as the Common Council shall prescribe. The contract between the city and the Water Works Company, executed July 17th, 1866, and on file in this office, embraces certain provisions in respect to the manner of laying the pipes in the streets of the city, and I am not aware of any regulation having been prescribed by the Common Council, other than those embraced in said contract. I respect-

fully ask such action on the part of your Board, as the circumstances of the case demand.

Respectfully,

JOHN LUTES, Mayor.

Ordered received, filed and published.

Ald. Mauder moved the reference of the matter to the Street Committee and Water Works Committee. Carried.

By Ald. Dagge—Petition of R. G. Bruff and others in regard to Peart & Bro's Slaughter house, near Clarissa street bridge. Committee on Public Health to report.

On motion of Ald. Stone adjourned.

W. F. MORRISON, City Clerk.

In Common Council, Oct. 18th,

1870.

## REGULAR MEETING.

President Ald. Ezra R. Andrews, presiding.

Absent—Ald. Barker Smith, Connolly, Meyer, Glover, Craig, Wilson, Kelly, Woodruff, Mandeville, Gerling, Stebbins, Mauder, Parsons.—14

Present—Ald. Briggs, Whitecomb, Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Relyea, Stone, Charters, Dagge, Nagle, Aikenhead—14.

There being no quorum present, on motion of Ald. Remington adjourned until Thursday evening next at 7½ o'clock.

W. F. MORRISON, City Clerk.

In Common Council, Oct. 20th,

1870.

## ADJOURNED MEETING.

President, Ald. Ezra R. Andrews, presiding.

Present—Ald. Whitecomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—26.

Absent—Ald. Briggs, Barker—2.

## APPROVAL OF MINUTES.

The minutes of the meetings Oct. 3, 4 and 6, were, on motion of Ald. Parsons, approved as published.

## PETITIONS AND CLAIMS.

By Ald. Rogers—Bills of John Quin, C. R. Parsons, John Rauber & Co., C. R. Tompkins, Anthony Kassel, Roderick & Co. (four bills), George Miller, Francis Dana, W. D. Oviatt, A. P. Ross, and Conrad Zimmer. Street Committee.

Petition of John S. Caldwell and others, asking for the abatement of a nuisance on south Ford street. Tabled.

By Ald. Herzberger—Estimate of Dominic Mura. Committee on House for Idle and Truant Children.

By Ald. Remington—Bills of H. W. Jones, E. R. Andrews, M. Heavey, Perkins & Palmer, A. L. Morris, B. Waugh Jones, H. Mutchler, H. L. Achilles, Protestant Orphan Asylum, Christ. Seel and S. J. Wagner. Poor Committee.

By Ald. Remington—Bills of William Whitehair, Thomas Cuhane, J. Fahy & Co., A. S. Hamilton & Co., County of Monroe, Rochester

Publishing Association, Frank Masseth, Jesse Sheperd, Elijah Wray, Adolph Nolte, and John Van Anker. Contingent Expenses Committee.

By Ald. Smith—Bills of A. V. Smith and John Van Anker. Committee on Public Health.

By Ald. Caring—Estimates of McCormick & Co., F. C. Lauer & Son, John Rauber & Co., Logan & Cregan and McConnell & Jones.

Bills of Simon Kliesley, Logan & Cregan, and J. L. Vosburg. Sewer Committee.

Bills of Frank Masseth, M. Heavey, Anthony Kasseal, Thomas Knowles and J. P. Hax. Contingent Expenses Committee.

By Ald. Meyer—Bill of John Quin. Park Committee.

Bill of A. V. Denio. Contingent Expense Committee.

Petitions of Messrs. Wisner, Post and Bull, to erect wooden buildings. Wood Building Committee.

By Ald. Stone—Bills of B. F. Blackall and others. Fire Department Committee.

By Ald. Kelly—Petition of Marvin Rich, to erect a wood building on Bloss street. Wood Building Committee, with power to act.

By Ald. Charters—Bills of William Pedrick and Wheeler & Bates. Police Committee.

By Ald. Gerling—Petition of Joseph Lyoming, for market license. Table.

Remonstrance of persons residing on West Maple street, against granting parties living outside the city limits privilege to drain into the Maple street sewer. Table.

Ald. Caring, from the Sewer Committee, presented the following:

*Gentlemen of the Common Council:*

Your committee to whom was referred the communication of Gen. J. H. Martindale in relation to the drainage of his premises in the town of Gates into the Maple street sewer in the city of Rochester, would respectfully report that said sewer was constructed with a view only of affording sufficient capacity for the drainage of such territory as was included within the limits of the city, and any additional flow of water would endanger property along the line of the sewer, by reason of such increased flow and resultant retard of waters within such limits. Your Committee therefore deem it expedient for the present to deny the prayer of the petition.

Dated Rochester, October 20th, 1870.

WILLIAM CARING, }  
JAMES H. KELLY, } Sewer Com.  
G. HERZBERGER, }

Ordered received, filed and published.

By Ald. Gerling—Whereas this Board is advised that Gen. John H. Martindale is seeking to secure drainage for property he owns in the town of Gates, west of the city, through the Maple street sewer, which has been constructed at large expense to the taxpayers on said street; and this Board not recognising any legal right in said Martindale, or others, owning property outside the City limits, to avail themselves of artificial channels constructed by the City for the use and benefit of citizens, to drain their property through such artificial channels, therefore,

*Resolved*—That the Sewer Committee and Superintendent of Streets be, and they are hereby authorised and directed to take every proper and legal measure, under the direction of the City Attorney, to prevent the use of such sewer, within the city limits, for the drainage of any cellars or lands lying outside of the city limits, and, the Superintendent of Streets is hereby

directed to cut off and close up all such openings and connexions, provided any such may be found to exist. Adopted.

By Ald. Dagge—Bills of Robt. Bell, Thos. Knowles, and, Frank Masseth. Map and Survey Committee.

By Ald. Aikenhead—Bills of Leo White, and, Williams & Batterson. Lamp Committee.

By Ald. Parsons—Estimates of Logan & Cregan, John Rauber, McConnell & Jones, Holloway & Normington. John Brady, and, John Haywood, jr. Improvement Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Charters from the Police Committee, reported in favor of bills of Wheeler & Bates, and, Wm. Pedrick. Finance Committee.

Ald. Dagge—From the Committee on Maps, Surveys and Records, reported in favor of the bills of Robt. Bell, Thos. Knowles, and, Frank Masseth. Finance Committee.

Ald. Smith—from the Committee on Public Health, reported in favor of the bills of A. V. Smith, and, John Van Anker. Finance Committee.

Ald. Rogers, from the Street Committee, reported in favor of the bills of John Quin, C. R. Parsons, John Rauber & Co., C. R. Tompkins, Anthony Kasseal, Roderick & Co., (four bills), Geo. Miller, Francis Dana, W. D. Oviatt, A. P. Ross and Conrad Zimmer. Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the estimates of McCormick & Co., F. C. Lauer & Son, John Rauber & Co., Logan & Cregan, McConnell & Jones, bills of Simon Kliesley, Logan & Cregan, and J. L. Vosburg. Tabled.

Ald. Rogers, from the Committee on laying of Water Works pipes, presented the following:

ROCHESTER, Oct. 20th, 1870.

*To the Hon. Common Council:*

GENTLEMEN—The Committees to whom was referred the communication of the Mayor on the subject of laying the pipes of the Water Works Company, respectfully report,

That in respect to the quality and durability of the pipes now being laid by the Water Works Company, Your committee have not felt competent of their own knowledge to decide positively on the merits of the same, but from such information as they have been able to procure in reference to the same, have arrived at the conclusion that no serious objection can at present be raised against them and therefore would not recommend any action by the Board for the time being.

With reference to the interference with sewers, and the repairing of the streets, Your committee will report that there have been causes of complaint, which the Committee have agreed to remove, and also avoid for the future, and for the more certain protection of the rights of the citizens.

Yours respectfully,

HENRY T. ROGERS,  
GEO. W. CONNELLY,  
A. G. WHITCOMB.

Ordered received, filed and published.

By Ald. Rogers—*Resolved*, That the Street Superintendent and his deputies be hereby directed to watch and closely examine all work being done by the Water Works Company and to insist upon and enforce the doing of such work so as to protect all sewers and the repairing of the streets in as good condition as previously. Adopted.

Ald. Aikenhead from the Lamp Committee, re-

ported in favor of the bills of Leo. White and Williams & Batterson. Finance Committee.

Ald. Herzberger from the Committee on House for Idle and Truant Children, reported in favor of the estimate of Dominick Mura. Finance Committee.

Ald. Remington, from the Contingent Expense Committee, reported in favor of the bills of Anthony Kassel, J. P. Hax, Frank Masseth (two bills), Thomas Knowles, A. V. Denio, William Whitehair, Thomas Culhane, J. Fahy & Co., A. S. Hamilton & Co., County of Monroe, Rochester Publishing Association, Elijah Wray, Adolphe Nolte and John Van Auker. Finance Committee.

Ald. Remington, from the Committee on Relief and Support of the Poor, reported in favor of the bills of H. W. Jones, E. R. Andrews, M. Heavey, Perkins & Palmer, A. L. Morris, B. Waugh, Jones H. Mutchler, H. S. Achilles, Protestant Orphan Asylum, S. J. Wagner and Christ Seel. Finance Committee.

Ald. Remington, from the Park Committee, reported in favor of the bill of John Quin. Finance Committee.

Ald. Stone, from the fire Department Committee, reported in favor of the monthly pay roll and the bills of G. W. & C. T. Crouch, Banning & Son, Seneca Dobbs, J. P. Michel, Smith & Poppy, Rochester Publishing Association, J. Kolb, John P. Roche, John Van Auker, Merrick & Hayes, Loos & Zrimmer, H. L. Achilles, C. B. Woodworth & Son, A. Barnum, Patrick Burns, Bickford, Curtis & Co., and Jacob Lux. Finance Committee.

Ald. Stebbins, from the Law Committee, presented the following

#### REPORT:

##### *Gentlemen of the Common Council:*

Your committee to whom was referred the communication of Michael Tierney and others in relation to an erroneous assessment for Oak street sewer and a sale of land thereunder, would respectfully report:

That they find that said parties are called upon to pay on assessment interest, percentage and sale the sum of \$220.45 for 135 feet of front on said street, while at no time have they owned more than seventy-two feet front, and for said frontage should have been charged only the sum of \$117.50.

Your committee, however, find further that the balance of the 135 feet originally assessed, that is to say, the remaining sixty-three feet is the front on the street of a very small triangular tract, in rear of which the parties, whose communication is referred to above, own the premises running back to the original line of lots and comprise an area at least four times as much as the triangular tract mentioned, and are drained and benefited by the construction of said sewer, and your committee are of the opinion that said parties should be charged some portion of the \$220.45 over and above the sum of \$117.50. Your committee will not assume to say what or how much this should be, but beg leave only to offer the suggestion. Your committee would further recommend that a reduction be made from the sum of \$220.45, as charged to said parties, for the reason herein stated.

Dated Rochester, October 20th, 1870.

C. R. PARSONS,  
E. R. ANDREWS,  
M. M. SMITH,  
F. S. STEBBINS,

Ordered received, filed and published.

#### COMMUNICATIONS.

The President presented the following from his Honor the Mayor:

MAYOR'S OFFICE, ROCHESTER, Oct. 18, '70.

To the Honorable, the Common Council:

GENTLEMEN—I had occasion at a previous meeting of your board to call your attention to complaints, made by Mr. Curtis and others occupying his block on the south side of Main street, in regard to public hacks standing in front of their premises, and subjecting them to great annoyance and inconvenience in transacting their business.

I have now to advise the Common Council that Geo. E. Curtis has commenced a suit against the City for damages, alleged to have been caused by such hacks occupying the street in front of his said premises since the 10th of June, 1868. Mr. Curtis further alleges in his bill of complaint that he has applied to the Police Justice for redress of his grievances, but that he refused to issue any process for that purpose. I have handed the bill of complaint to the City Attorney to take such proceedings as the case require. Respectfully yours, &c.,

JOHN LUTES, Mayor.

Ordered received, filed and published.

#### ORDINANCES.

##### PLANK WALKS ON LEWIS STREET.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance, to construct plank walks on Lewis street, from Scio street to Davis street.

The Common Council of the city of Rochester do ordain and determine as follows: The construction of a plank walk four feet eight inches wide on each side of Lewis street, from Scio street to Davis street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at six hundred and eighty-nine dollars, which estimate was and is hereby approved; The sum of six hundred and eighty-nine dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said City which said Common Council deem will be benefited by said improvement is described as follows: One tier of lots on each side of Lewis street, from Scio street to Davis street, on which above described portion of the City the said sum of six hundred and eighty-nine dollars is hereby ordered to be assessed.

And David McKay, John J. Shaeffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose on Saturday, the 22d day of October, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagle, Mauder, Aiken head, Parsons—22.

##### STONE WALKS ACROSS MARSHALL STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing stone walks across Marshall street, as follows: Two at Broadway, two at South street, one at the west side of Green street, and one at the west



side of the street on the west side of Wadsworth square. Adopted.

The Surveyor submitted as such estimate \$689.  
By Ald. Parsons—*Resolved*, That the following improvement is expedient, viz: The construction of stone walks across Marshall street, as follows: Two at Broadway, two at South street, one at the west side of Green street, and one at the west side of the street on the west side of Wadsworth square.

And, *Whereas*, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$689, which estimate is hereby approved.

*Resolved*, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of South street, from Court street to Griffith street; also, on each side of Broadway, from Monroe avenue to Alexander street; also, on each side of Green street, from Jackson street to Griffith street; and, also, on the west side of the street west of Wadsworth square from Howell street to Marshall street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, November the 1st, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Whitcomb, Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—22.

#### STONE WALK ACROSS OAKLAND STREET.

By Ald. Parsons—*Resolved*. That the City Surveyor ascertain and report to this Board the expense of constructing a stone cross-walk across Oakland street, at the south line of South avenue. Adopted.

The Surveyor submitted as such estimate \$132.  
By Ald. Parsons—*Resolved*, That the following improvement is expedient, viz: The constructing of a stone cross-walk across Oakland street, at the south line of South avenue, and,

*Whereas*, The City Surveyor, under the direction of this Board, has made an estimate of the whole expenses thereof, and report the same at \$132, which estimate is hereby approved.

*Resolved*, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Oakland street, from South avenue to Mt. Vernon avenue.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, November the 1st, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—21.  
Nays—Ald. Whitcomb, Wait—2.

#### IMPROVEMENT OF HURON STREET.

By Ald. Parsons—*Resolved*. That the City Surveyor ascertain and report to this Board the expense of improving Huron street, from Scio street to Hibbard street, by grading the roadway and sidewalk, and laying a plank walk four feet wide on the north side of said street. Adopted.

The Surveyor submitted as such estimate \$731.  
By Ald. Parsons—*Resolved*, That the following improvement is expedient, viz: The improvement of Huron street, from Scio street to Hibbard street, by grading the roadway and sidewalks and laying a plank walk four feet wide on the north side of said street; and,

*Whereas*, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$731, which estimate is hereby approved.

*Resolved*, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Huron street, from Scio street to Hibbard street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, November the 1st, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Whitcomb, Wait, Rodgers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

#### IMPROVEMENT OF NORTH AVENUE.

Ald. Parsons presented the final ordinance for the improvement of North avenue, from the New York Central Railroad to Bay street.

Ald. Aikenhead moved to postpone action on the ordinance until the first regular meeting in April, 1871. Carried.

#### SCHOOL ALLEY IMPROVEMENT.

Ald. Parsons presented the final ordinance for the improvement of School alley.

Ald. Caring moved to reconsider the vote taken on amending the ordinance at the last regular meeting.

Ald. Rogers—Moved to postpone action on the ordinance until the next regular meeting. Carried.

#### CEMENT WALK ON NORTH STILLSON STREET.

By Ald. Parsons—*Resolved*. That the City Surveyor ascertain and report to this Board the expense of constructing a cement walk four feet wide on the west side of North Stillson from Weld street to Kirk street. Adopted.

The Surveyor submitted as such estimate, \$230.  
By Ald. Parsons—*Resolved*. That the following improvement is expedient, viz: The construction of a cement walk four feet wide on the west side of North Stillson street from Weld street to Kirk street.

AND *WHEREAS*, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$230 which estimate is hereby approved.

*Resolved*, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

"One tier of lots on the west side of North Stillson street from Weld street to Kirk street."

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, November the 1st, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Whitcomb, Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

#### PIPE SEWER IN PHELPS AVENUE.

On motion of Ald. Caring the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance, to construct a pipe sewer in Phelps avenue from Varnum street to Backus avenue.

The Common Council of the City of Rochester do ordain and determine as follows: The construction of a pipe sewer nine inches in diameter in Phelps avenue, from Varnum street to Backus avenue.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Sur-

veyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$620, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said City which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the south side of Phelps avenue, from Varnum street to Backus avenue, on which above described portion of the City the said sum of \$620 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. P. Oatley the Assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 23d of Oct., 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

**Ayes**—Ald. Whitcomb, Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

#### STONE SEWER IN NELSON STREET.

By Ald. Caring—*Resolved*, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer one and a-half by two feet in Nelson street from Caroline street to a point twenty-five feet south of the north line of lots numbers 116 and 207.

The Surveyor submitted as such estimate, \$1,075.

By Ald. Caring—*Resolved*, That the following improvement is expedient, viz: The construction of a stone sewer one and a-half by two feet in Nelson street from Caroline street to a point twenty-five feet south of the north line of lots numbers 116 and 207.

And, *Whereas*, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,075 which estimate is hereby approved.

*Resolved*, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

“One tier of lots on each side of Nelson street from Caroline street to the south line of lots numbers 116 and 207.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the city charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, November the 1st, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

**Ald.** Whitcomb, Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagg, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

#### STONE SEWER IN SOUTH FITZHUGH STREET.

On motion of Ald. Caring the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance, to construct a stone sewer in South Fitzhugh street, from the sewer in said street to a point forty feet south of the north line of the lot owned by Preston Smith.

The Common Council of the City of Rochester do ordain and determine as follows: The constructing of a stone sewer two feet by two feet in South Fitzhugh street, from the sewer now in said street near the north line of the lot owned by Mary B. Sackoit, to a point forty feet south of the north line of the lot owned by Preston Smith.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Sur-

veyor, under the direction of this Board, having made an estimate of such expense, and reported the same at eight hundred and thirty-eight dollars, which estimate was and is hereby approved; the sum of eight hundred and thirty-eight dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said City which said Common Council deem will be benefited by said improvement is described as follows: One tier of lots on each side of south Fitzhugh street, from the north line of the lot owned by Mary B. Sackett, to a point forty feet south of the north line of the lot owned by Preston Smith, on which above described portion of the said sum of eight hundred and thirty-eight dollars is hereby ordered to be assessed.

And David McKay, John J. Shaeffer and E. P. Oatley the Assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 23d day of October, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

**Ayes**—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagg, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

#### PIPE SEWER IN ALMIRA STREET.

By Ald. Caring—*Resolved*, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer two feet six inches in diameter, in Almira street, from the sewer in Lowell street, to a point 175 feet north of Gorham street. Adopted.

The Surveyor submitted as such estimate \$1,098.

By Ald. Caring—*Resolved*, That the following improvement is expedient, viz: The construction of a pipe sewer twelve inches in diameter, in Almira street, from the sewer in Lowell street, to a point 175 feet north of Gorham street; and,

*Whereas*, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the sum of \$1,098, which estimate is hereby approved.

*Resolved*, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Almira street, from Lowell street to a point 150 feet north of Gorham street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, November the 1st, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

**Ayes**—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagg, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

#### STONE BRIDGE OVER OUTLET SEWER.

By Ald. Caring—*Resolved*, That the City Surveyor ascertain and report to this Board the expense of constructing a Stone Bridge over the uncovered portion of the outlet of the Court and William streets sewer on the lands owned by Mr. Palmer. Adopted.

The Surveyor submitted as such estimate \$300.

By Ald. Caring—*Resolved*, That the following improvement is expedient, viz: The construction of a Bridge of stone masonry over the uncovered portion of the outlet of the Court and William street sewer, on the lands of Mr. Palmer; and,

*Whereas*, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and report the same at \$300, which estimate is hereby approved.

*Resolved*, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

All the houses and lots within the following described territory: Beginning at a point in New Main street, on the east line of land owned by A. Boody in 1853, thence northerly at right angles with said Main street, to the Railroad; thence westerly along said Railroad to Union street; thence southerly along Union street to said Main street; thence westerly along Main street to Gibbs street, including one tier of lots on the north side of Main street, from Union street to Cherry street; thence southerly along Gibbs street to East avenue, including one tier of lots on the east side of Gibbs street; thence westerly along East avenue to Chestnut street; thence southerly along Chestnut street to Monroe avenue; thence easterly along Monroe avenue to Union street; thence northerly along Union street to George street; thence easterly along George street, and said street continued easterly to the west line of the Smith tract; thence northerly along to the west line of said tract to East avenue; along to the west line of said tract to East avenue; thence easterly along East avenue to the west line of the lot owned by H. S. Allis in 1853; thence northerly, parallel with the west line of the Boody farm, to Main street; thence westerly along Main street to the place of beginning.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, November 1st, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

#### STONE SEWER IN WEST AVENUE AND GENESEE STREET.

By Ald. Caring—*Resolved*, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer two feet by two and a half feet in West avenue and Genesee street, from the western terminus of the present sewer in West avenue to a point in Genesee street, 265 feet south of West avenue. Adopted.

The Surveyor submitted as such estimate \$10,872.

By Ald. Caring—*Resolved*, That the following improvement is expedient, viz: The constructing of a stone sewer two feet by two and a half feet in West avenue and Genesee street, from the western terminus of the present sewer in West avenue to a point in Genesee street, 265 feet south of West avenue; and,

Whereas, The City Surveyor, under the whole expense thereof, and reported the same at \$10,872, which estimate is hereby approved.

*Resolved*, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on east side of West avenue from the west line of lot number 137 in the Sibley and Field tract to the city line; also all of the lots within the following described territory: Beginning at the intersection of Genesee street with West avenue, running thence south along Genesee street, including one tier of lots on the east side thereof to the south line of lot numbers 93 of the Sibley and Field tract; thence west to the city line; thence north along the city line to West avenue; thence easterly along West avenue to the place of beginning.

And further, *Resolved*, That the taxpayers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year of the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in

pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, November the 1st, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Stone moved to indefinitely postpone the ordinance. Lost by the following vote:

Nays—Ald. Wait, Andrews, Caring, Smith, Connolly, Wilson, Kelly, Woodruff, Gerling, Charters, Nagle, Parsons—12.

Ayes—Ald. Whitcomb, Rodgers, Remington, Herzberger, Relyea, Glover, Craig, Stone, Mandeville, Stebbins, Mauder, Aikenhead—12.

Ald. Kelly moved to postpone the ordinance until the next regular meeting, and that the Sewer Committee in connection with the Aldermen of the Eighth and Eleventh wards, bring in the ordinance amended which in their judgment would be satisfactory. Carried.

Ald. Kelly suggested a sewer in West avenue from the present terminus to the city line.

#### ASSESSMENT ROLLS.

The Clerk presented the following Assessment Rolls and they were referred to the Assessment Committee.

Plank walk on Saratoga avenue.

Improvement of Alexander street.

Plank walk on Baden street.

Extension of Shamrock street.

Ald. Craig, from the Assessment Committee, presented the following Assessment Rolls and moved their confirmation.

Improvement of South Fitzhugh street, from Spring street to Troup street.

Improvement of Troup street, from Caledonia avenue to Ford street.

Pipe sewer in Comfort street.

Plank walk on the east side of Cayuga street, from Alexander street to Nelson street.

Repairing walks on Caledonia avenue.

Repairing walks on Ford street.

Repairing walks on Troup street.

Repairing walks on Lafayette street.

Repairing walks on Adams street.

Repairing walks on Broadway.

Repairing walks on Mague street.

Repairing walks on Saxton street.

Repairing walks on Pearl street.

Repairing walks on Clifton street.

Repairing walks on South Francis street.

Repairing walks on Hunter street.

Carried by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

Ald. Craig presented the Assessment Roll for the improvement of Court street.

Ald. Herzberger moved to postpone action on the Roll until the second regular meeting in March, 1871.

Ald. Remington moved to postpone until the next regular meeting. Carried.

#### UNFINISHED BUSINESS.

Ald. Remington called up the following resolutions and moved their adoption.

*Resolved*, That it is the sense of this Board that it is for the interest of the city of Rochester that the stock of the Genesee Valley Railroad now owned by the City, should be sold to the Erie Railway Company, thus securing to our citizens a competing road with those which now do or may come to our City.

*Resolved*, That the Committee appointed for the sale of the stock be, and they are hereby authorized to sell the City's stock upon the following terms: The suits now pending to be discontinued, each party to pay its own costs. All funds now in the hands of the Genesee Valley Railroad Company, and all moneys due to said company, to be divided among the present stockholders. The stock to be transferred to the Erie Railway Company upon the payment by it to the city of the sum of \$300,000 in cash, or its equivalent in satisfactory securities; and also, that the said Erie Railroad Company shall purchase the stock of such private stockholders as choose to sell, upon the same terms.

Ald. Kelly moved to amend the resolution by striking out all after the word "cash."

Ald. Stone moved to amend by striking out all after the words "its equivalent."

Ald. Relyea moved to table all the amendments. Carried by the following vote: Ayes—Ald. Whitcomb, Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Aikenhead, Parsons—21.

Nays—Ald. Stone, Kelly, Mauder—3.

The original resolutions were then acted on and adopted by the following vote:

Ayes—Whitcomb, Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Woodruff, Mandeville, Gerling, Charters, Stebbins, Mauder, Nagle, Aikenhead, Parsons—23.

Nays—Kelly—1.

On motion of Ald. Stone adjourned until to-morrow evening at 7½ o'clock.

W. F. MORRISON, City Clerk.

## In Common Council, Oct. 21st, 1870.

### ADJOURNED MEETING.

President, Ald. Ezra R. Andrews, presiding.

Present—Ald. Whitcomb, Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—23.

Absent—Ald. Briggs, Barker, Connolly, Wilson, Stebbins—5.

#### PLACES FOR HOLDING ELECTION POLLS.

By Ald. Smith—*Resolved*, That the Common Council do hereby designate the place in each ward in this city at which elections shall be held during the year, as follows:

First ward—City Clerks office, City Hall.

Second ward—Engine House, number three.

Third ward—Corner Lafayette street and Plymouth avenue.

Fourth ward—Palmer's Hall, Main street.

Fifth ward—Falls field, Atlantic garden.

Sixth ward—Corner North street and Clinton place.

Seventh ward—Corner Union street and Monroe avenue.

Eighth ward—Number eighty-one West avenue.

Ninth ward—Northwest corner of Lake avenue and Lyell street.

Tenth ward—Number 108 East avenue.

Eleventh ward—Corner Grape and Campbell streets.

Twelfth ward—Number seven, West Alexander street.

Thirteenth ward—Corner St. Joseph street and McDonald avenue.

Fourteenth ward—Corner North and Delevan streets. Adopted.

#### EXECUTIVE.

Ald. Kelly moved that the Board now proceed to ballot for one Inspector of Election for the Ninth ward to fill a vacancy. Carried.

#### FIRST BALLOT.

Bernard Hughs received..... 12 votes.  
Scattering..... 2 "  
No choice.

#### SECOND BALLOT.

Bernard Hughs received..... 18 votes.  
Scattering..... 1 vote.

Bernard Hughs having received the requisite number of votes was declared appointed Inspector of Election for the Ninth ward.

#### MISCELLANEOUS.

By Ald. Rogers—*Resolved*, That the Street Superintendent be and is hereby directed to procure and put up one or more signs in the Central Railroad Depot (if he can get permission so to do) for the purpose of notifying the public of the location of the Hack and Omnibus stands. Adopted.

By Ald. Rogers—*Resolved*, That his Honor the Mayor be and is hereby requested to discontinue the Cattle Police on and after November 1st, next. Adopted.

By Ald. Rogers—*Resolved*, That the Improvement Committee be requested to bring in an ordinance as soon as possible for the construction of a permanent covering over the race in North Water street, from the north line of Main street to the north line of Mortimer street. Adopted.

By Ald. Rogers—*Resolved*, That the City Treasurer be and hereby is directed to place to the credit of the Poor fund all moneys received from the Police Justice.

Ald. Mauder moved to amend the resolution by striking out the word "Poor" and insert "Contingent." Carried.

The original resolution as amended was then adopted.

By Ald. Rogers—*Resolved*, That the amounts of the assessments for repairing plank walks on the following streets, viz:

Repairing walks on Caledonia avenue.

Repairing walks on Ford street.

Repairing walks on Troup street.

Repairing walks on Lafayette street.

Repairing walks on Broadway.

Repairing walks on Magne street.

Repairing walks on Saxton street.

Repairing walks on Pearl street.

Repairing walks on Clifton street.

Repairing walks on South Francis street.

Repairing walks on Hunter street.

Amounting to \$331.63, be credited to the Highway fund. Adopted.

By Ad. Herzberger—Petition of E. Occumpagh, to erect a wood building. Wood Building Committee.

Ald. Remington moved that the President appoint an additional member to the committee on sale of Rochester and Genesee Valley Railroad stock, and that said member shall be of the "Democratic persuasion." Carried by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Craig, Stone, Kelly, Mandeville, Charters, Dagge, Nagle, Aikenhead, Parsons—19.

Nays—Ald. Glover, Mauder—2.

The President appointed as such additional member Ald. H. H. Craig.

PROPOSALS FOR COMFORT STREET SEWER.

McConnell & Jones.....	\$390 00
F. C. Lauer & Son.....	396 69
W. I. Hanford.....	452 00
John Rauber & Co.....	459 00
V. F. Whitmore.....	467 00

By Ald. Caring—*Resolved*, That his Honor the Mayor be and is hereby requested to execute a contract with McConnell & Jones for a sewer in Comfort street, in accordance with their proposition. Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Kelly, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—22.

IMPROVEMENT FUND.

By Ald. Caring—*Resolved*, That the Treasurer pay, when there are funds applicable, as follows: Simon Khiesley in full for inspecting Washington street sewer, \$42, and charge that fund; F. C. Lauer & Son, on their contract for Fitzhugh street sewer, \$400, and charge that fund; D. McCormick & Co., on their contract for Lake avenue, Phelps avenue and Varnum street sewer, payable to D. Gatens & Co., \$2,000, and charge that fund; McConnell & Jones, in full on their contract for sewer in Glasgow street, \$229.40, and charge that fund; Logan & Cregan, in full on their contract for Gardiner Park sewer, \$198.60, and charge that fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Kelly, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—22.

By Ald. Caring—*Resolved*, That the Clerk draw an order for \$1,000 in favor of John Rauber & Co., and payable to their order in one year from the 18th day of October, 1870, with interest; and the Treasurer is hereby authorized to accept the same in behalf of the City, and charge Lake Avenue sewer fund. Also, that the Clerk draw an order for \$400 in favor of F. C. Lauer & Son, and payable to their order in two years from the 18th day of October, 1870, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the City and charge Fitzhugh street sewer fund. Also, that the Clerk draw an order for \$500 in favor of Logan & Cregan, and payable to their order in two years from the 18th day of October, 1870, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the City and charge Washington street sewer fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Kelly, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—22.

By Ald. Caring—*Resolved*, That the Treasurer be and he hereby is directed to receive 88 per cent. in full of all persons assessed for a sewer in Gardiner park. Also, that he receive 91 per cent. in full of all persons assessed for a sewer in Glasgow street. Adopted.

By Ald. Caring—*Resolved*, That the Street Superintendent be and is hereby directed to notify the owners of the "Smith" property, corner of Buffalo street and Irving place (or their agents) to remove immediately the nuisances caused by defective sewerage on the east side of Irving place. Adopted.

sances caused by defective sewerage on the east side of Irving place. Adopted.

Ald. Relyea moved that the resolution adopted September 22d, transferring the City's right and title to John McDonald in lot number 145, on Mathews street, be reconsidered. Carried.

By Ald. Relyea—*Resolved*, That his Honor the Mayor transfer to John McDonald all the City's right, title and interest in and to the southeast part of lot number 145 (one hundred and forty-five) on the west side of Mathews street sold May 31, 1870, for local tax for Mathews street sewer, and bid in by the city of Rochester, by his paying into the City Treasury the amount of said tax, interest and expenses. Adopted.

By Ald. Relyea—*Resolved*, That the Superintendent of Streets be and is hereby directed to notify owners and occupants of houses and lots on North Clinton street and Joiner street to repair the sidewalks in front of their premises within five days after the service of such notice; and in case they fail to do so, then the Superintendent shall repair the same and charge the expense thereof to the owners of the property. Adopted.

By Ald. Meyer—*Resolved*, That Michael Wiesner, Woodruff Post and Henry Bull be and are hereby granted permission to erect wood buildings according to their several petitions, under the direction of the Wood Building Committee and Fire Marshal. Adopted.

By Ald. Stone—*Resolved*, That the City Treasurer pay to the order of Matthew Mea \$2,500, and to the order of Reece Peters \$3,750, when they shall each deliver to his Honor the Mayor, good and warrantable deeds of their lots on South Ford and Stone streets, and when the City Attorney certifying to the correctness of the titles of the same. The amounts payable on the 15th of January, 1871, and the city clerk is hereby directed to draw such orders as shall accord with this resolution.

Ald. Whitcomb moved to strike out all appertaining to the lot on Stone street. Lost.

The original resolution of Ald. Stone was then acted on and declared adopted by the following vote:

Ayes—Ald. Wait, Andrews, Remington, Herzberger, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Dagge, Aikenhead, Parsons—15.

Nays—Ald. Whitcomb, Rodgers, Smith, Relyea, Charters, Nagle—6.

By Ald. Craig—*Resolved*, That the Street Superintendent be, and is hereby directed to notify the owners of property on Reynolds street, from Clifton street to Bartlett street, to repair their walks within ten days, and if they fail to comply that he cause the same to be done and charged to the owners. Adopted.

By Ald. Craig—*Resolved*, That the City Clerk draw an order on the city treasurer for \$102.95, payable to the order of Michael Tierney, and charge the same to Erroneous Assessment. Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Smith Relyea, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—18.

Nays—Ald. Andrews, Rogers, Remington, Herzberger, Caring—5.

PROPOSALS FOR ENGINE HOUSES.

Wolf & Stade, each.....	\$6,450 00
Old house.....	100 00
Total.....	6,550 00
D. Mura, each.....	7,000 00
Old house.....	225 00

Total.....	7,225 00
John Lustier, each.....	6,619 00
Old house.....	190 00
Total.....	6,809 00
Jgmes Wagstaff, each.....	6,900 00
Old house.....	85 00
Total.....	6,985 00
P. W. Taylor, each.....	6,800 00
Old house.....	400 00
Total.....	7,200 00
William Ratt, each.....	6,696 00
Old house.....	300 00
Total.....	6,996 00
Thomas Mitchell, each.....	6,500 00
Old house.....	200 00
Total.....	6,700 00
John O'Conner, each.....	6,750 00
Old house.....	50 00
Total.....	6,800 00

SE GRATE BIDD.

John Strachen, mason.....	3,001 00
Old house.....	300 00
William Udell.....	4,013 00
Old house.....	275 50

By Ald. Stone—*Resolved*. That the Mayor be requested to enter into contract with Wolf & Stade to build an Engine House, in accordance with their proposal, for Steamer number 4; said Engine House to be located on South Ford street and to be built according to the plans and specifications submitted by J. R. Thomas, architect, approved by the Board this date.

Also, an Engine House for Steamer number 1, on the east side of the River, to conform to the plans and specifications of number 4, and for the same amount; said Engine House to be located on Stone street; the same to be completed at such time as the Fire Department Committee shall determine.

Ald. Whitcomb moved to amend the resolution by postponing letting the contract for building Engine House number 4 until spring, lost by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Smith, Meyer, Glover, Woodruff, Mandeville, Gerling—10.

Nays—Ald. Remington, Herzberger, Caring, Relyea, Craig, Stone, Kelly, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—13.

Ald. Whitcomb moved to amend by postponing letting the contracts for building Engine House number 1 until the second regular meeting in March, 1871.

Ald. Gerling moved to postpone the whole matter until April 1, 1871. Lost.

Ald. Whitcomb's amendment was then acted on and declared lost by the following vote:

Ayes—Ald. Whitcomb, Rogers, Relyea, Gerling—4.

Nays—Ald. Wait, Andrews, Remington, Herzberger, Caring, Meyer, Glover, Stone, Woodruff, Mandeville, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—16.

The original resolution by Ald. Stone was then adopted by the following vote:

Ayes—Wait, Remington, Herzberger, Caring, Meyer, Glover, Stone, Kelly, Woodruff, Dagge, Nagle, Mauder, Aikenhead, Parsons, Mandeville—15.

Nays—Ald. Whitcomb, Andrews, Rogers, Relyea, Gerling, Charters—6.

By Ald. Stone—*Resolved*. That the Treasurer pay Messrs. Gamewell, & Co. when there are

funds applicable \$2,597.88 for striking apparatus, four boxes and materials for Fire Alarm Telegraph, as accepted May 18th, 1870, and charge Fire Department fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Glover, Meyer, Kelly, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—21.

By Ald. Stone—*Resolved*. That the Street Superintendent notify the owners and occupants of property on West avenue, from the Genesee Valley bridge to the east line of the City Hospital Lot, to repair their walks within ten days, and on their failure to do so, to repair the same and charge the amount to the property. Adopted.

By Ald. Rogers—*Resolved*. That the Street Superintendent notify the owners of property on the east side of York street to repair their respective walks within ten days, and in default of same being done that the Superintendent repair the same at expense of the owners. Adopted.

Ald. Caring moved that the vote on appointing assessors for construction of a Bridge across the Genesee River October 6th, be reconsidered. Carried.

By Ald. Caring—*Resolved*. That William Guggenheim, William H. Shepherd and Henry E. White be and the same are hereby appointed Special Commissioners to assess upon the owners and occupants of houses and lands to be benefited, the expense of constructing the Bridge across the Genesee River, proposed, by an ordinance heretofore passed, below the high Falls, and also for the purchase of lands for the approaches thereto, and that said Commissioners be required to duly qualify, and are hereby notified to meet for the purposes in said ordinance and this resolution designating Thursday the 27th day of October 1870 at 9 o'clock in the forenoon at the office of the City Clerk.

Ald. Gerling moved to substitute the name of August Koeth for that of Henry E. White.

Ald. Rogers moved to postpone further action until the next regular meeting. Carried.

By Ald. Kelly—*Resolved*. That a license is hereby granted to D. W. Pye to sell fresh meat at his market corner of Smith and State streets, upon his paying into the Treasury the sum of \$25.

Adopted by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Remington, Caring, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Dagge, Nagle, Mauder, Parsons—15.

Nays—Ald. Whitcomb, Herzberger, Meyer, Charters—4.

By Ald. Kelly—*Resolved*. That the Sewer Committee are hereby authorised to contract for the building of the pipe sewer in Phelps avenue as they may deem best for the interest of the tax payers for said improvement.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—20.

FINANCE BUDGET.

OCTOBER, 21, 1870.

By Ald. Kelly—*Resolved*. That the Treasurer pay as follows, when there are funds applicable:

POOR FUND.	
H. W. Jones, disbursements.....	\$135 60

Christ, Seel, paid orders.....	83 00
Perkins & Palmer, paid orders for fish.....	105 35
A. L. Morris, meat.....	420 45
E. Waugh Jones, paid orders and potatoes.....	94 90
H. Mutchler, meat.....	100 00
Protestant Orphan Asylum, board from April 1 to October 1.....	702 00
H. L. Achilles, two wheelbarrows.....	22 00
E. R. Andrews, order books and printing.....	38 50
M. Heavey, hack hire.....	48 00
S. J. Wagner, delivering wood and coal.....	103 43
and charge that fund.	

FIRE DEPARTMENT FUND.

Monthly Pay Roll for October, 1870.

Steam Fire Engine Company Number 1.

William De Garmo for one months services as Engineer to Nov. 1.....	\$ 75 00
J. Dowd for one months services as Driver to Nov. 1.....	50 00
Richard Mills for one months services as Driver to Nov. 1.....	50 00

Steam Fire Engine Company Number 2.

Seneca Dobbs for one months services as Engineer to Nov. 1.....	75 00
Michael Lumbert for one months services as Driver to Nov. 1.....	50 00
John Boner for one months services as Driver to Nov. 1.....	50 00

Steam Fire Engine Company Number 3.

E. Whittier for one months services as Engineer to Nov. 1.....	75 00
John Ransom for one months services as Driver to Nov. 1.....	50 00
L. Gommenginger for one months services as Driver to Nov. 1.....	50 00

Steam Fire Engine Company Number 4.

J. P. Foreman for one months services as Engineer to Nov. 1.....	75 00
James Snyder for one months services as Driver to Nov. 1.....	50 00
Barney Kearney for one months services as Driver to Nov. 1.....	50 00

Hook and Ladder Company Number 1.

Anthony Andrus for one months services as driver to Nov. 1.....	50 00
---	-------

Hose Depot.

R. B. Payne for one months services as Superintendent of depot.....	75 00
L. S. Gibson for one months services as Chief Engineer to Nov. 1.....	125 00
Monthly washing bills.....	15 00
Payable to L. S. Gibson.	
B. F. Blackall for one months services as Superintendent of Telegraph to Nov. 1.....	83 33
Payable November 1st.	

N. A. STONE,  
GEORGE W. CONNOLLY,  
JACOB GERLING,

John Van Auker, hack hire.....	\$ 2 50
Banning & Son, painting.....	5 12
Woodworth & Son, steam gauges.....	3 00
Loos & Zimmer, baled hay.....	11 39
Henry L. Achilles, oats &c.....	21 00
Smith & Poppy, repairing stoves.....	17 27
Merrick & Hayes, brooms for barns.....	3 25
G. W. & C. T. Crouch, lumber.....	2 25
Seneca Dobbs, making pattern for grate.....	5 00
J. Kolb, ringing fire alarms.....	22 50
Alfred Barnum, painting.....	47 00
F. P. Michel, repairs to steamers.....	196 16
Jacob Lux, repairing harness.....	65 95
John P. Esche, repairing steamers.....	30 15
Rochester Publishing Association, printing.....	29 70
Brickford, Curtis & Co., oil.....	73 90
Patrick Burns, hack hire.....	3 00
and charge that fund.	

LAMP FUND.

Williams & Batterson, burners.....	12 00
Leo White, drawing lamp posts.....	2 00
and charge that fund.	

POLICE FUND.

Wheeler & Bates, for services rendered.....	50 00
William Pedrick, repairing at police office.....	11 05
and charge that fund.	

MAP AND SURVEY FUND.

Frank Masseth, hack hire.....	4 50
Thomas Knowles, hack hire.....	1 50
Robert Bell, two months salary.....	166 66
and charge that fund.	

HEALTH FUND.

A. V. Smith, enamel leather, Dr. Hovey.....	2 75
John Van Auker, hack hire.....	2 50
and charge that fund.	

PARK FUND.

Highway fund—Cleaning in front of Franklin Park, payable to John Quin.....	9 00
and charge that fund.	

SOUTH AVENUE REPAIR FUND.

W. D. Oviatt, disbursements.....	£1 75
and charge that fund.	

MONROE AVENUE REPAIR FUND

A. P. Ross, McAdams stone.....	69 38
and charge that fund.	

MT. HOPE AVENUE REPAIR FUND.

Conrad Zimmer, disbursements.....	98 50
and charge that fund.	

HOUSE FOR IDLE AND TRUANT CHILDREN FUND.

Dominick Mura, on contract house for idle and truant children.....	1,600 00
and charge that fund.	

Adopted by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—15.

ROCHESTER, Oct. 21, 1870.

By Ald. Kelly—Resolved, That the following named accounts are hereby declared valid and are now due

CONTINGENT FUND.

A. S. Hamilton & Co., goods for surveyor.....	\$ 80
Elijah Wray, locks and keys and repairing.....	21 45
J. Fahy & Co, Crane &c.....	12 30
Adolphe Nolte, paper and printing.....	87 00
Rochester Publishing Association, printing.....	75 22
County of Monroe room rent.....	12 00
Jesse Shepherd, disbursements.....	24 45
John Van Auker, hack hire.....	1 50
William Whitehair, hack hire.....	6 00
Thomas Culhane, hack hire.....	1 50
Frank Masseth, hack hire.....	3 75
Thomas Knowles, hack hire.....	25 00
A. V. Denio, hack hire.....	5 00
Anthony Kasseal, hack hire.....	7 50
J. P. Hax, hack hire.....	3 00
Frank Masseth, hack hire.....	4 00
Thomas Knowles, hack hire.....	2 25

HIGHWAY FUND.

C. R. Parsons, surveyors stakes.....	\$ 67 97
John Quin, disbursements.....	725 72
John Rauber & Co, repairing culverts.....	53 00
C. R. Tompkins, stone chips.....	16 20
Anthony Kasseal, hack hire.....	3 00
Roderick & Co., repairing walks on Oak street.....	67 10
Roderick & Co., repairing walks on New Main street.....	80 19
Roderick & Co., constructing cross walks.....	10 80
George Miller, sand.....	45 00
Francis Dana, cross walks.....	100 51
Roderick & Co., cross walks.....	5 40

Adopted by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—19.

Ald. Kelly moved to reconsider the vote on Ald. Rogers' motion to postpone action on the appointment of Bridge Assessors. Carried by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Herzberger, Caring, Meyer, Kelly, Gerling, Nagle, Mauder—10.

Nays—Ald. Wait, Glover, Stone, Woodruff, Mauville, Charters, Dagne, Aikenhead, Parsons—9.

On motion, the board proceeded to ballot for Assessors whose names shall be inserted in Ald. Caring's resolution.

Ald. Stone moved that the vote be three names on each ballot. Carried.

FIRST BALLOT.

Wm. Guggenheim received.....	19 votes.
Henry L. White " .....	15 "
James T. Rielly " .....	9 "
William H. Shepherd " .....	13 "
Scattering " .....	1 vote.

William Guggenheim and Henry E. White having received the requisite number of votes were declared appointed Assessors for the construction of the proposed Bridge across the Genesee River below the high Falls.

SECOND BALLOT.

James T. Rielly received.....	10 votes.
William H. Shepherd.....	8 "
Scattering.....	1 vote.
No choice.	

THIRD BALLOT.

James T. Rielly received.....	7 votes.
William H. Shepherd.....	11 "
Scattering.....	1 vote.
No choice.	

FOURTH BALLOT.

James T. Rielly received.....	8 votes.
Wm. H. Shepherd " .....	11 "
No choice.	

Ald. Parsons moved that further balloting be postponed until the next regular meeting. Carried.

By Ald. Woodruff—*Resolved*, That the City Treasurer be and is hereby directed to cancel the tax for 1879 of \$13.20; also the tax for 1870 of \$10.68 assessed on the property of the Academy of the Sacred Heart, on the west side of Park avenue.

On motion, the resolution was referred to the Law Committee and City Attorney.

By Ald. Gerling—*Resolved*, That a Market license for selling fresh meat be and is hereby granted to Joseph Herring, corner Child and Maple streets, by his paying \$25 to the City Treasury, in accordance with the prayer of his petition. Adopted.

By Ald. Dagne—*Resolved*, That Louis Krause have permission to dig a Well and erect a Pump in front of his premises on the corner of Mount Hope avenue and Cypress street. Adopted.

By Ald. Nagle—*Resolved*, That the Street Superintendent is hereby directed to notify the owners of property on the west side of St. Joseph street, from the Railroad to Kelly street, to repair the walks in front of their premises within ten days, or the Superintendent will repair the same at the expense of the owners. Adopted.

By Ald. Mauder—*Resolved*, That the City Surveyor be instructed to file a copy of the ordinance for widening Sellinger street, passed May 18th, 1870, in the City clerk's office, together with a Map of the proposed improvement, as required by the City Charter. Adopted.

Ald. Parsons, from the Improvement Committee, reported in favor of the estimates of Logan & Cregan, John Brady, John Rauber & Co., Roderick & Granger, Holloway & Nornington,

McConnell & Jones and John Haywood, jr. Tabled.

By Ald. Parsons—*Resolved*, That the Clerk draw two orders for \$500 each in favor of Holloway & Nornington, and payable to their order, one in one year and one in two years from the 18th day of October, 1870, both with interest; and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Marshall Street Improvement Fund.

Also, That the Clerk draw two orders for \$1,400 each in favor of McConnell & Jones, and payable to their order, one in one year and one in two years from the 18th day of October, 1870, both with interest; and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge William street Improvement Fund.

Also, That the Clerk draw an order for \$1,000 in favor of John Rauber & Co., and payable to their order in two years from the 18th day of October, with interest; and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Pindle alley Improvement Fund.

Also, That the Clerk draw two orders for \$500 each in favor of Logan & Cregan, and payable to their order, one in one year and one in two years from the 18th day of October, 1870, both with interest; and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Chapin street Improvement Fund.

Adopted by the following vote:

Ayes—Ald. Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Meyer, Glover, Woodruff, Mauville, Gerling, Charters, Nagle, Mauder, Aikenhead, Parsons—16.

IMPROVEMENT FUND.

By Ald. Parsons—*Resolved*, That the Treasurer pay, when there are funds applicable, as follows:

Holloway & Nornington on their contract for Marshall street improvement.....	\$500 00
and charge that fund.	
Roderick & Granger on their contract for Tappan street improvement.....	\$1 03.40, payable to Hiram Sibley.....
and charge that fund.	700 00
John Brady on his contract for Tremont street.....	800 00
and charge that fund.	
John Haywood, jr., for inspecting Pindle alley improvement.....	102 00
and charge that fund.	

Adopted by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Meyer, Glover, Woodruff, Mauville, Gerling, Charters, Nagle, Mauder, Aikenhead, Parsons—16.

By Ald. Parsons—*Resolved*, That the Treasurer is hereby directed to receive twenty-five per cent. in full of all persons assessed for a plank walk on Smith street, except John Hering, and to collect of the said Hering the full amount of his assessment. Adopted.

By Ald. Parsons—WHEREAS, It has become evident that the present building known as the Rochester Free Academy is wholly inadequate for the purposes for which it is used; and inasmuch as a Committee of the Board of Education have for some time been endeavoring to find and recommend some eligible location on which may be erected a new building, ornamental and worthy of our city, to be occupied for the same noble work, therefore be it

*Resolved*, That a Committee of three be appointed by the president of this Board, whose duty it shall be to determine, if possible, where a desirable building site may be found, and



what course should be pursued to complete and accomplish so worthy an object, and in due time report its action to this Board. Adopted.

The President appointed as such Committee Ald. Parsons, Rodgers and Wait.

By Ald. Parsons—*Resolved*, That the Street Superintendent notify the owners of property on Hudson street, from North street to Channing street, to repair their respective sidewalks within ten days, and in default thereof, that he repair the same at the expense of the owners. Adopted.

PROPOSALS FOR CAYUGA STREET PLANK WALK.

Francis Dana.....	\$ 840 00
W. I. Hanford.....	572 00
Roderick & Granger.....	940 00
James Buckley.....	960 00
L. Moore.....	1,025 00

FOR SOUTH FITZHUGH STREET.

F. C. Lauer & Son.....	1,034 00
McConnell & Jones.....	1,300 00

FOR TROUP STREET.

John Brady.....	666 00
McConnell & Jones.....	703 00
Fredrick & Meyers.....	746 00

By Ald. Parsons—*Resolved*, That his Honor the Mayor be and he is hereby requested to execute contracts, as follows: With Francis Dana for constructing a plank walk on Cayuga street, and with John Brady for the improvement of Troup street, in accordance with their several propositions.

Adopted by the following vote.

Ayes—Ald. Wait, Andrews, Rodgers, Remington, Herzberger, Caring, Meyer, Glover, Woodruff, Mandeville, Gerling, Charters, Nagle, Mauder, Aikenhead, Parsons—16.

By Ald. Aikenhead—*Resolved*, That George Whirley have permission to construct a cement walk in front of his premises on Pinacle avenue, under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Whitcomb—*Resolved*, That the President of the Common Council appoint a Committee of three to confer with the Board of Supervisors in relation to an appropriation from the County to aid in the construction of the new iron bridge over the Genesee river at Vincent place. Adopted.

The president appointed as such committee Ald. Whitcomb, Kelly and Caring.

On motion adjourned.

W. F. MORRISON, City Clerk.

**In Common Council, Nov. 1st, 1870.**

REGULAR MEETING.

President, Ald. Ezra R. Andrews, presiding. Present—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Aikenhead, Parsons—24.

Absent—Ald. Whitcomb, Smith, Stebbins, Mauder—4.

APPROVAL OF MINUTES.

The minutes of previous meetings Oct. 18th, 20th and 21st, were, on motion of Ald. Aikenhead, approved as published.

PETITIONS AND CLAIMS.

By Ald. Rogers—Bills of John Quin, (two bills), D. D. S. Brown, Chase & Otis, Holloway & Normington, Roderick & Co., M. Heavey, William Cochlin, Michael O'Brien, William Gallagher, Nicholas Lychander. Street Com-

mittee. Petition of James O'Connor, for damages. Grievance Committee; petition of George Stearns for permission to erect a wood building Wood-building Committee.

By Ald. Herzberger—Bills of Henry Theim, John Burns, Howe & Rogers, Rochester Publishing Association, William C. Thomas and J. W. Adams. Committee on House for Idle and Truant Children.

By Ald. Remington—Bills of Thos. H. Hopwood, Francis Lockhart, John J. Shaffer, David McKay, E. T. Oatley, W. S. Gratsyn, W. F. Morrison, N. G. Hawley, Thos. Knowles, Anthony Kasseal, (two bills), D. D. S. Brown, Delaware Coal Company, Geo. W. Walbridge and L. L. Nichols. Contingent Expense Committee.

By Ald. Meyer—Bills of P. J. Meyer, C. A. Jeffords and Richard Lovely, Park Committee.

By Ald. Glover—Petitions of Aden Deismore and Geo. Leat for permission to erect wood buildings. Wood-building Committee with power to act.

By Ald. Charters—Bills of S. M. Sherman and John Van Anker. Police Committee.

By Ald. Gerling—Petition of Joseph Jaman for permission to erect a wood building. Wood Building Committee with power to act.

By Ald. Dagge—Bills of Sidney G. Gwynne, Michael McQueen, Louis Fertig and D. W. Powers. Map Survey and Record Committee.

By Ald. Nagle—Bills of E. Enrick and Wm. L. Ingraham. City Property Committee.

By Ald. Aikenhead—Bills of J. E. Relyea, (three bills), N. H. Galusha, Martin Dolan and Z. Dobbs. Lamp Committee.

Petition of Anthony Rice for remission of tax. Law Committee.

By Ald. Briggs—Bills of H. W. Jones, John Nagle, McConnell & Co., Geo. Bastion and Gerling Brothers. Poor Committee.

By Ald. Stone—Petition of Thomas Moore to erect a wood building. Wood Building Committee.

Petition of Isaac Butts to run cables to transfer power from his hydraulic building, on Aqueduct street. Tabled.

Bills of McIntosh & Co., John O'Connor & Co., Thomas Mitchell, Wm. Morley, John Tegg, H. & P. Bender, Geo. E. Smith and Osgood & Farley. Fire Department Committee.

By Ald. Caring—Estimates and bills of McConnell & Jones, F. C. Lauer & Son, John Henkle, Sam'l Hart and Wm. D. Callister. Sewer Committee.

By Ald. Woodruff—Petition of A. W. I. for permission to erect a wood building. Wood Building Committee.

By Ald. Parsons—Estimates of Roderick & Co., McConnell & Jones, John Rauber, Logan & Cregan and Holloway & Normington. Improvement Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Rogers, from the Street Committee, reported in favor of the bills of John Quin, (two bills), D. D. S. Brown, Chase & Otis, Holloway & Normington, Roderick & Co., M. Heavey, Wm. Cochlin, Michael O'Brien, William Gallagher and Nicholas Lychander. Finance Committee.

Ald. Herzberger, from the Committee on House for Idle and Truant children, reported in favor of the bills of Henry Theim, John Burns, Howe & Rogers, Rochester Publishing Association, Wm. C. Thomas and J. W. Adams—Finance Committee.

Ald. Remington, from the Contingent Expense Committee, reported in favor of the bills of

Thos. H. Hopwood (two bills), John J. Shaffer, David McKay, E. T. Oatley, Jesse Shepherd, W. S. Grantsyn, W. F. Morrison, N. G. Hawley, Thos. Knowles, Anthony Kasseal (two bills), D. S. Brown, Delaware Coal Co., Geo. W. Walbridge and L. L. Nichols—Finance Committee.

Ald. Meyer, from the Committee on Public Parks, reported in favor of the bills of P. G. Meyer, C. A. Jeffords and Richard Lovelly—Finance Committee.

Ald. Charters, from the Police Committee, reported in favor of the bills of S. M. Sherman and John Van Auken—Finance Committee.

Ald. Dagge, from the Committee on Maps, Surveys and Records, reported in favor of the bills of Sidney Geo. Swynne, Michael McQueen, Louis Fertig and D. W. Powers—Finance Committee.

Ald. Nagle, from the Committee on City Property, reported in favor of the bills of E. Emrick and Wm. L. Ingraham—Finance Committee.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bills of J. E. Relyea (three bills), N. H. Galusha, Martin Dolan and Z. Dobbs—Finance Committee.

Ald. Briggs, from the Committee on Support and Relief of the Poor, reported in favor of the bills of H. W. Jones, John Nagle, McConnell & Pringle, Geo. Bastion and Gerling Brothers—Finance Committee.

Ald. Stone, from the Fire Department Committee, reported in favor of the bills of McIntosh & Co., John O'Connor & Co., Thos. Mitchell, Wm. Morley, B. F. Blackall, John Tegg, H. & P. Bender, Geo. B. Smith and Osgood & Farley—Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the estimates of McConnell & Jones, F. C. Lauer & Co., John Henkle, Sam'l Hart and W. D. Callister—Tabled.

Bills of J. E. Vosburg and F. C. Lauer & Son—Finance Committee.

#### COMMUNICATIONS.

The President presented the following:

MAYOR'S OFFICE, }  
ROCHESTER, Nov. 1, 1870. }

*To the Hon. the Common Council:*

GENTLEMEN—In the proceedings of your Board on the 1st of October, appears a resolution authorising the Sewer Committee to contract for the building of a sewer in Phelps Avenue as they may deem best. Said resolution is a departure from the usual and safe rule of proceeding, in letting contracts for public improvements. Such contracts, I think, should in no case be entered into until the assessment roll is made and confirmed, otherwise the city at large is exposed to the risk of paying the entire cost of the improvement. The interest of the tax payers demands that the usual course should be pursued of receiving bids for work before awarding the contract. The letting of the work under this resolution, exemplifies the evil of a departure from usual course, as I understand the work was let at a price about forty-eight per cent. in excess of an offer made by a responsible contractor. Several taxpayers on the avenue protest against the action of the Sewer Committee under this resolution. For these reasons I deemed it my duty to withhold my approval of the resolution.

Respectfully,  
JOHN LUTES, Mayor.

Ordered received, filed and published.

The President announced that it would require a vote of two-thirds of the full Board to

pass the resolution, and stated the question for consideration to be, "Shall the resolution be adopted, the Mayor's veto notwithstanding?"

The resolution was declared lost by the following vote:

Nays—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Carrag, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Aikendea, Parsons.—24.

MAYOR'S OFFICE, }  
ROCHESTER, Nov. 1, 1870. }

*To the Hon. the Common Council:*

GENTLEMEN—The mayor of the city of Toronto has forwarded to me a very finely bound volume, embracing the by-laws of that city and other matter; also, a pamphlet containing a complete list of the members of the Municipal Council and civic officials of the city of Toronto, from the date of the incorporation of the city in 1834, to the year 1870, inclusive.

I have handed these books to your Clerk and inclose a note from Mayor Samuel B. Harman, accompanying the gifts. I respectfully reiterate the suggestion of having a volume, embracing the public documents of our city, prepared, in order that we may reciprocate such favors.

Respectfully,  
JOHN LUTES, Mayor.

MAYOR'S OFFICE, }  
TORONTO, CANADA, Oct. 25, 1870. }

The accompanying volume of by-laws of the city of Toronto is presented to the city of Rochester with the compliments of the corporation of Toronto. SAMUEL B. HARMAN, Mayor.

JOHN CARR, City Clerk.

Ald. Remington moved that the Clerk, be and is hereby instructed to acknowledge the courtesy in behalf of the city—Carried.

At this stage in the proceedings President Andrews vacated the chair and called upon Ald. Mandeville to preside.

The Clerk presented the following:

CITY ATTORNEY'S OFFICE, }  
Rochester, Nov. 1, 1870. }

*Gentlemen of the Common Council:*

I have to report that in accordance with the resolution of the Common Council, passed at the last regular meeting, I have commenced an action against John H. Martindale and others in behalf of the city, to restrain them from the construction of a sewer from the town of Gates leading into the city. This has been done under the advice of the Sewer Committee and others.

Yours, &c.,

JESSE SHEPHERD,  
City Attorney.

Ordered received, filed and published.

Ald. Andrews moved that the Montreal "Excursion Committee" be requested to present suitable resolutions expressive of the feelings of this Board in regard to the recent visit to the city of Montreal. Carried.

CITY ASSESSOR'S OFFICE, }  
Rochester, Nov. 1, 1870. }

*To the Honorable the Common Council:*

Gentlemen—In the matter of the widening of Sellinger street, the undersigned beg leave to report that we are unable to agree with the owners of property to be taken for said widening, and we would therefore recommend your Honorable Body to adopt such legal measures as

may be necessary to perfect said improvement.

Respectfully submitted,  
D. KCKAY,  
JOHN J. SHEFFER, } Assessors.  
E. T. OATLEY,

Ald. Andrews moved that the City Attorney be hereby instructed to take the necessary legal steps as the case requires. Carried.

#### TREASURER'S MONTHLY REPORT.

CITY TREASURER'S Office, }  
November 1, 1870. }

To the Hon. Common Council:

GENTLEMEN:—The Treasurer herewith submits the monthly statement of the balances of the principal funds on the 1st day of November, 1870, as required by Section 59 of the City Charter:

CREDIT BALANCE.	
Contingent Fund.....	\$ 688 83
Police Fund.....	6,516 79
Fire Department Fund.....	1,013 28
Highway Fund (overdrawn \$1,233 11).....	
Lamp Fund.....	1,600 42
Poor Fund.....	1,521 99
Park Fund.....	433 24
Board of Health Fund.....	616 32
Home for Truants Fund.....	5,852 04
Sewer Repair Fund.....	807 13
North Street Fund.....	66 40
St. Paul Street Fund (N. Y. C. R. R. to Scrantom Street).....	2 20
St. Paul Street Fund (Scrantom Street to City Line).....	153 86
Monroe Avenue Fund.....	366 27
Mt. Hope Avenue Fund.....	27 78
Plymouth Avenue Fund.....	8 81
West Avenue Fund.....	114 77
Lake Avenue Fund.....	147 89
East Avenue Fund.....	180 99
South Avenue Fund.....	13 35

H. P. LANGWORTHY, Treasurer.

Subscribed and sworn to before me, this 1st day of November, 1870.

W. F. MORRISON,  
Commissioner of Deeds.

Ordered received, filed and published.

Ald. Gering presented the following and moved its acceptance. Carried.

ROCHESTER, Nov. 1, 1870.

To the Honorable the Common Council of Rochester:

Gentlemen—Permit the undersigned to call your attention to the reconstruction of their establishment, No. 9 South St. Paul street, next the new Theater Building, on this day. Please, gentlemen, accept our hearty invitation to a delicate lunch, which will be served after your adjournment this evening, and we hope that your Honorable Body will accept the invitation and oblige

Your obedient servants,  
SCHOTZ & BELLMONT.

The President presented the following "Veto" from his Honor the Mayor:

MAYOR'S OFFICE,  
ROCHESTER, N. Y., October 29, 1870. }

To the Common Council of the City of Rochester:

GENTLEMEN:—An imperative sense of duty compels me to disapprove of the resolutions of the Common Council passed at the regular meeting of October 20th instant, authorizing the sale of the stock held by the city of the Rochester and Genesee Valley Railroad Company.

An amendment of the charter in the year 1851, authorized the Common Council to borrow on the faith and credit of the city three hundred thousand dollars for a term not exceeding twenty years, and to execute bonds therefor under the corporate seal.

The proceeds of these bonds were directed to

be invested in the stock of the Rochester and Genesee Valley Railroad, and employed in its construction.

This was done. The bonds were executed, the stock procured and a debt of three hundred thousand dollars contracted—two hundred and forty-four thousand dollars of which still exists against the city.

The act further provided that the Common Council might at any time exchange the stock for the bonds, in which case the bonds were to be cancelled, and they were also authorized to sell the stock at private sale at par for cash, and in case of sale the proceeds were directed to be applied in the purchase or redemption of the bonds and for no other purpose whatever.

It will thus be seen that the Legislature carefully guarded the rights of the citizens, and required the stock to be held for the payment of the bonds. When the stock was purged with the debt was to be extinguished. The plan now on foot plainly contemplates the disposition of the stock, leaving the debt unextinguished and wholly unprovided for. The resolution authorizes the sale for cash or its equivalent in satisfactory securities. Promissory notes or bonds of an insolvent corporation, on long time, may, perhaps be satisfactory securities in the judgment of the Committee who have the power to make the sale. There is no pretence that such securities will be received by the bondholders to extinguish the debt existing against the city. The result is that the taxpayers of Rochester must be assessed to pay the debt, the stock will be parted with, and the city will hold something denominated securities of at least "doubtful" validity, in regard to which a new system of litigation will doubtless be inaugurated by the managers of the Erie Railway Company.

It is enough, however, that the resolution is a plain and palpable violation of the positive directions of the statute, which renders every Alderman who voted for it liable to indictment, and which would make me equally liable if I failed to disapprove of it.

At the present time there is no excuse for such a measure.

The litigation in regard to the stock is substantially at an end. The final hearing in the Court of Appeals has just been had, and a decision will be made in the course of a few weeks at farthest. That the decision will be in favor of the city, no one, I think, who heard the argument can seriously doubt. The fear expressed that another appeal will be taken to the Supreme Court of the United States is unworthy of any man placed in a position to protect the rights of his fellow citizens. If the decision of the high Court of Appeals shall be in our favor, it ought to be a sufficient answer to the clamor of those who for so many years have excluded the city of Rochester from her just rights and disregarded entirely the interests of her citizens.

Yours respectfully,

JOHN LUTES, Mayor.

Ald. Andrews moved the reconsideration of the vote on Ald. Remington's resolutions referred to in his Honor the Mayor's communication. Carried.

Ald. Andrews offered the following resolutions as a substitute:

By Ald. Andrews—*Resolved*, That it is the sense of this Board that it is for the interest of the city of Rochester that the stock of the Genesee Valley Railroad now owned by the city, should be sold to the Erie Railway Com-

pany, thus securing to our citizens a competing road with those which now do or may come to our city.

*Resolved*, That the Committee appointed for the sale of the stock be, and they are hereby authorized to sell the city's stock upon the following terms: The suits now pending to be discontinued, each party to pay its own costs. All funds in the hands of the Genesee Valley Railroad Company, and all moneys due to said Company, after paying its just debts, to be divided among the present stockholders. The stock to be transferred to the purchasers upon the payment by them to the city of the sum of \$300,000 in cash, and such further conditions as they can secure to protect the interests of the citizens of Rochester holding stock in the Rochester and Genesee Valley Railroad.

Adopted by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Nagle, Aikenhead, Parsons—22.

Nays—Ald. Barker and Wait—2.

Ald. Caring presented a communication from Lucy Wagner, and moved its reference to the Sewer Committee with power to act. Carried.

#### ORDINANCES.

##### FLOOD ORDINANCES.

Ald. Parsons presented the final ordinance for the following improvements:

##### COURT STREET WOODEN BRIDGE.

The construction of a wooden bridge on Court street over the mill race, on the west side of the Genesee river.

##### REPAIRS ON STATE STREET.

Repairing the damages to state streets from Buffalo street to Mumford street, in said city, caused by said freshet.

##### ROAD LEADING FROM COURT STREET TO THE MONROE COUNTY JAIL.

Repairing the damages to the road leading from Court street to Monroe County Jail, in said city, caused by said freshet.

##### REPAIRS ON LAKE AVENUE.

Repairing the damages to Lake avenue, from Spencer street to the city line, in said city, caused by said freshet.

##### REPAIRS ON TROUP STREET.

Repairing the damages to Troup street, from Prospect street to the Genesee Valley canal, caused by the freshet.

##### ALLEY RUNNING FROM EXCHANGE PLACE.

Repairing the damages to the alley running southerly from Exchange place to rear of lots fronting on Front street, in said city, caused by said freshet.

##### REPAIRS ON SCHOOL ALLEY.

Repairing the damages to School Alley, from Buffalo street to the Erie canal, in said city, caused by said freshet.

##### REPAIRS ON ANDREWS AND MUMFORD STREETS.

Repairing the damages to Andrews and Mumford streets, from St. Paul street to State street, in said city, caused by said freshet.

##### REPAIRS ON MUMFORD STREET.

Repairing the damages to Mumford street from State street to the Genesee river, in said city, caused by said freshet.

##### REPAIRS ON LAKE AVENUE AND WHITE STREET.

Repairing the damages to Lake avenue, from Cliff street to Spencer street, and White street, from Lake avenue to the east line of lot No. 742, in said city, caused by said freshet.

##### REPAIRS ON BUFFALO STREET AND MAIN STREET BRIDGE.

Repairing the damages to Buffalo street, between the Erie canal and the Genesee river, and the sewers therein, and Main street bridge, in said city, caused by said freshet.

##### REPAIRS ON SPRING STREET.

Repairing the damages to Spring street, from Caldonia avenue to Ford street, in said city, caused by said freshet.

##### REPAIRS ON FRANK STREET.

Repairing the damages to Frank street, from Lyell to Bloss street, caused by said freshet.

##### REPAIRS ON FRONT STREET.

Repairing damages on Front street, from Mumford street to the Railroad, and the sewer therein, in said city, caused by said freshet.

##### REPAIRS ON FRONT STREET.

Repairing the damage on Front street, from Buffalo street to the south line of the McIntosh block and the sewer therein, in said city, caused by said freshet.

##### REPAIRS ON HILL AND PLATT STREETS.

Repairing the damages to Hill and Platt streets, from Ford street to Allen street and the sewer therein, in said city, caused by said freshet.

##### REPAIRS ON OAK STREET.

Repairing the damage to Oak street, from Smith street to Lyell street, in said city, caused by said freshet.

##### REPAIRS ON MILL AND CENTER STREETS.

Repairing the damages to Mill street, from the south line of Railroad avenue to the north line of Center street, and Center street, from Mill street to Otsego street, in said city, caused by said freshet.

##### REPAIRS ON MILL STREET.

Repairing the damages to Mill street, from Exchange place to Mumford street, in said city, caused by said freshet.

##### REPAIRS ON FURNACE STREET.

Repairing the damages to Furnace street from State street to the Mill Race, in said city caused by said freshet.

##### REPAIRS ON MONTGOMERY ALLEY.

Repairing damages to Montgomery alley, from Buffalo street to the south line of the Central church lot, in said city, caused by said freshet.

##### REPAIRS ON PLATT STREET.

Repairing the damages to Platt street from State street to Kent street, in said city, caused by said freshet.

##### REPAIRS ON VARNUM STREET.

Repairing the damages to Varnum street from Jones avenue to Phelps avenue, in said city, caused by said freshet.

##### REPAIRS ON PLATT STREET.

Repairing the damages to Platt street, from Frank street to Mill street, in said city, caused by said freshet.

##### REPAIRS ON LYELL STREET.

Repairing the damages to Lyell street, from State street to the Erie canal, and the sewer therein, in said city, caused by said freshet.

##### REPAIRS ON DEAN STREET.

Repairing the damages to Dean street, caused by the freshet, from Kent street to Frank street.

##### REPAIRS ON WEST STREET.

Repairing the damages to West street, caused by the freshet, from Lyell street to Costar street.

And moved that action thereon be postponed until the second regular meeting in February, 1871. Carried.

##### STONE WALK ACROSS EAST AVENUE.

By Ald. Parsons—*Resolved*, That the City Surveyor ascertain and report to this Board the expense of constructing a stone walk five feet wide across East avenue at the south line of Union street. Adopted. The Surveyor submitted as such estimate \$120.

By Ald. Parsons—*Resolved*, That the following improvement is expedient, viz:

The construction of a stone walk five feet wide across East avenue and the south line of Union street.

And, *Whereas*, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$120, which estimate is hereby approved.

*Resolved*, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the east side of Union street, from Gardiner park to Vine street; also, on the north side of East avenue, from Union street to Lawrence street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, November the 15th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Charters, Nagle, Aikenhead, Parsons—21.

#### STONE ARCH COVERING OVER THE RACE.

By Ald. Parsons—*Resolved* 1, That the City Surveyor ascertain and report to this Board the expense of constructing a stone arch covering over the race in North Water street, from the north line of Main street to the north line of Mortimer street. Adopted.

The Surveyor submitted as such estimate, \$20,655. By Ald. Parsons—*Resolved*, That the following improvement is expedient, viz:

The construction of a stone arch covering over the race in North Water street from the north line of Main street to Mortimer street.

AND WHEREAS, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$20,655 which estimate is hereby approved.

*Resolved*, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of North Water street, from Main street to the north line of Mortimer street.

And further, *Resolved*, That the taxpayers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent, per annum, within one year of the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, November the 15th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Mandeville, Charters, Dagge, Nagle, Aikenhead, Parsons—21

#### STONE WALK ACROSS OAKLAND STREET.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the Improvement in the Ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An Ordinance, to construct a cross walk on Oakland street, at the south line of South avenue.

The Common Council of the City of Rochester do ordain and determine as follows: The construction of a stone cross-walk across Oakland street, at the south side of South avenue.

And the whole expense shall be defrayed by an as-

essment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$133, which estimate was and is hereby approved; the sum of one hundred and thirty-eight dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said City which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Oakland street, from South avenue to Mt. Vernon avenue.

On which above described portion of the City the said sum of one hundred and thirty-eight dollars is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley the Assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 5th of Nov., 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Dagge moved to postpone action on the Ordinance until the second regular meeting in April next. Carried.

#### SCHOOL ALLEY IMPROVEMENT.

Ald. Parsons presented the final ordinance for the improvement of School alley.

Ald. Rogers moved the indefinite postponement of the Ordinance. Carried.

#### IMPROVEMENT OF HURON STREET.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance, to improve Huron street, from Scio street to Hibbard street.

The Common Council of the city of Rochester do ordain and determine as follows: The improvement of Huron street, from Scio street to Hibbard street, by grading the roadway and sidewalks and laying a plank walk four feet wide on the north side of said street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at seven hundred and thirty-one dollars, which estimate was and is hereby approved; the sum of seven hundred and thirty-one dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said City which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Huron street, from Scio street to Hibbard street, on which above described portion of the City the said sum of seven hundred and thirty-one dollars is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 5th day of Nov., 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rog-

ers, Remington, Herzberger, Caring, Relyea, Connolly, Glover, Stone, Wilson, Kelly, Woodruff, Mandeville, Charters, Dagge, Nagle, Aikenhead, Parsons—22.

By Ald. Caring—*Resolved*, That the Improvement Committee be requested to bring in an Ordinance for an arch covering over the mill race from the aqueduct to the Genesee River, on the west side of the river. Adopted.

#### STONE ARCH OVER THE RACE.

By Ald. Parsons—*Resolved*, That the City Surveyor ascertain and report to this Board the expense of constructing a stone arch over the race on the west side of the Genesee River from the Aqueduct to the Genesee River. Adopted.

The Surveyor submitted as such estimate \$58,650.

By Ald. Parsons—*Resolved*, That the following improvement is expedient, viz: The construction of a stone arch covering over the race on the west side of the Genesee River from the Aqueduct to the Genesee River.

And, *Whereas*, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$58,650 which estimate is hereby approved.

*Resolved*, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots, the property on said race owned by those enjoying the water privileges.

And further, *Resolved*, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the city charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, November the 15, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Lost by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Mandeville, Charters, Nagle, Aikenhead, Parsons—17.

Nays—Ald. Stone, Wilson, Kelly, Woodruff, Dagge—5. No petition.

#### CEMENT WALK ON NORTH STILLSON STREET.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance, to construct a cement walk on North Stillson street, from Weld street to Kirk street.

The Common Council of the City of Rochester do ordain and determine as follows:

The construction of a cement walk four feet wide on the west side of North Stillson street from Weld street to Kirk street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at two hundred and thirty dollars, which estimate was and is hereby approved; the sum of two hundred and thirty dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said City which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on the west side of North Stillson street from Weld street to Kirk street," on which above described portion of the City the said sum of two hundred and thirty dollars is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 5th day of November, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Mandeville, Charters, Dagge, Nagle, Aikenhead, Parsons—22.

#### STONE WALKS ACROSS MARSHALL STREET.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the Improvement described in the Ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An Ordinance to construct cross-walks on Marshall street.

The Common Council of the city of Rochester do ordain and determine as follows: Two at Broadway, two at South street, one at the west side of Green street, and one at the west side of the street on the west side of Wadsworth square.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at six hundred and eighty-nine dollars, which estimate was and is hereby approved; the sum of six hundred and eighty-nine dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said City which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of South street, from Court street to Griffith street; also, on each side of Broadway, from Monroe avenue to Alexander street; also, on each side of Green street, from Jackson street to Griffith street; and, also, on the west side of the street west of Wadsworth square from Howell street to Marshall street.

On which above described portion of the city the sum of six hundred and eighty-nine dollars is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley the Assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 5th day of November, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Parsons moved that the ordinance be amended, by adding after the words Marshall street, in portion of said city to be assessed, the following:

Also one tier of lot on the south side of Marshall street, from the alley west of Wadsworth square to Green street. Carried.

Ald. Herzberger moved that action on the ordinance as amended be postponed until the next regular meeting. Carried.

#### STONE BRIDGE OVER OUTLET SEWER.

On motion of Ald. Caring the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a Stone Bridge over the

uncovered portion of the outlet of the Court and William street sewer, on the lands owned by Mr. Palmer. The Common Council of the City of Rochester do

mer. ordain and determine as follows: The construction of a Bridge of stone masonry over the uncovered portion of the outlet of the Court and William street sewer, on the lands of Mr. Palmer.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at two hundred dollars, which estimate was and is hereby approved; the sum of two hundred dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

All the houses and lots within the following described territory: Beginning at a point in New Main street, on the east line of land owned by A. Boody in 1853, thence northerly at right angles with said Main street, to the Railroad; thence westerly along said Railroad to Union street; thence southerly along Union street to said Main street; thence westerly along Main street to Gibbs street, including one tier of lots on the north side of Main street, from Union street to Cherry street; thence southerly along Gibbs street to East avenue, including one tier of lots on the east side of Gibbs street; thence westerly along East avenue to Chestnut street; thence southerly along Chestnut street to Monroe avenue; thence easterly along Monroe avenue to Union street; thence northerly along Union street to George street; thence easterly along George street, and said street continued easterly to the west line of the Smith tract; thence northerly along to the west line of said tract to East avenue; thence easterly along East avenue to the west line of the lot owned by H. S. Allis in 1853; thence northerly, parallel with the west line of the Boody farm, to Main street; thence westerly along Main street to the place of beginning.

On which above described portion of the city the sum of two hundred dollars is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion of said city so designated, of the said amount of expenses, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 5th day of November, 1870, at nine o'clock in the forenoon, at the Office of the City Clerk.

Passed, by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Mandeville, Charters, Dagge, Nagle, Aikenhead, Parsons—22.

#### STONE SEWER IN NELSON STREET.

On motion of Ald. Caring the Board proceeded to hear allegations in relation to the Improvement described in the Ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An Ordinance to construct a stone sewer on Nelson street from Caroline street to a point twenty-five feet south of the north line of lots numbers 116 and 207.

The Common Council of the city of Rochester do ordain and determine as follows: The construction of a stone sewer one and a-half by two feet in Nelson street from Caroline street to a point twenty-five feet south of the north line of lots numbers 116 and 207.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at one thousand and seventy-five dollars, which estimate was and is hereby approved; the sum of one

thousand and seventy-five dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Nelson street from Caroline street to the south line of lots numbers 116 and 207.

On which above described portion of the city the sum of one thousand and seventy-five dollars is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of land and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 5th day of November, 1870, at nine o'clock in the forenoon, at the Office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Mandeville, Charters, Dagge, Nagle, Aikenhead, Parsons—21.

#### SEWER IN ALMIRA STREET.

Ald. Caring presented the final Ordinance for pipe sewer in Almira street, from the sewer in Lowell street, to a point 175 feet north of Gorham street, and moved action be postponed until the next regular meeting. Carried.

The Clerk presented the following Assessment Rolls to be referred to the Assessment Committee:

Plank walk on Almira street.

Plank walks on Sellinger street.

Stone sewer in Lake avenue, from Deep Hollow to the north line of Wm. Purcell's lot.

Plank walk in South York street.

Lateral sewers in Front street.

Ald. Kelly moved that the Assessment Roll for a sewer in Lake avenue, from Deep Hollow to the north line of William Purcell's lot, be stricken out and indefinitely postponed. Carried.

The other rolls as presented by the Clerk were referred to the Assessment Committee.

Ald. Parsons, from the Assessment Committee, presented the following Assessment Rolls and moved their confirmation:

Plank walk on Saratoga avenue.

Improvement of Alexander street.

Blank walk on Baden street.

Extension of Shamrock street.

Court street improvement.

Ald. Caring moved that action on the Assessment Roll, for the extension of Shamrock street, be postponed until the second regular meeting in April next. Carried.

The remaining Assessment Rolls were confirmed by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Nagle, Aikenhead, Parsons—19.

Ald. Parsons moved to suspend the rule to adjourn at 11 o'clock. Lost by the following vote:

Ayes—Ald. Andrews, Remington, Herzberger, Relyea, Connolly, Meyer, Mandeville, Gering, Aikenhead, Parsons—10.

Nays—Ald. Barker, Wait, Rogers, Caring, Glover, Stone, Kelly, Woodruff, Charters, Dagge, Nagle—11.

Ald. Stone presented the following, and moved its adoption:

## PENAL ORDINANCE.

The Common Council of the city of Rochester do ordain and determine as follows:

SECTION 1. No person or persons shall keep on their premises, within the corporate limits of the city of Rochester, any hogs or swine, unless they first obtain the written consent of all owners and occupants of lands within 500 feet.

SEC. 2. Any person violating this ordinance, after being notified as hereinafter provided, shall be deemed guilty of maintaining a nuisance on their premises, and shall be liable to a fine of \$3 for the first offense, and \$5 for each subsequent conviction.

SEC. 3. It shall be the duty of the Health Inspector to give all persons in their respective district five days' notice to remove all such hogs or swine from their premises, unless such consent shall have been obtained as provided in section 1.

Such notice shall consist of a certified copy of this ordinance by the City Clerk.

Adopted by the following vote:

Ayes—Baker, Wait, Andrews, Rodgers, Remington, Herzberger, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Dagge—14

Nays—Caring, Relyea, Gerling, Charters, Nagle, Aikenhead, Parsons—7.

## EXECUTIVE.

Ald. Remington moved that the Board now proceed to ballot for an Inspector of Election for the fourth ward, to fill a vacancy. Carried.

## FIRST BALLOT.

Wm. Whitelocke received 17 votes. Wm. Whitelocke having received the requisite number of votes was declared appointed Inspector of Election for the fourth ward.

Ald. Connolly presented the following. And moved its acceptance. Carried.

ROCHESTER, Nov. 1, 1870.

To the Honorable the Common Council:

GENTLEMEN—I hereby tender to your honorable Body my resignation as an Inspector of Election for the sixth ward of the city of Rochester.

Yours Respectfully,

LOUIS SACHS.

Ald. Connolly moved that the Board now proceed to ballot for an Inspector of Election for the sixth ward to fill the vacancy caused by the resignation of Louis Sachs. Carried.

## FIRST BALLOT.

Fred. Buchbecker received 13 votes. Scattering received 1 vote.

Fred. Buchbecker having received the requisite number of votes was declared appointed Inspector of Election for the sixth ward, in place of Louis Sachs, resigned.

Unanimous consent was given Ald. Barker to present the following:

By Ald. Barker—*Resolved*, That the Fire Department Committee is hereby directed to place a hydrant at the north west corner of Allen and Sophia streets, said hydrant to be connected with the Railroad Water Pipe, and charge the expense to the Fire Department fund, when there are funds applicable.

Ald. Stone moved its reference to the Fire Department Committee with power to act. Carried.

Ald. Caring moved to adjourn. Lost by the following vote.

Nays—Ald. Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Aikenhead, Parsons—21.

Ald. Remington moved to suspend the rule to adjourn at 11 o'clock. Lost by the following vote.

Ayes—Ald. Andrews, Remington, Herzberger, Relyea, Connolly, Meyer, Woodruff, Mandeville, Gerling, Charters, Nagle, Aikenhead, Parsons—13.

ville, Gerling, Charters, Nagle, Aikenhead, Parsons—13.

Nays—Ald. Barker, Wait, Rogers, Caring, Glover, Stone, Kelly, Dagge—8.

Ald. Kelly moved to take up the petition of H. H. Babcock to erect coal-sheds on Hudson street and act upon that question only.

Ald. Remington moved that Mr. Babcock be granted permission to erect wood buildings on Hudson street, in accordance with his petition.

Ald. Kelly moved the indefinite postponement of the whole matter. Carried by the following vote:

Ayes—Ald. Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Aikenhead, Parsons—21.

Ald. Meyer presented the following:

To the Honorable the Common Council of the city of Rochester:

Gentlemen—I would be pleased to have your Honorable Body visit Monroe County Penitentiary, Wednesday, Nov. 2, at 12 o'clock, noon.

Respectfully,

ALEX. McWHORTER, Supt.

Rochester, Nov. 1, 1870.

By Ald. Meyer—*Resolved* That the invitation of Superintendent McWhorter be accepted, and that this Board visit said institution at the time designated in a body, and the Messenger be requested to procure carriages. Adopted.

On motion of Ald. Stone, adjourned until Wednesday evening next at 7 1/2 o'clock.

W. F. MORRISON, City Clerk.

## In Common Council, Nov. 2d, 1870.

### ADJOURNED MEETING.

In the absence of President, Ald. Andrews. On motion of Ald. Kelly, Ald. Parsons was appointed President *pro tem*.

Present—Ald. Wait, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—19.

Absent—Ald. Briggs, Whitcomb, Barker, Andrews, Smith, Craig, Wilson, Gerling, Nagle.—9.

## EXECUTIVE.

By Ald. Caring—WHEREAS, David McKay, John J. Shaeffer and E. T. Oatley, the Assessors of the city of Rochester, are each of them interested in the property proposed to be assessed for the expense of constructing the proposed bridge across the Genesee River, and therefore disqualified from acting; and

WHEREAS, two persons, to wit, William Gugenheim and Henry E. White have already been appointed by ballot to act as two of the Commissioners on said assessment. Now therefore,

*RESOLVED*, That this Board now proceed to ballot for a third Commissioner to act in place of one of said assessors, and that said commissioners be required to meet at the City Clerk's office, on Monday, Nov. 7th, 1870, at 10 o'clock a. m., for the purposes of the ordinance heretofore passed. Adopted.

## FIRST BALLOT.

William H. Shepherd, received 5 votes; Michael R. Quinn, received 9 votes; James T. Riely, received 3 votes. No choice.



## SECOND BALLOT.

William H. Shepherd, received 5; votes Michael R. Quinn, received 9 votes; James T. Rielly received, 3 votes. No choice.

## THIRD BALLOT.

William H. Shepherd, received 3 votes; Michael R. Quinn, received 10 votes; James T. Rielly, received 3 votes; Scattering, 1 vote. No choice.

## FOURTH BALLOT.

William H. Shepherd, received 5 votes; Michael R. Quinn, received 11 votes; James T. Rielly, received 2 votes. No choice.

## FIFTH BALLOT.

William H. Shepherd, received 6 votes; Michael R. Quinn, received 11 votes. No choice.

## SIXTH BALLOT.

William H. Shepherd, received 7 votes; Michael R. Quinn, received 11 votes. No choice.

## SEVENTH BALLOT.

William H. Shepherd, received 9 votes; Michael R. Quinn, received 9 votes. No choice.

Ald. Rogers moved, that further balloting be postponed until the next regular meeting. Carried.

## MISCELLANEOUS.

The following report was presented from the Law Committee:

*Gentlemen of the Common Council:*—

Your Committee to whom was referred the claim of D. W. Powers, Esq., for money advanced in the payment of a bill of costs to Theodore Bacon, Esq., Attorney for the Defendant, in the case of The People and others agt. the Rochester and Genesee Valley Railroad and others, would respectfully report that that said claim was apparently presented to the Chairman of the Contingent Committee, in February 1870, and endorsed by him as correct, after which endorsement Mr. Powers paid the same, understanding that it would be presented in the finance budget. That no action has been taken thereon since that time, but your committee deem that the good faith of the City demands the payment of the claim, and your Committee would so recommend.

Dated, Rochester, Nov. 1st, 1870.

E. R. ANDREWS, } Law Committee.  
C. R. PARSONS. }

By Ald. Aikenhead—*Resolved*, That the City Clerk be and he is hereby authorised to draw an order on the City Treasurer for \$49 83-100, payable to the order of D. W. Powers; and that the same be charged to the Contingent Fund, when there are funds applicable.

Adopted by the following vote:

Ayes—Ald. Wait, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Kelly, Woodruff, Maudeville, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—18.

By Ald. Aikenhead—*Resolved*, That H. H. Zimmer have permission to construct cement walks in front of his premises, Nos. 127, 129 and 131 Hudson street, under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Aikenhead—*Resolved*, That the following named persons have permission to construct cement walks in front of their premises, on Pinnacle avenue, F. Eppugh, J. Backus and George Miller, under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Mauder—*Resolved*, That the City Surveyor be instructed to ascertain, establish and report to this Board the south line of the lot occupied by No. 9 School House. Adopted.

By Ald. Dagge—*Resolved*, That the Treasurer is hereby directed to cancel the assessments against all persons assessed for flag walks on North street, except Alexander Starks and Public School No. 16, and to collect 95 per cent., in full of Alexander Starks and Public School No. 16.

Ald. Charters moved that action on the resolution be postponed until the next regular meeting. Carried.

By Ald. Dagge—*Resolved*, That Ald. Whitcomb and Stebbins be, and they are hereby, requested to act with the Committee appointed by the President at the last regular meeting to select and report a site for a Free Academy. Adopted.

By Ald. Dagge—*Resolved*, That Mr. Leflier have the privilege to lay a walk of patent stone in front of his lot on Cayuga street, providing he can make such arrangements with Mr. Dana, who has a contract for laying a plank walk on said street. Adopted.

By Ald. Stebbins—*RESOLVED*, That J. E. Spencer, Frank Meyers, John Volmer, Michael Ryan, William Deany, John Sibbel, John McNary, Edward McLaughlin, Samuel Blakney, Edward M. Hinold, George E. Mumford, William Gibbs, Philip Block and Agust Draude, have permission to construct cement walks in front of their premises on South avenue, if they choose, upon a grade established by the City Surveyor and under the direction of the Improvement Committee.

Ald. Dagge moved to amend the resolution by striking out all the names except William Gibbs and Philip Block—Lost.

The original resolution was then taken and declared. Adopted.

Ald. Dagge, from the Improvement Committee, reported in favor of the estimates of John Rauber & Co., Holloway & Normington, Logan & Cregan, McConnell & Jones, Roderick & Granger and John Brady. Tabled.

By Ald. Dagge—*RESOLVED*, That the Clerk draw two orders of \$500, each in favor of Holloway & Normington and payable to their order with interest, one in one year and one in two years from the first day of November, 1870, and the Treasurer is hereby authorised to accept the same in behalf of the city, and charged Marshall street Improvement fund.

Also, that the clerk draw two orders of \$500 each, in favor of Logan & Cregan and payable to their order with interest, one in one year and one in two years, from the first day of November, 1870, and the Treasurer is directed to accept the same in behalf of the city, and charged Chapin street Improvement fund.

Also, that the clerk draw two orders for \$450 each, in favor of John Rauber & Co., and payable to their order with interest, one in one year and one two years from the first day of November, 1870, and the Treasurer is directed to accept the same in behalf of the city, and charged Pindle alley Improvement fund.

Adopted by the following vote:

Ayes—Ald. Wait, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Maudeville, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—19.

IMPROVEMENT FUND.

By Ald. Dagge—*Resolved*, That the Treasurer pay, when there are funds applicable, as follows: John Brady in full on his contract for improving Tremont street.....\$ 924 88 and charge that fund.

McCormell & Jones on their contract for William street improvement..... 1,000 00 and charge that fund.

Roderick & Granger on their contract for Tappan street improvement..... 300 00 and charge that fund.

Adopted by the following vote:  
Ayes—Ald. Wait, Rogers, Remington, Herzberger, Caring, Relyea, Connolly Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—19.

PROPOSALS FOR ALEXANDER STREET IMPROVEMENT.

McCormell & Jones.....\$18,192 25  
Whitmore, Carson & Co..... 18,687 50  
Holloway & Northington..... 18,471 05

By Ald. Dagge—*Resolved*, That His Honor the Mayor is hereby directed to execute a contract with Mr. Connel & Jones, for the improvement of Alexander street in accordance with their proposition. Adopted by the following vote.

Ayes—Ald. Wait, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Stebbins, Mander, Aikenhead, Parsons—19.

PROPOSALS FOR COURT STREET IMPROVEMENT.

McCormell & Jones.....\$5,730 00  
John Rauber & Co..... 4,377 50  
Whitmore, Carson & Co..... 5,612 50  
Fredericks & Meyers..... 2,250 00

ROCHESTER, Oct. 20, 1870.

To the Honorable Common Council of the City of Rochester:

In making our bid for the Court street improvement, we labored under a misapprehension as regards the amount of work to be done, not calculating for the stone filling in the roadway and the graveling of the same; and would most respectfully ask permission of your honorable Body to withdraw said bid, as we could not by any means afford to do, as we would be required by the specifications.

FREDERICK & MEYER.

Ald. Rogers moved that Messrs. Frederick & Meyer, be and are hereby allowed to withdraw their proposal. Carried.

By Ald. Dagge—*Resolved*, That his Honor the Mayor be and he is hereby requested to enter into contract with John Rauber & Co. for the improvement of Court street in accordance with their proposition.

Ald. Remington moved that action be postponed until the next regular meeting. Carried.

By Ald. Charters—*Resolved*, That Henry Rohr, John Rohr and Benedict Hart have permission to construct plank walks in front of their premises on Lewis street under the direction of the Improvement Committee and City Surveyor. Adopted.

Ald. Woodruff presented the following and moved its reference to the Law Committee. Carried.

ROCHESTER, Nov. 2d, 1870.

To the Honorable Common Council:

GENTLEMEN—By referring to your proceedings of last night I see that an ordinance was passed for the construction of bridges over William street outlet sewer, which runs through my premises on Main street and over which the city is bound to maintain bridges. Believing

it to be for the best interest of the city I make the proposition to relieve the city forever from its said obligation for the sum of \$300.

Yours respectfully,  
JAMES PALMER.

By Ald. Mandeville: Bill of Wilbur and Fuller—Contingent Expense Committee.

PROPOSAL FOR SEWER IN PHELPS AVENUE.

To the Honorable the Board of Common Council of Rochester:

We, the undersigned, hereby propose to construct a nine inch pipe sewer in Phelps avenue for seventy (70) cents per lineal foot, and sixty (60) cents for openings each.

Yours respectfully,  
D. GATENS & Co.

By Ald. Kelly—*Resolved*, That the Mayor is hereby requested to enter into contract with D. Gatens & Co to construct a tile sewer in Phelps avenue, in accordance with their bid of seventy cents per lineal foot and sixty cents each for openings.

Adopted by the following vote:  
Ayes—Ald. Wait, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—19.

FINANCE BUDGET.

NOVEMBER 2, 1870.

By Ald. Kelly—*Resolved*, That the Treasurer pay as follows, when there are funds applicable:

POOR FUND.

H. W. Jones, overseer of the poor, one months salary.....\$100 00  
H. W. Jones, disbursements..... 161 51  
John Nagle, paid orders..... 44 75  
McCormell & Co., sprinkling streets..... 12 50  
George Bastion, bread and crackers..... 65 01  
Gerling Brothers, flour and meal..... 77 40  
J. C. Harrington, one months salary as city physician..... 41 66  
and charge that fund.

HEALTH FUND.

John Weinning, Health Inspector, one months salary to Nov. 1.....\$50 00  
August Woellert, Health Inspector, one months salary to Nov. 1..... 50 00  
Johnathan Reynolds, Health Inspector, one months salary to Nov. 1..... 50 00  
Daniel McTaggart, Health Inspector, one months salary to Nov. 1..... 50 00  
Robert Neary, Health Inspector, one months salary to Nov. 1..... 50 00  
John Raker, Health Inspector, one months salary to Nov. 1..... 50 00  
W. F. Morrison, Clerk of the Board of Health, to one months salary to Nov. 1..... 33 34  
and charge that fund.

POLICE FUND.

S. M. Sherman, disbursements.....\$ 83 38  
John Van Auker, hack hire..... 2 50

PAY ROLL.

To Sam. M. Sherman, 1 mos sal'y to Nov. 1, '70. 141 66  
P. H. Sullivan, " " " " 90 00  
Alex. McLean, " " " " 85 00  
Peter Hughes, " " " " 85 00  
Wm. J. Rogers, " " " " 85 00  
Johnathan Dresser, " " " " 85 00  
Wm. S. Fickett, " " " " 85 00  
Samuel Brown, " " " " 75 00  
Thomas F. Burchell, " " " " 75 00  
John H. Dana, " " " " 75 00  
Thomas Lynch, " " " " 75 00  
William Rogers, " " " " 75 00  
Henry D. Shove, " " " " 75 00  
Charles Green, " " " " 75 00  
Isaac Spears, " " " " 75 00  
John J. Garrett, " " " " 75 00  
David Monaghan, " " " " 75 00  
Wm. F. Lush, " " " " 75 00

Henry Baker,	"	"	"	75	00
Hugh Clark,	"	"	"	75	00
Thomas F. Hurley,	"	"	"	75	00
Thomas Dufkelow,	"	"	"	75	00
John Barry,	"	"	"	75	00
Bmt. Crowley,	"	"	"	75	00
Albert H. Franklin,	"	"	"	75	00
James McKelvey,	"	"	"	75	00
Joseph T. Cleary,	"	"	"	75	00
Frank Goodwin,	"	"	"	75	00
Charles McCormick,	"	"	"	75	00
Joseph S. Rowarth,	"	"	"	75	00
James Sullivan,	"	"	"	75	00
William White,	"	"	"	75	00
W. R. McArthur,	"	"	"	75	00
Ferry Marzluff,	"	"	"	75	00
Lyman Johnson,	"	"	"	75	00
Frank B. Allen,	"	"	"	75	00
Peter Lour,	29 1/2	days	"	73	75
John C. Hagle,	29 1/2	"	"	73	75
P. C. Kavanagh,	29 1/2	"	"	73	75
George Lord,	29	"	"	72	50
George Bingham,	29	"	"	72	50
C. B. McKibben,	29	"	"	72	50
John McQuarters,	29	"	"	72	50
Michael Highland,	28 1/2	"	"	71	25
Geo. M. Lathrop,	28 1/2	"	"	71	25
Ed. Van Vorst,	28	"	"	70	00
Levett McKibben,	27 1/2	"	"	68	75
E. W. McBurney,	27	"	"	67	50
James K. Foster,	19 1/2	"	"	48	75
John Dr. sser,	30	"	"	50	00

\$3,790 41

Examined and approved.

JOHN LUTES,  
GEORGE G. COOPER,  
Police Commissioners.

and charge that fund.

FIRE DEPARTMENT FUND.

William Morley, mattresses, &c	\$	73	60
Osgood and Farley, bill of paints		25	39
George G. Smith, bill of coal		284	45
H. & P. Bender, funeral expenses		58	00
Thomas Mitchell, repairs on engine house No. 2		399	44
John O'Conner & Co, repairs on engine house No. 2		228	25
B. F. Blackall, disbursements		58	46
John Tegg, use of horse		4	50
McIntosh & Co., sundries		3	00

and charge that fund.

LAMP FUND.

J. E. Relyea, lighting and extinguishing city lamps		772	80
J. E. Relyea, repairing for October		140	62
J. E. Relyea, setting lamp posts		2	00
N. H. Galusha, lamp posts		442	50
Martin Dolan, setting lamp posts		2	50
Z. Dobbs, setting lamp posts		4	00

and charge that fund.

HOUSE FOR IDLE AND TRUANT CHILDREN FUND.

Henry Thiem, meat		45	78
John Burns, horse-shoeing and repairing		22	20
Howe & Rogers, carpet		30	20
Rochester Publishing Association, printing		16	00
W. C. Thomas, books and stationery		45	30
J. W. Adams, disbursements		66	07

and charge that fund.

MAP AND SURVEY FUND.

Cyrus Beardsley, suryoor, one months salary, November 1st		250	00
Sidney Geo. Gwynne, services one month		100	00
Michael McQueen, setting monuments		52	00
Louis Fertig, setting monuments		65	00
D. W. Powers, rent of rooms		37	50

and charge that fund.

PARK FUND.

P. J. Meyer, disbursements		8	00
C. A. Jeffords, gravel		100	00
Richard Lovely, labor on parks		21	00

and charge that fund.

SEWER REPAIR FUND.

F. C. Lauer & Son, repairs		\$23	00
J. E. Vosburg, repairs and charge that fund		2	00

Adopted by the following vote:

Ayes—Ald. Wait, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—19.

ROCHESTER, Nov. 1, 1870.

By Ald. Kelly—Resolved, That the following named accounts are hereby declared valid and are now due:

CONTINGENT FUND.

W. S. Grantsyn, Surveyor, one months' salary, November 1st		\$233	33
W. F. Morrison, City Clerk, one months' salary, November 1st		100	00
David McKay, Assessor, one months' salary, November 1st		150	00
E. T. Oatley, Assessor, one months' salary, November 1st		150	00
John J. Shaffer, Assessor, one months' salary, November 1st		150	00
Thomas H. Hopwood, City Messenger, one months' salary, November 1st		66	66
Jesse Shepherd, City Attorney, one months' salary, November 1st		83	34
Frank Lockhart, City Hall Watchman, one months' salary, November 1st		35	00
N. G. Hawley, Stationery		63	75
Thomas Knowles, Hack-hire		2	00
Anthony Kasseal, Hack-hire		10	00

D. D. S. Brown, Publishing Proceedings and Printing		647	05
Thomas H. Hopwood, Disbursements		25	00
Delaware Coal Company, Coal		11	70
G. W. Walbridge, Hack-hire		13	25
L. L. Nichols, Engineering in Bridge Case		40	00
E. Emrick, Care of City Clocks		62	50
Wm. S. Ingraham, Filter and Repairing		9	50

HIGHWAY FUND.

John Quinn, Street Superintendent, one months' salary, November 1st		\$125	00
Wm. Conklin, Cattle Police, on months' salary, November 1st		50	00
Michael O'Brien, Cattle Police, one months' salary, November 1st		50	00
William Gallagher, Cattle Police, one months' salary, November 1st		50	00
Nicholas Lychander, Cattle Police, one months' salary, November 1st		50	00
John Quinn, Superintendent Pay Roll		759	21
D. D. S. Brown, Printing		6	75
Chase & Otis, Lumber		25	38
Holloway & Normington, Material for Streets		163	
Roderick & Co., constructing cross walks		24	
M. Heavey, Hack-hire			

Adopted by the following vote:

Ayes—Ald. Wait, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—19.

By Aid. Stone: Petition of William Young and others for permission to William Webb to construct a lateral sewer from his premises on Reynolds street into the Tremont street sewer—Sewer Committee.

By Aid. Stone—Resolved, That the Treasurer pay M. Frierson one hundred dollars for rent of house for Hose Company to November 1, 1870, payable to H. Austin Brewster, when their are funds applicable. and charge Fire Department fund.

Adopted by the following vote:

Ayes—Ald. Wait, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Charters Dagge, Stebbins, Mauder, Aikenhead, Parsons—19.

By Aid. Stone—Resolved, That Isaac Butts,

Esq., have permission to extend a cable from his building in Aqueduct street to his premises in Mill street, in accordance with his petition.

Ald. Rogers moved to amend by adding the words "upon his filing a sufficient bond with his Honor the Mayor. Carried.

The original resolution as amended was then adopted.

By Ald. Meyer—*Resolved*, That Thomas Morgan have permission to construct a wooden building on his lot, corner of Jay and Saxton streets, under the direction of the Wooden Building Committee and the Fire Marshal. Adopted.

By Ald. Glover—*Resolved*, That the city tax paid by Rev. Mr. Sproul on his property on Alexander street be refunded to him, and the same charged to erroneous assessments.

Adopted by the following vote:

Ayes—Ald. Wait, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons.

By Ald. Glover—*Resolved*, That the City Treasurer be directed to postpone the collection of the tax for Alexander street improvement until July 1st, 1871. Adopted.

#### PENAL ORDINANCE.

Ald. Relyea gave notice that he would introduce a Penal Ordinance in regard to disturbances in Public Halls, &c.

By Ald. Caring—*Resolved*, That the Clerk draw an order for \$1,000 in favor of John Rauber & Co., and payable to their order, with interest in one year from the first day of November, 1870; and the Treasurer is directed to accept the same in behalf of the city and charge Lake Avenue Sewer Fund.

Adopted by the following vote:

Ayes—Ald. Wait, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—19.

#### IMPROVEMENT FUND.

By Ald. Caring, *Resolved*, That the Treasurer pay, when there are funds applicable, as follows:

Samuel Hart, for inspecting Lake avenue sewer .....	\$105 00
and charge that fund.	
John Hinkle, in full for inspecting Troup street .....	30 00
and charge that fund.	
McCormell & Jones, in full on their contract for Troup street sewer .....	610 24
and charge that fund.	
F. C. Lauer & Son, in full for constructing a lateral sewer on Charlotte street and Lawrence street .....	23 00
and charge that fund.	
D. McCormick & Co. (payable to D. Gatens & Co.) on their contract of Lake avenue, Phelps avenue and Varnum street sewer .....	2,000 00
and charge that fund.	
F. C. Lauer & Son, on their contract for Fitzhugh street sewer .....	400 00
and charge that fund.	
W. D. Callister, for inspecting Lake avenue, Phelps avenue and Varnum street sewer ..	78 00
and charge that fund.	

Adopted by the following vote:

Ayes—Ald. Wait, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—19.

By Ald. Caring—*Resolved*, That the Treasurer is hereby directed to receive 91 per cent. in full of all persons assessed for sewer in Troup street. Adopted.

Ald. Herzberger from the Committee on House for Idle and Truant Children, presented a bill of Dominick Mura for reconstruction of old building.

Ald. Stebbins moved that the bill be returned to Mr. Mura, as the Building Fund was for another and a special purpose. Carried.

Ald. Remington from the Committee on Sprinkling, reported in favor of the bills of McConnell and Pringle. Tabled.

#### IMPROVEMENT FUND.

By Ald. Remington—*Resolved*, That the Treasurer pay, when there are funds applicable, as follows:

McCormell & Pringle in full on this contract for springling North and South Clinton street. \$530 00 and charge that fund.

McCormell & Pringle in full on this contract for sprinkling North St. Paul street. .... 420 00 and charge that fund.

Adopted by the following vote:

Ayes—Ald. Wait, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—19.

By Ald. Remington—*Resolved*, That the City Treasurer be and he is hereby directed to delay the collection of the tax, or any interest thereon, for the improvement of Court street, until three months after the work is commenced. Adopted.

Ald. Remington moved to reconsider the vote taken at the last regular meeting on Ald. Rogers's resolution in regard to Police Moneys to be credited to the Contingent Fund. Carried.

Ald. Remington presented the following as a substitute:

By Ald. Remington—*Resolved*, That the City Treasurer be and he is hereby directed to credit the Poor Fund all moneys collected by the Police Justice since April 1, 1870, and charge Police Fund; and he is hereby further directed to place to the credit of the same fund all moneys that may be hereafter received by said Police Justice.

Ald. Stone moved that action on the resolution be postponed until the next regular meeting. Carried.

Ald. Remington moved the reconsideration of the vote on the resolution to pay Theodore Bacon's bill of costs.

Ald. Kelly moved indefinite postponement. Lost by the following vote:

Ayes—Ald. Wait, Relyea, Connolly, Kelly, Woodruff, Mandeville, Stebbins, Mauder, Parsons—9.

Nays—Ald. Rogers, Remington, Herzberger, Caring, Meyer, Glover, Stone, Charters, Aikenhead—9.

The original motion of Ald. Remington was then taken and declared lost by the following vote:

Ayes—Ald. Rogers, Remington, Herzberger, Caring, Meyer Glover, Aikenhead, Parsons—8

Nays—Ald. Wait, Relyea, Connolly, Stone, Kelly, Woodruff, Mandeville, Charters, Stebbins, Mauder—10.

By Ald. Rogers—*Resolved*, That the Street Superintendent notify the owners of property on Union street, between East avenue and Monroe street, also on the north side of Main street, between University avenue and Union street, to repair their respective walks within 10 days, and in default of their doing so, the Superintendent repair the same at the expense of the owners. Adopted.

By Ald. Rogers—*Resolved*, That the Mayor

be authorized to employ one cattle policeman on the east side of the River during the month of November, should he deem it expedient to do so. Adopted.

By Ald. Rogers—WHEREAS, The Common Council on August 24th, directed the Street Superintendent to notify property owners on South Water street to repair the covering of the Race opposite their respective lands within 10 days, and in default thereof that he repair the same at the expense of such owners, and

WHEREAS, The Superintendent did notify such parties, and they have failed to repair the same, therefore.

*Resolved*, That the Superintendent be directed to again notify such parties to repair such covering immediately, and that if they fail to do so within 5 days from such notice, that he immediately repair the same at the expense of such owners. Adopted.

By Ald. Rogers—*Resolved* That his Honor the Mayor be, and hereby is, instructed to assign to H. R. Kendall all of the City's interest in and to the following premises, to wit, the north part of lot 23, section "I," of Johnson & Seymour Tract, Fourth Ward, west side St. Paul street, on payment to him by said Kendall of the amount due for redemption and interest. Adopted.

Ald. Rogers moved that his Honor the Mayor be, and is hereby, requested to execute a contract with F. C. Lauer & Son for the improvement of South Fitzhugh street, in accordance with their proposition.

Carried by the following vote:

Ayes—Ald. Wait, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Stebbins, Aikenhead, Parsons—17.

By Ald. Wait—*Resolved*, That the City Surveyor be instructed to ascertain by survey and report to this Board what, if any, encroachment upon Kent street is made by any owner or occupant of property thereon. Adopted.

On motion of Ald. Kelly, adjourned.

W. F. MORRISON,  
City Clerk.

## In Common Council, Nov. 15th, 1870.

### REGULAR MEETING.

President, Ald. Ezra R. Andrews presiding.

Present—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—22.

Absent—Ald. Briggs, Barker, Wait, Connolly, Wilson, Mauder—6.

### APPROVAL OF MINUTES.

The minutes of previous meetings, November 1st and 2d, were, on motion, approved as published.

### PETITIONS AND CLAIMS.

By Ald. Rogers—Bills of Mathew Daus, Nathan Wood, Delaware Coal Company, F. Dana, Roderick & Co., L. L. Stone, H. Hoyt, A. P. Ross and John Qum. Street Committee.

By Ald. Herzberger—Bills of George Taylor, Dominick Mura and Curtis, Morey & Co. Committee on House for Idle and Truant Children.

By Ald. Remington—Bills of H. W. Jones, A.

W. Mudge, Smith & Gordon and B. Waugh Jones. Poor Committee.

Bills of Geo. Masseth, Wadsworth & Williamson, Frank Masseth, Anthony Kasseal, John Van Auker, Thos. Knowles, and John Ringlestein. Contingent Expense Committee.

By Ald. Caring—Estimates of O. Owen, John Rauber, Logan & Cregan, F. C. Lauer & Son, Daniel McCormick, and McConnell & Jones. Sewer Committee.

Bill of M. Heavey. Contingent Expense Committee.

By Ald. Meyer—Bills of C. A. Jeffords, Adam Scher, and Richard Lovely. Park Committee.

Petition of Geo. F. Loder for permission to erect a wood building. Wood Building Committee, with power to act.

Petition of James F. Wilson for permission to erect a wood building. Wood Building Committee.

By Ald. Stone—Bills of James Melvin, J. Philip Hax, and Curtis, Morey & Co. Fire Department Committee.

By Ald. Mandeville—Petition of William Oliver and others for permission to construct flag walks on University Avenue, from North street to Main street. Improvement Committee, with power to act.

By Ald. Charters—Petition of J. G. Wagner, and Christ Seel, for permission to erect wood buildings on Magne and Orange streets. Wood Building Committee, with power to act.

Petition of William Pidrick for permission to erect a wood building on Smith street. Wood Building Committee, with power to act.

By Ald. Dagge—Petition of John A. Meyer and forty-four others for the passage of an ordinance for the widening and improving of Green street, and the opening of Cayuga street from Holley street to the Erie Canal. Committee on the Opening and Alteration of Streets.

Bill of Mr. Barrett. Map and Survey Committee.

By Ald. Stebbins—Petition of Adam Jumen for remission of tax, \$34.90. Assessment Committee.

By Ald. Aikenhead—Bills of Roderick & Co. and Mathew Quin. Lamp Committee.

By Ald. Parsons—Petition of Leonard Ferner and others for the opening of a street from Grace street to Milo street, between North street and Concord avenue. Referred to Committee on Opening and Alteration of Streets.

Bills and estimates of J. Brady, John Haywood, jr., Logan & Cregan, Roderick & Co., F. Dana and John Rauber. Improvement Committee.

By Ald. Smith—Bill of Wm. C. Thomas. Committee on Public Health.

### REPORTS OF STANDING COMMITTEES.

Ald. Caring, from the Sewer Committee, reported in favor of the estimates of John Rauber, Logan & Cregan, O. Owens, F. C. Lauer & Son, Daniel McCormick and McConnell & Jones. Tabled.

Ald. Rogers, from the Street Committee, reported in favor of the bills of Nathan Wood, Matthew Daus, Delaware Coal Company, F. Dana, Roderick & Co., (two bills) L. L. Stone, H. Hoyt, A. P. Ross and John Quin. Finance Committee.

Ald. Aikenhead, from the Lamp Committee, reported in favor of the bills of Roderick & Co. and Mathew Quin. Finance Committee.

Ald. Stone, from the Fire Department Committee, reported in favor of the bills of James

Melvin, J. Philip Hax and Curtis, Morey & Co. Finance Committee.

Ald. Gerling, from the Grievance Committee, presented the following:

ROCHESTER, Nov. 15, 1870.

To the Honorable Common Council:

GENTLEMEN:—Your Committee, to whom was referred the petition of James O'Connor, for damages, would respectfully report that Mr. O'Connor is a regularly licensed cartman, and while attending to his regular business his horse sustained an injury, by which, in our opinion, Mr. O'Connor sustains a loss of \$25, and would recommend the payment of said amount.

JACOB GERLING,  
EDWARD DAGGE, } Com.  
WM. AIKENHEAD. }

By Ald. Gerling—*Resolved*, That the Treasurer pay, when there are funds applicable, James O'Connor twenty-five dollars and charge Sewer Repair Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—22.

Ald. Smith, from the Committee on Public Health, reported in favor of the bill of Wm. C. Thomas. Finance Committee.

Ald. Meyer, from the Committee on Public Parks, reported in favor of the bills of C. A. Jeffords, Adam Scher and Richard Lovely. Finance Committee.

Ald. Herzberger, from the Committee on House for Idle and Truant Children, reported in favor of the bills of Curtis, Morey & Co., Geo. Taylor and Dominick Mura. Finance Committee.

Bill of James E. Hayden—Sewer Committee.

Ald. Remington, from the Contingent Expense Committee, reported in favor of the bills of George Massoth, Wadsworth & Williamson, Frank Masseth, Anthony Kasseal, John Van Auker, Thomas Knowles, John Ringlestein and M. Heavy. Finance Committee.

Ald. Remington, from the Committee on Relief and Support of the Poor, reported in favor of the bills of H. W. Jones, Smith & Gordon, A. W. Mudge and B. Waugh Jones. Finance Committee.

Ald. Relyea, from the Improvement Committee of 1869, reported in favor of the bill of Whitmore, Carson & Co., and moved its reference to the Finance Committee.

Ald. Caring moved to table the bill until the second regular meeting in April next. Lost by the following vote:

Ayes—Ald. Whitcomb, Caring, Smith, Meyer, Glover, Kelly Nagle—7.

Nays—Ald. Andrews, Rogers, Remington, Herzberger, Relyea, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Aikenhead, Parsons—15.

Ald. Kelly moved that the bill be tabled until the first regular meeting in February next, and that the Improvement Committee be instructed to bring in an ordinance for re-assessment for the improvement of North Clinton street, at the next regular meeting. Carried.

At this stage of the proceedings the President called Ald. Parsons to preside.

#### REPORTS OF SPECIAL COMMITTEES.

Ald. Andrews presented the following in reference to

#### SALE OF ROCHESTER & GENESEE VALLEY RAILROAD STOCK.

By Ald. Andrews—WHEREAS, The City of Rochester did, on the 2d day of March, 1853, make and execute a contract with Freeman Clarke for the sale of three thousand shares of the stock of the Rochester & Genesee Valley Railroad Company to said Clarke, at a price and on terms in said contract set forth and agreed upon. Which contract was duly signed and sealed by the parties thereto; and

WHEREAS, The said Freeman Clarke has failed to comply with the terms of said contract by omitting to pay large sums of money due the said city under said agreement:

Now therefore, by the Common Council of the City of Rochester

*Resolved*, That the City Attorney, be and is hereby instructed to serve a written notice upon said Freeman Clarke, that the City of Rochester hereby, in pursuance of the terms of said contract, elects to annul said contract declaring the same to be cancelled, forfeiting to the use of the said city, all payments of money heretofore made to it, or on its account, by the said Freeman Clarke or on its account.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—22.

To the Common Council of the City of Rochester:

GENTLEMEN: Your Committee appointed to sell the stock held by the city of Rochester in the Rochester and Genesee Valley Railroad would respectfully report:

That in accordance with the authority given them by the resolution adopted at your last regular meeting, entered into the following contract, drawn in behalf of the city by William F. Cogswell, Esq., with the Erie Railway Company, for the sale of said stock:

This agreement, made this 12th day of November, in the year 1870, between the city of Rochester, by the committee of its common council, appointed for the sale of the stock hereinafter mentioned, of the first part, and the Erie railway company of the second part, witnesseth:

That whereas, by chapter 389 of the laws of the state of New York, for the year 1851, the said party of the first part was authorised to subscribe for \$300,000 of the capital stock of the Rochester and Genesee Valley railroad company, and did thereafter subscribe for, and is now the owner of such stock, being 3,000 shares of the capital stock of said company; and whereas, by an act of the legislature of the state of New York, passed March 9th, 1867, it was sought to change the ratio of directors of said company to be chosen by said city; and whereas divers controversies have arisen and various actions are now pending in various courts of this state in reference to conflicting rights claimed under said act of the legislature last mentioned, and also in reference to the lease hereinafter mentioned; and whereas, the road and franchises of the Rochester and Genesee Valley railroad company have been leased to the Buffalo, New York and Erie railroad company, which lease has been assigned to the party of the second part by said last mentioned company; and

whereas, there is a large amount of money and bonds belonging to the Rochester and Genesee Valley railroad company which has not been divided among the stockholders thereof :

Now, therefore, the party of the first part agrees to sell and transfer to the party of the second part, its successors, assigns or appointee, the said 3,000 shares of stock, and to make and execute to the party of the second part, its successors, assigns or appointee, all necessary and proper transfers and assignments of said stock, upon the performance by the party of the second part of the conditions hereinafter stated by it to be kept and performed.

The said party of the second part agrees to purchase said stock and to pay therefor the sum of \$300,000 in cash, as follows: Twenty thousand dollars upon the ratification of this contract hereinafter provided for, and the balance in twenty equal annual payments with semi-annual interest at the rate of six per cent. on the whole sum remaining unpaid; the payments of principal to be made on the 12th day of November, and the payments of interest to be made on the 12th days of May and November in each year, all to be made at the office of the party of the second part, in the city of New York, in funds current in said city.

All arrears of rent from the party of the second part to the Rochester and Genesee Valley railroad company to be paid immediately. The party of the first part is to be entitled to collect and receive its proportion as owner of said 3,000 shares of stock, of all moneys, bonds and securities remaining in the hands of the Rochester and Genesee Valley railroad or due to it, including the rent thereof up to the date of the ratification hereof, whether for full months or fractions of months after paying the just debts of said company, and to take all legal proceedings to compel a distribution thereof, and to prevent an appropriation thereof to any purpose other than the payment of such debts and distribution, anything in this agreement to the contrary notwithstanding, and the party of the second part will use its influence with said Rochester and Genesee Valley railroad company to effect such a distribution of said funds.

And it is further agreed that the said stock shall remain upon the books of the Rochester and Genesee Valley railroad company in the name of the party of the first part, and it or its common council shall have and exercise the rights and privileges in respect to said stock conferred upon it or its common council by chapter 389 of the laws of 1851 aforesaid, until the final transfer of said stock as hereinafter set forth. But it is also agreed that so long as the provisions and conditions of this agreement to be kept and observed by the party of the second part are kept and observed, the said party of the first part will not, nor will its common council elect nor claim to elect any greater number of directors of said Rochester and Genesee Valley railroad company than is provided for by said chapter 389 of the laws of 1851, anything in the said act passed March 9th, 1867, to the contrary notwithstanding. And it is agreed that in case the said party of the first part or its common council shall at any time while such conditions and provisions are kept and observed as aforesaid attempt to elect more directors than are provided for in said chapter 389, this agreement shall be void at the option of the party of the second part, and it may re-

cover back all moneys paid by it under the same with legal interest, less the dividends received by the said party of the second part in the meantime. And also provided upon the same conditions that all dividends or income which the said party of the first part may be entitled to as a stockholder of said Rochester and Genesee Valley railroad company after the division hereinbefore provided for, may be received by the party of the second part, or, if received by the party of the first part, shall be paid over on request to the party of the second part.

It is also further agreed that all suits now pending in which the city of Rochester is a party or which are under its control shall be discontinued so far as it is concerned, without costs to any party as against any other, and especially in the action in the supreme court in which the city of Rochester is sole plaintiff, and the Erie railway company and others are defendants, the plaintiff's attorney shall, within twenty days from the signing hereof, give a stipulation for such discontinuance, and in the meantime all proceedings therein shall be stayed.

The said party of the first part hereby agrees that it will not interpose any objection to a modification of the present lease of the Rochester and Genesee Valley railroad or a new lease in place thereof to the Erie railway company, after the distribution hereinbefore provided for has been made, to the effect, and by which there will and shall be secured to the stockholders of the Rochester and Genesee Valley railroad company a semi-annual dividend of at least three per cent. But it is agreed that in case the provisions of this agreement shall not be kept and performed by the said party of the second part, it will not claim the benefit or advantage of said modified or new lease as against said party of the first part.

And it is further agreed that in case the party of the second part shall fail to make any of the payments hereinbefore provided for, for six months after the same is due, this agreement shall be void and the said certificate of stock shall be returned to the said party of the first part by the trustee hereinafter named, free of all claim in law or equity of the party of the second part at the election of the party of the first part to be signified in writing to the said party of the second part; in which case all previous payments made by the party of the second part shall be forfeited to the party of the first part, and it may resort to any other legal remedy to enforce performance of the provisions of this contract. But it is further agreed that if said party of the second part shall be prevented from making such payments or any of them by any legal proceedings, the right of forfeiture shall not arise until six months after such legal proceedings shall be finally terminated, provided the same be conducted by the said party of the second part with reasonable dispatch. This provision, however, is not to prevent the party of the first part from resorting to any other legal remedy for the enforcement of such payment.

It is hereby further agreed that this agreement shall be executed in triplicate, one part for each of the contracting parties, and the third to be deposited with the National trust company of New York, as hereinafter provided. It is also agreed that upon the payment of the first installment of the purchase price of said

stock the certificate of said stock with an assignment and power of attorney to transfer the same upon the books of the Rochester and Genesee Valley railroad company, together with one part of this agreement, shall be deposited with the said National trust company of New York, to hold the same in trust for the respective parties hereto; upon the performance by the said party of the second part of the covenants and conditions upon its part to be kept and observed, and full payment of the purchase price thereof with interest, to transfer and deliver the same to the said party of the second part, its successors, assigns or appointee; or upon its failure to perform the same or to pay said purchase price and interest as herein provided, to return the same with said power of attorney to the said party of the first part; the expenses of the execution of said trust to be divided equally between the parties hereto.

It is further agreed that upon the payment by said party of the second part of the principal sum remaining due at any time before the completion of the payments hereinbefore provided for, or the forfeiture herein mentioned, with all arrears of interest at six per cent., it shall be entitled to a full delivery and transfer of said stock.

Unless this agreement shall within twenty days from the date hereof be ratified by a resolution of the common council of the city of Rochester, duly approved by the mayor of said city, or taking effect by reason of the failure of said mayor to return the same as provided in section 51 of the charter of said city, or passed by two-thirds of the members of said common council, notwithstanding the objections of the mayor, as provided in said section 51, and shall also within the same time be approved by a resolution of the board of directors of the Erie railway company, this agreement shall be void and of no effect.

In witness whereof, the parties hereto have caused their corporate seals to be hereto affixed, and this instrument to be signed by the president of said common council, being a member of said committee, and by the president of said Erie railway company, the day and year first above written.

Sealed and delivered in the presence of

[L. s.] THE CITY OF ROCHESTER.  
By EZRA R. ANDREWS,  
President of common council.  
[L. s.] ERIE RAILWAY COMPANY,  
J. GOULD, president.

Your Committee would therefore recommend the adoption of the following resolution:

*Resolved*, That this Common Council, in behalf of the city of Rochester, and in accordance with the authority given to said Common Council by chapter 389 of the Laws of the State of New York for the year 1851, and being a part of the charter of said city, do hereby ratify and confirm the contract entered into on behalf of the city of Rochester by the committee of this Common Council appointed for the sale of the stock held by this city in the Rochester and Genesee Valley Railroad, with the Erie Railway Company, and do hereby authorise the sale and transfer of the said stock upon the books of the

Rochester and Genesee Valley Railroad, upon the fulfillment of the conditions contained in said contract.

All of which is respectfully submitted.

E. R. ANDREWS, President,  
S. REMINGTON,  
C. R. PARSONS,  
M. M. SMITH,  
HENRY H. CRAIG,  
Committee.

Adopted by the following vote:

Ayes — Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—22.

#### COMMUNICATIONS.

Ald. Charters, from the Police Committee, presented the following from the Police Commissioners:

ROCHESTER, Nov. 15, 1870.

*To the President and Gentlemen of the Common Council:*

As our city has been and is increasing in population and wealth, and as that increase is to a great extent in the wards bordering upon the limits of the city, and with that increase of population new places of entertainment have been opened, collecting daily and nightly a class of persons who have but little fear of law, and creating frequent disturbances of the public peace, thereby often alarming with good reason the quiet neighborhoods in those wards, therefore the citizens in those sections have frequently and persistently demanded protection at our hands, by sending them policemen for the protection of their persons and property.

Seeing and fully appreciating the justice of their demands, we have endeavored to comply with their wishes as much as lay in our power, but find it impossible to meet their views or our own, from the fact that the present force is inadequate on account of numbers.

Taking from the present number of fifty, the men necessary for detective and office men, the morning and afternoon men, and the average sick number, and we rarely have over thirty men for night duty—in our opinion not sufficient to afford proper protection for a city of the population of Rochester and the extent of territory it covers. If we reduce the number of our night men in the center or business portion of the city, and send them to the outer wards, we have insufficiently protected a large amount of valuable business property, and to attempt to properly guard and watch over the streets of the outside wards with our present number, the distances to be patrolled are so great as to afford but little protection at any given point.

Knowing that it would add to the care and responsibility of ourselves to increase the force; also to an increase of expense to the city, by so doing. Yet feeling the necessity of the case and the importance attached to it, we ask that the present Police Department be increased to sixty-five men. Respectfully submitted,

JOHN LUTES,  
HENRY S. HEBARD,  
Geo. G. COOPER,  
Police Commissioners.

Ordered received, filed and published.

Ald. Kelly moved that the Police Commissioners be and are hereby authorised to increase the present police force to sixty-five men, and the Commissioners be requested to station po-



licemen in the outer wards of the city for the better protection of citizens and property.

Declared carried by the following vote:

Ayes—Ald. Caring, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagle, Aikenhead, Parsons—13.

Nays—Ald. Whitcomb, Andrews, Rogers, Remington, Herzerberger, Smith, Relyea, Dagge, Stebbins—9.

The President presented the following:

MAYOR'S OFFICE, }  
ROCHESTER, Nov. 15, 1870. }

*To the Hon. the Common Council:*

GENTLEMEN: I have received from the city of Buffalo a volume containing comptrollers report of said city; also from Mayor Daniel M. Fox of Philadelphia, a large and handsomely bound volume embracing his first annual message and accompanying documents communicated to the City Council April 1st, 1870. Both of these are valuable and interesting documents, and should be duly acknowledged.

Respectfully,

JOHN LUTES, Mayor.

Ald. Andrews moved that the communication be received, filed and published, and that the City Clerk acknowledge the receipt of the documents. Carried.

VETO MESSAGE.

MAYOR'S OFFICE, }  
ROCHESTER, Nov. 7, 1870. }

*To the Hon. the Common Council:*

GENTLEMEN:—At your meeting on the 2d inst., you adopted a resolution awarding the contract for the construction of Phelps Avenue Sewer to D. Gatens & Co. I cannot approve this action of the Board, for the reason that the assessment roll ordered by the ordinance, is not yet made and approved or confirmed by the Common Council. Respectfully,

JOHN LUTES, Mayor.

Ordered received, filed and published.

Ald. Kelly moved the reconsideration of the resolution, referred to in his Hon. the Mayor's communication. Carried.

Ald. Kelly moved the indefinite postponement of the resolution. Carried.

*To the Common Council:*

GENTLEMEN:—At your meeting on the 21st day of October last, a resolution was adopted requesting the Mayor to dismiss the Cattle Policemen on the 1st of November. As a result of the passage of said resolution, hogs and cattle were turned into the streets and parks after the 1st inst., the owners seeming to regard such resolution as a license for such animals to range the streets. Numerous complaints are made to me by some members of your Board and other citizens that great damage is being done by these animals at large.

At your meeting on the 2d inst., said resolution was modified so as to permit the Mayor to retain in service two Cattle Policemen. Under ordinary circumstances two Policemen can effect but little in restraining cattle from running at large and enforcing the ordinance; and now that the impression is generally that we have no Cattle Policemen, it is more than ever difficult to protect the premises of citizens and our Parks from depredations by hogs and cattle. I have reason to believe more damage has been done by these animals since Nov. 1st than during the preceding six months. I do most respectfully suggest the importance of retaining at least four Cattle Policemen dur-

ing this month and until yards and streets are in a measure protected by snow and ice.

Respectfully,

JOHN LUTES, Mayor.

Ordered received, filed and published.

Ald. Andrews moved to reconsider Ald. Kelly's motion, authorizing the Police Commissioners to increase the police force to sixty-five men. Carried.

Ald. Andrews moved to postpone action on the motion of Ald. Kelly until the next regular meeting. Carried.

VETO MESSAGE.

MAYOR'S OFFICE, }  
Rochester, Nov. 7, 1870. }

*To the Hon. Common Council:*

GENTLEMEN:—The resolutions passed by your body on the 1st inst., in regard to the sale of the Rochester and Genesee Valley Railroad Stock, as a substitute for the previous resolution, seem to me to be liable to the same objections I had occasion to present in vetoing such former resolutions.

First—A contract of sale is, by implication, authorised on time. The fact that the Stock is not to be transferred until the cash is paid, does not make it a cash sale. Under this last resolution twenty years time may be given and the Stock held as collateral security until the cash is paid. This is not, in my judgment, a cash sale, within the meaning of the statute.

Second—The resolutions make no provision for the extinguishment of the debt against the city: the proceeds of the sale may go into the general fund and be used for other purposes. Provision should be made for its application to the payment of the bonds at the time the money is received, or for security by deposit or funding so that it cannot be diverted or squandered.

Third.—The Committee should inquire as to the real value of the Stock. It is quite possible that it may be sold for a premium. While I do not object that a preference should be given to the Erie Railway Company, yet that company should pay the value that other parties are willing to give.

If notice were given that the Stock is for sale, better offers may be received than any yet made.

For these reasons I am constrained to veto said resolutions passed at your meeting on the 1st inst.

Respectfully,

JOHN LUTES, Mayor.

Ordered received, filed and published.

The resolutions referred to in the Mayor's communication were then passed by the following vote, "the Mayor's veto notwithstanding":

Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzerberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—22.

Ald. Remington presented the report of the Overseer of the Poor for the month of October, 1870.

*To the Honorable the Common Council of the city of Rochester:*

The Overseer of the Poor respectfully reports that during the month of October he relieved 624 families, viz.:

Orders on poor store.....	\$948 85
Wood yard.....	108 00
Coal yard.....	392 00
B. Waugh Jones.....	202 00
F. S. Witherspoon.....	56 25
C. Merlau.....	34 80

Beck & Meyer.....	11 75
H. Brewster & Co.....	87 50
John Nagle.....	34 50
Mrs. Clemenson.....	4 50
Christ. Seel.....	9 00
Conrad Zimmer.....	8 75
Bier and Stern.....	10 50
F. Wurtz.....	11 00
Adam Smith.....	11 50
H. F. Van Dake.....	16 50
Henry Hook.....	15 25
G. Manuel.....	70
A. L. Mudge.....	18 50
H. & P. Bender.....	114 50
Hoffman & Mayer.....	12 00
George Schofield.....	37 82
J. E. Butterfield.....	4 70

Less county and towns..... 478 10

\$2,147 87

\$1,669 77

All of which is respectfully submitted.

H. W. JONES, Overseer of the Poor.

Ordered received, filed and published.

### ORDINANCES.

#### PIPE SEWER IN ALMIRA STREET.

On motion of Ald. Caring the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a pipe sewer in Almira street, from the sewer in Lowell street to a point 175 feet north of Gorham street.

The Common Council of the City of Rochester do ordain and determine as follows:

The construction of a pipe sewer twelve inches in diameter, in Almira street, from the sewer in Lowell street to a point 175 feet north of Gorham street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at one thousand and ninety-eight dollars, which estimate was and is hereby approved; the sum of one thousand and ninety-eight dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Almira street, from Lowell street to a point 150 feet north of Gorham street.

On which above described portion of the city the sum of one thousand and ninety-eight dollars is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of land and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 15th day of November, 1870, at nine o'clock in the forenoon, at the Office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—22.

Ald. Rogers moved to reconsider the vote taken at the last meeting of the Board upon the ordinance for a Stone bridge over the outlet of the Court and William streets sewer. Carried.

Ald. Rogers moved to amend the ordinance by increasing the estimate to \$500. Carried.

Ald. Rogers moved to postpone the ordinance as amended until the next regular meeting. Carried.

#### LATERAL SEWER AT CORNER SPRING AND WASHINGTON STREET.

By Ald. Caring—*Resolved*, That the City Surveyor ascertain and report to this Board the expense of constructing a lateral sewer at the southwest corner of Spring and Washington streets. Adopted.

The Surveyor submitted as such estimate \$36.

By Ald. Caring—*Resolved*, That the following improvement is expedient, viz:

The construction of a lateral sewer at the southwest corner of Spring and Washington streets; and,

Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$36, which estimate is hereby approved.

*Resolved*, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the south side of Spring street, from Livingston park to Washington street, and on the west side of Washington street, from Spring street to a point 200 feet south thereof.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, November the 29th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—22.

#### LATERAL SEWERS AT ST. PAUL AND ANDREW AND ANDREW AND WATER STREETS.

By Ald. Caring—*Resolved*, That the City Surveyor ascertain and report to this Board the expense of constructing two lateral sewers, one at the southwest corner of St. Paul street and Andrews street, and one at the southeast corner of Andrew street and Water street. Adopted.

The Surveyor submitted as such estimate, \$72.

By Ald. Caring—*Resolved*, That the following improvement is expedient, viz:

The construction of two lateral sewers, one at the southwest corner of St. Paul street and Andrews street, and one at the southeast corner of Andrews street and Water street; and,

Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the sum of \$72 which estimate is hereby approved.

*Resolved*, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the west side of North St. Paul street and on the south side of Andrews street, from Pleasant street to Water street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, November the 29th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—22.

#### IMPROVEMENT OF MECHANIC STREET.

By Ald. Parsons—*Resolved*, That the City Surveyor ascertain and report to this Board the expense of improving Mechanic street, from Main street to Mortimer street, by paving the same with Medina stone. Adopted.

The Surveyor submitted as such estimate, \$2,403.

By Ald. Parsons—*Resolved*, That the following improvement is expedient, viz:

The improvement of Mechanic street, from Main street to Mortimer street, by paving the same with Medina sand stone.

AND WHEREAS, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,408 which estimate is hereby approved.

*Resolved*, further, That the following portion of said City is deemed benefited and and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Mechanic street, from Main street to Mortimer street.

And further, *Resolved*, That the taxpayers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year of the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, November the 29th, 1876, at half-past 7 o'clock, at the Common Council Hall, when allegations we heard.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins Nagle, Aikenhead, Parsons—22

#### STONE ARCH COVERING OVER THE RACE.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the Improvement described in the Ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a stone arch covering over the race in North Water street, from the north line of Main street to the north line of Mortimer street.

The Common Council of the city of Rochester do ordain and determine as follows:

The construction of a stone arch covering over the race in North Water street, from the north line of Main street to Mortimer street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at twenty thousand six hundred and fifty-five dollars, which estimate was and is hereby approved: The sum of twenty thousand six hundred and fifty-five dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said City which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of North Water street, from Main street to the north line of Mortimer street.

On which above described portion of the city the sum of twenty thousand six hundred and fifty-five dollars is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer and E. T. Oatley, the assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 19th day of November, 1876, at 9 o'clock in the forenoon, at the office of the City Clerk.

Lost by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Herzberger, Caring, Smith, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—19.

Nays—Ald. Whitcomb, Relyea, Mandeville—3.  
No petition.

Ald. Relyea moved a reconsideration of the vote just taken upon the ordinance for a Stone arch over the raceway in North Water street. Carried.

Ald. Relyea moved to postpone further action on the ordinance until the next regular meeting. Carried.

#### STONE WALKS ACROSS MARSHALL STREET.

Ald. Parsons presented the final ordinance for cross-walks on Marshall street, and moved its adoption.

Ald. Glover moved to amend the ordinance by adding to the territory to be assessed "one tier of lots on each side of Broadway, from Alexander street to Nelson street." Carried.

On motion the ordinance as amended was postponed until the next regular meeting.

#### ASSESSMENT ROLLS.

The Clerk presented the following Assessment Rols, and they were referred to the Assessment Committee:

- Plank walk on Lewis street.
- Pipe sewer in Phelps Avenue.
- Stone sewer in South Fitzhugh street.
- Repairing walks on Genesee street.
- Repairing walks on Francis street.
- Repairing walks on Cliff street.
- Repairing walks on Ocean street.
- Repairing walks one Jones street.
- Repairing walks on Oak street.
- Repairing walks on Frank street.
- Repairing walks on Exchange street.

#### UNFINISHED BUSINESS.

Ald. Parsons called up Ald. Dagge's resolution of Nov. 2nd, in relation to North street flag walk assessment, and moved the adoption of the resolution. Carried.

By Ald. Dagge—*Resolved*, That his Honor the Mayor be and he is hereby requested to enter into contract with John Rauber & Co. for the improvement of Court street in accordance with their proposition. Adopted by the following vote:

Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—22.

Ald. Remington called up a resolution offered by him at the last regular meeting.

By Ald. Remington—*Resolved*, That the City Treasurer be and he is hereby directed to credit the Poor Fund all moneys collected by the Police Justice since April 1, 1876, and charge Police Fund; and he is hereby further directed to place to the credit of the same fund all moneys that may be hereafter received by said Police

Justice. Lost.

On motion of Ald. Kelly, adjourned until Thursday evening next, at 7½ o'clock.

W. F. MORRISON, City Clerk.

## In Common Council, Nov. 17, 1870.

### ADJOURNED MEETING.

President, Ald. Ezra R. Andrews, presiding.  
Present—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—23.  
Absent—Ald. Briggs, Barker, Wilson, Mandeville, Mauder—5.

### ORDINANCES. PENAL ORDINANCE.

Ald. Relyea presented the following and moved its adoption:

The Common Council of the city of Rochester do ordain as follows:

SECTION 1. No person shall make, aid, countenance or assist in making any noise or disturbance by whistling or indulge in any improper conduct or conversation to the annoyance or disturbance of any person in any Church, Public Hall or Theater, or in any room or building where any number of persons are assembled to hear any lecture or concert, or to see any dramatic or other theatrical play or exhibition of any kind, under a penalty of ten dollars for each offence.

SEC. 2. Every execution issued upon a judgment recovered for a violation of this ordinance shall command the amount to be made of the property of the defendant, if any such can be found, and if not, then to commit the defendant to the Monroe County Penitentiary for the period of ten days.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Craig, Stone, Kelly, Woodruff, Charters, Dagge, Parsons—17.

Nays—Ald. Rogers, Glover, Gerling, Nagle, Aikenhead—5.

### STONE WALK ACROSS EAST AVENUE.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a stone cross walk on East avenue.

The Common Council of the City of Rochester do ordain and determine as follows:

The construction of a stone walk five feet wide across East avenue at the south line of Union street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at One hundred and twenty dollars, which estimate was and is hereby approved; the sum of One hundred and twenty dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said City which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the east side of Union street, from Gardiner park to Vine street; also, on the north side of East avenue, from Union street to Lawrence street.

On which above described portion of the City the said sum of One hundred and twenty dollars is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley the Assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion

or part of said City so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 19th of Nov., 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Lost by the following vote:

Ayes—Ald. Whitcomb, Wait, Remington, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Dagge, Nagle, Aikenhead, Parsons—17.

Nays—Ald. Andrews, Rogers, Herzberger, Gerling, Charters—5.

No petition.

### STONE WALK ACROSS SOUTH AVENUE.

By Ald. Parsons—*Resolved*, That the City Surveyor ascertain and report to this Board the expense of constructing a stone walk across South avenue at the south line of Alexander street. A lopted.

The Surveyor submitted as such estimate, \$120.

By Ald. Parsons—*Resolved*, That the following improvement is expedient, viz.:

The construction of a stone walk across South avenue at the south line of Alexander street.

And, *Whereas*, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$120, which estimate is hereby approved.

*Resolved*, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz.:

One tier of lots on the south side of Alexander street, from the east line of lot No. 432 to the west line of lot No. 465 of the Johnston and Atkinson tract.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the city charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, November the 29, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Nagle, Aikenhead, Parsons—22.

### STONE SEWER IN JULIA, TROUP, PROSPECT AND CLIFTON STREETS.

By Ald. Caring—*Resolved*, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer two and a half feet by three feet in Julia, Troup, Prospect and Clifton streets, from the sewer in West avenue to Genesee street. Adopted.

The Surveyor submitted as such estimate \$28,000.

By Ald. Caring—*Resolved*, That the following improvement is expedient, viz.:

The construction of a stone sewer two and a half feet by three feet through Julia street, Troup street, Prospect street, and Clifton street, from the sewer in West avenue to Genesee street.

And, *Whereas*, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$28,000 which estimate is hereby approved.

*Resolved*, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz.:

All the houses and lots included in the following described territory: Beginning in the west line of the Genesee Valley Canal at the point where the south line of West avenue intersects the same, thence running westerly along the west line of West avenue, excepting one tier of lots on the south side thereof to Prospect street, thence southerly along Prospect street, excepting one tier of lots on the east side thereof to Clifton street, thence westerly along Clifton street, including one tier of lots on the north side thereof to Reynolds street, thence northerly along Reynolds street to West avenue, thence westerly along West avenue, excepting one tier of lots 165 feet in depth to Genesee street, thence westerly along West avenue to the west line of the City, thence south along the west line of the City to a point where

the course of Chapin street produced westerly would intersect the same, thence easterly along said produced line and along Chapin street, including one tier of lots on the south side thereof to Francis street, thence northerly along Francis street, including one tier of lots on the east side thereof to Adams street, thence easterly along Adams street, excepting one tier of lots on the north side thereof to Reynolds street, thence northerly along Reynolds street, excepting one tier of lots on each side thereof to Atkinson street, thence easterly along Atkinson street, including one tier of lots on the south side thereof to the west line of the Genesee Valley Canal, thence northerly along the west line of the Genesee Valley Canal to the place of beginning; also, excepting one tier of lots on each side of Prospect street, from Clifton street to Atkinson street.

And further, *Resolved*, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assembled to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, November the 29th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Stone moved to postpone action on the ordinance until the next regular meeting. Carried.

#### MISCELLANEOUS.

By Ald. Whitcomb—*Resolved*, That the Treasurer is hereby directed to cancel the tax assessed against D. W. Powers for Pindle Alley Improvement, he having made his own improvement, and charge the same to Pindle Alley Improvement Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Nagle, Aikenhead, Parsons—22.

By Ald. Rogers—*Resolved*, That the Street Superintendent be directed to notify the owners of property in the following localities, viz.: Scio street, between Main street and East avenue; Mumford street, from Mill to Front street; east side of North street, from the south side of Andrews street to the south line of the Kinning lot; Front street, from north line of No. 8 to south line of No. 4; Adams street, from Reynolds street to Genesee street, to repair their respective sidewalks within ten days, and in default of such repairs being made, that he repair the same at the expense of the owners. Adopted.

By Ald. Rogers—*Resolved*, That the Street Superintendent be directed to notify the owners of property on the west side of Minerva alley to cause the areas in said alley to be safely covered within ten days, and in default of the same being done that he cause the same to be done at the expense of the owners. Adopted.

By Ald. Rogers—*Resolved*, That the Mayor be requested to defer the execution of the contract for the improvement of South Fitzhugh street until further advised by this Board. Adopted.

By Ald. Rogers—*Resolved*, That the Street Superintendent be directed to notify the owners of property on the south side of Main street

bridge to remove all building materials and rubbish from the front of their respective premises within ten days, and in default of such removal by the parties that he remove the same at the expense of such owners. Adopted.

By Ald. Rogers—*Resolved*, That the City Treasurer be requested to postpone the collection of the tax for the improvement of South Fitzhugh street until further advised by the Board. Adopted.

By Ald. Rogers—*Resolved*, That the Street Superintendent be and he is hereby requested to notify the proper authorities of Brown's Race Company to put the Bridge crossing their Race at Centre street in a safe condition by the replanking of the same within ten days, and in case they neglect to comply with such request that he be directed to repair the same, and charge Brown's Race Company. Adopted.

By Ald. Rogers—Bill of Curtis, Morey & Co. Street Committee.

By Ald. Herzberger—Bill of A. J. Warner & Co. Committee on House for Idle and Truant Children.

Ald. Herzberger, from the Committee on House for Idle and Truant Children, reported in favor of the bill of A. J. Warner & Co. Finance Committee.

By Ald. Remington—Estimate of Peter Bohrer. Committee on Sprinkling.

Ald. Remington, from the Committee on Sprinkling, reported in favor of the estimate of Peter Bohrer. Table.

By Ald. Remington—*Resolved*, That the City Treasurer pay Peter Bohrer, when there are funds applicable, two hundred and thirty dollars in full of his contract for sprinkling South Fitzhugh street, and charge that Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Nagle, Aikenhead, Parsons—22.

By Ald. Remington—*Resolved*, that the City Treasurer is hereby directed to pay to each Board of Inspectors of Election of the several wards, the sum of twenty dollars. Also to each proprietor or tenant of the place for holding the polls the sum of twenty dollars, excepting the First and Second Wards, and charge Contingent Fund, when there are funds applicable.

Ald. Rogers moved to amend the resolution by striking out the sum to be paid Inspectors and inserting in its stead the sum of thirty-five dollars. Carried.

Ald. Remington moved that the sum of thirty-five dollars be stricken out and the sum of twenty-five dollars be inserted. Lost by the following vote:

Ayes—Ald. Whitcomb, Wait, Remington, Herzberger, Caring, Smith, Meyer, Stone, Dagge, Stebbins—10.

Nays—Ald. Andrews, Rogers, Relyea, Connolly, Glover, Craig, Kelly, Woodruff, Gerling, Charters, Nagle, Aikenhead, Parsons—13.

The original resolution by Ald. Remington, as amended, was then adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—23.

By Ald. Remington—*Resolved*, That the Committee of the Common Council appointed for the sale of the Stock held by the city of

Rochester in the Rochester and Genesee Valley Railroad Company, be and they are hereby authorized to execute under the corporate seal of said city a power of attorney to the Trust Company, in whose hands the trust may be placed, upon such terms as are named in the contract entered into between the City of Rochester and the Erie Railway Company for the sale of said Stock, for the transfer of the stock now held by the city in said Rochester and Genesee Valley Railroad Company, upon the books of said last named Company, upon the final fulfillment of the conditions of said contract. Adopted.

Ald. Herzberger moved that the Board proceed to ballot for the third Annessor for the proposed bridge. Carried.

Ald. Herzberger withdrew the name of Wm. H. Shepherd as a candidate.

FIRST BALLOT.

Michael R. Quinn received..... 9 votes.  
 Francis Dana do ..... 10 do  
 Scattering do ..... 3 do  
 No choice.

SECOND BALLOT.

Michael R. Quinn received..... 9 votes.  
 Francis Dana do ..... 8 do  
 Scattering do ..... 4 do  
 No choice.

THIRD BALLOT.

Michael R. Quinn received..... 10 votes.  
 Francis Dana do ..... 12 do  
 Scattering do ..... 1 vote.  
 No choice.

FOURTH BALLOT.

Michael R. Quinn received..... 11 votes.  
 Francis Dana do ..... 12 do  
 No choice.

FIFTH BALLOT.

Michael R. Quinn received..... 10 votes.  
 Francis Dana do ..... 12 do  
 Scattering do ..... 1 vote.  
 No choice.

SIXTH BALLOT.

Michael R. Quinn received..... 10 votes.  
 Francis Dana do ..... 11 do  
 No choice.

Ald. Stone moved to postpone further balloting until the next regular meeting. Lost.

SEVENTH BALLOT.

Michael R. Quinn received..... 10 votes.  
 Francis Dana do ..... 12 do  
 No choice.

Ald. Stone moved to postpone further balloting until the next regular meeting. Lost.

EIGHTH BALLOT.

Michael R. Quinn received..... 10 votes.  
 Francis Dana do ..... 13 do  
 No choice.

NINTH BALLOT.

Michael R. Quinn received..... 9 votes.  
 Francis Dana do ..... 14 do  
 No choice.

TENTH BALLOT.

Michael R. Quinn received..... 9 votes.  
 Francis Dana do ..... 11 do  
 Scattering do ..... 3 do  
 No choice.

ELEVENTH BALLOT.

Michael R. Quinn received..... 10 votes.  
 Francis Dana do ..... 12 do

Scattering do ..... 1 vote.  
 No choice.

Ald. Stone moved that further balloting be postponed until the next regular meeting. Carried.

IMPROVEMENT FUND.

By Ald. Caring—*Resolved*, That the Treasurer pay, when there are funds applicable, as follows: Logan & Cregan on their contract for sewer in Washington street.....\$ 600 00 and charge that fund.

Orange Owen in full for inspecting Comfort street sewer..... 39 00 and charge that fund.

McCormick & Jones in full for constructing sewer in Comfort street..... 446 74 and charge that fund.

D. McCormick & Co (payable to D. Gatens & Co.) on their contract for Lake avenue, Phelps avenue and Varnum street sewer.. 2,000 00 and charge that fund.

D. McCormick on his contract for Bloss street sewer..... 800 00 and charge that fund.

Adopted by the following vote:  
 Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—23.

By Ald. Caring—*Resolved*, That the Clerk draw two orders for \$340 each in favor of John Rauber & Co., and payable to their order, wit interest, one in year and one in two years, from the fifteenth day of November, 1870, and the Treasurer is hereby authorised to accept the same in behalf of the city and charge Lake Avenue Sewer Fund.

Also that the clerk draw two orders for \$100 ach in favor of F. C. Lauer & Son, and payable to their order, with interest, one in one year and one in two years from the fifteenth day of November, 1870, and the Treasurer is authorised to accept the same in behalf of the City, and charge Fitzhugh Street Sewer Fund.

Also, that the Clerk draw two orders for \$115 each in favor of Logan & Cregan, and payable to their order, with interest, one in one year and one in two years from the fifteenth day of November, 1870, and the Treasurer is hereby authorised to accept the same in behalf of the City, and charge Washington Street Sewer Fund.

Adopted by the following vote:  
 Ayes—Ald. Whitcomb, Wait, Andrews Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Scebbins, Nagle, Aikenhead, Parsons—23.

PROPOSALS FOR LATERAL SEWERS IN FRONT STREET.

John Rauber & Co.,.....\$140.00  
 Logan & Cregan,..... 161.70  
 D. McCormick,..... 157.50

By Ald. Caring—*Resolved*, That his honor the Mayor be, and hereby is, requested to contract with Rauber & Co. for the construction of lateral sewers in Front street, in accordance with their proposition.

Adopted by the following vote:  
 Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, parsons—23.

By Ald. Meyer—*Resolved*, That the following named persons have permission to erect and remove wood buildings according to their petitions under the direction of the Wood Building Committee and Fire Marshal: William R. Robb,

Scott alley, No. 175; George A. Bartholick, Edinburgh street; Joseph Janim, corner of Jay and Saxton streets; George Leat, Greigg street, No. 55; Aden Densmore, South Union street; Thomas Moore, Prospect street; Marvin Riche, Bloss street, No. 8; Andrew Coogan, Hand street, No. 17; Charles Reiber, Vose street; Charlotte T. French, corner of Jay and Frank streets; Frederick Gender, Child street, No. 30; A. W. Inrubbull, Charlotte street; James T. Wilson, George street; E. Ocumpaugh, north side of Charlotte street. Adopted

By Ald. Glover—*Resolved*, That the Committee on Opening and Alteration of streets, report an ordinance to this Board for the straightening of the alley between East Avenue and Court street, from the west line of the property owned by Mrs. Tone on said alley to east line of William street. Adopted.

By Ald. Glover—Petition L. Allyn and others, for the widening of German alley from the north line of German street to the south line of Bay street. Referred to Committee on Opening and Alteration of streets

By Ald. Stone—*Resolved*, That Charles F. Paine have permission to build a plank walk, 4 feet 8 inches wide, in front of his lot on Adams street, on a grade to be established by the City Surveyor. Adopted.

ASSESSMENT ROLLS.

Ald. Craig, from the Committee on Assessments, presented the Assessment Rolls for plank walks on Sellinger street, and plank walk on South York street, and moved that action on their confirmation be postponed until the second regular meeting in April next. Carried.

Ald. Craig, from the Assessment Committee, presented the following Assessment Rolls:

- Plank walk on Almira street.
- Lateral sewers in Front street.

And moved their confirmation. Carried by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—22.

By Ald. Kelly—Petition of Thomas Smith for permission to erect two wood buildings on Frank street. Wood Building Committee with power to act.

FINANCE BUDGET.

NOVEMBER 15, 1870.

By Ald. Kelly—*Resolved*, That the Treasurer pay as follows, when there are funds applicable:

POOR FUND.

H. W. Jones, disbursements.....	\$120 25
Smith & Gordon, groceries.....	91 05
A. W. Mudge, burials.....	68 50
B. Waugh Jones, paid orders and potatoes ..	198 35
and charge that fund.	

HOUSE FOR IDLE AND TRUANT CHILDREN FUND.

Curtis, Morey & Co., printing.....	\$ 4 00
George Taylor, repairing shoes.....	2 25
Dominick Mura, on contract for building...	3,040 00
A. J. Warner & Co., achitects.....	210 00
and charge that fund.	

PARK FUND.

C. A. Jeffords, gravel for parks.....	\$ 50 00
Adam Scher, gravel for parks.....	22 00
Richard Lovely, labor on parks.....	21 00
and charge that fund.	

HEALTH FUND.

William C. Thomas, book for clerk of board of health.....	\$ 3 50
and charge that fund.	

LAMP FUND.

Roderick & Co., setting lamp posts.....	\$ 1 00
Mathew Quin, setting lamp post.....	50
and charge that fund.	

LYELL AVENUE FUND.

Mathew Daus, disbursements.....	\$181 75
and charge that fund.	

ST. PAUL STREET FUND, FROM SCRANTON STREET TO CITY LINE.

Horace Hoyt, disbursements.....	\$ 16 00
and charge that fund.	

MONROE AVENUE REPAIR FUND

A. P. Ross, disbursements.....	\$ 50 00
and charge that fund.	

Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—23.

By Ald. Kelly—*Resolved*, That the following named accounts are hereby declared valid and are now due:

HIGHWAY FUND.

John Quin, disbursements.....	\$713 48
Nathan Wood, repairing cross walks.....	13 53
Delaware Coal company, coal.....	12 70
F. Dana, constructing cross walks.....	7 50
Roderick & Co., repairing Exchange street.....	100 45
Roderick & Co., cross walk on Meigs street.....	5 40
L. L. Stone, rent of lot on Stone street.....	12 50

CONTINGENT FUND.

George Masseth, hack hire.....	\$ 13 50
Wadsworth & Williamson, stationery.....	9 00
Frank Masseth, hack hire.....	12 00
Anthony Kasseal, hack hire.....	4 00
John Van Auker, hack hire.....	3 75
Thomas Knowles, hack hire.....	4 00
John Ringelstein, hack hire.....	2 00
M. Heavey, hack hire.....	3 00

FIRE DEPARTMENT FUND.

John Melvin, horse-shoeing from Aug. 7th to Nov. 7th.....	\$ 26 25
J. Philip Hax, hack hire.....	3 00
Curtis, Morey & Co., printing.....	21 50

Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Crag, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—23.

By Ald. Charters—*Resolved*, That the Police Department be and they are hereby directed to call upon the Police Committee of this Common Council for all supplies required for said department. Adopted.

By Ald. Geiling—WHEREAS, The Common Council of 1869 appointed a committee on purchasing market sites

Therefore, *Resolved*, That said committee be and is hereby reappointed with instructions to report to this Board at its next regular meeting. Adopted.

Ald. Dagge, from the Map, Survey and Record Committee reported in favor of the bill of L. L. Barrett. Finance Committee.

By Ald. Dagge—WHEREAS, John Dell paid \$25 butchers license for three months in 1868, therefore,

*Resolved*, That John Dell be and is hereby granted a market license for 1870, by his paying into the City Treasury the sum of \$12.50. Lost.

By Ald. Stebbins—*Resolved*, That the City Treasurer be and is hereby directed to pay to A. Juneman \$34.90 and charge the same to Erroneous Assessments, when there are funds applicable.

Adopted by the following vote:

Ayes—Ald. Whitecomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Charters, Dage, Stebbins, Nagle, Aikenhead, Parsons—22.

Nays—Gerling—1.

By Ald. Nagle—*Resolved*, That the Street Superintendent notify the owners of property on the north side of Hermann street, between St. Joseph and Hudson streets, to repair their respective sidewalks within ten days, and in default thereof, that he repair the same at the expense of the owners. Adopted.

By Ald. Aikenhead—*Resolved*, That the Lamp Committee is hereby instructed to purchase fifty Lamp-posts and tops for the same, at a price not to exceed last purchased.

Adopted by the following vote :

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dage, Stebbins, Nagle, Aikenhead, Parsons—23.

By Ald. Aikenhead—*Resolved*, That all property owners on Lewis street be and they are hereby granted permission to construct their own walks within fifteen days under the direction of the Improvement Committee and City Surveyor. Adopted.

IMPROVEMENT FUND.

By Ald. Parsons—*Resolved*, That the Treasurer pay, when there are funds applicable, as follows :

John Haywood in full for superintending Pindle alley improvement.....	\$ 63 00
Roderick & Granger in full for laying cross walk on Vienna street.....	21 00
and charge that fund.	
Logan & Cregan on their contract for im- proving Chapin street.....	1,000 00
and charge that fund.	
John Rauber & Co. on their contract for Pindle alley improvement.....	1,250 00
and charge that fund.	
Francis Dana on his contract for Cayuga street plank walk (\$140.46 payable to E. H. Hollister, \$64.03 to A. Bronson and \$164 to C. R. Parsons.....	500 00
and charge that fund.	
Roderick & Granger in full on their contract for improving Tappan street.....	410 50
and charge that fund.	
John Brady on his contract for improving Troup street.....	600 00
and charge that fund.	

Adopted by the following vote :

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dage, Stebbins, Nagle, Aikenhead, Parsons—23.

By Ald. Parsons—*Resolved*, That the Treasurer be and is hereby instructed to cancel the tax of \$27.77 assessed to E. W. Carter upon property corner Grove and North streets owned by Rev. F. G. Hibbard (Pastor of the Ashbury M. E. Church) and occupied by him as a residence, and charge Erroneous Assessment. Adopted by the following vote :

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dage, Stebbins, Nagle, Aikenhead, Parsons—23.

PROPOSALS FOR PLANK WALK ON SARATOGA AVENUE.

Roderick & Granger.....	\$421 40
Wm. I. Hanford.....	\$457 88

PROPOSAL FOR PLANK WALK ON ALMIRA STREET.

Roderick & Granger.....	\$70 00
Wm. I. Hanford.....	\$89 00

By Ald. Parsons—*Resolved*, That his Honor the Mayor be and he hereby is requested to execute a contract with Roderick & Granger for constructing plank walks on Saratoga avenue and Almira street, in accordance with their propositions.

Ald. Kelly moved that the resolution be amended by striking out Saratoga avenue, and that his Honor the Mayor execute a contract with Wm. I. Hanford for constructing plank walk on Saratoga avenue, in accordance with his proposition. Lost by the following vote :

Ayes—Ald. Andrews, Smith, Relyea, Connolly, Meyer, Stone, Kelly, Gerling, Dage, Stebbins—10.

Nays—Ald. Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Glover, Craig, Woodruff, Charters, Nagle, Aikenhead, Parsons—13.

The original resolution by Ald. Parsons was then adopted by the following vote :

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagle, Aikenhead, Parsons—22.

On motion of Ald. Stone, adjourned.

W. F. MORRISON,  
City Clerk.

◆◆◆  
**In Common Council, Nov. 29,  
1870.**

REGULAR MEETING.

President Ald. Ezra R. Andrews presiding.

Present—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Nagle, Mauder, Aikenhead, Parsons—22.

APPROVAL OF MINUTES.

The minutes of the previous meetings, Nov. 15th and 17th, were approved as published.

PRESENTATION OF COMMUNICATIONS.

By unanimous consent.

James Brackett, Esq., presented the minutes of a meeting of some of the Stockholders of the Rochester and Genesee Valley Railroad Company, held at the Mayor's office on Monday, Nov. 21st, 1870, in relation to the sale of the City's stock in said road.

Ald. Remington moved to table the document. Carried.

John Van Voorhis presented the following:  
ROCHESTER, Nov. 29, 1870.

*To the Honorable the Common Council of the city of Rochester :*

GENTLEMEN :—At a large meeting of the taxpayers of this city held in the Common Council Chamber on the evening of the 23d instant, called to protest against the proposed sale of the City's stock in the Rochester and Genesee Valley Rail Road to the Erie Railway Company, the subjoined resolutions were passed and the undersigned as one of the secretaries of that meeting was instructed to present them to your Honorable Body.

Very Respectfully Yours,  
JOHN VAN VOORHIS.



*Resolved*, That we are opposed to the transfer of the Genesee Valley Railroad stock owned by the city of Rochester, to the New York and Erie Railroad Company, under and by the terms of the contract executed November 12, 1870, by Ezra R. Andrews, President of the Common Council, and Jay Gould, President of the Erie Railroad, and that we hereby approve of the objections of his honor, Mayor Lutes, to said contract, and we hereby request the Common Council of this city to dissent from said contract as extremely dangerous to the rights of the city of Rochester, and to sustain the Mayor's veto thereof.

*Resolved*, That John Van Voorhis, the Secretary of this meeting be requested to present the above resolution and the proceedings of this meeting to the Common Council at its next session.

Ald. Kelly moved to receive file and publish. Carried by the following vote.

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stelbins, Nagle, Mauder, Aikenhead, Parsons—26.

#### PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Briggs—Bills of H. W. Jones, John Nagle, H. Mutschler, Jacob Gerling, W. C. Harris, B. Waugh Jones, Eisenmeyer & Kessel, Jesse Shepherd and Sidney B. Roby. Poor Committee.

By Ald. Rogers—Petition of Gilbert Brady for permission to erect a wood building on Adams street. Wood Building Committee, with power to act.

Bill of James P. Evans. Water Works and Street Committee.

Bills of Whitmore, Carson & Co., (three bills), Amon Bronson, James Wagstaff, Roderick & Co., Chase & Otis, John Quin, (two bills), S. C. McCain, James Buckley, (two bills), Curtis, Morey & Co., Nicholas Lychander, Michael O'Brien, William Cochlin, W. D. Oviatt and I. F. Force. Street Committee.

By Ald. Hersberger—Bills of Howe & Rogers, John W. Adams, Gerling Brothers, and Henry Quimby. House for Idle and Truant Children Committee.

By Ald. Remington—Bills of Curtis, Morey & Co., Robert Y. McConnell, W. H. Yerkes, W. C. Thomas, W. S. Grantsyn, W. F. Morrison, William Whitehair, Jesse Shepherd, David McKay, E. T. Oatley, John J. Shaffer, Thos. H. Hopwood and Francis Lockhart. Contingent Expense Committee.

By Ald. Caring—Bills and Estimates of John Rauber & Co., Logan & Cregan, F. C. Laner & Son, D. McCormick, William D. Callister, Orrin Harris and Samuel Hart. Sewer Committee.

Bill of Anthony Kasseal. Contingent Expense Committee.

By Ald. Connolly—Petition of Thomas Mitchell for permission to erect a wood building on lot 231 Tremont street. Wood Building Committee with power to act.

By Ald. Meyer—Bills for D. D. S. Brown & Co., Richard Lovely and Adam Scher, Park Committee.

By Ald. Stone—Bills of H. B. Knapp. Street Committee.

Bills of the New York Central Railroad Company. R. McIntyre, Gerling, Brothers, McIntosh & Co., Edward Fox, R. D. Wood & Co., Jesse Shepherd, J. R. Chamberlain, B. F. Black-

all, McConnell & Co. and Monthly Pay Roll. Fire Department Committee.

By Ald. Kelly—Petition of John Rankin for permission to erect a wood building at the corner of Ambrose street and Saratoga avenue. Wood Building Committee with power to act.

Remonstrance against the confirmation of the Assessment Roll for sewer in Almira street. Table.

By Ald. Charters—Bill of C. H. Stump. Police Committee.

By Ald. Gerling—Bills of Curtis, Morey & Co., Robert Nary, W. F. Morrison, C. Schneider, and Smith & Roberts. Committee on Public Health.

By Ald. Dagge—Bills of Michael McQueen, Louis Fertig and Sidney G. Gwynane. Map Survey and Record Committee.

By Ald. Aikenhead—Bills of J. E. Relyea, J. Miller, D. McCormick and Williams & Battersson. Lamp Committee.

By Ald. Parsons—Estimates of John Brady, John Rauber & Co., Holloway & Normington and McConnell & Jones. Improvement Committee.

#### REPORTS OF STANDING COMMITTEES.

Ald. Briggs, from the Committee on the Support and Relief of the Poor, reported in favor of the bills of H. W. Jones, John Nagle, H. Mutschler, Jacob Gerling, W. C. Harris, B. Waugh, Jones, Eisenmeyer & Kessel, Jesse Shepherd and Sidney B. Roby. Finance Committee.

Ald. Rogers, from the Street Committee, reported in favor of the bills of James P. Evans, Whitmore, Carson & Co., (three bills) Amon Bronson, James Wagstaff, Roderick & Co., Chase & Otis, John Quin, (two bills) S. C. McCain, James Buckley, (two bills) Curtis, Morey & Co., H. B. Knapp, Nicholas Lychander, Michael O'Brien, William Cochlin, W. D. Oviatt and I. F. Force. Finance Committee.

Ald. Herzberger, from the Committee on House for Idle and Truant Children, reported in favor of the bills of Howe & Rogers, John W. Adams, Gerling Brothers, and Henry Quimby. Finance Committee.

Ald. Remington, from the Contingent Expense Committee, reported in favor of the bills of Curtis, Morey & Co., Robert Y. McConnell, W. H. Yerkes, William C. Thomas, Anthony Kasseal, William Whitehair, W. S. Grantsyn, W. F. Morrison, (two bills) Jesse Shepherd, (two bills) David McKay, E. T. Oatley, John J. Shaffer, Thomas H. Hopwood, (two bills) and Francis Lockhart. Finance Committee.

Ald. Meyer, from the Committee on Public Parks, reported in favor of the bills of D. D. S. Brown & Co., Richard Lovely and Adam Scher. Finance Committee.

Ald. Stone, from the Fire Department Committee, reported in favor of the bills of the New York Central Railroad Company, R. McIntyre, Gerling Brothers, McIntosh & Co., Edward Fox, Jesse Shepherd, J. R. Chamberlain, B. F. Blackall, McConnell & Co. and Monthly Pay Roll for November. Finance Committee.

Ald. Charters, from the Police Committee, reported in favor of the bill of C. H. Stump. Finance Committee.

Ald. Gerling, from the Committee on Public Health, reported in favor of the bills of Curtis, Morey & Co., Robert Nary, W. F. Morrison, C. Schneider and Smith & Roberts. Finance Committee.

Ald. Dagge, from the Committee on Maps, Surveys and Records, reported in favor of the

bill of Michael McQueen, Louis Fertig and Sidney G. Gwynne. Finance Committee.

Ald. Aikenhead, from the Lamp Committee, reported in favor of the bills of J. E. Relyea, (two bills) J. Miller, Daniel McCormick and Williams & Batterson. Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the estimates and bills of John Rauber & Co., (three bills) Logan & Cregan, F. C. Lauer & Son, D. McCormick, William D. Callister, Orrin Harris and Samuel Hart. Tabled.

#### REPORT OF SELECT COMMITTEE.

Ald. Caring, from a Select Committee, asked further time to report. Granted.

#### COMMUNICATIONS.

The Clerk presented the following :

#### VETO MESSAGE.

MAYOR'S OFFICE, }  
ROCHESTER, Nov. 23, 1870. }

To the Hon. the Common Council

GENTLEMEN:—I disapprove of the resolution of the Common Council, passed at a regular meeting on the 15th day of November instant, confirming and ratifying the contract entered into on behalf of the City of Rochester by the Committee of the Common Council, for the sale of the Stock held by the City in the Genesee Valley Railroad, with the Erie Railway Company for the following reasons :

First.—I think it extremely doubtful whether one Railroad corporation has power to purchase the stock of another Railroad corporation. If the Erie Railway has not the power to purchase it can recover back even the \$20,000 to be paid in hand.

Second.—The contract prevents the Stock from being used in the extinguishment of the debt against the City, by giving a credit extending long after the bonds became due. In my view this is a plain violation of the statute.

Third.—The contract takes the Stock from the City without payment and places it with a Trust Company in the City of New York, of which we know nothing, and which gives no security. It may be solvent or insolvent. Moreover this Trust Company is in effect made the arbitrator to decide when the Erie Railway has performed.

Fourth.—The Common Council agree by this contract, that the City shall not exercise any power under the act of 1867 for the next twenty years. This is not only a violation of law, but the usurpation of power which the Common Council does not lawfully possess.

Fifth.—The City has no security whatever for the performance of the contract. The Genesee Valley Railroad is delivered into the hands of the Erie Railway with power to bond and mortgage. They can then at any time render the stock worthless.

Sixth.—Even the right to forfeiture is not retained by this singular contract, as that right is suspended whenever an action is commenced.

Seventh.—This contract, with its doubtful validity, and singular and unprecedented provisions, seems intended to court a campaign of litigation extending through the next generation. It is well calculated to furnish a rich harvest for the lawyers, but a small crop for the tax payers of Rochester.

Respectfully,

JOHN LUTES, Mayor.

Ald. Stone moved to lay the communication on the table. Carried.

VETO.

MAYOR'S OFFICE, }  
ROCHESTER, Nov. 23, 1870. }

To the Hon. the Common Council:

GENTLEMEN:—I hereby disapprove of the resolution of the Common Council, offered by Ald. Remington, adopted at a regular meeting of the Common Council, on the 17th of November instant, upon the grounds stated in my communication, disapproving of the resolution confirming the contract with the Erie Railway Company; and also upon the ground that the Common Council have no power to transfer authority, properly vested in the officers of the City, to any attorney whatever.

Respectfully,

JOHN LUTES, Mayor.

Ald. Craig moved to table the communication. Carried by the following vote :

Ayes.—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Craig, Stone, Wilson, Charters, Dagge, Nagle, Aikenhead, Parsons.—18.

Nays.—Ald. Whitecomb, Barker, Wait, Glover, Kelly, Woodruff, Mandeville, Gerling, Stebbins, Mauder.—10.

#### ORDINANCES.

##### STONE WALK ACROSS MARSHALL STREET.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the Improvement described in the Ordinance below :

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following :

An Ordinance, to construct Cross Walks on Marshall street.

The Common Council of the City of Rochester do ordain and determine as follows :

The construction of stone walks across Marshall street, as follows : Two at Broadway, two at South street, one at the west side of Green street, and one at the west side of the street on the west side of Wadsworth square.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefitted thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at Six hundred and eighty-nine dollars, which estimate was and is hereby approved; The sum of Six hundred and eighty-nine dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said City which said Common Council deem will be benefited by said improvement is described as follows :

One tier of lots on each side of South street, from Court street to Griffith street; also, on each side of Broadway, from Monroe avenue to Nelson street; also, on each side of Green street, from Jackson street to Griffith street; and, also, on the west side of the street west of Wadsworth square from Howell street to Marshall street.

Also one tier of lot on the south side of Marshall street, from the alley west of Wadsworth square to Green street.

On which above described portion of the City the sum of Six hundred and eighty-nine dollars is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of land and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 3d day of December, 1870, at nine o'clock in the forenoon, at the Office of the City Clerk.

Passed by the following vote :

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Nagle, Mauder, Aikenhead, Parsons—27.

#### PLANK WALKS ON HENRY STREET.

By Ald. Parsons—*Resolved*, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet 8 inches wide on each side of Henry street from Herman street to the north line of the Bardwell tract. Adopted.

The Surveyor submitted as such estimate, \$357.

By Ald. Parsons—*Resolved*, That the following improvement is expedient, viz.:

The construction of a plank walk four feet and eight inches wide on each side of Henry street from Herman street to the north line of the Bardwell tract.

And, *Whereas*, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$357, which estimate is hereby approved.

*Resolved*, further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz.:

One tier of lots on each side of Henry street from Herman street to the north line of the Bardwell tract.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, December the 13th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Nagle, Mauder, Aikenhead, Parsons—27.

#### IMPROVEMENT OF MECHANIC STREET.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the Improvement described in the Ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An Ordinance, to improve Mechanic street, from Main street to Mortimer street.

The Common Council of the City of Rochester do ordain and determine as follows:

The improvement of Mechanic street, from Main street to Mortimer street, by paving the same with Medina sand stone.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at Two thousand four hundred and eight dollars, which estimate was and is hereby approved; the sum of Two thousand four hundred and eight dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said City which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Mechanic street, from Main street to Mortimer street.

On which above described portion of the City the sum of Two thousand four hundred and eight dollars is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaeffer and E. T. Oatley the Assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 31 day of December, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Nagle, Mauder, Aikenhead, Parsons—27.

#### STONE WALK ACROSS SOUTH AVENUE.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the Improvement described in the Ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An Ordinance to construct a stone cross walk on South Avenue, at the south line of Alexander street.

The Common Council of the City of Rochester do ordain and determine as follows:

The construction of a stone walk across South Avenue at the south line of Alexander street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at One hundred and twenty dollars, which estimate was and is hereby approved; the sum of One hundred and twenty dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said City which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the south side of Alexander street, from the east line of lot No. 432 to the west line of lot No. 435 of the Johnston and Atkinson tract.

On which above described portion of the City the said sum of One hundred and twenty dollars is hereby ordered to be assessed.

And David McKay, John J. Shaeffer and E. T. Oatley, the assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 31 day of December, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Nagle, Mauder, Aikenhead, Parsons—28.

#### STONE ARCH COVERING OVER THE RACE.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the Improvement described in the Ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An Ordinance, to construct a stone arch covering over the Race in North Water street from the north line of Main street to the north line of Mortimer street.

The Common Council of the City of Rochester do ordain and determine as follows:

The construction of a stone arch covering over the Race in North Water street, from the north line of Main street to the north line of Mortimer street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at Twenty thousand six hundred and fifty-five dollars, which estimate was and is hereby approved; the sum of Twenty thousand six hundred and fifty-five dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said City which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of North Water street, from Main street to the north line of Mortimer street.

On which above described portion of the City the said sum of Twenty thousand six hundred and fifty-five dollars is hereby ordered to be assessed.

And the taxpayers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year of the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer and E. T. Oatley the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion of said city so designated, of the said amount of expenses, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement: and said Assessors are hereby notified to meet for this purpose, on Saturday, the 3d day of December, 1870, at nine o'clock in the forenoon, at the Office of the City Clerk.

Ald. Parsons, moved to amend the Ordinance by striking out "North line of Mortimer street" wherever occurring and insert instead thereof "South line of Samuel Moulsons property."

Ald. Rodgers moved as a substitute for Ald. Parsons' motion that the Ordinance be amended by striking out the words "north line of Mortimer street" wherever they occur, and insert "50 feet north of the north line of Mortimer street," instead. Also in territory to be assessed strike out "each," and insert "west." Carried.

Ald. Parsons moved to postpone action on the ordinance until the next regular meeting. Carried.

#### STONE BRIDGE OVER OUTLET SEWER.

Ald. Caring, presented the final Ordinance for the construction of a Bridge of stone masonry over the uncovered portion of the outlet of the Court and William street sewer, on the lands of Mr. Palmer, and moved its adoption.

Ald. Craig moved that action be postponed until the next regular meeting. Carried.

#### LATERAL SEWER AT CORNER SPRING AND WASHINGTON STREET.

On motion of Ald. Caring the Board proceeded to hear allegations in relation to the improvement described in the Ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An Ordinance, to construct a lateral sewer at the corner of Spring street and Washington street.

The Common Council of the City of Rochester do ordain and determine as follows:

The construction of a lateral sewer at the southwest corner of Spring and Washington streets.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses

and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$36, which estimate was and is hereby approved; the sum of Thirty-six dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said City which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the south side of Spring street, from Livingston park to Washington street, and on the west side of Washington street, from Spring street to a point 200 feet south thereof.

On which above described portion of the City the said sum of Thirty-six dollars is hereby ordered to be assessed.

And David McKay, John J. Shaeffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 3d day of December, 1870, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—27.

#### LATERAL SEWERS AT ST. PAUL AND ANDREW AND ANDREW AND WATER STREETS.

Ald. Caring presented the final Ordinance for two lateral sewers, one at the southwest corner of St. Paul street and Andrews street, and one at the southeast corner of Andrews street and Water street, and moved its indefinite postponement. Carried.

#### ASSESSMENT ROLLS.

The Clerk presented the following Assessment Rolls from the Assessors, and they were referred to the Assessment Committee.

Stone sewer in Nelson street.  
Cement walk on North Stilson street.  
Improvement on Huron street.

#### UNFINISHED BUSINESS.

Ald. Kelly called up his resolution in regard to increasing the Police force to 65 men, and moved its adoption.

Ald. Remington moved to amend by adding the word "temporarily" after the word "increase." The amendment was accepted by Ald. Kelly.

Ald. Remington moved to amend by striking out the number "65" and insert "60." Lost by the following vote:

Ayes—Ald. Briggs, Whitcomb, Rogers, Remington—4.

Nays—Ald. Barker, Wait, Andrews, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—13.

Ald. Kelly's motion was then acted on and declared carried by the following vote:

Ayes—Ald. Andrews, Whitcomb, Baker, Wait, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

Nays—Ald. Briggs, Rogers, Woodruff—3.

Ald. Parsons moved that when the Board adjourned it be until Friday evening next.

Ald. Kelly moved to amend by inserting "Thursday" instead of "Friday." Carried.  
 The motion of Ald. Parsons, as amended, was then put, and declared carried.  
 Ald. Whitcomb moved that the Board proceed to ballot for the third bridge assessor, the two others having been appointed. Carried.

FIRST BALLOT.

Michael R. Quinn, received..... 9 votes.  
 M. G. Warner, Jr., " ..... 4 "  
 Francis Dana " ..... 8 "  
 W. E. Lathrop " ..... 4 "  
 Scattering " ..... 2 "  
 No choice.

By unanimous consent, Ald. Smith presented a petition from Robt. Fitzgerald asking for a license to keep a place of Dramatic Entertainment or Opera House in Ely street, and moved that Robert Fitzgerald be granted a license in accordance with his petition during the pleasure of this Board, upon his paying into the Treasury the sum of fifty dollars.

Ald. Stone moved to postpone action until the next regular meeting. Lost by the following vote :

Ayes—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Connolly, Meyer, Stone, Aikenhead—9.

Nays—Ald. Whitcomb, Baker, Wait, Caring, Smith, Relyea, Glover, Craig, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagle, Mauder, Parsons—17.

Ald. Smith's motion was then acted on and declared carried.

On motion of Ald Stone, adjourned.  
 W. F. MORRISON,  
 City Clerk.

**In Common Council, Dec. 1st, 1870.**

ADJOURNED MEETING.

President Ald. Ezra R. Andrews presiding.  
 Present—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—27.  
 Absent—Ald. Barker—1.

EXECUTIVE.

Ald. Stone moved that the Board proceed to ballot for the third assessor for the bridge at Vincent Place. Carried.

FIRST BALLOT.

W. E. Lathrop received..... 9 votes  
 Francis Dana " ..... 5 "  
 Michael R. Quinn " ..... 4 "  
 Geo. B. Blackmore " ..... 2 "  
 No choice.

SECOND BALLOT.

W. E. Lathrop received..... 10 votes  
 Francis Dana " ..... 4 "  
 Michael R. Quinn " ..... 8 "  
 M. G. Warner, Jr. " ..... 1 vote  
 Geo. B. Blackmore " ..... 1 vote  
 No choice.

THIRD BALLOT.

W. E. Lathrop received..... 14 votes.  
 Francis Dana " ..... 1 vote.  
 Michael R. Quinn " ..... 7 votes.  
 M. G. Warner, Jr., " ..... 2 "  
 Scattering ..... 1 vote.  
 No choice.

FOURTH BALLOT.

W. E. Lathrop received..... 14 votes.  
 Francis Dana " ..... 3 "  
 Michael R. Quinn " ..... 6 "  
 M. G. Warner, jr., " ..... 4 "  
 No choice.

FIFTH BALLOT.

W. E. Lathrop received..... 15 votes.  
 Francis Dana " ..... 3 "  
 Michael R. Quinn " ..... 7 "  
 M. G. Warner, jr. " ..... 2 "  
 W. E. Lathrop, having received the requisite number of votes, was declared appointed Assessor for the bridge across the river at Vincent Place.

MISCELLANEOUS.

By Aikenhead—Resolved, That all property owners on the west side of North Stillson street have permission to construct their own walks under the direction of the Improvement Committee and City Surveyor—Adopted.

By Ald. Aikenhead—Resolved, That John Hunt have permission to construct a cement walk in front of his premises on Almira street, under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Aikenhead—Bill of Gommenginger, Alien & Co. Lamp Committee.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bill of Gommenginger, Alien & Co. Finance Committee.

By Ald. Parsons—Estimates of Roderick & Granger and McConnell & Jones. Improvement Committee.

Ald. Parsons from the Improvement Committee reported in favor of the estimates of John Brady, John Rauber, Holloway & Normington, McConnell & Jones (two estimates), and Roderick & Granger (two estimate-). Table.

By Ald. Parsons—Resolved, That the Treasurer be directed to receive ninety-six per cent. in full of all persons assessed for Tappan street Improvement. Adopted.

By Ald. Parsons—Resolved, That the Treasurer be directed to credit as follows; F. Whitesey, \$17 67; P. Kurly, \$16.80; and James Peart, \$58 80 on their assessment for Tremont street Improvement. Adopted.

By Ald. Parsons—Resolved, That the Treasurer be directed to receive eight per cent. in full of all persons assessed for plank walk on North side of Vienna street. Adopted.

By Ald. Parsons—Resolved, That the treasurer be directed to receive two per cent. in full of all persons assessed for Mumford street Improvement.

Ald. Rogers moved to refer to the Improvement Committee and City Attorney. Carried.

Ald. Rogers moved a reconsideration of Ald. Parsons' resolution in relation to crediting persons on their assessment for Tremont street Improvement. Carried.

Ald. Rogers moved to table the resolution. Carried.

By Ald. Parsons—Resolved, That the Treasurer be directed to receive 93 per cent in full of all persons assessed for flag walk on James street. Adopted.

By Ald. Parsons—Resolved, That the Clerk draw two orders of \$500 each in favor of Holloway & Normington and payable to their order, with interest—one in one year and one in two years from the 29th of November, 1870; and the Treasurer is hereby authorized to accept the same in behalf of the city and charge Marshall street Improvement Fund.

Also, That the Clerk draw two orders for \$919 each in favor of McConnell & Jones, and payable to their order, with interest—one in one year and one in two years from the 29th day of November, 1870; and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge St. Paul Street Improvement Fund. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead Parsons—27.

IMPROVEMENT FUND

By Ald. Parsons—Resolved, That the Treasurer pay when there are funds applicable, as follows: John Brady in full on his contract for Troup street Improvement, \$120.60, and charge that Fund.

John Rauber & Co, in full on their contract for Improving Pindle Alley, \$140.20, and charge that Fund.

Halloway & Normington on their contract for Marshall street Improvement, \$500, and charge that Fund.

Rodrick & Granger in full on their contract for plank walk on Saratoga Avenue, \$201.04, and charge that Fund.

Rodrick & Granger in full on their contract for plank walk on Almira street, \$64 05, and charge that Fund.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—27.

Ald. Parsons called up his resolution in regard to Tremost street Improvement, tabled on motion of Ald. Rogers.

Ald. Rogers moved the adoption of the resolution. Carried.

By Ald. Nagle—Bill of F. Tully, City Property Committee.

Ald Nagle, from the City Property Committee, reported in favor of the bill of F. Tully. Finance Committee.

By Ald. Mauder—Petition of John Gleck for permission to erect a wood building on Sellinger street. Table.

By Ald. Mauder—Resolved, That John Gleck have permission to erect a wood building according to his petition, under the direction of the Wood Building Committee and Fire Marshal. Adopted.

By Ald. Mauder—Resolved, that the owners of property on Henry street have permission to build their own walks under the direction of the City Surveyor and Improvement Committee by paying two per cent into the City Treasury.—Adopted.

By Ald. Dagge—Resolved, That the Street Superintendent be requested to give notice to the Water Works Company to remove the earth off the sidewalk on the South end of South Avenue, and to repair the sidewalk, within six days; and in case they do not comply, that he be requested to do the same and charge the Water Works Company. Adopted.

By Ald. Charters—Bills of S. M. Sherman and Wm. C. Thomas. Police Committee.

Ald. Charters, from the Police Committee, reported in favor of the bills of S. M. Sherman and Wm. C. Thomas. Finance Committee.

By Ald. Kelly—Resolved, That the Street Superintendent notify the owners of property on each side of Smith street, from State to Oak street, to repair the walks in front of their premises within ten days from this date, or the same will be repaired by the Street Superintendent, and the amount charged to their respective lots. Adopted.

By Ald. Kelly—Resolved, That the Treasurer make the City's note at three months date, payable at Powers' Banking House for Twenty five thousand dollars; that he get the same discounted, and charge the discount to Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—27.

FINANCE BUDGET.

ROCHESTER, Dec. 1, 1870.

By Ald. Kelly—Resolved, That the Treasurer pay as follows, when there are funds applicable:

POOR FUND.

H. W. Jones, Overseer of Poor, 1 month's salary, Dec. 1st.....	\$100 00
Dr. J. C. Harrington, City Physician, 1 month's salary, Dec. 1st.....	41 67
H. W. Jones, disbursements.....	21 16
John Nagle, paid orders.....	85 50
H. Mitscher, meat.....	100 00
Jacob Gerling, flour.....	77 40
W. C. Harris, repairs, &c.....	11 77
E. Waugh Jones, paid orders and chickens.....	227 68
Eisenmeyer & Kessel, bread.....	111 25
Jesse Shepherd, telegraphing.....	1 42
Sidney B. Koby, rent of coal and wood yard to Dec. 1st.....	125 00
And charge that Fund.	

HEALTH FUND.

John Weinning, Health In'spr, 1 mo. salary Dec. 1	50 00
August Woellert, .. .. .	50 00
Daniel McTaggart, .. .. .	50 00
Jonathan Reynolds, .. .. .	50 00
John Baker, .. .. .	2 00
C. Schneider, scavenger labor.....	6 10
Smith & Roberts, coal per order for Pest House..	6 10
And charge Health Fund.	

HOUSE FOR IDLE AND TRUANT CHILDREN FUND.

Howe & Rogers, carpet and oil cloth.....	\$ 44 63
J. W. Adams, disbursements.....	39 47
Gerling Bros., flour and feed.....	294 48
Henry Quimby, wood and vegetables.....	110 95
And charge that Fund.	

SOUTH AVENUE FUND.

W. D. Oviatt, disbursements.....	\$ 13 35
And charge that Fund.	

WEST AVENUE FUND.

H. B. Knapp, disbursements.....	\$103 00
And charge that Fund.	

LAMP FUND.

J. E. Relyea, repairs for month November.....	\$140 92
J. Miller, removing and setting lamp posts.....	2 50
Daniel McCormick, setting lamp posts.....	6 00
Williams & Batterson, burners.....	6 00
And charge that Fund.	

MAP, SURVEY AND RECORD FUND.

Cyrus Beardsley, 1 month's salary, Dec. 1st.....	\$250 00
L. L. Barrett, surveyor's Assistant, ½ month's salary, Nov. 14th.....	41 66
Michael McQueen, setting monuments 26 days, \$2	52 00
Louis Fertig, .. .. .	26 \$2.50 65 00
Sidney G. Wynne, draughtsman, 1 month's salary	100 00
And charge that Fund.	

SEWER REPAIR FUND.

James P. Evans, inspecting water works excavation.....	\$60 00
And charge that fund.	

PARK FUND.

D. D. S. Brown & Co., printing.....	\$ 7 75
Richard Lovely, labor on parks.....	17 50
Adam Scher, gravel for parks.....	57 00
And charge that Fund.	

POLICE FUND.

Thos. F. Burchell, 1 mo. salary to December 1, 1870.	75 00
Henry D. Shove, .....	75 00
Charles Green, .....	75 00
George Bingham, .....	72 99
John J. Garrett, .....	75 00
David Monaghan, .....	75 00
Henry D. Baker, .....	75 00
Hugh Clark, .....	75 00
Thos. F. Hurley, .....	75 00
Thos. Dukelow, .....	75 00
John Barry, .....	75 00
Bartholomew Crowley, .....	75 00
A. H. Franklin, .....	71 25
Jas. McKelvey, .....	75 00
Joseph P. Clery, .....	75 00
Charles McCormick, .....	75 00
Joseph S. Roworth, .....	75 00
William White, .....	75 00
James Sullivan, .....	75 00
W. B. McArthur, .....	75 00
Lyman Johnson, .....	75 00
Ferry Marzloff, .....	75 00
Thomas Lynch, .....	75 00
John H. Dana, .....	75 00
William Rogers, 29 1/2 days	75 75
Isaac Spears, 29 1/2	73 59
George W. Lord, 29	73 59
Michael Hyland, 29	72 50
Wm. F. Lusk, 29	72 50
E. Van Vorst, 29	72 50
Frank Goodwin, 29	72 50
Jno. McQuarters, 29	72 50
Peter Lauer, 29	71 25
C. B. McKibbin, 28 1/2	71 25
P. B. Kavanagh, 28	70 00
Geo. M. Lathrop, 27 1/2	68 75
E. W. McBurney, 25	62 50
John C. Hagle, 14	40 00
L. McKibbin, 15	40 00
Frank B. Allen, 30	50 00
J. Denzer Janitor, 30	50 00
James K. Foster, 24	12 days sick
Examined and approved.	60 00

GEORGE G. COOPER,  
HENRY S. HEBARD,  
Police Commissioners.

And charge that Fund.

Adopted by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—27.  
ROCHESTER, Dec. 1.

By Ald. Kelly—Resolved, That the following named accounts are hereby declared valid and are now due:

CONTINGENT FUND.

W. S. Grantsyn, Surveyor, salary 1 month December 1st.	238 33
W. F. Morrison, City Clerk, salary 1 month December 1st.	100 00
David McKay, City Assessor, salary 1 month December 1st.	150 00
E. T. Oatley, .....	150 00
John J. Shaffer, .....	150 00
Jesse Shepard, City Attorney, salary 1 month December 1st.	83 33
Thos. H. Hopwood, City Messenger, salary 1 month December 1st.	66 67
Francis Lockhart, Watchman, salary 1 month salary 1 month December 1st.	55 60
Curtis, Morey & Co., printing.	278 31
Robert Y. McConnell, springing.	27 00
W. H. Yorkes, serving papers in suit.	6 00
Wm. C. Thomas, books and stationery.	148 60
Anthony Kessel, hack hire.	12 50
William W. Kehar, hack hire.	3 75
W. F. Morrison, disbursements.	28 00
Jesse Shepherd, .....	18 05
Thos. H. Hopwood, .....	37 50
F. Tuley, stoves, &c., or Clerk's office.	61 65

FIRE DEPARTMENT FUND.

New York C. R. R. Co., transportation.	15 60
R. McIntyre, repairs.	6 00
Gerling Brothers, feed.	40 95
McIntosh & Co., soap.	12 80
Edward Fox, horse shoeing.	1 75
Jesse Shepherd, search and stamps.	12 60
R. H. Chamberlain, hose and couplings.	4 22
B. F. Blackall, disbursements Fire Alarm Telegraph.	96 83
McCConnell & Co., sprinkling.	12 50

MONTHLY PAY ROLL FOR DECEMBER, 1870.

Steam Fire Engine Co. No. 1.

W. DeGarmo, for 1 mo. services as Engineer to December 1, 1870.	75 00
Jerome Dowd, for 1 mo. services as Driver to December 1, 1870.	50 00

Richard Mills, for 1 mo. services as Driver to December 1, 1870.	50 00
Steam Fire Engine Co. No. 2.	
Seneca Dobbs, for 1 mo. services as Engineer to December 1, 1870.	75 00
Michael Lambert, for 1 mo. services as Driver to December 1, 1870.	50 00
Jno. Bonr, for 1 mo. services as Driver to December 1, 1870.	50 00
Steam Fire Engine Co. No. 3.	
E. Whittier, for 1 mo. services as Engineer to December 1, 1870.	75 00
John Ransom, for 1 mo. services as Driver to December 1, 1870.	50 00
Lewis Gommeingr, for 1 mo. services as Driver to December 1, 1870.	50 00
Steam Fire Engine Co. No. 4.	
J. P. Forman, for 1 mo. services as Engineer to December 1, 1870.	75 00
Jas. Snyder, for 1 mo. services as Driver to December 1, 1870.	50 00
Barney Kearney, for 1 mo. services as Driver to December 1, 1870.	50 00
Hook & Ladder Co. No. 1.	
Anthony Andrus, for 1 mo. services as Driver to December 1, 1870.	50 00
Superintendent of Hose Depot.	
R. B. Paine, for 1 mo. services as Sup't Depot to December 1, 1870.	75 00
Monthly Wa hing Bills	15 90
Chief Engineer.	
L. S. Gibson, for 1 mo. services as Chief Engineer to December 1, 1870.	125 00
Payable to L. S. Gibson.	
B. F. Blackall, 1 mo. salary as Superintendent Fire Alarm Telegraph.	\$83 33
N. A. STONE, GEO W. CONNOLLY, JACOB GERLING, Committee.	

POLICE FUND.

S. M. Sherman, 1 mo. salary to December 1, 1870.	\$141 67
P. H. Sullivan, .....	90 00
Peter Hughes, .....	85 00
Wm. J. Rogers, .....	85 00
Jonathan Dresser, .....	85 00
William S. Fickett, .....	85 00
A. McLean, .....	85 00
Sammul Brown, .....	75 00
Chester H. Stump, printing.	80 00
S. M. Sherman, disbursements.	173 33
W. C. Thomas, stationery at Police Office.	86 80

HEALTH FUND.

Curtis, Morey & Co., 500 copies Health officers report, 1869.	80 00
Robert Nary, Health Ins., etc., 1 month salary to December 1.	50 00
W. F. Morrison, Clerk of Board of Health, 1 mo. salary to December 1.	33 34

LAMP FUND.

J. F. Relyea, lighting and extinguishing lamps.	
November.	7 80
Gunningger, Allen & Co., street lamps.	138 00

HIGHWAY FUND.

John Quin, Street Superintendent, 1 months salary December 1st.	125 00
James P. Evans, Inspector Water Works excavations, crosswalks.	60 00
Wm. Moore, Carson & Co., repairs at State and Mumford streets.	3 00
Wm. Moore, Carson & Co., repairs on North street.	13 05
at South and	
Howell streets.	5 00
A. Bronson, labor.	23 29
James Wagstaff, repairing Clarissa street Bridge.	4 32
Roderick & Co., repairing South Water street.	15 00
Chase & Otis, lumber.	57 42
John Quin, disbursements.	666 58
S. C. McCain, labor on crosswalks.	22 10
James Buckley, repairs on St. Joseph street.	32 48
8 50	
Curtis, Morey & Co., printing.	42 56
Nicholas Lylander, Cattle Police salary 1 month.	50 00
William Cochran, .....	50 00
Michael O'Brien, .....	33 32
I. F. Force, pl. ink per contract, Parsons.	1,000 00

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—27.

## ORDINANCE.

## WIDENING OF GERMAN ALLEY.

By Ald. Wilson—Resolved, That the City Surveyor ascertain and report to this Board the expense of widening German alley (so called) 5 feet on each side thereof, from German street to Bay street. Adopted.

The Surveyor submitted as such estimate, \$1,000.

By Ald. Wilson—Resolved, That the following improvement is expedient, viz.:

The widening of German alley (so called) 5 feet on each side thereof, from German street to Bay street, and the following described territory is deemed necessary to be taken for said improvement, viz: A strip of land 5 feet wide on each side of said alley, from German street to Bay street.

And whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,000, which estimate is hereby approved.

Resolved further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz.:

One tier of lots on each side of said alley as widened from German street to Bay street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Dec. the 18th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Resolved further, That the Assessors be and are hereby instructed to confer with the owners of property required to be taken for said improvement and report to this Board upon what conditions the same can be purchased.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—27.

By Ald. Craig—Resolved, That the City Treasurer be and he is hereby directed to cancel the tax of \$13.89 assessed on the house and lot of Michael Mitchell, situated on the west side of Reynolds street, in the Eighth Ward, and charge the same to erroneous assessments. Adopted.

By Ald. Stone—Resolved, That the Treasurer cancel the tax of \$12 against Seymour King on the assessment for repairing walk on the west side of Francis street, no repairs having been made in front of his premises.

Ald. Gerling moved to refer the resolution, and also the case of Joseph Jansbauch to a Special Committee of three, to report at the next regular meeting. Lost.

The resolution of Ald. Stone was then acted on and declared adopted.

## ASSESSMENT ROLLS.

Ald. Craig, from the Assessment Committee, presented the following assessment rolls, and moved their confirmation.

Pipe sewer on Phelps avenue; Plank walk on Lewis street; Stone sewer on South Fitzhugh street; Repairing walks on Oak street; Repairing walk on Frank street; Repairing walks on Jones street; Repairing walk on Clifton street; Repairing walks on Olean street; Repairing walk on Exchange street; Repairing walk on Genesee street; Repairing walk on Francis street; Repairing walk on Cliff street. Confirmed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead and Parsons—27.

By Ald. Glover—Resolved, That H Griffin be and is hereby granted a license for his Billiard room for one year, from July 1st, 1870, on his payment into the City Treasury the sum of Forty dollars. Adopted.

By Ald. Caring—Bills of John Rauber & Co. and James Buckley. Sewer Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the bills of John Rauber & Co. and James Buckley. Table.

Ald. Caring moved that the Bridge Assessors be, and are hereby notified to appear at the City Clerk's office on Monday, Dec. 5th, at 10 o'clock A. M., for the purpose of qualifying. Carried.

## PROPOSALS FOR PHELPS AVENUE SEWER.

D. Gatens & Co. .... \$322 80  
John Rauber & Co. .... 512 40  
D. McCormick ..... 383 20

By Ald. Caring—Resolved, That His Honor, the Mayor, be and he is hereby requested to execute a contract with D. Gatens & Co. for the construction of a sewer in Phelps avenue, in accordance with the proposition.

Ald. Caring moved to amend the resolution by striking out the name of "D. Gatens & Co.," and insert the name of "John Rauber & Co."

Ald. Remington moved to postpone action until the next regular meeting. Lost by the following vote:

Ayes—Ald. Briggs, Rogers, Remington, Herzberger, Caring, Meyer, Mauder—7.

Nays—Ald. Wait, Andrews, Smith, Relyea, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—18.

Action was then taken upon Ald. Caring's amendment, which was decided lost by the following vote:

Nays—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Charters, Dagge, Stebbins, Aikenhead, Parsons—22.

Ayes—Ald. Caring, Gerling, Nagle, Mauder—4.

The original resolution was then adopted by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—26.

## PROPOSALS FOR FITZHUGH STREET SEWER.

John Rauber & Co. .... \$531 10  
F. C. Lauer & Son ..... 631 70  
D. McCormick ..... 673 15  
Logan & Cregan ..... 673 85  
Gatens & Co. .... 758 20

By Ald. Caring—Resolved, That his Hon. the Mayor be and he hereby is requested to execute a contract with John Rauber & Co., for the construction of a sewer in South Fitzhugh street, in accordance with their proposition. Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

By Ald. Caring—Resolved, That the Treasurer collect eighty per cent. in full, of all persons assessed for lateral sewer at the corner of Charlotte and Lawrence streets. Adopted.

By Ald. Caring—Resolved, That the Treasurer be directed to receive ninety-seven per cent. in full of all persons assessed for Lake Avenue sewer. Adopted.

By Ald. Caring—Resolved, That the Treasur-



er be directed to receive ninety-six per cent. in full, of all persons assessed for Bloss street sewer. Adopted.

By Ald. Caring—Resolved, That the Clerk draw two orders for \$100 each in favor of John Rauber & Co., and payable to their order, with interest; one in one year and one in two years from the 29th day of Nov. 1870, and the Treasurer is hereby authorized to accept the same in behalf of the City and charge Lake Avenue Sewer Fund. Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Maader, Aikenhead, Parsons—25.

#### IMPROVEMENT FUND.

By Ald. Caring—Resolved, That the Treasurer pay when there are funds applicable, as follows: Samuel Hart in full, for inspecting Lake Avenue Sewer, \$72, and charge that Fund.

Wm. D. Callister in full for inspecting Lake Avenue, Phelps Avenue and Varnum Street Sewer, \$69, and charge that Fund.

F. C. Lauer & Son, in full on their contract for Sewer in North Fitzhugh street, \$47.50, and charge that Fund.

D. McCormick in full on his contract for Sewer on Bloss street, \$417.70, and charge that Fund.

John Rauber & Co., in full on their contract for Sewer in Pindale Alley, \$57.95, and charge that Fund.

John Rauber & Co., in full on their contract for Sewer in Lake Avenue, \$1,244 05, and charge that Fund.

Orrin Harris in full for inspecting Fitzhugh St. Sewer, \$294, and charge that Fund.

John Rauber & Co., for repairs to Sewers, \$76, and charge that Fund.

John Rauber & Co., in full on their contract for Lateral Sewers on Front street, \$160, and charge that Fund.

James Buckley in full for inspecting Lateral Sewers in Front street, \$15, and charge that fund.

Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

By Ald. Smith—Resolved, That the City Treasurer be directed to receive from Joseph Dansbach four dollars in full for his assessment on repairing the sidewalk in front of his premises on Smith street. Adopted.

By Ald. Herzberger—Petition of Catharine Hammen for permission to erect a wood building on South avenue. Wood Building Committee, with power to act.

By Ald. Remington—Resolved, That the City Treasurer is hereby directed to pay H. C. Daniels Twenty-five dollars for reporting the proceedings of this Board from October 1 to November 15, and charge Contingent Fund when there are funds applicable.

Adopted by the following vote;

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Connolly, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—22.

Nays—Ald. Smith, Kelly—2.

Ald. Remington moved that the Sewer Committee be and is hereby directed to ascertain

John Rauber & Co.'s claim against the city of Rochester for labor performed upon Phelps Avenue Sewer, and report to this Board.

Lost by the following vote:

Ayes—Ald. Briggs, Rogers, Remington, Herzberger, Caring, Meyer, Gerling, Charters, Nagle, Mauder, Aikenhead, Parsons—12.

Nays—Ald. Wait, Andrews, Smith Connolly, Glover, Carig, Stone, Wilson, Kelly, Woodruff, Mandeville, Stebbins—12.

By Ald. Rogers—Petition of Geo. Underhill for permission to erect a wood building on La Fayette street. Wood Building Committee, with power to act.

By Ald. Rogers—Resolved, That the Street Superintendent, under the direction of the Street Committee, be and are hereby directed to renumber the buildings on Stone street, and furnish the owners or occupants with a copy of their respective numbers accordingly. Adopted.

By Ald. Rogers—Resolved, That the Street Superintendent be and he is hereby directed to notify the property owners on each side of Edinburgh street, from Plymouth avenue to Exchange street, to repair their walks in front of their premises within ten days, and if they fail to do so that he cause the same to be repaired, and that the expense thereof be assessed upon such owners. Adopted.

By Ald. Rogers—Resolved, That the Street Superintendent notify the owners and occupants of property on each side of Ford street, from Buffalo street to Spring street, to repair their walks within five days after service of the notice, and in case they refuse or neglect, that he repair the same after said time and charge the expense to the property. Adopted.

By Ald. Rogers—Resolved, That the Superintendent of Streets notify the owners and occupants of property on Martin street, from Gordon street to Hart avenue, to repair their walks within five days from the service of notice, and in case they refuse or neglect to repair the same, that the Street Superintendent repair said walks and charge the expense to the several owners. Adopted.

By Ald. Briggs—Resolved, That the Improvement Com. be directed to bring in an Ordinance for the construction of a bridge over the Race on Court street, and for grading and building a flag walk on the north side of Court street, from the river bridge to Exchange street. Adopted.

By Ald. Briggs—Resolved, That the Superintendent is hereby required to enforce with reference to Pindell alley, Section 5 of Penal Ordinance relating to nuisances, passed Nov. 11th, 1862, and which reads as follows: "No person shall throw or deposit any straw, shavings, lime, ashes, refuse, coal, scraps, slops, dirt or rubbish of any description, or the contents of any bed, into or upon any street, park, lane or alley in the said City, under a penalty of two dollars for each offense." Adopted.

On motion of Ald. Kelly, adjourned.

W. F. MORRISON, City Clerk.

**IN COMMON COUNCIL—Dec. 13th,  
1870.**

**REGULAR MEETING.**

President, Ald. Ezra R. Andrews, presiding.  
Present—Ald. Briggs, Whitcomb, Barker, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Maudeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—27.

Absent—Ald. Wait.

The minutes of previous meetings, November 29th and December 1st, were approved as published.

**PRESENTATION OF PETITIONS AND CLAIMS.**

By Ald. Briggs—Bills of George Bastion, B. Waugh, Jones, S. J. Wagner, H. W. Jones, F. Tulley, George Schofield, P. B. Whitbeck, Tracy & Rew, and Curtis, Morey & Co. Poor Committee.

By Ald. Rogers—Bills of Adam Smith, Wm. Gallagher, John Quin, C. R. Parsons, Nathan Wood (three bills), Wm. Dolan, Adam Hoffer and James Buckley. Street Committee.

By Ald. Remington—Bills of Frank Masseth, John Van Anker, Owen Morgan, M. Heavey, Cass. J. Powers, John H. Austin, B. Frank Enos, George Masseth, Thos. H. Hopwood, John King, Thos. Knowles and Geo. W. Walbridge. Contingent Expense Committee.

By Ald. Carling—Bills and Estimates of McCormick & Jones, John Reuber & Co., Logan & Cregan, R. Vaughan and James E. Hayden. Sewer Committee.

By Ald. Meyer—Bills of Richard Lovely and Adam Scher. Park Committee.

Bill of R. Millman. Street Committee.

By Ald. Stone—Bills of J. Lux, Brown & Williams, Rochester Gas Light Company, Barnard & Co., Frank Whitbeck, M. Heavey, A. G. Whitcomb, Cameron, Jewett & Moroff, Tracy & Rew, and R. D. Wood. Fire Department Committee.

By Ald. Kelly—Petition of Robert Young for permission to construct an addition to a wood building on Jay street, at lot's No. 343 and 344—Wood Building Committee with power to act.

By Ald. Charters—Petition of Dennis Murphy for permission to erect a wood building on Walnut street—Wood Building Committee with power to act. Bill of Tracy & Rew—Police Committee.

By Ald. Gerling—Petition of Weldell Waldele for permission to erect a wood building on lot No. 149 on Jay street—Wood Building Committee with power to act.

Petition of Louisa Bigelow, widow of the late Henry C. Bigelow, who lost his life by being run over by the Hose Cart of No. 4 Engine, for some suitable allowance from the city.

Ald. Gerling moved to refer the petition to the Fire Department Committee.

Ald. Relyea moved as an amendment "with power to adjust the claim for the best interest of the city." Carried.

Ald. Stone moved as a farther amendment that the City Clerk be instructed to draw orders on the Treasurer as directed by the Fire Department Committee in this matter. Carried.

The original motion of Ald. Gerling as amended was then carried by the following vote :

Ayes—Ald. Briggs, Whitcomb, Barker, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Maudeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—27.

By Ald. Dagge—Bill of L. L. Barrett. Map and Survey Committee.

By Ald. Nagle—Bill of J. Kislingbury. City Property Committee.

By Ald. Mauder—Remonstrance of George Weigarter and others against the passage of an Ordinance for the widening of German street. Tabled.

By Ald. Nagle—Remonstrance of John J. Parks and others against the passage of the final Ordinance for planks walks on Henry street. Tabled.

Ald. Coats, from the City of Detroit, being present, was invited with in the circle.

By Ald. Aikenhead—Bills of M. Heavey and R. Dobbs. Lamp Committee.

Petition of Franklin Ritter for permission to erect a wood building on lot No. 13, Arnold Park. Wood Building Committee with power to act.

By Ald. Parsons—Estimates of F. Dana, Holloway & Normington and McConnell & Jones—Improvement Committee.

**REPORTS OF STANDING COMMITTEE.**

Ald. Rogers, from the Committee on Streets, reported in favor of the bills of Adam Smith, William Gallagher, John Quin, C. R. Parsons, R. Millman, Nathan Wood (three bills) James Buckley, William Dolan and Adam Hoffer. Finance Committee.

Ald. Carling, from the Sewer Committee, reported in favor of the estimates of McCormick & Co., McConnell & Jones, R. Vaughan and Logan & Cregan. Table.

Ald. Nagle, from the Committee on City Property, reported in favor of the bill of J. Kislingbury—Finance Committee.

Ald. Dagge, from the Committee on Maps, Surveys and Records, reported in favor of the bill of L. L. Barrett—Finance Committee.

Ald. Stebbins, from the Law Committee, presented the following :

**ROCHESTER, Dec. 13, 1870**

**GENTLEMEN OF THE COMMON COUNCIL:—**  
Your Committee, to whom was referred the matter of the proposition of Mr. James Palmer, would respectfully report that having given the matter careful consideration, they are of the opinion that the best and most economical course for the city is to enter into a contract with said Palmer, agreeing to pay him the sum of \$500 in full of all damages heretofore suffered him, and binding him to maintain such bridges or sidewalks on his premises as shall preserve him from fire damage by high water and freely discharge the same from his premises, such waters being those flowing on his premises from within the city limits.

F. S. STEBBINS,  
M. M. SMITH,  
E. R. ANDREWS,  
C. R. PARSONS,

} Law Com.

Ordered received, filed and published.

Ald. Kelly moved that the Law Committee and City Attorney be and are hereby instructed to ascertain upon what terms the claims against the city of persons owning property along the William and Court street sewer outlet can be settled, and report to this Board at the next

regular meeting.

Ald. Mauder moved to amend by adding the "Sewer Committee." Lost.

The original motion of Ald. Kelly was then carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Andrews, Smith, Relyea, Connolly, Craig, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Parsons—18.

Nays—Ald. Rogers, Remington, Herzberger, Caring, Meyer, Glover, Stone, Wilson, Aikenhead—9.

Ald. Mauder moved that the Council be and is hereby invited to meet at the Court House tomorrow at 2 o'clock P. M., to accompany the Law Committee in viewing the course of the outlet of the William and Court streets sewer. Carried.

Ald. Stebbins, from the Law Committee, presented the following, and moved its acceptance and adoption:

ROCHESTER, Dec 13 1870

GENTLEMEN OF THE COMMON COUNCIL:—Your committee to whom were referred the two several communications from Samuel Moulson, Esq.—the one in relation to erroneous assessment for the improvement of North Water street; the other in relation to damages occasioned by the Pressure of the Race wall on his premises—would respectfully submit the following:

Your committee after several consultations among themselves, also with Mr. Moulson, and after a full examination of the facts, finally obtained Mr. Moulson's assent to terms herein recommended, to wit:

The cancellation of the said assessment for the improvement of North Water street, except two per cent. thereof, the same to be in full of all claims on the part of the city against said Moulson, and all claims on the part of said Moulson against the city, either on or for said improvement, or for or on account of damages arising from the pressing in of said race-wall. All of which is respectfully submitted.

F. S. STEBBINS,

M. M. SMITH,

E. R. ANDREWS,

C. R. PARSONS,

Law Committee.

Ald. Mauder moved as a substitute that the report be received, filed and published.

Lost by the following vote:

Ayes—Ald. Andrews, Remington, Relyea, Connolly, Craig, Gerling, Charters, Nagle and Mauder—9.

Nays—Ald. Briggs, Whitcomb, Barker, Rogers, Herzberger, Caring, Smith, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Mandeville, Dagge, Stebbins, Aikenhead, Parsons—18.

The original motion of Ald. Stebbins was then acted on and carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Andrews, Rogers, Herzberger, Caring, Smith, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Mandeville, Dagge, Stebbins, Aikenhead, Parsons—19.

Nays—Ald. Remington, Relyea, Connolly, Craig, Gerling, Charters, Nagle, Mauder—8.

Ald. Charters, from the Police Committee reported in favor of the bill of Tracy & Rew. Finance Committee.

Ald. Remington, from the Contingent Expense Committee, reported in favor of the bills

of Frank Masseth, John Van Auker, Owen Morgan, M. Heavey, Charles J. Powers, John H. Austin, B. Frank Enos, Geo. Masseth, Thomas H. Hopwood, John King, Thomas Knowlts and Geo. W. Walbridge. Finance Committee.

Ald. Stone, from the Fire Department Committee, reported in favor of the bills of R. D. Wood, J. Lux, Brown & Williams, Rochester Gas Light Co., Barnard & Co., Frank Whitbeck, M. Heavey, A. G. Whitcomb, Cameron, Jewett & Mordoff and Tracy & Rew. Finance Committee.

Ald. Briggs, from the Committee on the Relief and Support of the Poor, reported in favor of the bills of George Bastion, B. Waugh Jones, S. J. Wagoner, H. W. Jones, F. Tully, George Schofield and B. P. Whitbeck. Finance Committee.

Ald. Meyer, from the Committee on Public Parks, reported in favor of the bills of Richard Lovely and Adam Scheer. Finance Committee.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bills of M. Heavey and Z. Dobbs. Finance Committee.

Ald. Parsons moved to suspend the regular order of business, and open under executive, for the purpose of electing Assessor. Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—27.

EXECUTIVE.

Ald. Kelly moved that the Board now proceed to ballot for Assessor, in place of David McKay, whose term of office will expire on the 31st day of December, 1870—Carried.

FIRST BALLOT.

David McKay received 18 votes.

David Niven received 4 votes.

Henry E. Rochester received 3 votes.

William Shelp received 2 votes.

David McKay having received the requisite number of votes, was declared elected City Assessor for three years from the first day of January, 1871.

Ald. Parsons, from the Committee on Free Academy Site, presented the following report: *To the Honorable the Common Council:*

Your Committee, to whom was referred the matter of locating a site for a Free Academy, have the pleasure of reporting that they have concluded their labors, and with the following result:

Shortly after the matter had been under consideration, they, with the Committee of the Board of Education, visited the several localities to which their attention had been called, as follows:

The property owned by Mrs. Peters on South St. Paul street, which we learned was not for sale.

Also, in the same vicinity, the Keefer estate, which is held at \$35,000, and it is but justice to say the owner claimed that the present building thereon, with but a slight expenditure of money in addition to the purchase, would make it in every respect a suitable building for the object desired.

The Sherman lot, and also the property owned by Mrs. S. G. Andrews, were next visited,

For the former no definite proposition has been received; and for the latter \$20,000 is the price named.

Other localities were also considered, among which is the property owned by Messrs. Cooper and Curtis, on North Washington street, adjoining the Rink; the Hawks lot on South Washington street; and the Moore lot directly north of the present Free Academy, to which your Committee felt favorably disposed, but deemed the price too high to be taken into consideration as regards the purchase, and after mature reflection, have concluded that the Hawks property, covering about, or nearly an acre of ground, and at a figure more reasonable than that required for any other herein named, with a location in every respect desirable, an abundance of light unobstructed, and the entrance way filled with a fine growth of forest trees, would earnestly recommend the purchase of the same, at a stipulation proposed in the following communication—all of which is most respectfully submitted.

C. R. PARSONS,  
HENRY T. ROGERS,  
GEO. WAIT,  
A. G. WHITCOMB,  
Committee.

Ordered, received, filed and published.

Ald. Parsons presented the following proposition:

ROCHESTER, Dec. 12, 1870.

To the Honorable the Common Council:

Your Committee appointed some time since to locate a site for a Free Academy, having examined my premises and requested me to put a price on the same, I herewith subscribe the following:

I will sell to the city of Rochester my property located on South Washington street, and is composed of lots and parts of lots 212, 213, 214 and 215 of the 100 acre tract, so called, for the sum of seventeen thousand dollars, myself to retain the buildings thereon, but to remove them at such a time as the proper authorities may direct. The payment to be made as your honorable body may determine.

Respectfully yours,  
CORNELIA HAWKS,  
By THOS. HAWKS.

Ordered, received, filed and published.

By Ald. Parsons—Resolved, that His Honor the Mayor be, and he is hereby authorized to purchase of Mrs. Cornelia Hawks her property situated on the West side of South Washington street (the same to be used as a site for a Free Academy), in accordance with the terms of her proposition presented to the Board, and that the City Treasurer is hereby also authorized to make the City's Note for \$17,000, payable three months after date; to get the same discounted, (charging the discount to the Contingent Fund) and use the proceeds for the payment of said purchase.

Ald. Carling moved to postpone action on the resolution four weeks from this evening.

Ald. Stone moved as an amendment to strike out "four weeks" and insert "until the next adjourned meeting."

Ald. Carling accepted the amendment.

The original motion of Ald. Carling as amended, was then acted on and declared carried.

On motion of Ald. Remington, adjourned until Thursday evening next, at 7½ o'clock.

W. F. MORRISON, City Clerk.

## In Common Council, Dec. 15th, 1870.

### ADJOURNED MEETING.

President Ald. Ezra R. Andrews, presiding.  
Present—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—22  
Absent—Ald. Briggs, Barker, Wait, Wilson, Mandeville, Mauder—6.

### COMMUNICATIONS.

The President presented the following communication from his Honor the Mayor:

MAYOR'S OFFICE,  
Rochester, Dec. 13, 1870. }

To the Common Council:

GENTLEMEN:—I am advised that suits are being instituted by Mr. Curtis against hackmen for occupying stands in front of his property on Main street bridge. This locality was designated by an ordinance of the city as a public hack stand. I respectfully call the attention of the Common Council to this subject, and suggest that it is clearly the duty of the Common Council to take some action to defend the hackmen thus prosecuted, or to designate a different place for the hackmen to occupy. Respectfully,

JOHN LUTES, Mayor.

MAYOR'S OFFICE, ROCHESTER, N. Y.,  
DECEMBER 13, 1870. }

To the Common Council:

GENTLEMEN:—The subject of a proper drainage of the western portion of the Eighth Ward, and particularly the two Hospitals on West avenue, has engaged the attention of your body for a long time, without your being able to reach any definite result.

The pressing necessity of such drainage for the preservation of the health of residents in that locality and the inmates of the Hospitals, will, I trust, secure early action on your part in the construction of a capacious Sewer, such as will completely drain the quarries in that section and afford relief to the Hospitals. Such a sewer as is needed will involve a large expense, and may be regarded as burthensome to the taxpayers. I would respectfully suggest that the owners of the quarry lots may well afford to pay one-fifth the cost of such sewer and the Hospitals one-fifth, and as those Hospitals may be justly regarded as public institutions, it would not be regarded as wrong for the Common Council to contribute some measure of the cost out of the Contingent Fund of the City. This last suggestion is prompted by the conviction that the hospitals are institutions of great value to the city at large and in which a large number of our citizens are from time to time inmates, and therefore interested to have them in the best possible healthful condition.

Yours respectfully,

JOHN LUTES, Mayor.

Ordered received, filed and published.

The Clerk presented the following communication from the Street Superintendent:

STREET SUPERINTENDENT'S OFFICE. }  
December 15, 1870. }

To the Honorable Common Council of the City of Rochester :

The undersigned wishes to call the attention of your honorable body to the provision of the Charter of 1865, on page thirty, sections 42 and 43, in relation to bridges over races.

Section 42 reads as follows: The Common Council shall also have power, by ordinance or otherwise, to require the owners and occupants of any mill-race within said city, to cover the same with bridges or arches, to be constructed of such materials as the Common Council shall direct; or it may direct the same to be covered, in the same manner that other public improvements are directed to be made, and pursuant to the provisions of title seventh of this act, so far as the same are applicable.

Sec. 43 Reads as follows: Whenever the owner or occupant of any mill-race shall refuse or neglect, within such time as the Common Council shall have appointed, to cover such mill-race in the manner and with the materials by them directed, it shall be lawful for the said Common Council to cause the same to be done at the expense of the city, and to recover the expenses thereof, with damages, at the rate of ten per cent. with costs of suit from such owner or occupant.

GENTLEMEN OF THE COMMON COUNCIL:—I hope you will not think me pertinent or officious for asking your attention to these things. With reference to Street Railroads, I want your instructions.

Sec. 15. Of Penal Ordinances, on page 103, reads as follows: Whenever it shall be necessary to remove any snow or ice from said track or tracks of said road, the same shall be done by said Company, in such manner and so evenly spread on the street as not to obstruct the free passage of sleighs or other vehicles along said street, or in crossing the same at or upon cross streets. The use of Salt for the purpose of removing snow or ice from said track or tracks, or for any purpose, is expressly prohibited.

GENTLEMEN: It is not necessary for me to say to you that the Company does not comply with this Ordinance, neither any other. They run a plough through the streets, and raise a dangerous ridge of ice and snow, which makes it hazardous to public travel, and I hope, with your assistance, that they will not be allowed to plough any more troughs through the centre of the streets. They are a complete nuisance to the streets. I ask your instruction; I hope you will render it.

Yours respectfully,  
JOHN QUIN, Sup't.

Ordered, received, filed and published.

COMMUNICATION FROM THE CITY SURVEYOR.

CITY SURVEYOR'S OFFICE. }  
Dec. 14<sup>th</sup>, 1870. }

To the Honorable the Common Council, of the City of Rochester :

GENTLEMEN:—As desired by a resolution passed at the regular meeting of Nov. 21, I have made a survey of the lines of Kent street, and find them correct, or nearly so, except that portion of the West line of said street, between Dean street and Allen street, where there is an encroachment upon the street of from one half foot to six and one-half feet.

Respectfully yours, &c.,

W. S. GRANTSYN, Surveyor

Ordered received, filed and published.  
Ald. Charters presented the following

REPORT OF THE POLICE JUSTICE

POLICE OFFICE, Dec. 15, 1870.

To the Honorable the Common Council of the City of Rochester :

The amount of moneys received for fines and penalties during the month of November, 1870, is \$371.00. E. W. BRYAN, Police Justice.

Ordered received and filed.  
Ald. Briggs presented the following:

REPORT OF THE OVERSEER OF THE POOR.

OFFICE OF THE OVERSEER OF THE POOR. }  
December 15, 1870. }

To the Honorable the Common Council of the City of Rochester :

The Overseer of the Poor respectfully reports that during the month of November he relieved 873 families, viz:

November—Orders on Poor Store.....	\$1,281 97
.. .. Wood Yard.....	145 00
.. .. Coal Yard.....	665 00
.. .. B. Waugh Jones.....	200 00
.. .. F. Wurtz.....	19 00
.. .. John Na le.....	58 25
.. .. Conrad Zimmer.....	10 25
.. .. Beck & Meyer.....	15 00
.. .. Belr & St. rn.....	15 00
.. .. H. B. Yester & Co.....	64 75
.. .. Wm. Rhodes.....	35 50
.. .. Christopher Seel.....	6 00
.. .. S. F. & W. Witherspoon.....	55 50
.. .. C Merlau.....	25 95
.. .. Adam Smith.....	7 50
.. .. H. F. Van Dake.....	32 50
.. .. George Mammel.....	3 50
.. .. J. B. Butterfield.....	85
.. .. George W. Schofield.....	2 63
.. .. H & P Bender.....	54 50
.. .. E O'Riely.....	24 00
.. .. Hoffman & Mayer.....	12 00
.. .. C V. Jeffrey.....	12 00
Less County and Towns.....	\$2,727 00
.. ..	607 42
Total for City.....	\$2,119 58

All of which is respectfully submitted.  
H. W. JONES, Overseer.

Ordered, received, filed and published.

The Clerk presented the following

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE, }  
December 12, 1870. }

To the Honorable the Common Council :

GENTLEMEN:—The Treasurer herewith submits the Monthly Statement of the balances of the principal funds on the 10th day of December, 1870, as required by Section 89 of the City Charter.

	Credit Balance.
Contingent Fund.....	\$ 145 30
Police Fund.....	84 25
Fire Department Fund, (overdrawn)..	8 66
Highway Fund, (overdrawn).....	1,099 61
Lamp Fund.....	83 08
Poor Fund.....	602 00
Park Fund.....	136 74
Board of Health Fund.....	73 83
Home for Truants' Fund.....	1,677 87
Sewer Repair Fund.....	621 13
Lyell Street Repair Fund.....	7 24
North Street Repair Fund.....	66 40
St. Paul Street Repair Fund (N. Y. C. & R. to Scranton street).....	2 20
St. Paul Street Repair Fund (Scranton street to City Line).....	187 86
Monroe Avenue Repair Fund.....	316 27
Mt. Hope Avenue Repair Fund.....	27 78
Plymouth Avenue Repair Fund.....	3 81
West Avenue Repair Fund.....	11 77
Lake Avenue Repair Fund.....	147 89
East Avenue Repair Fund.....	61 34
South Avenue Repair Fund.....	

H. P. LANGWORTHY, Treasurer.

Subscribed and sworn to before me this 10th day of December, 1870.

B. FRANK ENOS,  
Commissioner of Deeds.

Ordered received, filed and published.

By Ald. Carlog—Remonstrance of William Ritter and

others against the confirmation of the Assessment Roll for the sewer in Almira street. Tabled.

#### ORDINANCES.

##### STONE BRIDGE OVER SEWER OUTLET.

Ald Caring presented the final Ordinance for a Bridge of stone masonry over the uncovered portion of the outlet of the Court and William street sewer, on the lands of James Palmer, and moved its adoption.

Ald. Craig moved to table the Ordinance. Carried.

##### STONE SEWER IN AQUEDUCT STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer  $3\frac{1}{2}$  feet by  $3\frac{1}{2}$  feet, with arch cover, from the sewer in Buffalo street; said sewer to run through aqueduct street, Child's Basin and Slip and Court street to the center of Exchange street.

The Surveyor submitted as such estimate \$13,974.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer  $3\frac{1}{2}$  by  $3\frac{1}{2}$  feet, with arch cover, from the sewer in Buffalo street; said sewer to run through Aqueduct street, Child's Basin and Slip and Court street to the center of Exchange street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$13,974, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

All the houses and lots within the following described territory: Beginning in Exchange street, at the intersection of Court street; thence southerly along Exchange street, including one tier of lots on the west side thereof to Troup street; thence westerly along Troup street, including one tier of lots on the north side thereof to Plymouth avenue; thence southerly along Plymouth avenue including one tier of lots on the west side thereof to Clarissa street bridge; thence easterly along Clarissa street, including one tier of lots on the south side thereof to the Genesee river; thence northerly along the west bank of the Genesee river to the Rochester, Fitzhugh and Carroll Raceway; thence northerly along said Raceway to Court street; thence westerly along Court street to the place of beginning. Also one tier of lots on each side of Exchange street from Court street to the Erie canal.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Dec. the 27th, 1870, at half past 7 o'clock at the Common Council Hall, when allegations will be heard.

On motion, tabled for the present.

##### STONE ARCH COVERING OVER THE RACE.

Ald. Parsons presented the final ordinance for a stone arch covering over the Race on North Water street, from the north line of Main street to a point 50 feet north of the north line of Mortimer street, and moved to postpone the Ordinance until the next regular meeting. Carried.

##### PLANK WALKS ON HENRY STREET.

Ald. Parsons presented the final Ordinance for a plank walk 4 feet 8 inches wide on each side of Henry street, from Herman street to the north line of the Bardwell tract.

Ald. Nagle moved that the Ordinance be indefinitely postponed. Carried.

##### OPENING OF UNITY STREET.

By Ald. Meyer—Resolved, That the City Surveyor ascertain and report to this Board the expense of opening Unity street, from Hellena street to Milo street, as laid down on a map of the Draper Tract now on file in the County Clerk's Office. Adopted.

The Surveyor submitted as such estimate, \$1,000.

By Ald. Meyer—Resolved, That the following improvement is expedient, viz:

The opening of Unity street, from Hellena street to Milo street, as laid down on a map of the Draper Tract, now on file in the County Clerk's Office, and the following named territory is deemed necessary to be taken for said improvement: Beginning at a point in the north line of Hellena street about 135 feet west of Concord avenue; thence northerly on a line parallel with Concord avenue to Milo street; thence westerly along the

south line of Milo street about 88 feet; thence southerly on a parallel with the first described line to Hellena street; thence easterly along the north line of Hellena street to the place of beginning.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,000, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Unity street, as opened from Hellena street.

And the Clerk is hereby directed to publish notices in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Dec. the 27th, 1870, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Further, Resolved, That the Assessors be and are hereby instructed to confer with the owners of property required to be taken for said improvement, and report to this Board upon what conditions the same can be purchased.

Adopted by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Herzberger, Caring, Bell, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Nagel, Aikenhead, Parsons—18

Majority motion.

##### WIDENING OF GERMAN ALLEY.

Ald. Meyer presented the final Ordinance for the widening of German alley (so called) five feet on each side thereof from German street to Bay street.

Ald. Parsons moved that action on the Ordinance be postponed until the next regular meeting. Carried.

##### EXECUTIVE.

Ald. Woodruff moved that the number of Commissioners of Deeds be twenty from each Ward, and that the Alderman furnish the Clerk with such a list of names for each Ward, previous to the next regular meeting. Carried.

##### MISCELLANEOUS.

By Ald. Rogers—Resolved, That the Superintendent of Streets be authorized to notify the owners and occupants of both sides of Hunter street, from the Genesee Valley Canal to Genesee street, to repair their respective walks within ten days after service of notice, and in case of a neglect or failure on their part so to do, that he repair the same and charge expenses to the property. Adopted.

By Ald. Rogers—Resolved, That the Street Superintendent notify the owners of property on the east side of Plymouth avenue, between Glasgow and Edinburgh streets, to repair their respective sidewalks within ten days, or in default thereof, that he repair the same at the expense of the owners. Adopted.

By Ald. Rogers—Resolved, That the Street Superintendent be directed to notify George S. Babcock to repair the sidewalk in front of his block on Main street within ten days, and in default thereof, that he repair the same at the expense of the owner. Adopted.

By Ald. Rogers—Resolved, That the amount of \$201 51 of the assessments for repairing walks (confirmed at last meeting), be credited to the Highway Fund. Adopted.

Ald. Parsons presented the following communications from the Board of Supervisors:

BOARD OF SUPERVISORS OF MONROE CO.,  
CLERK'S OFFICE, ROCHESTER, N. Y.  
December 15th, 1870.

At a meeting of the Board of Supervisors of the County of Monroe, held on the 14th day of December, 1870, the following resolutions were adopted:

Resolved, That the County now needs the whole of the Court House building.

Resolved, That before giving the stipulated notice to take the same, an effort be made to acquire possession by an agreement with the city

authorities satisfactory to both parties, and that the Committee having the matter in charge be directed to confer with the Common Council and report as soon as conveniently may be to this Board the result of such conference.

WM. OLIVER, Clerk.

Ordered received, filed and published.

COUNTY OF MONROE, Dec. 15, '70.

To the Honorable Common Council of the City of Rochester :

GENTLEMEN: The Committee referred to in the accompanying resolutions of the Board of Supervisors, respectfully solicit a conference with your honorable body, or a committee thereof, on the important subject of these resolutions.

The Board of Supervisors, as will be observed, believe that the interests both of the city and county can be more effectually and completely promoted by an adjustment of terms mutually satisfactory, than by the exercise of the right reserved to the county in the original stipulation under which the Court House was built.

Very respectfully,

THOS. C. MONTGOMERY,  
HENRY CHURCHILL,  
THOS. J. JEFFORDS,  
I. TODD,  
JAS. H. WARREN,  
J. W. CRAIG,  
B. McFARLIN,  
DEWITT C. ELLIS,  
Committee.

Ordered received, filed and published.

Ald. Rogers moved that the communications from the Board of Supervisors and the Committee be referred to the Committee on New Buildings. Carried.

Ald. Gerling moved that the present Committee on New Buildings be increased to eight members. Carried.

Ald. Stone moved that Ald. Relyea be appointed as one of said Committee. Carried.

Ald. Kelly moved that Ald. Craig be one on said Committee. Carried.

The President appointed as the two additional members to the Committee on New Buildings, Ald. Gerling and Woodruff.

The Committee consists of President Ald. Andrews, Ald. Kelly, Rogers, Parsons, Relyea, Craig, Gerling and Woodruff.

By Ald. Remington—Bill of Tracy & Rew.—Contingent Committee.

Ald. Remington, from the Contingent Expense Committee, reported in favor of the bill of Tracy & Rew. Finance Committee.

By Ald. Caring—Estimate of D. Gatens & Co. Sewer Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the estimate of D. Gatens & Co. Table.

IMPROVEMENT FUND.

By Ald Caring—Resolved, That the Treasurer pay when there are funds applicable, as follows:

Logan & Cregan in full on their contract for constructing sewer in Washington street, \$39.44, and charge that fund.

Robert Vaughan, in full, for inspecting Phelps Avenue Sewer \$13.50, and charge that fund.

McConnell & Jones for sewer repair: \$40.00, and charge that fund.

D. Gaters & Co., in full for constructing a sewer in Phelps Avenue \$403.20, and charge that fund. Adopted by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Nagle, Aikenhead, Parsons.—19.

By Ald. Caring—Resolved, That the Treasurer be directed to receive fifty-seven per cent. in full, of all persons assessed for a sewer in Washington street, also of all persons assessed for a sewer in North Fitzhugh street, sixty-four per cent. in full, for said assessment. Adopted by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Nagle, Aikenhead, Parsons.—19.

By Ald. Caring—Resolved, That the Clerk draw two orders of \$800 each in favor of D. McCormick & Co., and payable to the order of D. Gatens & Co., one in one year and one in two years from the 29th day of November, 1870, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Lake avenue, Phelps avenue and Varnum street sewer fund. Adopted by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Nagle, Aikenhead, Parsons.—19.

By Ald. Caring—Resolved, That the Treasurer be directed to receive seventy per cent., in full, of all persons assessed for Phelps avenue sewer. Adopted.

PROPOSALS FOR NELSON STREET SEWER.

Logan & Cregan.....	\$869 00
Lauer & son.....	887 00
Gaters & Co.....	935 00
John Rauber & Co.....	1,082 30

By Ald. Caring—Resolved, That His Honor, the Mayor, be and he hereby is requested to execute a contract with Logan & Cregan for a sewer in Nelson street, in accordance with their proposition.

Ald. Craig moved to table the resolution for the present. Carried.

Ald. Rogers moved that the Committee on the proposed Bridge at Vincent Place advise for plans and estimates for the construction of the Bridge, in accordance with the ordinance adopted for that purpose, and report to this Board as soon as practicable. Carried.

Ald. Relyea presented a bill of John Quinn for cleaning North Avenue, and moved its reference to the Finance Committee for payment. Carried.

By Ald. Meyer—Petition of A. Cram for permission to erect a wood building on Allen street. Wood Building Committee.

ASSESSMENT ROLLS.

Ald. Craig, from the Assessment Committee, presented the following Assessment Rolls:

Cement walk on North Stilson street; stone sewer on Nelson street; improvement of Huron street; and moved their confirmation.

Ald. Parsons moved to amend by striking out the Assessment Roll for cement walk on North Stilson street.. Carried.

The original motion of Ald. Craig as amended, was then carried by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Nagle, Aikenhead, Parsons—19

Ald. Parsons moved to indefinitely postpone the Assessment Roll for a Cement Walk on North Stillson street. Carried.

By Ald. Kelly—Petition of G. H. Simpson for permission to erect a wood building on Taomgson street. Wood Building Committee with power to act.

By Ald. Kelly—Resolved, That Daniel McCormick have permission to construct a tile sewer from his house, No. 11 Thompson street, to the sewer in Lyell street, under the direction of the Sewer Committee. Adopted.

By Ald. Kelly—Resolved, That the thanks of this Board are hereby tendered to Hon. John McConville for his able effort and untiring energy displayed in the suit of the Board of Directors against the Erie Railway Company, and in bringing the matter to a final termination.

Ald. Reming on moved to amend the resolution by striking out the name of "Hon. John McConville," and insert the name of "J. C. Cochrane, Esq."

Ald. Stone moved that the matter be laid on the table. Carried by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Herzberger, Caring, Smith, Meyer, Craig, Stone, Woodruff, Charters, Dagge, Stebbins, Aikenhead, Parsons—15.

Nays—Ald. Relyea, Connolly, Glover, Kelly, Gerling, Nagle—6

By Ald. Kelly—Resolved, That the thanks of the taxpayers of this city, by its Common Council, are hereby tendered to the Court of Appeals for its final decision in the matter of the suit against the Erie Railway, and that the Clerk of this Board is hereby directed to transmit a copy of the above resolution to the Hon. Sanford E. Church, Chief Justice, for presentation to that Court. Lost.

By Ald. Kelly—Resolved, That the Treasurer make the city's note at two months' date, payable at Powers' Banking House, for ten thousand dollars; that he get the same discounted, and charge the discount to Contingent Fund, being for renewal of note due November 13th, 1870.

Adopted by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—21.

#### FINANCE BUDGET.

By Ald. Parsons—Resolved, That the Treasurer pay as follows, when there are funds applicable,:

##### CONTINGENT FUND.

J. Kisslingbury, setting glass.....	\$ 5 00
Geo. W. Walbridge, hack hire.....	5 00
Thomas Knowles, .. .. .	3 00
John King, .. .. .	3 50
Frank Maseth, .. .. .	8 50
John V. n Anker, .. .. .	12 00
Owen Morgan, .. .. .	2 00
M. Heavey, .. .. .	3 00
John H. Austin, .. .. .	4 00
Geo. Massett, .. .. .	5 25
Chas. J. Powers, recording searches, &c.....	43 30
Thomas H. Hopwood, disbursements.....	10 25
B. Frank Maseth, printing.....	28 00
And charge Contingent Fund.	

##### LAMP FUND.

M. Heavey, hack hire for Lamp Committee.....	2 00
Z. Dobbs' setting lamp posts.....	3 00
And charge that fund.	

##### EAST SIDE HYDRANT FUND.

R. D. Wood & Co., castings.....	76 00
And charge that fund.	

##### EAST AVENUE FUND.

E. Milliman, Commissioner, disbursements.....	180 63
And charge that fund.	

##### POLICE FUND.

Tracy & Rew, printing.....	13 00
And charge that fund.	

##### MAP, SURVEY AND RECORD FUND.

L. L. Barrett, 1 month's salary to Dec. 13.....	83 33
Geo. Massett, hack hire.....	4 00
And charge that fund.	

##### PARK FUND.

Richard Lovely, labor on parks, 9 days, to Dec. 13	15 75
Adam Scheer, gravel for parks.....	32 00
And charge that fund.	

Ayes—Ald. Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—21.

ROCHESTER, Dec. 15, 1870.

By Ald. Kelly—Resolved, That the following named accounts are hereby declared valid and are now due:

##### HIGHWAY FUND.

John Quin, Street Superintendent, pay roll and disbursements.....	\$ 908 86
Wm. Dolan and Adam Hofer, breaking stone, (payable to John Quin).....	116 23
C. R. Parsons, lumber.....	1,057 52
Wm. Gallagher, Cattie Police, 1 month's salary to Dec. 1st.....	25 00
Nathan Wood, repairing cross walks.....	27 33
..... repairing walks, &c.....	38 20
..... repairing cross walks.....	17 25
James Buckley, repairing walks on Hudson street.....	20 43
Adam Smith, repairing walks on St. Joseph and Joiner street.....	35 25

##### FIRE DEPARTMENT FUND.

Frank Whitbeck, driver for Engine No. 4.....	\$ 8 00
Tracy & Rew, printing.....	17 40
A. G. White, mb, boarding Salsby's agent.....	10 50
M. Heavey, hack hire.....	2 00
Brown & Williams, fire.....	5 00
Roc ester Gas Light Co., gas.....	69 50
J. Lux, repairs.....	69 74
Barnard & Co., oil.....	84 80
Cameron, Jewett and Mordoff, lumber.....	17 40

##### SEWER REPAIR FUND.

Logan & Cregan, repairing sewers.....	146 25
---------------------------------------	--------

##### POOR FUND.

Geo. Bastion, bread and crackers.....	70 25
H. W. Jones, disbursements.....	120 75
F. Tulley, repairing stoves, &c.....	16 75
Geo. Schofield, transportation, (p. y. H. W. Jones)	11 92
B. Wauh Jones, paid orders and potatoes.....	110 90
J. Wagoner, delivering wood and coal, pling, screen and lumber, (payable to H. P. Langworthy) \$100, J. M. Duning \$289.41.....	389 44
P. B. Whitebeck, wood, (payable to H. P. Langworthy) \$1,000, Jacob Post \$1,400.....	2,400 00

##### CONTINGENT FUND.

Tracy & Rew, printing.....	\$180 30
----------------------------	----------

Adopted by the following vote:  
Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—22.

By Ald. Gerling—Whereas, This Board having been informed that Gen. J. H. Martindale has, contrary to an injunction obtained, commenced a sewer of his in the town of Gates with the Maple street sewer in this city, and if so, therefore

Resolved, That the Sewer Committee are hereby authorized to employ counsel to protect the tax-payers for Maple street sewer, and to cause the damage to be discontinued. Adopted.

By Ald. Dagge—Bill of Geo. Massett. Map and Survey Committee.

Ald. Dagge, from the Committee on Maps, Surveys and Records, reported in favor of the bill of Geo. Massett. Finance Committee.



Ald. Stebbins moved that the vote on the Assessment roll for sewer in Nelson street be reconsidered. Lost by the following vote:

Ayes—Ald. Smith, Craig, Stone, Stebbins and Aikenhead—5.

Nays—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Relyea, Connolly, Meyer, Glover, Kelly, Woodruff, Gerling, Charters, Dagge, Nagle and Parsons—16

Ald. Stebbins moved that the Treasurer be, and is hereby directed to defer the collection of the tax for the Nelson Street sewer, until the 1st day of April, 1871. Carried by the following vote:

Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—21.

Ald. Herzberger called up Ald. Caring's resolution, awarding the contract for the construction of the Sewer in Nelson street, and moved its adoption. Carried by the following vote:

Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—21.

By Ald. Parsons, Resolved, That the Treasurer credit as follows:

James L. McMahon.....	\$130 00
Newman S. Phelps.....	148 50
Almira Bentley.....	130 00
Charles A. Proctor.....	130 00
Wm. H. Gorsline.....	130 00
Charles T. Crouch.....	158 60
Mrs. Augustus Burrough.....	140 40
Flora Reche.....	187 20
John L. Taylor.....	130 00
Erastus Denio.....	15 30

On their assessment for Marshal street improvement. Adopted.

By Ald. Parsons—Resolved, That the Treasurer receive nine-six per cent. in full of all persons assessed for Marshall street improvement. Adopted.

#### PROPOSALS FOR HURON STREET IMPROVEMENT.

Wm. I. Hanford.....	\$427 40
Lauer & Son.....	439 10
Logan & Cregan.....	481 75
John Rauber.....	582 25
Roderick & Granger.....	619 85

By Ald. Parsons—Resolved, That His Honor the Mayor be and he hereby is requested to execute a contract with Wm. J. Hanford, for the improvement of Huron street, in accordance with his proposition. Adopted by the following vote:

Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—21.

Ald. Parsons, from the Improvement Committee, reported in favor of the estimates of Holloway & Normington, Roderick and Granger, McConnell & Jones. Table.

#### IMPROVEMENT FUND.

By Ald. Parsons—Resolved, That the Treasurer pay, when there are funds applicable, as follows:

Holloway & Normington in full on their contract for improving Marshall street.....	\$1,257 27
--	------------

and charge that fund.

McConnell & Jones on their contract for repairs on St Paul street..... 709 50

McConnell & Jones in full on their contract for improving, William street.. 2,410 00  
Roderick and Granger in full on their contract for Lewis street sidewalk.. 331 20  
and charge that fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—21.

By Ald. Parsons—Resolved, That the Treasurer be directed to receive two per cent. in full of heirs of John C. Smith, Wm. Street, Frederick Nelson, Casper Seibert and Leo Seulizer on lots 4 and 5, J. H. Gregory's subdivision, and of all other persons eighty per cent. in full for their assessment for Cayuga street plank walk.—Adopted.

By Ald. Parsons—Resolved, That the Clerk draw two orders for \$270 each, in favor of Holloway & Normington, and payable to their order with interest from the 13th day of December, 1870, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Marshall Street Improvement Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—21.

Ald. Parsons presented the following proposals for Free Academy site:

To the Common Council of the City of Rochester:

GENTLEMEN:—The undersigned hereby offers to sell and convey to the city for the purpose of erecting school buildings, a lot on the east side of Washington street, between Spring and Troup streets, about 103 feet front, and running back of equal width to the alley 165 feet, for the sum of \$10,500.

Respectfully,

SARAH M. RICE.

O. M. RICE, Agent.

Ordered received filed, and published.  
By telegraph—Dated at New York, December 14, 1870. Received at Rochester; addressed to C. R. Parsons, Chairman of Committee. For cash down, will take sixteen thousand five hundred dollars for property next Academy.

D. D. T. MOORE

Ordered received, filed and published.

By Ald. Parsons—Resolved, that His Honor the Mayor be and he is hereby authorized to purchase of Mrs. Cornelia Hawks her property situated on the west side of South Washington street (the same to be used as the site for a Free Academy), in accordance with the terms of her proposition presented to this Board, and that the City Treasurer is hereby also authorized to make the City's Note for \$17,000, payable three months after date; to get the same discounted, (charging the discount to the Contingent Fund) and use the proceeds for the payment of said purchase.

Ald. Stebbins offered a substitute for Ald. Parsons' resolution the following:

By Ald. Stebbins—Resolved, That His Honor the Mayor is hereby authorized to purchase of

D. D. T. Moore Esq., his property situated on the west side of Fitzbush street and adjoining the present Free Academy (the same to be used as a site for a Free Academy) in accordance with the terms of his proposition presented herewith, namely, for sixteen thousand five hundred dollars, and that the City Treasurer is hereby authorized to make and discount the City's Note at three months date, to raise the said sum of sixteen thousand five hundred dollars (\$16,500), the avails of said note to be used in payment for said premises, and the discount thereon to be charged the Free Academy site account.

Theron E. Parsons, Esq., President of the Board of Education was heard in behalf of that Board.

Ald. Whitcomb moved as an amendment to Ald. Stebbins' resolution, that the sum \$16,500 be stricken out, and the sum \$16,000 be inserted therefor.

Ald. Kelly moved to amend by inserting the sum of \$2,000, instead of \$16,500.

Ald. Kelly moved the previous question. Carried by the following vote:

Ayes—Ald. Whitcomb, Andrews, Glover, Craig, Stone, Kelly, Gerling, Charters, Dagge, Stebbins, Aikenhead and Parsons—12.

Nays—Ald. Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Woodruff and Nagle—9.

Ald. Stebbins' substitute was then declared lost by the following vote:

Ayes—Ald. Whitcomb, Andrews, Glover, Stone, Gerling, Charters, Dagge, Stebbins, Aikenhead, Parsons—10.

Nays—Ald. Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Craig, Kelly, Woodruff, Nagle—11.

Ald. Parsons moved to postpone further action until the next regular meeting. Carried.

Ald. Parsons presented the following propositions:

I propose to take care of the water flowing across my premises from the East avenue sewer and release the city from all damages I may sustain by reason of overflow, for the period of ten years, for the sum of \$500, \$250 to be paid on signing the agreement, and the balance in five years thereafter. E. S. HAYWARD

I propose to take care of the water flowing across my premises from the William street outlet sewer, and release the city from all damages I may sustain by reason of overflow, for the period of ten years, for the sum of fifteen hundred dollars, to be paid as follows, to wit: Seven hundred and fifty dollars on the signing of the agreement, and the balance in five years thereafter. E. S. HAYWARD.

E. S. HAYWARD.  
I propose to settle the suit I have against the city of Rochester for damages sustained by me by reason of the overflow of my premises by waters from William street outlet sewer, discontinuing said suits as follows: The city to pay me the sum of \$1,300. I will do the same in regard to the suit for damages caused by the overflow from East avenue outlet sewer, on payment to me by the city of the sum of \$300. E. S. HAYWARD.

All three one moved that the propositions be laid on the table. Carried.

Ald. Kelly moved to reconsider the vote on Ald. Stone's motion to table his (Ald. Kelly's) resolution tendering the thanks of the Board to Hon. John M. Conville. Lost.

On Motion of Ald. Charters, adjourned.  
W. F. MORRISON,  
City Clerk.

## In Common Council, Dec. 27th, 1870.

### REGULAR MEETING.

President—Ald. Ezra R. Andrews presiding.

Present—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smlth, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

Absent—Ald. Whitcomb, Wilson, Mandeville—3

### APPROVAL OF MINUTES.

The minutes of the previous meetings, December 13th and 15th, were approved as published.

### PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Briggs—Bills of John Nagle, H. Mutschler, J. E. Butterfield, S. J. Wagoner, Henry Hook, A. L. Morris, A. Heffner, H. W. Jones, St. Mary's Hospital, John A. Meyer, Charles Buckley, J. C. Harrington, J. C. Luog, C. C. H. Miller, W. H. Lakeman, J. F. Reichenbach, H. W. Jones, Frederick Cook, N. C. Bradstreet and John Williams—Poor Committee.

By Ald. Rogers—Bills of John Quin, James P. Evans, Henry L. Achilles, Ezra Jones & Son, Nathan Wood, John Van Anker, Holloway & Normington, William Gallagher, Nicholas Lychander, Michael O'Brien and William Cochlin—Street Committee.

Petition of Philip Grimshaw in relation to railroad cars running on the Sabbath. Tabled.

By Ald. Remington—Bills of Rochester Gas Light Company, Thomas H. Hopwood, L. W. Brandt, E. A. Raymond, Charles J. Powers, Anthony Kasseal, William Whitehair, John Lutes, H. P. Langworthy, W. S. Grantsyoun, W. F. Morrison, Jesse Shepherd, David McKay, E. T. Oatley, John J. Shaffer, Thomas H. Hopwood and Francis Lockhart Contingent Expense Committee.

Bill of Edward Harris Law Committee,

By Ald. Herzberger—Bills of Frank Masseth and estimate of Dominick Mura. House for Idle and Truett Children Committee.

By Ald. Caring—Estimates of John Ranber & Co., McCormick & Co., and Samuel Hart. Sewer Committee. Bill of Thomas Knowles—Contingent Expense Committee.

By Ald. Smith—Bills of John Weining, Robert Nary, Jonathan Reynolds, August Woellart; John Raker, Daniel McDaggert, W. F. Morrison, H. F. Montgomery and M. Heavey. Committee on Public Health.

By Ald. Meyer—Bills of Richard Lovely and Adam Sreer. Park Committee.

By Ald. Stone—Monthly and Quarterly Pay Rolls, Bills of John Mauder, William Morley, Gerling Bros., Perrin & Stewart, O. S. Halourst, Rochester Gas Light Company and James Field. Fire Department Committee.

By Ald. Woodruff—Petition of Sam Bend for permission to erect a wooden building on Scio street. Wood Building Committee with power to act.

By Ald. Charters—Bills of Jacob Minges, P. & W. Wagner, E. W. Bryan and Rochester Gas

Light Committee. Police Committee.

By Ald. Dagge—Bills of Sidney Geo. Gwynne and Michael McQueen. Map Survey and Record Committee.

THE ROCHESTER WATER WORKS Co. }  
ROCHESTER, N. Y., Dec. 20, 1870. }

ALD. DAGGE—DEAR SIR: Mr. John Montgomery has extended the front steps of his new block on South Avenue quite a distance beyond the line of the street on to the side walk. The owners and occupants of lots on this avenue who have carefully conformed in making their improvements to the established lines and grades of the street, are opposed to and inconvenienced by such encroachment.

Truly yours, JOHN MARSH.

Ordered, received, filed and published.

By Ald. Dagge—Resolved, That the Street Superintendent be and he is hereby requested to give notice to John Montgomery, on South Avenue, to remove his steps in front of his building, which encroaches on the side-walk, within six days. In case he does not remove them, the Superintendent shall cause the same to be removed, and charge the owner of the property.

Ald. Mauder moved to refer the matter to the Street Committee to report to this Board. Carried.

By Ald. Nagle—Bills of H. T. King and John Luther. City Property Committee.

By Ald. Aikenhead—Report of Police Department in relation to gas and kerosene lamps.

Ald. Rogers moved to refer the report to the Lamp Committee. Carried.

By Ald. Aikenhead—Bills of James McMullen, Leo White, P. Caufield, Christian Miller and Z. Dobbs. Lamp Committee.

Ald. Parsons presented the following:

*To the Honorable the Common Council of the City of Rochester:*

We, the undersigned, petition your honorable body to allow us the privilege of occupying the alley between the Pool and Democrat and Chronicle buildings for the purpose of removing the debris caused by the late fire.

D. D. S. BROWN, Pres't Roch. Pub. Co.  
JOS. POOL,  
PENTECOST & BRO.

Ald. Parsons moved that the petition be granted under the direction of the Street Committee. Carried.

Ald. Parsons presented the following:

*To the Honorable the Common Council of the City of Rochester:*

GENTS:—The cost of grading and paving Mumford street between State street and Mill street was chargeable, one-half to Henry S. Potter, one-fourth to James W. Sawyer, executor of his wife, and one-fourth to S. M. Spencer.

I contracted to grade and pave said street. I have had it done and accepted, and Henry S. Potter has paid one-half of the cost of said work to me, and James W. Sawyer, executor, has paid one-fourth the cost of said work, and one-fourth I was to pay.

S. M. SPENCER.

Dated 24th of December, 1870.

Ordered received, filed and published

Ald. Parsons moved that the Treasurer receive 2 percent. in full from persons assessed for Mumford street improvement. Carried.

By Ald. Gerling—Petition of Geo. Storiz & Co. for a market license, said market to be located in the University Block, on Buffalo street. Market Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Rogers, from the Street Committee, reported in favor of the bills. John Quin (two bills), James P. Evans, Henry L. Achilles, Ezra Jones & Son, Nathan Wood, John VanAuker, Holloway & Normington, William Gallagher, Nicholas Lychander, Michael O'Brien and William Cochlin. Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the estimates and bills of John Rauber & Co. (two bills), D. McCormick & Co., and Samuel Hart—table. Bill of Thomas Knowles—Finance Committee.

Ald. Smith, from the Committee on Public Health, reported in favor of the bills, John Wiening, Robt. Nary, Jonathan Reynolds, August Woellert, Dan'l McTaggart, John Raker, W. F. Morrison, H. F. Montgomery, and M. Heavey—Finance Committee.

Ald. Charters, from the Police Committee, reported in favor of the bills of E. W. Bryan, Rochester Gas Light Company Jacob Mages, and P. & W. Wagner—Finance Committee.

Ald. Dagge, from the Committee on Maps, Surveys and Records, reported in favor of the bills of Sidney G. Gwynne and Michael McQueen—Finance Committee.

Ald. Briggs from the Committee on Support and Relief of the Poor, reported in favor of the bills of John Nagle, H. Mutschler, J. E. Butterfield, S. J. Wagener, Henry Hook, A. L. Morris, A. Heffner, H. W. Jones, (two bills) St. Mary's Hospital, John A. Meyer, Charles Buckley, J. C. Harrington, J. C. Lung, C. C. H. Miller, W. H. Lakeman, J. F. Reichenbach, Fred. Cook, N. C. Bradstreet and John Williams—Finance Committee.

Ald. Stone, from the Fire Department Committee, reported in favor of the monthly and quarterly pay rolls and the bills of John Mander, William Morley, Gerling Brothers, Perrine & Stewart, O. S. Hulburt, Rochester Gas Light Company and James Field. Finance Committee.

Ald. Meyer, from the Committee on Public Parks, reported in favor of the bills of Richard Lovely and Adam Scheer—Finance Committee.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bills of Jas. McMullen, Leo White, P. Caufield, Christian Miller and Z. Dobbs—Finance Committee.

Ald. Herzberger, from the Committee on House for Idle and Truant Children, reported in favor of the bill of Frank Masech and estimate of Dominick Mura—Finance Committee.

Ald. Nagle, from the City Property Committee, reported in favor of the bills of H. T. King and John Luther—Finance Committee.

Ald. Remington, from the Contingent Expense Committee, reported in favor of the bills of the Rochester Gas Light Company, Thomas H. Hopwood, (two bills), S. W. Brandt, E. A. Raymond, Charles J. Powers, Anthony Kasseal, William Whitehair, John Lutes, H. P. Langworthy, W. S. Graunsyn, W. F. Morrison, Jesse Shepherd, David McKay, E. T. Oatley, John J. Schaffer and Francis Lockhart. Finance Committee.

COMMUNICATIONS.

The President presented the following

COMMUNICATION FROM HIS HON. THE MAYOR:

## MAYOR'S OFFICE.

ROCHESTER, N. Y., Dec. 27, 1870.

to the Honorable, the Common Council:

GENTLEMEN:—I have received from the city of Cincinnati an elegantly bound volume, embracing a large amount of valuable statistics and official reports from the several departments of the City government, which I have secured in the hands of your clerk.

At the meeting of the Common Council on the 29th day of March last, a Committee was appointed, at the request of the then Mayor, Hon.

M. Smith, to prepare a proper manual of the City of Rochester to reciprocate the favor of such compliments. Some progress was made.

The said Committee in collecting the materials for such manual; I respectfully suggest the removal of such Committee, with ex-Mayor Smith as one of the members to complete the work.

While it is extremely desirable that such a manual of our City be sent to our sister cities, I would also furnish, in the hands of the Mayor and City Clerk, a very convenient book of reference and a historical record of the present condition of our City. Very respectfully,

JOHN LUTES, Mayor.

Ordered received, filed and published.

Ald. Parsons moved the appointment of a committee of five, of which the President of this Board and Hon. E. M. Smith shall be two, to prepare a manual of the City of Rochester as suggested in the communication from the Mayor. Carried.

The Clerk presented the following:

COMMUNICATION FROM THE SUPERINTENDENT OF PUBLIC SCHOOLS

DEPARTMENT OF PUBLIC INSTRUCTION,  
SUPERINTENDENT'S OFFICE,  
ROCHESTER, N. Y., December 27, 1870.

Com Curtis offered the following:

Whereas, A law was passed authorizing the raising of \$15,000 to purchase a site and erect school building in the First ward; therefore,

Resolved, That the officers of this Board be and are hereby authorized and directed to contract with D. D. T. Moore for the lot next north of the present Free Academy building, at a price not to exceed \$16,500, and that an order be drawn on the City Treasurer, payable to D. D. T. Moore, and chargeable to the Building Fund,

for the sum of \$1,500, to apply on said contract; and that the funds realized under said statute be applied to the payment of the balance of the increase money. Carried.

By Com. Curtis.—Resolved, That the Superintendent be required to send a certified copy of the above to the Common Council, with the request that they raise the money in accordance with said statute. Adopted.

I hereby certify that the above is a true copy from the minutes. S. A. ELLIS, Superintendent.

Ordered received, filed and published.

## ORDINANCE S.

STONE ARCH COVERING OVER THE RACE.

Ald. Parsons presented the final ordinance for a Stone Arch Covering over the Race on North Water street, and moved to postpone action on the ordinance until the next regular meeting. Carried.

IRON BRIDGE OVER THE RACE ON COURT STREET.

Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing an Iron Bridge on Court street over the Race on the west side of the Genesee River. Adopted. The Surveyor submitted as such estimate, \$8,000.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The construction of an Iron Bridge on Court street over the Race-way on the west side of the Genesee.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$8,000, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Court street, from Exchange street to Genesee River. Also all the water power or water rights belonging to said race-way over which the Bridge is to be built.

Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Jan. the 10th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Reimberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Graig, Stone, Kelly, Woodruff, Gerling, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—24.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the north side of Court street, from Exchange street to the west end of the bridge over the Genesee river, on said Court street. A adopted.

The surveyor submitted as such estimate, \$1,589.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The laying of a flag walk of Medina stone, 6 feet wide in one course on the north side of Court street, from Exchange street to the west end of the bridge over the Genesee river, in said Court street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,589, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the north side of Court street, from Exchange street to the Genesee river.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Jan. the 10th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Kelly, Woodruff, Gerling, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—23.

WIDENING OF GERMAN ALLEY.  
Ald. Smith presented the final ordinance for the widening of German alley, from German street to Bay street.

Ald. Parsons moved to postpone action on the ordinance until the second regular meeting in January next. Carried.

OPENING OF UNITY STREET,  
Ald. Smith presented the final ordinance for the opening of Unity street from Hellena street to Milo street, and moved its amendment by striking out "North avenue," and inserting "Concord avenue." Carried.

Ald. Parsons moved to postpone further action on the ordinance until the next regular meeting. Carried.

Ald. Caring presented the following:

ROCHESTER, Dec. 24th, 1870.  
To the Common Council of the City of Rochester:

We, the inhabitants of Fitzhugh Street, would respectfully petition the Common Council, that they give out of the Fitzhugh Street Sewer Fund, to Fred Lauer, Contractor for Fitzhugh

Street sewer, in consideration of his fidelity and just deserts, ten per cent of the assessed valuation for Fitzhugh Street sewer, said amount to include all sewer connections made on the street.

Joseph Curtis, Alfred G. Mudge, Samuel B. Dewey, B. L. Hovey, Geo. W. Aldridge, Richard Curran, J. C. Miller, Wm. C. Rogers, Wm. Y. Baker, D. D. Palmer, Jacob Howe, John D. Husbands, J. Fonda, Julia M. Ver Valin, John Backus, James H. McGuire, R. B. Ashley, H. W. Dean, Geo. McAllaster, John Haywood, C. V. Jeffries, C. L. Fredenburg, C. S. Starr, A. Collins.

Ordered received, filed and published.  
The Clerk presented the following

ASSESSMENT ROLLS :

and they were referred to the Assessment Committee.

Stone walk across South avenue.

Lateral sewer at the corner of Spring and Washington streets.

Improvement of Liberty street.

Pipe sewer in Alma street.

Stone walks across Marshall street

Repairing walks on North Clinton street.

Repairing walk on North York street.

Repairing walks on St. Joseph street.

Repairing walks on Hudson street.

Repairing walks on West avenue.

Repairing walks on Joiner street.

Repairing walks on Platt street.

Repairing Water street race.

IMPROVEMENT OF MECHANIC STREET.

Ald. Parsons moved that the vote on the Ordinance for the improvement of Mechanic street be reconsidered. Carried.

Ald. Parsons moved to amend the ordinance by striking out "Mechanic street" and insert "Liberty street, formerly Mechanic street." Carried.

Ald. Parsons moved to postpone further action on the Ordinance until the next regular meeting. Carried.

EXECUTIVE.

Ald. Woodruff moved that the Board proceed to ballot for Commissioners of Deeds for each Ward.

Ald. Craig moved to amend by excepting the Eighth Ward. Carried by the following vote :

Ayes—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dage, Nagle, Mauder, Aikenhead, Parsons—22.

Nays—Ald. Barker, Wait—2.

The original motion was amended was then acted on and declared carried.

Ald. Kelly moved that the Clerk be authorized to cast the entire ballot for Commissioners of Deeds for the Ninth Ward. Carried.

The following persons each received eighteen votes, and were declared appointed Commissioners of Deeds for two years from January 1st, 1871 :

FIRST WARD.—Wm. F. Holmes, Jeremiah Cutler, E. T. Oatley, C. Addison Phillips, J. M. Dunning, J. W. Kelly, J. W. Wilson, L. M. Newton, Alfred G. Mudge, K. J. Holmes, Thos. H. Hopwood, Lewis J. Goddard, Theo. F. Van Zandt, John H. Kelly, Louis W. Brandt, John T. Briggs, Dwight Knapp, Chas. Hapwood, James L. Angle.

SECOND WARD.—De L. Crittenden, Chas. A. Pool, Patrick Quinn, Horace Jones, Geo. Jones, Henry H. Pryor, John E. Waters, Lorenzo Kelly, O. L. Angevine, Geo. B. Harris, Wm. H. Cummings, Wm. M. Bates, Wm. Robinson, Levi W. Norcross, Elizabeth Hall, Andrew S. Clackner, A. F. Knapp, Dr. L. McKay, Wm. Downingburg, Law S. Gibson.

THIRD WARD.—Albert G. Wheeler, Sherman R. Robinson, Joseph A. Eastman, Isaac Hills, Henry S. Redfield, George H. Humphrey, J. Milton French, Edwin Scramton, Henry E. Rochester, Charles A. Allen, Byron D. McAlpine, E. H. Vredenbergh, George Underhill, Edmund M. Doane, William R. Mudge, H. P. Brewster, Harris H. Hayden, Henry Frost, J. P. Varnum, C. C. Davison.

FOURTH WARD.—W. H. St. John, Delos Wentworth, G. F. Loder, H. L. Baker, J. A. Jordan, A. H. Sargent, Henry Hebing, J. W. Stebbins, James Kane, sen, J. E. Morey, G. T. Parker, George N. Deming, W. F. Peck.

FIFTH WARD.—Joseph Rau, George Caring, A. G. Melvin, A. Mandeville, Max Lowenthal, J. A. Hoekstra, J. Sherlock Andrews, Franklin Stuart, Edward Witherspoon, Erastus Drrow, John C. O'Regan, Otis Cole, I. V. Mosier, James Kirley, Patrick Connolly, James Fee, John E. Cole, James Cochrane, F. D. Rodgers, Adeline Lawson.

SIXTH WARD.—W. F. Morison, Charles H. Clark, W. Y. Andrews, Christopher Gaffin, John H. Babcock, Michael Filon, Theron E. Parsons, Michael Weigel, C. D. Tracy, Joseph Schutte, James P. Evans, L. F. Relyea, William N. Emerson, Paul Engelhardt, George Rosenburg, Jos. Hoffman, Quincey Van Voorhes, George W. Connolly, George J. Oaks, H. B. Tracy.

SEVENTH WARD.—Henry S. Hanford, Chauncey Perry, M. G. Warner, Jr., Wm C. Storrs, M. D. Rowley, J. R. Thompson, J. W. Seward, Porter W. Taylor, E. A. Glover, L. L. Sully, Christ Jordan, J. J. Bowen, P. I. Clum, Theo. Tone, J. M. Davy, T. B. Husbands, Geo. Rains, M. G. Warner, Sen., Elijah Jordan, W. H. Clark.

NINTH WARD.—F. C. Wilson, Edward Webster, Wm. Grabe, Frank L. Kelly, A. McDade, Edward M. Redmond, Chas. S. Baker, Wm. K. Shaffer, J. Lee Judson, A. D. Walbridge, Martin Joiner, Wm. H. Truesdale, Joseph Knope, Matthew Daus, Joseph Flahrty, P. Mathews, P. Deegan, C. D. Page, D. C. Feely, Walter B. Duffy.

TENTH WARD.—James H. Ellis, William Wagner, John P. Palmer, Wesley Mandeville, John Banker, Marin W. Cooke, Lewis Allyn, S. R. Woodruff, A. H. Billings, D. W. Powers, R. Emma Shermerhorn, Geo. E. Ripson, C. Wood, Thomas Grenan, Dewitt C. Ellis, J. S. Matthew, Asa S. Jayne, Samuel B. Raymond, P. B. Hulet, Arthur Lutchford.

ELEVENTH WARD.—Patrick McIntire, John A. McGorray, Joseph Felix, William Brown, William Geddes, Wm. F. Sterritt, Nicholas Case, Thomas W. McArnarney, B. F. Barker, F. A. Adelman, Valentine Dingler, Jacob Gerling, J. P. Roche, Robert St. Hellens, Thomas Mitchell, Chas. Koesterer, John McConville, Christopher Seel, Wm. Lyon, Wm. Cochran.

TWELFTH WARD.—H. G. Otis, John Alexander, W. D. Oviatt, J. M. Bardwell, B. Frank

Eves, E. H. C. Griffin, Chauncey Nash, John Clark, Jr., William G. Watson, Edward Dagge, Frederik Schlegel, Joseph L. Luckey, John A. Meyer, Jonathan H. Child, C. Henry Amsden, Philip McConnell, John W. Deuel.

**THIRTEENTH WARD.**—George W. Blackmore, John Mauder, George W. Wilson, Jesse Shepherd, Charles W. Forner Henry Norton, Henry S. Brown, Alexander Moser, Hiram Davis, John Nagel, Valentine G. Foesner, Frederick Loebs, Christopher Wildman, Henry Miller, Joseph Thomas, John C. Waiting, Jacob Margrander, John S. Boppel, Frederick, C. Lauer, Jr.

**FOURTEENTH WARD.**—George P. Draper, John Whitley, Jr., J. E. Pierpont, J. B. Ward, Chas. E. Faulkner, George Frauenburger, Ambrose Lane, Julian Shelton, C. M. Tyler, George P. Davis, Frederick Vose, David L. Hemsted, T. J. Southworth, James Baker, Charles S. Campbell, William T. Moore, John Quin, Charles A. Davis, F. S. Rew, William Aikenhead.

Ald. Stone moved that the Board proceed to ballot for Commissioners of Deeds for the Eighth Ward, and that the Clerk be authorized to cast the entire vote for said Commissioners. Carried.

The following persons each received twenty-four votes, and were declared elected Commissioners of Deeds, for two years from January 1st, 1871:

**EIGHTH WARD**—Edward Angevine, Andrew J. Wilkin, Rufus Dryer, John W. Martin, Fred. Stetzemeyer, M. J. Glenn, P. Canfield, David Nivens, L. H. Hovey, John H. McDonald, Geo. Truesdale, Charles P. Achilles, Homer H. Woodward, George T. Mitchell, Price T. Turner, P. S. Wilson, Geo. A. Begy, James E. Cheney, Jr., J. B. Bennett, G. F. Jackson.

Ald. Rogers presented the following and moved its acceptance, which was carried:

ROCHESTER, Dec. 27, 1870.

*To the Honorable the Common Council, of the City of Rochester:*

**GENTLEMEN:**—I would respectfully tender my resignation of the office of Constable of the Third ward, in the city of Rochester, said resignation to take effect when accepted.

Very respectfully, &c.,

CALEB PIERCE, Constable.

Ald. Rogers moved that the Board now proceed to ballot for Constable of the Third ward, in place of Caleb Pierce, resigned. Carried.

**FIRST BALLOT**

James W. Stanley received 23 votes and was declared appointed to the office of Constable for the Third Ward.

**MISCELLANEOUS—IMPROVEMENT FUND.**

By Ald. Parsons—Resolved, That the Treasurer pay, when there are funds applicable, as follows:

Francis Dana, in full, on his contract for plank walk on Cayuga street, \$94 72, and charge that fund. Adopted by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

Ald. Parsons moved that when the Board adjourn it be to to-morrow (Wednesday) evening, at 7½ o'clock. Carried.

By Ald. Parsons—Resolved, That the Treasurer is hereby directed to receive 9 per cent. in

full of Thomas Wellburn, James Goodwin, Egbert H. Patterson, Patrick Corrigan, Mary Kay, John A. Cline and Andrew Curry, and 86 per cent. in full of all other persons assessed for Saratoga avenue plank walk. Adopted.

By Ald. Parsons—Resolved, That the Treasurer is hereby directed to receive 2 per cent. in full of John Jepp, and 75 per cent. in full of all other persons assessed for plank walk on Almira street. Adopted.

By Ald. Parsons—Resolved, That the Treasurer is hereby directed to receive 2 per cent. in full of all persons assessed for plank walk on Favor street, from Buffalo street to Spring street, except James T. Warren, and to receive \$22.50 in full of the said Warren. Adopted.

By Ald. Mauder—Resolved, That Lenhart Mousnest have permission to erect a wood building on his lot on Nassau street according to his petition, under the direction of the Wood Building Committee and Fire Marshal. Adopted.

**IMPROVEMENT FUND.**

By Ald. Caring—Resolved that the Treasurer pay, when there are funds applicable, as follows: John Rauber & Co., for repairs to sewers, \$104.25, and charge that fund.

John Rauber & Co., in full on their contract for sewer in South Fitzhugh street, \$596.25, and charge that fund; Samuel Hart, in full for inspecting Fitzhugh street sewer, \$51.00, and charge that fund.

Adopted by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

By Ald. Caring—Resolved, That the Clerk draw two orders for \$100 each, in favor of D. McCormick & Co., and payable to D. Gatens & Co., one in one year and one in two years from the 29th day of November, 1870, both with interest, and the Treasurer is hereby directed to accept the same in behalf of the City and charge same Avenue, Phelps Avenue and Varnum Laet Sewer Fund.

Adopted by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Craig, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—23.

By Ald. Caring—Resolved, That the City Attorney be and is hereby directed to report to this Board all the cases referred to him for prosecution by the Board of Health, and action thereon; what judgments obtained and against whom; what suits discontinued, and if any by whose authority. Adopted.

Ald. Caring, from the Sewer Committee, reported adversely to the bill of James E. Hayden. On motion, report accepted.

By Ald. Herzberger—Resolved, That George Stoltz & Co. be allowed to open a meat market on Buffalo street by paying \$25.00 into the City Treasury. Adopted.

By Ald. Rogers—Resolved, That the Mayor be requested to dispense with the services of Cattie Police at the end of the current year. Adopted.

Ald. Rogers presented a statement of sewer repairs, amounting to \$441.77, and moved that the Treasurer be and is hereby instructed to charge Sewer Repair Fund the said sum \$441.77

and credit Highway Fund.

Ald. Caring moved to postpone action until the next regular meeting. Carried.

Ald. Relyea moved that the Police Commissioners be directed to inquire into the expediency of establishing a Police Station on the east side of the river. Carried.

Ald. Parsons moved that the Board now proceed to take action on his resolution in relation to Free Academy site.

Lost by the following vote:

Ayes—Ald. Wait, Andrews, Meyer, Glover, Craig, Stone, Woodruff, Gerling, Stebbins, Aikenhead, Parsons—11.

Nays—Ald. Briggs, Barker, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Kelly, Charters, Dagge, Nagle, Mauder—14.

Ald. Stone moved that the Fire Department Committee be authorized to have such repairs made upon fire engines, etc., as they may deem best in their judgment. Carried.

On motion of Ald Mauder, adjourned.

W. F. MORRISON, City Clerk.

**In Common Council, Dec. 28th, 1870.**

ADJOURNED MEETING.

In the absence of President Ald. Andrews, on motion of Ald. Aikenhead, Ald. Parsons was chosen President pro tem.

Present—Ald. Briggs, Whitcomb, Barker, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons.—25.

Absent—Ald. Wait, Andrews, Maldeville.—3 MISCELLANEOUS.

Ald. Whitcomb moved that the Board proceed to ballot for one Commissioner of Deeds for the First Ward.

Ald Stone moved to amend the motion of Ald. Whitcomb, by striking out "one," and inserting "two." Carried.

The original motion of Ald. Whitcomb was then acted upon and declared carried.

FIRST BALLOT.

Richard K. Lansing received.....	17	votes
John E Roe " .....	19	" "
Scattering " .....	2	" "

Richard K. Lansing and John E. Roe having received the requisite number of votes, were declared appointed Commissioners of Deeds for the First Ward, for two years from January 1st, 1871.

By Ald. Whitcomb—Communication and bill of James L. Angle, in relation to and for services in suit against the Erie Railway Company and others.

Ald. Whitcomb moved to refer the communication and bill to the Law Committee. Lost by the following vote:

Nays—Ald. Briggs, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Stone, Kelly, Dagge, Nagle, Aikenhead Parsons—14.

Ayes—Ald. Whitcomb, Barker, Smith, Glover, Craig, Woodruff, Gerling, Charters Mauder—9.

Ald. Kelly moved that the account be, and is

hereby declared valid and now due. That the Treasurer pay James L. Angle \$70, and charge Contingent Fund, when there are funds applicable. Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Parsons—22.

Nays—Ald. Rogers, Remington, Aikenhead—3.

By Ald. Whitcomb—Resolved, That Charles Blackmer be granted his exemption papers as an exempt fireman, he having served the requisite time.

Ald. Aikenhead moved to refer the resolution to the Fire Department Committee. Carried.

By Ald. Rogers—Resolved, That the City Treasurer pay John Brady \$17 for gravel in front of No 3 school house, and charge Tremont street Improvement Fund.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

By Ald. Whitcomb—Resolved, That the City Treasurer pay Messrs. F. C. Laner & Son Five Hundred Dollars, and charge North Fitzhugh street Sewer Fund, the above amount being in part for loss sustained by Messrs. Lauer & Son in constructing the said sewer.

Ald. Kelly moved the indefinite postponement of the resolution.

The President ruled the resolution out of order, there being no money in the fund. President's ruling sustained.

By Ald. Aikenhead—Bills of J. E. Relyea, (two bills), Joseph Little, J. Gomminger and Rochester Gas Light Company. Lamp Committee.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bills of J. C. Relyea, (two bills), Joseph Little, J. Gomminger and Rochester Gas Light Company. Finance Committee.

By Ald. Caring—Resolved, That the Treasurer is hereby authorized to receive eighty per cent in full of all persons assessed for sewer in South Fitzhugh street. Adopted.

By Ald. Glover—Communication from Richard Huddle—Tabled.

FREE ACADEMY SITE.

Ald. Stebbins called up Ald. Parson's resolution to purchase the Hawks premises for a Free Academy site, and presented the following as a substitute:

By Ald. Stebbins—Whereas, By chapter 832 of the laws of the State of New York, passed April 26th, 1869, the Common Council of this city are authorized to raise the sum of \$15,000 for a new School House in the First Ward, and,

Whereas, The Board of Education have recommended the purchase of the property known as the Moore lot, lying next adjacent to the present Free Academy on Fitzhugh Street, in the First Ward, for the sum of \$16,500, and have appropriated the sum of \$1,500 in part payment thereof, and have requested the Board (as authorized by the act above mentioned) to raise the balance of the money to pay for the same.

Resolved, That the Treasurer discount the city's note at three months date for an amount

sufficient to realize the sum of \$15,000 (the discount to be charged to the Board of Education) and pay the avails of said note to Hon. D. D. T. Moore, in payment of said lot, and that His Honor the Mayor be requested to execute the necessary papers for the purchase of the property.

Ald. Mauder moved the indefinite postponement of the whole matter.

Lost by the following vote:

Ayes—Ald. Rogers, Herzberger, Relyea, Meyer, Mauder—5.

Nays—Ald. Briggs, Whitcomb, Baker, Remington, Caring, Smith, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—20.

Ald. Aikenhead moved to postpone action on the resolution until the next regular meeting. Lost.

Ald. Remington maintained that the resolution was out of order, inasmuch as the law passed April 26th, 1869, provides for the raising of the sum of \$15,000 for a new "School House" in the First Ward, and not for the purchase of a "Site" for a School House, and asked the President to decide the resolution "out of order."

The President decided the resolution "in order," and recognized it as such.

Ald. Remington appealed from the decision of the President.

The President was sustained in his decision by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead—19.

Nays—Ald. Rogers, Remington, Herzberger, Caring, Mauder—5.

Ald. Relyea moved that action on the resolution be postponed until after action on the Finance Budget. Lost.

The resolution of Ald. Stebbins to purchase the Moore lot was then acted on and declared adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Caring, Smith, Connolly, Glover, Craig, Stone, Wilson, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Parsons—17.

Nays—Ald. Rogers, Remington, Herzberger, Relyea, Meyer, Kelly, Mauder, Aikenhead—8.

FINANCE BUDGET.

ROCHESTER, Dec. 28, 1870.

By Ald. Kelly—Resolved, That the Treasurer pay as follows, when there are funds applicable:

PARK FUND.

Adam Scheer, gravel for parks.....\$22 00  
Richard Lovely, labor on parks..... 10 50  
And charge that fund. ....

LAMP FUND.

James McMullen, setting lamp posts.....\$ 1 50  
Leo White, carting lamp posts..... 2 00  
P. Caulfield, carting and setting lamp posts..... 2 00  
Christian Miller, .. .. . 5 50  
Z. Dobbs, .. .. . 4 50  
And charge that fund. ....

NORTH STREET REPAIR FUND.

John Quin, cleaning North street.....\$93 50  
And charge that fund. ....

HOUSE FOR IDLE AND TRUANT CHILDREN FUND.

Frank Masseth, hack hire.....\$3 00  
And charge that fund. ....

MAP AND SURVEY FUND.

Cyrus Beardsley, 1 mo. salary to Jan. 1.....\$250 00  
Sidney G. Gwmc, 1 mo salary..... 100 00  
Michael McQueen, setting monuments..... 54 00  
and charge that fund. ....

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

DECEMBER, 28th, 1870.

By Ald. Kelly—Resolved, That the following named accounts are hereby declared valid and are now due:

HOUSE FOR IDLE AND TRUANT CHILDREN.

Dominick Mura, on contract for building, ....\$2,400 00

CONTINGENT FUND.

Rochester Gas Light Company, gas for City Hall.....\$127 40  
Thos. H. Hopwood, disbursements..... 25 00  
L. W. Brandt, printing..... 101 55  
E. A. Raymond, legal services..... 275 00  
Chas. J. Powers, services as County Clerk..... 24 01  
Anthony Kasseal, hack hire..... 3 75  
Wm. Whitehair, .. .. . 3 00  
John Lutes, Mayor, 1 quarter salary to Jan. 1..... 375 00  
H. P. Langworthy, Treasurer, 1 quarter salary to Jan. 1..... 875 00  
W. S. Granstyn, 1 mo. salary City Surveyor..... 238 34  
W. F. Morrison, 1 mo. Clerk..... 100 00  
Jesse Shepherd, 1 mo. salary City Attorney..... 83 35  
David McKay, 1 mo. Assessor..... 150 00  
E. T. Oatley, 1 mo. .. .. . 150 00  
John J. Schaeffer, 1 mo. .. .. . 150 00  
Thos. J. Hopwood, 1 mo. salary Messenger..... 66 66  
Francis Lockhart, 1 mo. as Watchman..... 35 00  
H. P. King ice..... 34 40  
John Luther, carpenter work at City Hall..... 11 30  
Thos Knowles, hack hire..... 2 00  
G. W. Walbridge, .. .. . 8 00  
Rochester Printing Association, publishing proceedings as per contract to Jan. 20, 1871..... 600 00

HIGHWAY FUND.

John Quin, 1 month's salary as Street Superintendent to Jan. 1.....\$125 00  
John Quin, disbursements and Pay Roll..... 538 91  
James P. Evans, inspecting water works excavations..... 18 00  
Henry J. Achilles, sundries per Superintendent..... 118 60  
Ezra Jones & son, 1 mo. .. .. . 21 28  
Nathan Wood, repairing walks..... 34 40  
John Van Anker, hack hire..... 3 00  
Holloway & Normington, labor and materials..... 46 40  
Wm. Gallagher, Cattle Police, 1 mo. salary Jan. 1..... 50 00  
Nicholas Lylander, .. .. . 50 00  
Michael O'Brien, .. .. . 50 00  
Wm. Cochlin, .. .. . 50 00

LAMP FUND.

J. Gommenginger, setting and re-setting posts..... 4 50  
Joseph Little, carting posts..... 3 50  
J. B. Relyea, lighting and extinguishing lamps for Dec., 1870..... 774 70  
Rochester Gas Light Company, lighting and extinguishing lamps, pipes, &c., for quarter ending Dec. 1..... 6,329 52  
J. E. Relyea, repairs for December..... 141 75

POOR FUND.

John Nagle, paid orders.....\$ 49 50  
H. Mutschler, meat..... 21 35  
J. E. Butterfield, transportation, payable to C. W. Briggs..... 13 75  
S. J. Wagoner, delivering coal..... 75 00  
Henry Hoak, paid orders..... 52 50  
A. L. Morris, meat..... 292 20  
A. Heffner, bread..... 106 55  
H. W. Jones, salary 1 mo. to Jan. 1..... 100 00  
H. W. Jones, disbursements..... 189 84  
H. S. Brewer, stationery..... 4 37  
St. Mary's Hospital, board and treatment..... 1468 86  
John A. Meyer, calling scales..... 3 00  
Chas. Buckley, physician, 1 q'ter's sal. to Jan 1..... 125 00  
J. C. Harrington, 1 mo. .. .. . 41 67  
J. C. Lung, .. 1 q'ter's .. .. . 125 00  
C. C. H. Miller .. .. . 125 00  
W. H. Lakeman .. .. . 125 00  
J. F. Reichenbach .. .. . 125 00  
Fred. Cook, Excise Com .. .. . 300 00  
N. C. Bradstreet .. .. . 300 00  
John Williams .. .. . 300 00

HEALTH FUND.

M. Heavey, hack hire.....\$ 4 50  
Robert N. Fry, Health Inspe'r, 1 mos sal. to Jan 1..... 50 00  
J. Reynolds, .. .. . 50 00  
John Wieuing .. .. . 50 00  
D. McTaggart .. .. . 50 00  
August Woelart .. .. . 50 00  
John Baker, .. .. . 12 50  
W. F. Morrison, Clerk B. of H., salary 1 month..... 33 33

POLICE FUND.

Jacob Minges, furniture for office.....\$ 15 50



P. & W. Wagner, repairing cells..... 4 00  
 E. W. Bryan, Police Justice, 1 qr. sal..... 500 00  
 Rochester Gas Light Co., gas..... 99 75

**FIRE DEPARTMENT FUND.**

**MONTHLY PAY ROLL FOR DECEMBER, 1870.**

*Steam Fire Engine Co. No. 1.*  
 W. DeGarmo, for 1 mo. services as Engineer to January 1, 1870..... 75 00  
 Jerome Dowd, for 1 mo. services as Driver to January 1, 1870..... 50 00  
 Richard Mills, for 1 mo. services as Driver to January 1, 1870..... 50 00

*Steam Fire Engine Co. No. 2.*  
 Seneca Dobbs, for 1 mo. services as Engineer to January 1, 1870..... 75 00  
 Michael Lambert, for 1 mo. services as Driver to January 1, 1870..... 50 00  
 Jno. Boner, for 1 mo. services as Driver to January 1, 1870..... 50 00

*Steam Fire Engine Co. No. 3.*  
 E. Whittier for 1 mo. services as Engineer to January 1, 1870..... 75 00  
 John Ransom, for 1 mo. services as Driver to January 1, 1870..... 50 00  
 Lewis Gommenginger, for 1 mo. services as Driver to January 1, 1870..... 50 00

*Steam Fire Engine Co. No. 4.*  
 J. P. Forman, for 1 mo. services as Engineer to January 1, 1870..... 75 00  
 Jas. Snyder, for 1 mo. services as Driver to January 1, 1870..... 50 00  
 Barney Kearney, for 1 mo. services as Driver to January 1, 1870..... 50 00

*Hook & Ladder Co. No. 1.*  
 Anthony Andrus, for 1 mo. services as Driver to January 1, 1870..... 50 00  
*Superintendent of Hose Depot.*  
 R. B. Paine, for 1 mo. services as Sup't Depot to January 1, 1870..... 75 00

*Chief Engineer.*  
 L. S. Gibson, for 1 mo. services as Chief Engineer to January 1, 1870..... 125 00  
 Monthly Washing Bills..... 15 00  
*Payable to L. S. Gibson, December 31st, 1870.*

B. F. Blackall, 1 mo. salary as Superintendent Fire Alarm Telegraph..... 88 33

**QUARTERLY PAY ROLL FOR THE QUARTER ENDING DEC. 31st, 1870.**

Hook & Ladder Co., 1 qr. salary ending Dec. 31st, 1870..... 487 50  
 Hosemen Steamer No. 1, qr. sal. to Jan' 1..... 225 00  
 .. 2, .. .. 225 00  
 .. 3, .. .. 225 00  
 .. 4, .. .. 225 00  
 Quarter Washing Bill..... 6 00  
*Payable to L. S. Gibson.*  
 J. Malcolm, 1 qr. sal. as Ass't Eng'r to Jan. 1st..... 75 00  
 John Goldsmith, .. .. 75 00  
 John Connel, .. .. 75 00  
 H. W. Matweys, .. .. 75 00  
 O. L. Angevine, .. as Fire Marshal..... 175 00

N. A. STONE,  
 GEO. W. CONNOLLY,  
 JACOB GERLING,  
 Committee.

John Mauder, labor and materials for hydrants..... 101 87  
 Wm. Morley, comforters for engine houses..... 9 00  
 Gerling Bro's, feed..... 184 00  
 Perrine & Stewart, repairing..... 107 18  
 O. S. Hubert, refreshments..... 4 90  
 Rochester Gas Light Co., coal for steamers..... 57 55  
 James Flahd, rope..... 8 80

Adopted by the following vote:  
 Ayes—Ald. Briggs, Whitcomb, Barker, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

Ald. Kelly moved that his Honor the Mayor be and is hereby requested to call a special meeting of the Common Council Tuesday evening, January 3, 1871, at half-past 7 o'clock, for the purpose of considering finances. Carried.  
 Ald. Remington moved that the proposition of James Palmer (at page 179 of printed proceedings) be accepted. Carried by the following vote:  
 Ayes—Ald. Briggs, Whitcomb, Rogers, Remington, Herzberger, Caring, Smith, Relyea,

Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagle, Aikenhead, Parsons—22.  
 Nays—Ald. Mauder—1.  
 On motion of Ald. Charters—Adjourned.

W. F. MORRISON,  
 City Clerk.

**In Common Council, Jan. 3d, 1871.**

**SPECIAL MEETING.**

In the absence of the President, Ald. Ezra R. Andrews, on motion of Ald. Caring, Ald. Parsons was chosen President pro tem.

Present—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Craig, Wilson, Kelly, Woodruff, Mandeville, Gerling, Charters, Aikenhead, Parsons—19.

Absent—Ald. Whitcomb, Barker, Smith, Meyer, Glover, Stone, Dagge, Stebbins, Nagle—9.

The clerk presented the following

COMMUNICATION FROM HIS HON. THE MAYOR :  
 MAYOR'S OFFICE,  
 Rochester, N. Y., Dec. 31, 1870. }  
 W. F. Morrison, Esq., City Clerk :

You will please call a Special Meeting of the Common Council to meet on Tuesday evening, at half-past 7 o'clock, at the Council Chamber, agreeably to the request of the Board of Aldermen, by resolution passed at a meeting on the 28th inst. The subject to be considered is that of borrowing money on the credit of the city to supply deficiencies in such funds as may require it, by virtue of Section 87 of the Charter.

JOHN LUTES, Mayor.

Ordered received, filed and published.

By Ald. Kelly—Resolved, That the Treasurer make the city's note, at three month's date, payable at Powers's Banking House, for fifty thousand dollars; that he get the same discounted, and charge the discount to the Contingent Fund, being for renewal of note dated Oct. 1st, 1870, and falling due Jan. 9th, 1871. Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Herzberger, Caring, Connolly, Meyer, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Aikenhead, Parsons—17

Ald. Kelly presented the following:

COMMUNICATION FROM THE SUPERINTENDENT OF PUBLIC SCHOOLS.  
 SUPERINTENDENT'S OFFICE,  
 Rochester, N. Y., Jan. 3, 1871. }

To the Finance Committee of the C. C. :

GENTLEMEN:—We shall need the sum of \$20,000 (Twenty Thousand Dollars) for Teachers' and Contingent Fund, for the balance of the year.  
 S. A. ELLIS, Sup't.

Ordered received, filed and published.

By Ald. Kelly—Resolved, That the City Treasurer is hereby authorized in accordance with Section 85 Title 5, of the City Charter, to make the city's notes payable at Powers's Banking House, and get the same discounted for an amount not exceeding in the aggregate the sum of one hundred and fifty-four thousand dollars (\$154,000), the said note to be made payable at such time as may be deemed best for the interests of the city, and the avails

thereof to be used for paying the deficiencies in the funds of the city for the current fiscal year.

Contingent Fund.....	\$20,000 00
Lamp Fund.....	20,000 00
Police Fund.....	21,000 00
Fire Department Fund.....	30,000 00
Highway Fund.....	15,000 00
Poor Fund.....	25,000 00
Health Fund.....	2,000 00
House for Truants Fund.....	1,000 00
Board of Education.....	20,000 00

Declared carried by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Caring, Smith, Connolly, Meyer, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Aikenhead, Parsons—17.

Nays—Ald. Andrews, Remington—2.

Ald. Caring moved to reconsider the vote on Ald. Kelly's resolution to make the city's notes for one hundred and fifty four thousand dollars, to make up deficiencies in the funds of the city for the current fiscal year. Carried.

Ald. Andrews moved to postpone action on the resolution until the next regular meeting. Carried.

On motion of Ald. Caring, adjourned.

W. F. MORRISON,  
City Clerk

## In Common Council, Jan. 10th 1870.

### REGULAR MEETING.

President—Ald Ezra R. Andrews presiding.  
Present—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—24.  
Absent—Ald. Whitcomb, Stone, Kelly, Stebbins—4.

### APPROVAL OF MINUTES.

The minutes of the previous meetings December 27th and 28th were on motion of Ald. Mauder approved as published.

### PETITIONS AND CLAIMS.

By Ald. Briggs—Bills of Geo. Schofield, H. W. Jones, L. McKay, L. A. Babcock, Mrs. Clemmison, E. R. Andrews, Wehn & Goetzman, Weppner & Caring, H. F. Van Dake, B. Waugh Jones, William Moran, Beck & Meyer, B. O'Reilly, C. Merlan, Scrantom & Wetmore, Adam Smith, Wilson & Pond, H. W. Jones, George Bastion, Fleckenstein & Bro., J. D. McIntosh & Co., H. Brewster & Co., G. Mavel, Peter Fiesler, S. F. & W. Witherspoon, Protestant Orphan Asylum—Poor Committee.

Remonstrance of James L. Angle, in behalf of the owners of water rights on the Rochester Elizabeth and Carroll race, against the passage of an ordinance for the construction of a bridge over the raceway on Court street on the west side of the Genesee river. Tabled.

By Ald. Barker—Petition of John Barker for permission to erect a wood building between Sprague's Hotel and the race—north of the New York Central railroad depot—to be used as an ice house. Wood Building Committee, with power to act.

By Ald. Rogers—Bills of John Quin, Holloway & Normington, Wm. Burke & Co., and Nathan Wood. Estimate of C. R. Parsons.—Street Committee.

By Ald. Herzberger—Bills of Frederick Heilbrune, John Chapman, Geo. C. Buell & Co., Hubbard & Northrop, J. W. Adams, Henry Theim, B. L. Hovey, Moore & Cole and Boyd & Hart. Committee on House for Idle and Truant Children.

By Ald. Remington—Bills of Scrantom & Wetmore, Rochester Publishing Association, Frank Masseth, John King, Reynolds Bros., J. C. Miller, Wadsworth & Williamson, Charles King, O. W. Nichols, John King, Rogers & Son Ezra R. Andrews and Jesse Shepherd.—Contingent Expense Committee.

By Ald. Smith—Bill of Rochester Publishing Association. Committee on Public Health.

By Ald. Connolly—Bills of Beir, Stern & Co., M. & E. Huntington, I. Ashley & Co., Gomminger & Co., H. Wray & Son, Thomas Williamson, Wm. Boon, John Quin, Rochester Cotton Mills, Worden & Denio, J. E. Thomas, E. R. Andrews, Wm. Burke & Co., A. Barnum, Rochester Publishing Association, J. H. Wilson and S. A. Millington. Fire Department Committee.

By Ald. Meyer—Petition of W. B. Douglas for permission to erect a wood building on the corner of Cherry and Selden streets. Wood Building Committee, with power to act.

By Ald. Charters—Bill of S. M. Sherman. Police Committee.

By Ald. Dagge—Bills of Scrantom & Wetmore, Lindsley L. Barrett, J. L. Fertig and Charles R. Babbitt. Committee on Maps, Surveys and Records.

By Ald. Aikenhead—Petition of F. Gilbert for permission to construct an addition to a wood building at No. 54 Tappan street.—Wood Building Committee.

Bills of Gomminger, Allen & Co., William Aikenhead, James McMullen and N. H. Galusha—Lamp Committee.

### REPORTS OF STANDING COMMITTEES.

Ald. Rogers, from the Street Committee, reported in favor of the bills of John Quin, Holloway & Normington, William Burke & Co. and Nathan Wood, and estimate of C. R. Parsons.—Finance Committee.

Ald. Charters, from the Police Committee, reported in favor of the bill of Samuel M. Sherman.—Finance Committee.

Ald. Dagge from the Committee on Maps, Surveys and Records, reported in favor of the bills of Scrantom & Wetmore, Lindsley L. Barrett, J. L. Fertig and Charles R. Babbitt.—Finance Committee.

Ald. Connolly from the Fire Department Committee, reported in favor of the bills of Beir, Stern & Co., M. & E. Huntington, Isaac Ashley & Co., Gomminger & Co., Henry Wray & Son, Thos. Williamson, William Boon, John Quin, Rochester Cotton Mills, Worden & Denio, J. K. Thomas, E. R. Andrews, Wm. Burke & Co., A. Barnum, Rochester Publishing Association, J. H. Wilson and S. A. Millington.—Finance Committee.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bills of Gomminger, Allen & Co., William Aikenhead, James McMullen and N. H. Galusha. Finance Committee.

Ald. Briggs, from the Committee on the Relief and Support of the Poor, reported in favor of the bills of Geo. Schofield, H. W. Jones, L. McKay, L. A. Babcock, Mrs. Clemmison, E. A. Andrews, Wehn & Goetzman, Weppner & Caring, H. F. Van Dake, B. Waugh Jones, William

Moran, Beck & Meyer, B. O'Rielly, C. Merlan, Scrantom & Wetmore, Adam Smith, Wilson & Pond, Geo. Bastion, Fleckenstein & Bro., J. D. McIntosh & Co., H. Brewster & Co., (two bills) G. Manvel, Peter Frierier, S. F. & W. Witherpoon, Protestant Orphan Asylum. Finance Committee.

Ald. Herzberger, from the Committee on House for Idle and Truant Children, reported in favor of the bills of Frederick Heilbrune, John Chapman, Geo. C. Buell & Co., Hubbard & Northrop, J. W. Adams, Henry Theim, B. L. Hovey, Moore & Cole and Boyd & Hart—Finance Committee.

Ald. Smith, from the Committee on Public Health, reported in favor of the bill of the Rochester Publishing Association—Finance Committee.

Ald. Gerling, in behalf of the Grievance Committee, presented the following:

ROCHESTER, Jan. 10th, 1871.

To the Honorable the Common Council:

GENTLEMEN:—Your Committee to whom was referred the petition of Anna Borke, wherein she asks that a portion of the amount assessed to and paid by her for the construction of the Cavuga street sewer be refunded, would most respectfully report that we have given the matter due consideration, and viewed the premises and find that the said Anna Borke has been, in our judgment, erroneously assessed, and has paid the tax on thirty feet, which should not have been assessed for said improvement, and would recommend the adoption of the following resolution:

By Ald. Gerling—Resolved, That the City Treasurer pay, when there are funds applicable, Anna Borke thirty-three dollars, and charge Erroneous Assessment Fund.

JACOB GERLING,  
EDWARD DAGGE,  
WM. AIKENHEAD,  
Grievance Committee.

Ordered received, filed and published.

Ald. Gerling moved the adoption of the resolution. Adopted by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Wilson, Woodruff, Maadeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—24.

Ald. Remington, from the Contingent Expense Committee, reported in favor of the bills of Scrantom & Wetmore (two bills), Rochester Publishing Association, Frank Masseth, John King, Reynolds Bros., J. C. Miller, Wadsworth & Williamson, Charles King, O. W. Nichols, John King, Rogers & Son, Ezra R. Andrews and Jesse Shepherd. Finance Committee.

#### REPORTS OF SPECIAL COMMITTEES.

Ald. Rogers, from the Special Committee on New Buildings, to whom was referred the communications of the Committee and Board of Supervisors, Dec. 15, 1870, at folio 208 of printed proceedings, as to the occupancy of the Court House, presented the following:

ROCHESTER, Jan. 10, 1871.

To the Common Council of the City of Rochester:

Your committee appointed to confer with the Board of Supervisors, in relation to the erection of a building jointly with them, on the lot purchased by the city of the First Presbyterian Church Society; and to whom, also, was refer-

red the communication of the Board of Supervisors, made at your last meeting, respectfully report,

That after due consultation and deliberation, your committee, and the committee of the Board of Supervisors, have unanimously agreed upon a basis of arrangement and contract, which is herewith submitted, and your committee recommend the passage of the following resolution:

Resolved, That His Honor the Mayor be requested to execute, on the part of the city, the contract with the Board of Supervisors, herewith submitted.

E. R. ANDREWS,  
HENRY T. ROGERS,  
C. R. PARSONS,  
JACOB GERLING,  
L. F. RELYEA,  
S. R. WOODRUFF,  
H. H. CRAIG,  
Committee.

#### CONTRACT

The city of Rochester and the County of Monroe do mutually agree as follows:

The city will, by the first day of January, 1873, surrender all of the Court House building which it uses or occupies to the county, with all permanent fixtures, including gas burners, chandeliers, brackets and fittings; but the large bell is to be retained by the city, and is to be removed at its expense and risk, and everything is to be left in as good condition as before the removal.

The city will at any time, upon ——— days notice, give the county possession of the two rooms now occupied as the Assessor's and Surveyor's offices.

The county shall also have the use of the City Hall and Common Council Chamber for the sessions of Courts and of the Board of Supervisors and other proper purposes, when not in actual use by the city, and both parties hereto agree to furnish accommodation to each other, without charge, so far as they reasonably can, as occasion may require.

The County shall be entitled to the rooms now used for the law library and judges' chambers whenever it shall make other provision for the same.

The County will pay to the city fifty five thousand dollars, one-half February 15, 1872, and the other half February 15, 1873, after full possession shall be given by the city.

The County also stipulates that so much of the County's land adjoining the First Presbyterian Church lot recently purchased by the city, as lies south of a line drawn parallel with, and fifty feet southerly from the south wall of the Court House, shall forever be kept open for air and light and a passage ways and may be improved by the city as such, but without charge to the county. The city may also occupy with a porico, platform and steps a portion of the south end of said part, so to be kept open, not exceeding fifteen feet in width, and extending from Fitzhugh street to Irving Place. The city shall pay to the county the premiums necessary to effect and keep up an insurance of forty thousand dollars against fire until the city shall wholly surrender possession as aforesaid; and in case of loss or damage by fire, the county shall be entitled to all insurance moneys received, and shall be bound to pay the said \$55 000 in the same manner as if no such injury by fire had occurred.

Ordered received, filed and published.  
Ald. Briggs moved the adoption of the resolution as presented by the Committee.

Ald. Caring moved to table the resolution until the next meeting of this Board. Lost by the following vote:

Nays—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Aikenhead, Parsons—22.

Ayes—Ald. Caring, Mauder—2.

The motion of Ald. Briggs to adopt the resolution was then carried by the following vote:

Ayes—Ald. Briggs, Baker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—24.

Ald. Remington, from the Committee on the sale of Rochester and Genesee Valley Railroad Stock, presented the following:

ROCHESTER, Jan. 10, 1871.

To the Honorable the Common Council of the City of Rochester:

GENTLEMEN: Your Committee, appointed for the sale of the City's Rochester and Genesee Valley Railroad Stock, beg to present the following statements of the present status of the cause which was recently argued in the Court of Appeals:

That cause was one commenced under the act of 1867, which authorized the city to elect seven directors of the Rochester and Genesee Valley Railroad Co., brought by the Board elected by the City to oust the Board elected under the original act, and to put the City's Board in possession of the Road. This cause was neither tried nor argued in the Supreme Court, both parties agreeing that judgment should be taken in favor of the City's Board, to expedite a decision by the Court of Appeals and because a similar cause had been tried in the Supreme Court resulting in favor of the City in which the Court of Appeals reversed the judgment of that Court upon purely technical grounds.

The present pending cause was argued in the Court of Appeals in January last. The full bench consisted of eight Judges, of which five must concur to render a judgment. At the June term of the Court, five not concurring in any judgment, a re-argument was ordered. The Court stood for judgment for the City's directors, Judges Earl, Ingalls and Grover, three; against them, Judges Foster, Keent, Lott and Sutherland. Judge E. D. Smith did not sit.

The re-argument was heard by the new Court of Appeals, consisting of seven Judges, requiring the concurrence of four to render judgment. Chief Justice Church could not sit. The remaining six Judges, after two month's deliberation, were equally divided. Judges Grover, Andrews, and Folger, favoring the City, and Judges Allen, Rapallo and Beckham, holding adverse opinion.

Under these circumstances the Court "agreed to affirm the judgment of the Court below *pro forma*, the question being important, in order that the decision might be reviewed by the Supreme Court of the United States."

Since that action a writ of error has been granted by Judge Nelson, removing the cause to the United States Supreme Court, staying all proceedings under the judgment of the Courts of this State until

decision by the U. S. Courts. The argument cannot be heard there until a year from this winter.

Your Committee have considered it due to this Board and to the citizens at large that this simple statement should be made, as it has been stated in the Council, and the impression has become prevalent, that the Court of Appeals had unanimously given judgment in favor of the claims of the city.

E. R. ANDREWS,  
S. REMINGTON,  
M. M. SMITH,  
C. R. PARSONS,  
H. H. CRAIG,  
Committee.

Ordered received, filed and published.

COMMUNICATIONS.

Ald. Briggs presented the following

REPORT OF THE OVERSEER OF THE POOR.

OFFICE OF THE OVERSEER OF THE POOR.  
January 10, 1871. }

To the Honorable the Common Council of the City of Rochester:

The Overseer of the Poor respectfully reports that during the month of December he relieved 835 families, in the following manner:

December—Orders on Poor Store.....	\$1,118 30
.. .. . Wood Yard.....	196 00
.. .. . Coal Yard.....	1,086 00
.. .. . B. Waugh Jones.....	256 70
.. .. . H. F. Van Dake.....	62 00
.. .. . H. Brewster & Co.....	75 75
.. .. . Fred Wurtz.....	37 00
.. .. . George Mannel.....	5 50
.. .. . Wm. Rhodes.....	52 00
.. .. . John Navle.....	64 00
.. .. . Beck & Meyer.....	45 00
.. .. . S. F. & W. Witherspoon.....	75 25
.. .. . C. Merlau.....	23 25
.. .. . Adam Smith.....	28 50
.. .. . Beir & St. rn.....	19 50
.. .. . Christopher Seel.....	11 50
.. .. . Conrad Zimmer.....	15 75
.. .. . Fred Zimmer.....	1 50
.. .. . Mrs. Cleminson.....	11 50
.. .. . Henry Hook.....	2 25
.. .. . J. E. Butterfield.....	2 75
.. .. . George W. Schofield.....	18 33
.. .. . H. & P. Bender.....	60 00
.. .. . B. O'Rielly.....	36 00
.. .. . Hoffman & Meyer.....	12 00
.. .. . A. W. Mudge.....	12 00

Less County and Towns..... \$3,305 33  
708 75

Total for City..... \$2,601 58  
All of which is respectfully submitted.

H. W. JONES, Overseer.

Ordered, received, filed and published.

The President presented the following

COMMUNICATION FROM HIS HON THE MAYOR:

MAYOR'S OFFICE,  
Rochester, N. Y., Jan. 10, 1871. }

To the Common Council:

GENTLEMEN:—The recent destruction by fire of the Pool building, south of Main street bridge, seems to me to present an occasion for the city authorities to take measures to prevent its reconstruction in a manner to encroach upon the channel of the river. This subject of obstructions placed in the river is becoming one of great importance, and I do most respectfully urge upon the Common Council the necessity of taking every precautionary measure to guard against the great damage likely to arise from the high floods to which we are annually exposed.

I have to advise the Board that we have received from the authorities of the city of San Francisco a large and finely bound volume, em-

bracing the proceeding of the Supervisors and reports of the several officials of that city. Respectfully,  
 JOHN LUTES, Mayor.

Ordered received, filed and published.

By Ald. Caring—Resolved, That a special committee of three be appointed to take into consideration the subject of river obstructions, and particularly in regard to the reconstruction of the Pool building as recommended in the Mayor's communication, and that such committee report at the next regular meeting of this Board what proceedings are necessary and proper to be taken in regard thereto, and be it further

Resolved, That the City Attorney be and is hereby directed to give notice to all parties erecting obstructions on the river to desist therefrom. Adopted.

The President appointed as such Committee Ald. Caring, Briggs and Woodruff.

The Clerk presented the following

**TREASURER'S MONTHLY REPORT.**

CITY TREASURER'S OFFICE, }  
 January 10, 1871.

To the Honorable the Common Council:

GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the balances of the principal funds on the 9th day of January, 1871, as required by Section 59 of the City Charter.

	Credit Balance.
Contingent Fund.....	\$ 313 61
Police Fund.....	421 25
Fire Department Fund, (overdrawn).....	87 88
Highway Fund, (overdrawn).....	685 80
Lamp Fund.....	46 58
Poor Fund.....	1 40
Park Fund.....	56 49
Board of Health Fund.....	15 73
Home for Truants' Fund.....	1,582 08
Sewer Repair Fund.....	516 88
Lyell Street Repair Fund.....	7 24
North Street Repair Fund.....	82 93
St. Paul Street Repair Fund (N. Y. C. R. E. to Scrantom street).....	2 20
St. Paul Street Repair Fund (Scrantom street to City Line).....	137 96
Monroe Avenue Repair Fund.....	316 27
Mc. Hope Avenue Repair Fund.....	27 78
Plymouth Avenue Repair Fund.....	4 81
West Avenue Repair Fund.....	11 77
Lake Avenue Repair Fund.....	147 89
East Avenue Repair Fund.....	15 86

H. P. LANGWORTHY, Treasurer.

Subscribed and sworn to before me this 10th day of January, 1871.  
 W. F. MORRISON,  
 Commissioner of Deeds.

Ordered received, filed and published.

Ald. Charters, from the Police Committee, presented the following

**REPORT OF THE POLICE JUSTICE FOR DECEMBER, 1870.**

The report of the Police Justice, E. W. Bryan, for the month of December last, which sets forth the whole amount of money received for penalties and fines to be the sum of three hundred and thirty-three dollars.

Ordered received and filed.

**ORDINANCES.**

**STONE ARCH COVERING OVER THE RACE.**

Ald. Parsons presented the final ordinance for the construction of a stone arch covering over the Race in North Water street, from the north line of Main street to a point 50 feet north of the north line of Mortimer street, and moved that action on the Ordinance be postponed until the first regular meeting in February next. Carried.

**IMPROVEMENT OF LIBERTY STREET.**

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to improve Liberty street, (formerly Mechanic street) from Main street to Mortimer street.

The Common Council of the City of Rochester do ordain and determine as follows:

The improvement of Liberty (formerly Mechanic street) from Main street to Mortimer street, by paving the same with Medina sandstone  
 And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at two thousand four hundred and eight dollars, which estimate was and is hereby approved; the sum of \$3,408 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Liberty, (formerly Mechanic street,) from Main street to Mortimer street.  
 On which above described portion of the said city the said sum of \$3,408 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed at the first three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And David McK. John, Sheriff and E. J. O'Brien, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion as nearly as may be, to the advantage of which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 14th day of January, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
 Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Aikenhead, Parsons—28.

Nays—Ald. Mauder—1.

**FLAG WALK ON NORTH SIDE OF COURT STREET.**

Ald. Parsons presented the final ordinance for the construction of a flag walk on the north side of Court street, from Exchange street to the west end of the Bridge over the Genesee River, and moved its adoption.

Ald. Craig moved that action on the ordinance be postponed until the first regular meeting in February next. Carried.

**IRON BRIDGE OVER THE RACE ON COURT STREET.**

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct an iron bridge over the Raceway on Court street on the west side of the River. The Common Council of the city of Rochester do ordain and determine as follows:

The construction of an iron bridge on Court street over the Raceway on the west side of the Genesee river.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$5,000 which estimate was and is hereby approved; the sum of \$8,000 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants—And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Court street, from Exchange street to the Genesee River. Also all the water power or water rights belonging to said race-way over which the Bridge is to be built.

On which above described portion of said city the said sum of \$8,000 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the

same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 14th day of Jan., 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Briggs called for the reading of the remonstrance of James S. Angle in behalf of the owners of water rights, which was read by the Clerk.

Ald. Briggs moved to refer the ordinance and remonstrance to the Law Committee and City Attorney, to report at the next regular meeting of this Board. Lost.

The ordinance, as presented by Ald. Parsons, was then passed by the following vote:

Ayes—Ald. Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Charters, Dage, Nagel, Mander, Aikenhead, Parsons—23.

Nays—Ald. Briggs—1.

#### STONE BRIDGE OVER OUTLET SEWER.

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a Stone bridge over the uncovered portion of the outlet of the Court and William streets sewer on the lands owned by Mr. Palmer. The Common Council of the city of Rochester do ordain and determine as follows:

The construction of a bridge of stone masonry over the uncovered portion of the outlet of the Court and William street sewer, on the lands of Mr. Palmer.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$500, which estimate was and is hereby approved, the sum of \$500, being the whole amount of the estimate aforesaid shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

All the houses and lots within the following described territory: Beginning at a point in New Main street, on the east line of land owned by A. Boody in 1853; thence northerly at right angles with said Main street to the railroad; thence westerly along said railroad to Union street; thence southerly along Union street to said Main street; thence westerly along Main street to Gibbs street, including one tier of lots on the north side of Main street, from Union street to Cherry street; thence southerly along Gibbs street to East avenue, including one tier of lots on the east side of Gibbs street; thence westerly along East avenue to Chestnut street; thence southerly along Chestnut street to Monroe avenue; thence easterly along Monroe avenue to Union street; thence northerly along Union street to George street; thence easterly along George street, and said street continued easterly to the west line of the Smith tract; thence northerly along to the west line of said tract to East avenue; thence easterly along East avenue to the west line of the lot owned by H. S. Allis in 1838; thence northerly parallel with the west line of the Boody farm to Main street; thence westerly along Main street to the place of beginning.

On which above described portion of the city the said sum of \$500 is hereby assessed to be assessed.

And David McKay, John J. Shaffer, E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion of said city so designated of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose on Saturday, the 14th day of January, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Charters, Dage, Nagel, Mander, Aikenhead, Parsons—24.

#### STONE SEWER IN AQUEDUCT STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of

constructing a stone sewer, 3½ feet by 3½ feet, with arch cover from the sewer in Buffalo street, said sewer to run through Aqueduct street, Child's Basin and Slip and Court street to the center of Exchange street.

The Surveyor submitted as such estimate, \$13,974.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a stone sewer, 3½ feet by 3½ feet, with arch cover, from the sewer in Buffalo street, said sewer to run through Aqueduct street, Child's Basin and Slip and Court street to the center of Exchange street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$13,974, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

All the houses and lots within the following described territory: Beginning in Exchange street at the intersection of Court street, running thence southerly along Exchange street, including one tier of lots on the west side thereof to Tronp street; thence westerly along Tronp street, including one tier of lots on the north side thereof to Plymouth avenue; thence southerly along Plymouth avenue, including one tier of lots on the west side thereof to Clarissa street; thence easterly along Clarissa street, including one tier of lots on the south side thereof to the Genesee River; thence northerly along the west bank of the Genesee River to the street including one tier of lots on the north side thereof to Carroll raceway; thence southerly along said raceway to Court street; thence westerly along Court street to the place of beginning. Also one tier of lots on each side of Exchange street, from Court street to the Erie Canal.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as herein after provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of said roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Jan. 10, the 24th, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Charters, Dage, Nagel, Mander, Aikenhead, Parsons—24.

#### OPENING OF UNITY STREET.

Ald. Wilson presented the final ordinance for the opening of Unity street from Helena street to Milo street.

Ald. Parsons moved that action on the ordinance be postponed until the next regular meeting. Carried.

#### EXECUTIVE.

The Clerk presented the following:

CITY CLERK'S OFFICE.  
ROCHESTER, N. Y., Jan. 10, 1871.

To the Honorable the Common Council:

GENTLEMEN—In pursuance of section thirty of the City Charter, I hereby certify that all the persons appointed to the office of Commissioner of Deeds at the meeting held on the evening of December 27th, 1870, have filed their notices of acceptance of office, except—

FIRST WARD—Theo. F. Van Zandt, Louis W. Brandt, John T. Briggs.

SECOND WARD—Geo. Jones, Wm. Robinson, Levi W. Norcross, Elizabeth Hall, A. F. Knapp, Dr. L. McKay.

THIRD WARD—J. Milton French, George Underhill.

FOURTH WARD—H. L. Baker.

FIFTH WARD—A. G. Melvin, Max Lowenthal, J. A. Hoekstra, Patrick Connolly.

SEVENTH WARD—L. L. Sully.

**NINTH WARD**—A. McDade, Wm. K. Shaffer, Matthew Daus, Joseph Flaherty, P. Mathews, Walter B. Duffy.

**TENTH WARD**—James H. Ellis, Lewis Allyn.

**ELEVENTH WARD**—William Brown, William Geddes, Wm F. Sterritt, Thomas W. McArnary, B. F. Barker, F. A. Acelman, Valentine Dingler, Robert St. Hellens, Christopher Seel, Wm. Lyon, Wm. Cochrane.

**TWELFTH WARD**—H. G. Otis, Joseph L. Luckey, C. Henry Amsden.

**THIRTEENTH WARD**—Henry Norton, Frederick Loeb, Christopher Widman, Henry Miller, Joseph Thomas, John C. Writing.

**FOURTEENTH WARD**—James Baker.

**EIGHTH WARD**—John W. Martin, Fred. Stetzemeyer.

Ordered received, filed and published.

Ald. Dage moved that the Board proceed to ballot for Commissioners of Deeds, to fill vacancies as reported by the Clerk. Carried.

#### FIRST BALLOT,

The following persons each received twenty-four votes, and were declared appointed Commissioners of Deeds for the City of Rochester, term to expire Dec. 31st, 1872.

**First Ward**—Frank H. Hovey.

**Second Ward**—John Dennis, Jr., William T. Simpson, Hamlet S. Briggs, George Arnold, John Barker, Orrin Harris.

**Fourth Ward**—W. S. Mitchell, H. L. Barker, J. Horace McGuire, L. H. VanZandt, J. Wegman.

**Fifth Ward**—E. K. Warren, James P. Simpson, William Caring, William Carroll.

**Seventh Ward**—D. Sully.

**Eighth Ward**—Raudolph Vay, George Arnold.

**Ninth Ward**—Thomas Dransfield, William H. Yerkes, William H. Beach.

**Tenth Ward**—John S. Stott.

**Eleventh Ward**—H. H. Craig, Oscar Craig, S. V. McDowell, H. P. Langworthy, Thomas Harris, W. J. McPherson, B. Waugh Jones.

**Twelfth Ward**—John L. Goddard, Wm. S. Oliver, Geo. M. Elwood.

**Thirteenth Ward**—Christian Widman, A. K. Amsden, Michael Henrygus, William Shepherd, C. Kuhnert.

#### UNFINISHED BUSINESS.

Ald. Remington called up Ald. Kelly's resolution, to make the city's notes.

By Ald. Kelly—Resolved, That the City Treasurer is hereby authorized, in accordance with Section 85 Title 5, of the City Charter, to make the city's notes payable at Powers' Banking House, and to get the same discounted for an amount not exceeding in the aggregate the sum of one hundred and fifty-four thousand dollars, (\$154,000), the said notes to be made payable at such time as may be deemed best for the interests of the city, and the avails thereof to be used for paying the deficiencies in the funds of the city for the current fiscal year.

Contingent Fund.....	\$20,000 00
Lamp Fund.....	20,000 00
Police Fund.....	21,000 00
Fire Department Fund.....	30,000 00
Highway Fund.....	15,000 00
Poor Fund.....	25,000 00
Health Fund.....	2,000 00
House for Truants Fund.....	1,000 00
Board of Education.....	20,000 00

Ald. Remington moved to amend the resolution by striking out "\$20,000" Contingent Fund, and insert therefor "\$25,000." Carried.

Ald. Rogers moved as a further amendment that the sum for Board of Education be "\$10,000" instead of "20,000" Carried by the following vote:

**Ayes**—Ald. Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Craig, Mandeville, Gerling, Nagle, Mauder—13.

**Nays**—Ald. Briggs, Smith, Connolly, Meyer, Glover, Wilson, Woodruff, Charters, Dage, Aikenhead, Parsons—11.

Ald. Kelly's resolution as amended (making the total \$149,000,) was then acted on and declared adopted by the following vote:

**Ayes**—Ald. Briggs, Baker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Charters, Dage, Nagle, Mauder, Aikenhead, Parsons—24.

#### ASSESSMENT ROLLS

Ald. Craig, from the Assessment Committee, presented the following assessment rolls and moved their confirmation:

Stone walk across South avenue.

Lateral sewer at the corner of Spring and Washington streets.

Stone walks across Marshall street.

Pipe sewer in Almira street.

Repairing bridge on Water street.

Repairing walks on St. Joseph street.

Repairing walks on Joiner street.

Repairing walks on North Chnton street.

Repairing walks on Platt street.

Repairing walks on Allen street.

Repairing walks on North York street.

Repairing walks on West avenue.

Repairing walks on Hudson street.

Carried by the following vote:

**Ayes**—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Charters, Dage, Nagle, Mauder, Aikenhead, Parsons—24.

#### MISCELLANEOUS.

By Ald. Rogers—Resolved, That the City Clerk be and he is hereby directed to preserve a complete file of the official papers of the city, and cause the same to be substantially bound in volumes containing three months publication of the same in each volume, such volumes to be kept in his office for future reference. Adopted.

By Ald. Rogers—Resolved, That the Treasurer credit Highway Fund \$253.45 and charge assessments for repairing walks. Adopted.

By Ald. Rogers—Resolved, That the city Property Committee be requested to procure proposals for the pulling down of the walls of the First Church and piling up the same for future use, and report at the next meeting of the Board.

Ald. Barker moved to table the resolution. Carried.

#### PROPOSALS.

PROPOSALS FOR A LATERAL SEWER ON THE CORNER OF SPRING STREET AND WASHINGTON STREET

McConnell & Jones.....\$31 00  
F. L. Lanes & Son.....24 00

PROPOSALS FOR ALMIRA STREET SEWER.

McConnell & Jones.....	\$1,047 75
John Rauber & Co.....	793 05
T. C. Lauer & Son.....	812 65

By Ald. Caring—Resolved, That His Honor the Mayor be and he is hereby requested to execute a contract with F. C. Lauer & Son for the construction of a lateral sewer on the corner of Spring and Washington streets, in accordance with their proposition. Adopted by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Dagge, Nagle, Mauder, Aikenhead, Parsons—23.

By Ald. Caring—Resolved, That His Honor the Mayor be and he is hereby requested to execute a Contract with John Rauber & Co., for the construction of a sewer in Almira street, in accordance with their proposition. Adopted by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Dagge, Nagle, Mauder, Aikenhead, Parsons—20.

FINANCE BUDGET.

ROCHESTER, Jan. 10, 1871.

By Ald. Relyea—Resolved, That the Treasurer pay as follows, when there are funds applicable,:

CONTINGENT FUND.

Frank Masseth hack hire, Aug. 9, 1870.....	\$ 18 00
H. C. Fenn, office desk, Sept. 27.....	15 00
Rochester Publishing Association, printing, Oct. 3.....	75 22
John Van Auken, hack hire, Oct. 1.....	7 75
Adolph Nolte, publishing proceedings, Oct. 3.....	300 00
M. Heavey, hack hire, Oct. 3.....	5 00
carryall.....	65 50
Herman Mutchler, feather dusters, Oct. 3.....	10 50
Bingham, Brooks & Bemis, stoves pipe, Oct. 3.....	48 25
A. Nolte, paper and printing, Oct. 3.....	87 00
A. Kassel, hack hire, Oct. 4.....	3 00
".....	20 00
E. B. Andrews, envelopes and printing, Oct. 4.....	25 00
John Lutes, salary to Oct. 1, 1870.....	375 00
Thos. Knowles, hack hire, Oct. 4.....	25 00
Ed. Tanner.....	3 75
Elijah Wray, locks, &c., Oct. 6.....	21 45
Thos. H. Hopwood, disbursements, Oct. 8.....	59 07
Thos. Cullane, hack hire, Oct. 10.....	1 50
A. Kassel.....	7 50
Thos. Knowles.....	2 00
J. Fahy & Co., crape, &c., .....	12 30
Thos. Knowles, hack hire.....	2 25
Wm. Whitthra.....	6 00
County of Monroe, room rent, Oct. 18.....	12 00
J. P. Hax, hack hire.....	5 00
Frank Masseth, hack hire.....	3 75
".....	4 00
A. & P. Telegraph Co., telegraphing, Oct. 13.....	4 50
N. G. Hawley & Co., stationery, Oct. 19.....	63 75
Jesse Shepherd, disbursements.....	24 45
John Van Auken, hack hire.....	1 50
G. W. Walbridge.....	13 25
A. V. Denio.....	15 00
D. D. S. Brown, printing proceedings, Oct. 21.....	637 05
W. S. Ingraham, filter and repairing, Oct. 26.....	9 50
L. L. Nichols, bill bridge case, Oct. 28.....	40 00
Thos. H. Hopwood, disbursements for lunch, Oct. 31.....	25 00
John J. J. Shaffer, salary 1 month, Oct. 31.....	150 00
E. T. Oatley.....	150 00
Anthony Kassel, hack hire.....	7 00
".....	10 00
David McKay, salary 1 month.....	150 00
E. Emerch care of city clocks.....	62 50
Delaware Coal Co., coal, Nov. 1.....	11 70
Robert McConnell, sprinkling, Nov. 1.....	27 00
W. F. Morrison, salary.....	150 00
Jessie Shepherd.....	83 34
Thos. H. Hopwood, salary.....	66 66
Francis Lockhart.....	35 00
Wadsworth & Williamson, stationery, Nov. 2.....	9 00
John Ringelstein, hack hire, Nov. 4.....	2 00
Anthony Kassel.....	4 00
Thos. Knowles.....	4 00

Frank Masseth, hack hire.....	12 00
W. S. Grantstyn, salary.....	233 33
Curtis, Morey & Co., printing, Nov. 12.....	278 51
M. Heavey, hack hire, Nov. 14.....	3 00
W. C. Thomas, stationery, Nov. 14.....	143 80
Geo. Masseth, hack hire, Nov. 15.....	13 50
John Van Auken, hack hire, Nov. 15.....	6 75
F. Tuley, stove, &c., Nov. 19.....	7 25
W. F. Morrison, disbursements, Nov. 28.....	23 00
salary.....	100 00
Jessie Shepherd, salary as City Attorney.....	83 34
W. S. Grantstyn, salary as Surveyor.....	233 33
Thos. H. Hopwood, disbursements.....	37 50
salary 1 month.....	66 67
Jno. J. Shaffer, salary 1 month to Dec. 1.....	150 00
E. T. Oatley.....	150 00
Francis Lockhart.....	35 00
David McKay.....	150 00
W. H. Yerkes, serving papers, Nov. 29.....	6 00
Jessie Shepherd, disbursements.....	10 65
Wm. Whitehair hack hire.....	5 75
A. Kassel.....	12 50
Tracy & Rew, printing, Dec. 6.....	180 80
John Lutes, salary to Dec 31.....	375 00
J. J. Shaffer.....	150 00
Wm. Whitehair, hack hire, Dec. 31.....	3 00
Thos. Hopwood, salary 1 month, Dec. 31.....	66 66
John Lutter, carpenter work, Dec. 31.....	11 20
Thos. Knowles, hack hire.....	2 00
Jessie Shepherd, salary 1 month.....	83 34
W. S. Grantstyn.....	233 34
Frank Lockhart.....	35 00
L. W. Brandt, printing.....	101 55
H. T. King, do.....	40 80
E. T. Oatley, salary 1 month.....	150 00
D. McKay.....	150 00
H. P. Langworthy, salary to Oct. 1, 1870.....	375 00
to Jan 1, 1871.....	375 00
W. F. Morrison, salary 1 month.....	100 00

\$8,161 08

Payable to D. W. Powers. And charge Contingent Fund.

FOOR FUND.

Geo. Schofield, transportation, Dec. 1.....	\$ 11 92
H. W. Jones, disbursements, Dec. 13.....	120 75
P. B. Whitebeck, wood.....	1,400 00
Geo. Bastian, bread and crackers, Dec. 13.....	70 25
B. Wough Jones, order and potatoes, Dec. 13.....	110 90
S. J. Waxoner, delivering wood, coal, &c., Dec. 13.....	369 44
G. & C. Herzberger, meat, Dec. 30.....	375 00
H. W. Jones, disbursements, Dec. 31.....	159 54
salary to Dec. 31.....	100 00
John Nagle, paid orders, Dec. 31.....	49 50
A. Heffner, bread.....	196 25
Dr. J. C. Harrington, salary to Dec. 31.....	41 67
A. L. Morris, meat, Dec. 7.....	292 20
St. Mary's Hospital, support of persons, Dec. 31.....	1,468 56
J. A. Meyer, sealing weights, Dec. 31.....	12 30
Charles Buckley, quarter's salary, Dec. 31.....	125 00
J. F. Richtenback, one month, Dec. 31.....	125 00
A. J. Wagner, delivering coal, Dec. 31.....	75 00
W. H. Lakeman, quarter's salary, Dec. 31.....	125 00
J. C. Lung.....	125 00

\$5,794 68

Payable to D. W. Powers, and charge Foor Fund.

HIGHWAY FUND.

Jas P. Evans, inspecting water works, &c., on half of bill, Nov. 29.....	\$ 60 00
Roderick & Co., cross walks and labor, Oct. 3.....	15 40
Repairs, &c., New Main street, Oct. 17.....	80 19
Roderick & Co., repairs, &c., on Oak street, Oct. 17.....	67 10
C. B. Thompson, stone chips, Sept. 27.....	16 20
George Miller, sand, Oct. 1.....	45 00
Chase & Otis, lumber.....	25 38
John Quinn, pay roll, Oct. 3.....	925 05
Fra. cis Dana, cross-walks, Oct. 17.....	100 51
John Quinn, disbursements.....	775 72
A. Kassel, hack hire.....	3 00
E. Parsons, surveyor's stakes, Oct. 19.....	67 97
D. D. S. Brown, printing, Oct. 21.....	6 75
Roderick & Co., crosswalks, Oct. 31.....	24 00
Wm. Gallagher, salary one month, Oct. 31.....	50 00
Nich. Leychlander.....	50 00
Wm. Cochlin.....	50 00
John Quinn.....	125 00
M. O'Brien, salary, one month, Nov. 1.....	739 21
Holoway & Norrington, material for streets, Nov. 1.....	50 00
Delaware Coal Company, coal, Nov. 1.....	163 98
Gibbons & Stone, rent of lot on Stone street, Nov. 4.....	12 70
James Buckley, cross-walks and labor, Nov. 11.....	8 50
repairs on St. Joseph st., .....	32 48



Curtis, Morey & Co., printing, Nov. 12.....	42 56
John Quin, pay rolls, Nov. 14.....	713 48
Roderick & Co., repairs Exchange street, Nov. 14.....	100 45
Roderick & Co., cross-walk, Meigs street Nov. 14.....	5 0
F. Dana, cross walks and labor, Nov. 14.....	7 50
Nathan Wood, .. Nov. 15.....	13 53
J. Rauber & Co., repairing culvert, &c., Oct. 17.....	53 00
Chase & Otis, lumber, Nov. 22.....	57 42
James Wagstaff, repairing Clarissa st. bridge, Nov. 25.....	34 32
Amson Bronson, lumber, Nov. 25.....	23 29
John Quin, disbursements, Nov. 28.....	666 88
salary to Dec. 1.....	125 00
S. C. McCarrn, labor, cross-walks, Nov. 28.....	22 10
Roderick & Co., repairs South Water street, Nov. 28.....	15 00
Wm. Cochlin, salary one month, Nov. 29.....	50 00
L. F. Force, plank, Nov. 29.....	1,000 00
M. O'Brien, salary, Nov. 29.....	33 32
Whitmore, Carson & Co., sand, labor, &c., Nov. 29.....	5 00
Whitmore, Carson & Co., sand, labor &c., Nov. 29.....	3 00
Nov. 29.....	13 05
N. Lychander, salary, Nov. 30.....	50 00
Wm. Dolen, breaking stone, Dec. 1.....	116 23
M. Heavy, hack hire, Oct. 2.....	2 00
Wm. Gallagher, salary, Dec. 5.....	25 00
C. R. Parsons, lumber, Dec. 6.....	1,037 52
N. Wood, repairs on cross-walks, Dec. 9.....	17 25
John Quin, disbursements, Dec. 12.....	908 86
N. Wood, repairs, crosswalks, Dec. 12.....	27 83
Adam Smith, .. walks St. Joseph street, Dec. 12.....	35 24
James Buckley, repairs walks Hud-on street, Dec. 12.....	20 43
N. Wood, labor, &c., Dec. 12.....	33 40
H. P. Achilles, sundries, Dec. 31.....	118 60
M. O'Brien, salary, .. 31.....	50 00
J. Van Aunen, hack hire .. 31.....	3 00
Holloway & Farmington, labor and materials, Dec. 31.....	46 40
J. P. Evans, inspecting, Dec. 31.....	18 00
John Quin, disbursements .. 31.....	538 91
salary .. 31.....	123 00
Nathan Wood, repair .. 31.....	34 47
Wm. Cochlin, salary one month, Dec. 31.....	50 00
Wm. Gallagher .. 31.....	50 00

Payable to D. W. Powers and charge that fund.

FIRE DEPARTMENT FUND.

John O'Connor & Co., work on Engines, Aug. 23.....	228 25
B. F. Blackall, disbursements, Oct. 17.....	58 40
Osgood & Farley, sundries for Dep't, Oct. 29.....	25 39
J. D. McIntosh & Co. soft soap, Oct. 31.....	3 00
J. Thos. Mitchell, repairs on No. 2, Nov. 1.....	399 44
H. P. Bender, funeral expenses, Nov. 1.....	58 00
J. P. Hax, hack hire, Nov. 9.....	3 00
H. A. Brewster, rent Hose house, Nov. 12.....	100 00
Curtis, Morey & Co., printing, Nov. 12.....	21 50
J. Lux, repairs, Nov. 13.....	69 44
A. G. Smith, Coal, Nov. 13.....	254 75
Jas. Melvin, horseshoeing, Nov. 15.....	26 25
J. Tegg, use of horse, Nov. 23.....	4 50
J. D. McIntosh & Co., soap, Nov. 25.....	12 80
B. F. Blackall, disbursements, Nov. 28.....	96 83
R. McIntyre, repairing water pipe, Nov. 28.....	6 00
Gerling Bros., feed, Nov. 29.....	140 85
B. F. Blackall, salary to Dec. 1.....	83 33
Law S. Gibson, pay roll for Nov., Dec. 1.....	965 00
McCConnell & Co., sprinkling streets, Dec. 3.....	12 50
L. S. Gibson, Engine freight, Seneca Falls to Rochester, Dec. 3.....	15 60
Tracy & Rew, printing, Dec. 6.....	17 40
Cameron, Jewett & Mordoff, lumber, Dec. 9.....	17 41
A. G. Whitcomb, board & Agent, of Slsby Manufacturing Company, Dec. 12.....	10 50
F. Whitbeck, driving No. 4, Dec. 18.....	8 00
Jas. Malcolm, Assistan Engineer, sal, Dec 31, Law S. Gibson, monthly pay roll Dec 31.....	75 00 9 50
Quarterly, Dec. 31.....	1,393 50
John Mauder, labor and materials, Dec. 31.....	101 87
A. G. Whitcomb, board to Jan. 1, 1871, Dec. 31.....	175 00
Wm Morley, comforters, Dec. 31.....	9 00
J. Gertling & Bro., feed, &c., Dec. 31.....	184 90
John Goldsmith, Assistant Engineer, 1 month.....	75 00
H. W. Mathews, .. 75 00	75 00
John Connolly, .. 75 00	75 00
Jesse Shepherd, searches, &c., Nov. 29.....	12 00

Payable to D. W. Powers.  
And charge that fund.

\$5,809 51	
POLICE FUND.	
W. C. Thomas, stationery, Nov. 14.....	\$ 86 30
Stump & Southworth, printing, Nov. 26.....	80 00
Samuel Brown, salary, Dec. 1.....	75 00
P. H. Sullivan, .. 90 00	90 00

S. M. Sherman, .. .. .	141 67
A. McLean, .. .. .	85 00
W. S. Tackett, .. .. .	85 00
J. Dresser, .. .. .	85 00
P. Hughes, .. .. .	85 00
W. J. Rogers, .. .. .	85 00
J. Minges, furniture, Dec. 14.....	15 50
Police Pay Roll for Dec mber.....	4,141 93
F. & W. Wagner, repairing ceilings, Dec. 19.....	4 00
S. M. Sherman, disbursements, Nov. 3.....	173 33

Payable to D. W. Powers, and charge that fund \$5,183 28

HEALTH FUND.	
Curtis, Morey & Co., Officers' Reports, Nov. 1.....	\$ 80 00
Robert Nary, salary 1 month, Dec. 31.....	50 00
John Baker, .. .. .	50 00
John Reynolds, .. .. .	50 00
Aug. Weollart, .. .. .	50 00
John Welling, .. .. .	50 00
Panel McTaggart, .. .. .	50 00
F. E. Mountgomerie, quarter salary, Dec. 31.....	1 25
W. F. Morrison, 1 month salary, Jan. 1.....	33 33
Nov. 33.....	33 33
Robert Nary, .. .. .	50 00

LAMP FUND.	
J. E. Relyea, lighting lamps, &c., Nov. 29, 1870.....	\$ 768 00
Wommenginger, Allen & Co. lamps, Nov. 29.....	138 00
J. E. Relyea, repairs, Dec. 31.....	141 75
lighting and extinguishing, Dec. 31.....	774 70

Payable to D. W. Powers, and charge that fund. \$1,822 45

SEWER REPAIR FUND	
Logan & Cregan, repairing, Dec. 12.....	146 25
Payable to D. W. Powers, and charge that fund.....	146 25
All the foregoing accounts were transferred to D. W. Powers by the parties to whom payable, after having been declared valid and due by the Common Council.	

CONTINGENT FUND.	
Rochester Gas Light Co, gas for City Hall, qr. Dec. 1.....	\$127 40
Thos. H. Hopwood, disbursements to Jan. 1.....	25 00
Charles J. Owens, services as County Clerk.....	24 01
Geo. W. Walbridge, hack hire .. 80	8 00
A. S. Hamilton, merchandise for Surveyor.....	8 00
E. A. Raymond, services .. 275 00	275 00
Anthony Kaseal, hack hire .. 3 75	3 75
Scrantom & Weimore, stationery for Surveyor.....	105 15
62 55	62 55
Rochester Publishing Association, printing.....	20 70
Frank Massett, hack hire.....	14 00
John King, .. .. .	6 00
Reynolds Bros., repairs at City Hall.....	3 75
J. C. Miller, insurance .. 38 35	38 35
Wadsworth & Williamson, pencils.....	4 50
Charles King, hack hire .. 2 00	2 00
O. W. Nichols, maps in Osborn suit, (pay W. S. Grantsy) .. 25 00	25 00
Rogers & on, merchandise .. 4 02	4 02
E. R. Andrews, rinting and books .. 175 00	175 00
Jesse Shepherd, disbursements .. 29 21	29 21
And charge Contingent Fund.	

POOR FUND.	
F. Tully, repairing stoves &c.....	16 75
H. Mutschler, meat .. 21 35	21 35
J. E. Butterfield, transportation .. 13 75	13 75
H. S. Brewer, stationery Poor office .. 4 87	4 87
Dr. C. C. H. Miller, physician, 1 quarter salary, Jan. 1, 1871.....	125 00
Frederick C. Exercise Commissioner, 1 quarter salary, Jan. 1, 71.....	300 00
H. C. Bradstreet, Commissioner, 1 quarter sal- ary, Jan. 1, 71.....	300 00
G. O. Schofield, transportation, pay H. W. Jones .. 18 88	18 88
S. J. Wagoner, delivering wood and coal, pay- able to Smithman, Tone & Co.....	167 13
L. McKay, M. D., services, payable to J. H. Mc- Donald .. 50 00	50 00
L. A. B. Beck, supporter, payable to J. H. Mc- Donald .. 25 00	25 00
Mrs. Clemenison, paid orders .. 24 75	24 75
F. R. Andrews, order books and printing .. 28 50	28 50
Welan & Goetzman, soap .. 89 10	89 10
Weppmer & Aring, towels .. 176 05	176 05
H. F. Van Dake, paid orders .. 243 00	243 00
B. Waugh Jones, groceries .. 9 00	9 00
Wm. Moran, stove hardware .. 155 50	155 50
Beck & Meyer, boots and shoes .. 163 50	163 50
B. O'Reilly, services as Undertaker .. 85 85	85 85
Meal, groceries .. 31 55	31 55
Scrantom & Weimore, books and stationery .. 56 00	56 00
Adam Smith, boots and shoes .. 135 00	135 00
Wilson & Fond, flour .. 135 00	135 00

H. W. Jones, disbursements.....	129 25
Geo. Bastian, bread and crackers.....	51 13
Fleckenstein & Bro., bread.....	157 85
J. D. McIntosh & Co., soap and candles.....	332 90
H. Brewster & Co., paid orders.....	388 90
G. Manvel, paid orders.....	1,50 67
Peter Heister bread.....	40 40
S. F. & W. Witherspoon, paid orders.....	335 75
Protestant Orphan Asylum Board of inmates.....	307 14
And charge that Fund.....	

FIRE DEPARTMENT FUND.

B. F. Blacknall, Telegraph Sup. 1 mo. salary to Jan. 1, 1871.....	83 33
O. S. Hurlburt, rems. shemnts.....	4 90
Roch. Gas Light Co., coal for engines.....	17 55
gas for engine houses.....	65 00
James Field, rope, &c.....	3 80
Bainard & Co., oil.....	34 80
M. Heavy, back fire.....	2 00
J. H. Chamberlain, hose and coupling.....	4 23
Brown & Williams, felt.....	5 00
Bier, Stern & Co., blankets.....	29 38
M. & E. Hunnington, paints, &c.....	17 05
Isaac Asauev, refreshments.....	25 00
Comminginger & Co., repairs.....	2 42
G. Wray & Son, casings.....	22 95
T. O. Williamson, repairs.....	167 30
Wm. Boon, hay.....	6 66
John Quinn, saw.....	7 50
Rochester Cotton Mills, cotton waste.....	11 70
Worden & Denio, reire hmens.....	14 00
J. K. Thomas, drawings and specifications.....	195 00
E. R. Andrews, order books.....	24 00
Wm. Burke & Co., hardware.....	24 27
A. Baum, painting hose cart.....	36 00
Rochester Pub. Association printing.....	3 00
J. H. Wilson, lead.....	3 50
S. A. Millington, repairs.....	18 00

QUARTERLY PAY ROLL FOR QUARTER ENDING DEC. 31, 1870.

Protective S. & B. Co. for quarter salary, ending Dec. 31, 1870.....	\$375 00
Alert Hose Co. for quarter salary ending Dec. 31, 1870.....	375 00
Active Hose Co. for quarter salary ending Dec. 31, 1870.....	275 00
J. B. Bennett, for one quarter rent of Engine House No. 4.....	62 50
Edward Harris, for one quarter rent of Engine House No. 4.....	31 25
and charge that fund.....	

HIGHWAY FUND.

John Quin, disbursements and Pay Roll.....	\$405 97
Holloway & Northington, repairing walks.....	31 56
Wm. Burke & Co., hardware.....	39 16
Nathan Wood, repairing walks.....	30 82
C. R. Parsons to apply on lumber contract.....	1,000 00
Ezra Jones & Son, grades.....	21 18
And charge that fund.....	

LAMP FUND.

J. Gommenginer, setting lamp posts.....	4 50
Joseph Little, carting.....	3 50
Rochester Gas Light Co., gas lighting and extinguishing for gr. ending Dec. 1st, 1870.....	6,829 52
Gommenginger, Allen & Co., 37 street lamps \$4.60.....	262 20
Wm. Aikenhead, paid for carting lamp posts.....	50 00
James McMullen, carting posts.....	3 50
H. H. Galusha, 50 lamp posts.....	625 00
And charge that fund.....	

MAP, SURVEY AND RECORD FUND.

Serantom & Wetmore, stationery.....	\$105 80
Lindley L. Barrett, salary 1 month to Jan. 14.....	83 33
J. L. Barrett, setting monuments.....	67 50
Chas. R. Babbett, services as Surveyor.....	60 00
And charge that fund.....	

HOUSE FOR IDLE and TRUANT CHILDREN.

Frederick Heilburne, paint and oil.....	139 32
John Chapman, paper.....	50 03
Geo. C. Buell & Co., groceries.....	66 03
Hubbard & Northrop, dry goods.....	62 15
J. W. Adams, salaries and disbursements.....	647 77
Henry Theim, meat.....	60 50
B. L. Hovey, medical services.....	15 00
Moore & Cole, groceries.....	113 32
Boyd & Hart, plumbing.....	77 42
And charge that Fund.....	

HEALTH FUND.

M. Heavy, hack for Committee on Health.....	\$ 4 50
Nicholas Lychaner, 1 mo. sal. to Jan. 1.....	50 00
Rochester Pub. Assn. printing.....	6 00
and charge that Fund.....	

Adopted by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Charters, Dage, Nagel, Mauder, Aikenhead, Parsons—24.

Ald. Relyea moved that when the Board adjourn it be until Tuesday evening next, Jan. 17th, at 7½ o'clock, for the purpose of considering "Charter Amendments" carried.

Ald. Remington moved that the Charter Amendment Committee be requested to have the Charter so amended, if possible, as to abolish the present Police Law and restore the law as existing just previous. Carried.

Ald. Connolly, from the Fire Department Committee, presented the following proposal for furnishing a second-class Clapp & Jones Steam Fire Engine, finished as follows:

The boiler cased in brass with Princess metal smoke stack, dome and bands. The steam cylinder, steam chest and bed-plate cased in brass and Princess metal.

The pumps (all through), safety and steam valves, crosshead, feed pump, eccentric and connections, shaft and connecting rod bearings, suction and pipe holders, and many other parts of fine composition and polished. The air chambers of copper, polished.

All of the steel and iron polished except the fuel-pan on the back of the boiler, which will be painted.

The wheels to be very nicely painted and striped as desired.

Two steam gauges, silver plated, and one glass water gauge on the boiler, one water pressure gauge on the pump, silver plated, one signal lamp on the air chamber and two coach lamps on the boiler of Princess metal, two name plates, silver plated, which, together with the glass on the lamps, will be engraved as desired.

We furnish two lengths of suction hose, two hose pipes, five nozzles of various sizes and all necessary tools to work the engine, and boxes to carry them in.

The boiler has sufficient capacity to keep up a full head of steam while doing the heaviest work, and will get up steam in from four to six minutes from the time of lighting the fire.

Size of steam cylinder 11 inches in diameter, 9 inch stroke.

Size of steam pump 6¼ inches in diameter, 9 inch stroke.

Front wheels 4 feet 6 inches high. Hind wheels 5 feet high. Tire 3 inches wide, unless otherwise ordered.

This engine will throw a 1½ inch stream 260 feet and a 1¾ 240 feet through 100 feet of hose, and all other lengths in the same proportion.

We guarantee this engine to perform satisfactorily upon trial.

Weight of engine 4,700 pounds. Price, \$5,000.

Clapp & Jones Manufacturing Company, M. R. CLAPP, Superintendent.

Jan. 10, 1871. Ordered received, filed and published.

By Ald. Connolly—Resolved, That His Honor the Mayor be, and is hereby authorized to enter into a contract with the Clapp and Jones Manufacturing Co. for the purchase of a fire engine, in accordance with the terms of their proposition, and the Treasurer is hereby instructed to make the city's note for \$5,000, payable in two months from date, with interest, for the payment of the same, and charge Fire Department Fund.

## In Common Council, Jan. 17th, 1871.

### ADJOURNED MEETING.

Ald. Mauder moved to postpone the resolution until the next regular meeting of the Board.—Carried.

By Ald. Meyer—Resolved, That F. Gilbert have permission to erect an addition to his wooden building or premises, No. 54 Tappan street, the same to be erected under the direction of the Fire Marshal and Wooden Building Committee.—Adopted.

By Ald. Glover—Resolved, That Wm. Moore have permission to build a brick walk in front of his premises on Broadway street, the same to be constructed under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Craig—Resolved, That the City Treasurer be and he is hereby directed to cancel the tax of \$19.23, erroneously assessed to Eliza Withall, on lot No. 32, Asylum tract, in the Tenth ward, and charge the same to Erroneous Assessment Fund. Adopted.

By Ald. Craig—Resolved, That the Committee on Sprinkling of Streets is hereby directed to bring in ordinance for the sprinkling of Main, Buffalo, West avenue, North and South Fitzhugh, Plymouth avenue, State, Front, North and South St. Paul, North and South Clinton, East avenue, Troup and Exchange streets. Adopted.

By Ald. Nagle—Resolved, That the Committee on City Property be authorized to sell the house taken by the city on the opening and extension of Mount Vernon avenue to the best advantage they can, and the amount received be passed to the credit of the city.

Ald. Remington moved to amend the resolution by striking out the word "city" and insert "Mt. Vernon avenue." Carried.

The original resolution as amended was then acted on and declared carried.

### PROPOSALS.

For Marshall street flag walks, Holloway & Nornington, \$661 20; McConnell & Jones, \$679 44.

For flag walk across South avenue, at Alexander street, McConnell & Jones, \$144.22.

By Ald. Parsons—Resolved, That his Honor the Mayor be requested to enter into contract with Holloway & Nornington for flag walks across Marshall street, and McConnell & Jones for flag walk across South avenue, all in accordance with the propositions.

Adopted by the following vote:

Ayes—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Wilson, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—22.

Ald. Herzberger moved that the City Property Committee be authorized to receive proposals for the piece of land owned by the city and situated near the Arsenal, and report to this Board.

The President named as the committee on "Manual for the City," as per resolution Dec. 28th, 1870, Ex-Mayor E. M. Smith, President Ald. Andrews, Ald. Parsons, Mandeville and Mauder.

On motion of Ald. Charters, adjourned.

W. F. MORRISON, City Clerk.

President Ald. Ezra R. Andrews called Ald. Mauder to act as President pro tem.

Present—Ald. Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—21.

Absent—Ald. Briggs, Whitcomb, Barker, Wait, Meyer, Mandeville, Stebbins—7.

### CHARTER AMENDMENTS.

Ald. Relyea, from the Charter Amendment Committee, presented the following, and moved that the Legislature be requested to enact the same:

An Act to amend an act entitled "An act to amend and consolidate the several acts in relation to the Charter of the city of Rochester," passed April eighth, eighteen hundred and sixty-one, and the several acts amendatory thereof as hereafter designated.

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

Sec. 1. Section seven of title two of an act, entitled "An act to amend and consolidate the several acts in relation to the Charter of the city of Rochester," passed April eighth, eighteen hundred and sixty-one, and amended by an act passed April third, eighteen hundred and sixty-two (chap. 132) is hereby amended so as to read as follows:

Section 7—An election shall be held in each ward annually on the same day as is now, or which may be hereafter designated as the day on which the election of State officers shall be held, at such place as shall be designated by the Common Council; of which notice shall be published for at least six days previous to the election, in all the daily newspapers printed in said city, at which there shall be chosen by the electors of the whole city, voting in their respective wards, one Mayor, when the term of office of the then incumbent will expire before the next annual election, who shall hold his office for two years; and one Police Justice, when the term of office of the then incumbent will expire before the next annual election, who shall hold his office for four years; one Treasurer, when the term of office of the then incumbent will expire before the next annual election, who shall hold his office for two years; and one Justice of the Peace who shall hold his office for three years; and also by the electors of each ward, for such ward, one Alderman who shall hold his office for the period of two years; one Constable who shall hold his office for one year; and one Commissioner of Common Schools when the term of the then incumbent will expire before the next annual election, who shall hold his office for two years; and also by the electors of each ward, one Supervisor, who shall hold his office for one year, and two Inspectors of Election in each election, district, who shall hold their offices for one year. The term of office for each officer, so elected, shall commence on and continue from the first day of January next succeeding his or their election, and for the term herein designated. For the purpose of better carrying out the provisions of this act, the term of office of the respective city officers which would expire on the

last days of March, eighteen hundred and seventy-one and eighteen hundred and seventy-two, respectively, is hereby continued and extended to the last day of December in such years.

Ald. Andrews presented the following as a substitute, and moved its adoption:

By Ald. Andrews—Resolved, That the Charter Amendment Committee be and they are hereby directed to have prepared, and submit to this Board at its next meeting, amendments to the City Charter, providing:

First—For the election of but one alderman from each ward, and that such aldermen may each receive from the city, as salary for his service as alderman, not to exceed five hundred dollars per year.

Second—For a Board of Public Works, to consist of five members, of which the Mayor shall, ex officio, be a member, the remainder to be appointed by the Common Council, and to hold their office for four years, one being appointed each year, which Board shall have charge of the construction and repair of all ordinary public works, such as sewers, streets, &c., and to receive a salary not to exceed five hundred dollars per year.

Third—For the establishment of a Board of Education, to consist of five members, the Mayor being one, the remainder to be elected, one each year, to hold four years, to be elected by the people, at the same time but upon a separate ticket, as other general city officers, and to receive a salary not to exceed five hundred dollars a year.

Ald. Craig moved the indefinite postponement of the whole matter. Carried by the following vote:

Ayes—Ald. Caring, Smith, Relyea, Glover, Craig, Kelly, Woodruff, Gerling, Charters, Dage, Nagle, Mander, Aikenhead, Parson—14.

Nays—Ald. Andrews, Rogers, Remington, Herzberger, Connolly, Stone, Willson—7.

Ald. Relyea presented the following and moved that the Legislature be requested to enact the same:

Section 2. Subdivision eight of section twelve of "An Act to amend and consolidate the several acts relating to the City of Rochester," passed April eighth, eighteen hundred and sixty-one, as amended by chapter two hundred and ninety-seven of the laws of eighteen hundred and sixty-five; and further amended by chapter three hundred and twenty-four of the laws of eighteen hundred and seventy, is hereby amended so as to read as follows:

Eighth.—The salary or pay of said Chief and Policemen shall be determined by the Common Council, and all bills of expense on account of the Police Department shall be audited by at least two of said Commissioners and passed upon by the Common Council before payment. The Police Commissioners shall annually, and on the first day of January, report to the Common Council the amount of money necessary to pay the current expenses of the Police Department for the ensuing year.

Ald. Andrews moved its indefinite postponement. Carried.

Ald. Relyea presented the following, and moved that the Legislature be requested to enact the same:

Section 3. Section one hundred and thirty-six of "An Act to amend and consolidate the several acts relating to the City of Rochester," passed April eighth, eighteen hundred and sixty-one, is hereby amended so as to read as follows

Section 136. The Common Council of said city shall have exclusive control of the school houses, lots or sites, and may lease, purchase, exchange, sell or improve school houses, school house lots or sites and their appurtenances, and build, improve or enlarge school house in such manner and upon such terms as the Common Council may deem reasonable. The proceeds of all such sales shall be paid to the Treasurer of the city, and shall be by the said Common Council again expended in the purchase or enlargement of other school houses, lots or sites, or appurtenances.

Section 4. Subdivision two of section one hundred and forty-two is hereby amended so as to read as follows:

2.—To hire school rooms and improve them as they may deem proper.

Section 5. Subdivision three of section one hundred and forty-two of said act is hereby amended so as to read as follows:

3.—To alter and repair school houses and appurtenances as they may deem advisable.

Section 6. Section one hundred and forty-nine of said act is hereby amended by inserting before the word "All" at the beginning thereof, the following:

"Except the amount to be raised in each year to purchase and improve sites, and build or enlarge school-houses (which amount shall be under the control of the Common Council)."

Section 7. Section one hundred and ninety-eight of said act, as amended by chapter five hundred and sixty-five, and further amended by chapter seven hundred and eighteen of the laws of eighteen hundred and seventy, is hereby amended so as to read as follows:

Section 198. At the time and place designated in such notice, the assessors, or a majority of them, shall meet and hear such allegations and objections, and the assessment books shall then be open for the examination and inspection of all parties interested. The assessors may adjourn from time to time, as may be deemed necessary, and they shall amend and correct such assessments as they may deem proper. When completed, the assessment roll shall be certified and sworn to by said assessors, or a majority of them, and shall be delivered to the clerk of said city, who shall report the same to the Common Council at its next meeting. Upon such return being made, filed and so reported, the Common Council may proceed to hear allegations against or appeals from the action of said assessors, and may correct, confirm, set aside, refer to the Committee on Assessments, or order a new assessment to be made. If the same shall be referred to the Committee on Assessments, the said committee shall proceed to hear allegations or objections upon five days notice, and in all respects thereafter take such proceedings and make and file such return, as is herein required by the assessors—which return shall be, by the clerk, reported to the Common Council, who shall thereupon proceed to correct, confirm, or set aside said report, or order a new assessment. Carried.

Ald. Relyea presented the following and moved that the Legislature be requested to enact the same:

Section 8—Section eighty-six of said act as amended by chapter 267 of the laws of eighteen hundred and sixty-nine, and further amended by chapter 718 of the laws of eighteen hundred

and seventy, is hereby amended so as to read as follows:

Section 86—All sums so directed to be raised by the Common Council shall be assessed on all real and personal estate in said city, according to the valuation of the same in the last preceding assessment rolls which shall have been returned by the assessors of said city and filed in the office of the clerk of said city. But no real or personal estate, which shall be exempt from taxation or assessment by the general laws of this State, shall be liable to be assessed for the ordinary city or county taxes, except that such real estate may be assessed and taxed for local improvements. All real estate shall be assessed to the owner or occupant, or by any description by which it may be known or distinguished, without reference to the owner or occupant.

Ald. Gerling moved that action be indefinitely postponed. Lost.

The original motion of Ald. Relyea was then acted on and declared carried.

Ald. Relyea presented the following, and moved that the Legislature be requested to enact the same:

Section 9. Section 237 of said act of 1861 is hereby amended by striking out the last sentence thereof.

Section 10. Section 245 of said act of 1861 is hereby amended so as to read as follows:

Section 245. The Police Justice of said city shall have jurisdiction in suits brought for a violation of any of the city ordinances, or of the laws concerning the internal police of the State, and is hereby empowered to hold Court of Special Sessions for the trial of all offenses triable in a Court of Special Sessions.

Section 11.—Subdivision nine of section twelve of said act, as amended by chapter two hundred and ninety seven of the laws of eighteen hundred and sixty-five, is hereby amended so as to read as follows:

Sec. 9.—The said Chief of Police, and every Policeman duly appointed as aforesaid, shall have issued to him a warrant of appointment signed by the President of the Board, and countersigned by the City Clerk, and stating the date of his appointment, which shall be his commission; and he shall take the proper oath of office and subscribe the same in a book kept for that purpose, and he shall have the same power and authority, and be subject to the same regulations and liabilities as constables of towns now have and are by law, except as to civil process, proceedings, venues or executions issued, out of or by any officer or court, other than the Police Justice of said city, and also except as herein otherwise provided.

Section 12—Said act of eighteen hundred and sixty-one is hereby amended by adding thereto the following as section 275:

Section 275. Before the owner of any vacant tract or parcel of land situate in the city of Rochester, shall sell or convey to others any portion thereof, in subdivisions of such tract or parcel, he shall cause a map of such tract to be made, showing the subdivisions thereof with the numbers of the lots and their dimensions, and all proposed streets, lanes and alleys; which map shall be filed in the office of the Monroe county clerk, and whenever such owner shall convey any portion of said tract in such manner as to affect a subdivision of any lots as designated in such allotment, he shall give notice thereof to the assessors of said city,

specifying the part or portion so divided, and the manner of division. Carried.

Ald Craig presented the following, and moved that the Legislature be requested to incorporate the same in the City Charter:

An act to authorize the Common Council of the city of Rochester to raise money for the purpose of erecting a new Free Academy in connection with the Common Schools in said city.

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

Section 1. It shall be lawful for the Common Council of the city of Rochester, and it shall be their duty immediately after the passage of this act, to borrow on the faith and credit of said city, the sum of fifteen thousand dollars for a term not exceeding fifteen years and not less than ten years at a rate of interest not exceeding seven per cent, such interest to be paid semi-annually, and to issue the bonds of the of the said city therefor, under the corporate seal of said city, and the signature of the Mayor, or such other officer as the Common Council may direct to sign the same. The bonds so executed may be in such sums, and payable at such place as the Common Council may designate, and may be payable to the holder or bearer thereof, and in such case shall be transferable by delivery.

Section 2. The Common Council of said city may dispose of such bonds to such persons or corporations and upon such terms as they shall deem most for the interest of said city, and the money whith shall be so raised and borrowed shall be placed to the credit of the Board of Education of said city with the City Treasurer thereof as a separate and distinct fund from all others under the control of said Board of Education, and shall be drawn out by said Board of Education in the same manner as other monies are drawn out by said Board of Education; but shall be used solely for the purpose of erecting a new Free Academy building in said city.

Section 3. The said Common Council, in addition to such other monies as it is or shall be authorized to raise by tax, shall in each and every year after the issuing of said bonds or obligations until they shall be paid, raise by a tax upon all the taxable property within said city, and in the manner now or hereafter prescribed by law for raising taxes, sufficient money to pay the interest on said bonds or obligations for such year as it shall become due, which shall be exclusively applied to that purpose.

Section 4.—The City Treasurer of said city, together with the sureties upon his official bond, shall be accountable for said moneys so authorized to be raised by this act in the same manner as for other monies of the said city, and he shall be liable to the same penalties for other moneys so authorized to be raised by this act as for any similar misconduct in relation to other moneys of the said city.

Section 5.—The said Board of Education shall have the sole and entire control of the expenditure of the money to be raised as in the first section provided, and shall have the exclusive management and supervision of the erection of this said Free Academy building.

Section 6.—This act shall take effect immediately.

On motion of Ald Kelly—Ordered received, filed and published, and further action postponed until the next regular meeting.

Ald. Glover then offered the following amendment to the Charter:

So much of section 49 as relates to the publication of the proceedings of the Common Council, is hereby amended so as to read as follows:

The Common Council may, at its first regular meeting for business in each year, or as soon thereafter as may be, designate and select four of the daily newspapers of said city for the publication of the proceedings, resolutions and ordinances of said Common Council and of the committees thereof, and of the officers of the said city during the current fiscal year, two of said newspapers to be published in the English language and selected one from each of the two principal political parties, said papers to be voted for upon one ballot, the two papers receiving the highest number of votes to be declared designated and selected, and two papers to be chosen from those published in the German language, each one of which shall represent one of the principal political parties.

Ald. Gerling moved the adoption of the amendment. Carried by the following vote:

Ayes—Ald. Rogers, Herzberger, Caring, Smith, Relyea, Glover, Craig, Stone, Wilson, Woodruff, Gerling, Charters, Mauder—13.

Nays—Ald. Remington, Connolly, Kelly, Nagle, Aikenhead, Parsons—6.

Unanimous consent was granted Ald. Kelly to present the following:

#### FINANCE BUDGET.

ROCHESTER, Jan. 17, 1871.

By Ald. Kelly—Resolved, That the City Treasurer pay as follows when there are funds applicable:

#### POLICE FUND.

S. M. Sherman, disbursements.....	\$ 79 84
E. W. Bryan, Police Justice, 1 quarter salary, Jan. 1, 1871.....	500 00
Rochester Gas Light Company, Gas 1 quarter to Dec. 1, 1870.....	99 75
And charge that Fund.....	

#### FIRE DEPARTMENT FUND.

Perrine & Stewart, repairs.....	107 18
Payable to D. W. Powers.....	
And charge that Fund.....	

Adopted by the following vote:

Ayes—Ald. Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Nagle, Mauder, Aikenhead, Parsons—19.

Ald. Herzberger moved that the Legislature be requested to amend section seven, title two of the City Charter, by inserting after the word "Surveyor" the words "Clerk of the Markets." Also amend section nine, title two, by inserting the words "Clerk of the Markets" after the word "Surveyor."

Ald. Stone moved that action on Ald. Herzberger's motion be postponed until the next regular meeting, and that the Charter Amendment Committee defer their journey to Albany until after the next regular meeting. Lost.

The original motion of Ald. Herzberger was then acted on and declared carried.

Ald. Craig moved that the Charter Amendment Committee be and is hereby instructed to use its influence to have the Charter Amendment "extending the city limits." Carried.

On motion adjourned.

W. F. MORRISON,  
City Clerk.

## In Common Council, Jan. 24th 1871.

### REGULAR MEETING.

President—Ald. Ezra R. Andrews presiding.  
Present—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Maudeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

Absent—Ald. Briggs, Barker, Wilson, Kelly—4.

#### APPROVAL OF MINUTES.

The meetings of the previous meetings, January 10th and 17th were approved as published.

#### PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Rogers, petition of Jane Costello, for permission to alter a wood building on Garden street. Wood Building Committee with power to act.

Bills of W. B. Morse, Nathan Wood, Adolph Nolte, and John Quin. Referred to Street Committee.

By Ald. Remington, bills of Frank Masseth, Kidd Foundry and Steam Engine Manufacturing Company, Charles J. Powers, Thomas Knowles, William Whitehair, Thomas H. Hopwood and Adolph Nolte. Contingent Expense Committee.

By Ald. Remington—Bills of H. W. Jones, Eisenmenger & Kissel, Micheal Heavey, St. Mary's Orphan Boy's Asylum, St. Patrick's Orphan Girl's Asylum, Silas J. Wagner, H. Mutschler, Adam Vogel, Fred Wurtz, Ellis & Haseltine, C. P. Moore, H. & P. Bender, and John Nagle—Poor Committee.

By Ald. Herzberger—Bills of Adolph Nolte, Wm. Burke & Co., H. Brewster & Co., and Leat & Disbrow—Committee on House for Idle and Truant Children.

By Ald. Caring—Estimate of Logan & Cregan, bill of Fred Rockland—Sewer Committee.

By Ald. Smith—Bill of Adolph Nolte—Committee on Public Health.

Bill of Platt C. Viele, for interest on money paid for Mt. Vernon Extension Improvement.

By Ald. Smith—Resolved, That the Treasurer pay to Platt C. Viele, \$56.25 interest on monies paid on account of Mt. Vernon Avenue extension Improvement, and charge that fund. The improvement not having been made.

Ald. Relyea—Moved to refer the bill and resolution to the Grievance Committee—Carried.

By Ald. Smith—Statement of Porter Taylor, in reference to Marshall Street side walk.

Ald. Parsons—Moved to refer to the Law Committee and City Surveyor—Carried.

By Ald. Stone—Petition of Carl Brost for permission to erect a wood building on lot No. 79, situated on Troup street—Wood Building Committee.

Fire Department Monthly pay Roll, Bills of Oscar Bennett, John Van Auker, Henry Lester, William Moran and William Morley. Fire Department Committee.

By Ald. Dagge—Bill of Sidney George Gwynne. Map, Survey and Record Committee.

Petition of John G. Popp, for permission to erect a wood building on lot No. 197, on Mt. Hope avenue. Wood Building Committee, with power to act. Petition of Daniel Marsh and

others in relation to encroachment on South avenue. Tabled.

By Ald. Aikenhead—Petition of George Elbs, for permission to open a market for the sale of meat. Market Committee. Petition of Benjamin Spillman, for permission to erect a wood building on lot No. 38, on Weld street. Wood Building Committee.

Bills of J. E. Relyea, Z. Dobbs, and Sherlock & Sloan. Lamp Committee.

Ald Parsons presented the following

NOTICE FROM OWNERS OF WATER RIGHTS ON RACEWAY.

To the city of Rochester, the Common Council of the city of Rochester and to David McKay, John J. Schaffer and E. T. Oatley, the Assessors of said city:

Please to take notice, that upon the papers with copies of which you are herewith served, and upon the Charter of the city of Rochester, being chapter 143 of the laws of New York, passed in 1861, and the acts amendatory thereof, I shall move the Court at a Special Term thereof, appointed to be held at the Court House, in the city of Rochester, on the last Monday of January, 1871, at the opening of the Court on that day, or at soon thereafter as council can be heard, that a writ of mandamus issue out of the said Court directing you and commanding you to strike from the ordinance and proceedings for the construction of an Iron Bridge over the raceway on Court street, on the west side of the Genesee river, and from the assessment for the expense thereof, all the water power and water rights belonging to said raceway over which the bridge is to be built, or for a writ of prohibition commanding you that you desist and refrain from any further proceedings to assess, tax, make liable or charge in any way or manner whatsoever the said water power or water rights for the construction of such bridge, or for a writ of certiorari commanding you to certify and return to the Supreme Court all the matters and proceedings before you in relation to the construction of said bridge, or for any writ process or proceeding for the relief of the owners of said water rights from said ordinance and assessment for the construction of said bridge, or for such other or further order or relief in the premises as the Court may see fit to grant.

Yours, &c.,

JAMES L. ANGLE,

Attorney for Isaac Butts, Jonathan W. Child, Gideon W. Burbank, Martin B. Breck, Oliver Robinson, Mortimer F. Reynolds, Dyer D. S. Brown, J. R. Pentecost, Joseph H. Pool and Leopold Schepp.

Ordered received, filed and published.

Ald. Parsons moved to refer the whole matter to the Law Committee and City Attorney. Carried.

REPORTS OF STANDING COMMITTEES.

Ald. Rogers, from the Street Committee, reported in favor of the bills of W. B. Morse, Nathan Wood, Adolph Nolte, and John Quin.—Finance Committee.

Ald. Rogers, from the Street Committee, to whom was referred the matter of an obstruction in South Avenue, in front of building erected by John Montgomery, reported "no cause of complaint." Report accepted and adopted.

Ald. Herzberger, from the Committee on House for Idle and Truant Children, reported in favor of the bills of Adolph Nolte, Wm.

Burke & Co., H. Brewster & Co., and Leat & Disbrow.—Finance Committee.

Ald. Smith, from the Committee on Public Health, reported in favor of the bill of Adolph Nolte. Finance Committee.

Ald. Dagge, from the Committee on Maps, Surveys and Records, reported in favor of the bill of Sidney George Gwynne. Finance Committee.

Ald. Aikenhead, from the Committee on Lamps, reported in favor of the bills of J. E. Relyea, (two bills), Z. Dobbs, and Sherlock & Sloan. Finance Committee.

Ald. Stone, from the Fire Department Committee, reported in favor of the bills of Oscar Bennett, John Van Auken, Henry Lester, William Moran, William Morley, and Monthly Pay Roll. Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the bill of Fred Rockland, and estimate of Logan & Cregan. Table.

Ald. Remington, from the Contingent Expense Committee, reported in favor of the bills of Frank Massett, Kidd Foundry and Steam Engine Manufacturing Company, Chas. J. Powers, Thomas Knowles, William Whitehair, Thomas H. Hopwood, (two bills), and Adolphe Nolte. Finance Committee.

Ald. Remington, from the Committee on Relief and Support of the Poor, reported in favor of the bills of H. W. Jones, Eisenmenger & Kissel, Michael Heaver, St. Mary's Orphan Boy's Asylum, St. Patrick's Orphan Girl's Asylum, Silas J. Wagner, H. Mutschler, Adam Vogel, Fred Wurtz, Ellis & Haseltine, C. T. Moore, H. & P. Bender and John Nagle. Finance Committee.

REPORTS OF SPECIAL COMMITTEES.

Ald. Rogers, from the Committee on New Buildings, presented the following

COMMUNICATION FROM COMMITTEE OF BOARD OF SUPERVISORS.

To the Honorable Common Council of the City of Rochester:

The undersigned, Chairman of the Select Committee of the Board of Supervisors on the subject of acquiring the city's interest in the Courthouse building, respectfully states to your honorable body (in obedience to a resolution of the Board of Supervisors) that the agreement reported by the committee and approved by the Common Council, has been modified by the Board of Supervisors by striking out that part which stipulates that a portion of the county's land shall forever be kept open for air and light and a passage way, and may be improved by the city as such without charge to the county; and the Supervisors have authorized the Chairman of the Board to execute, on behalf of the county, the agreement as so modified.

Rochester, January 24, 1871.

Very respectfully,

THOS C. MONTGOMERY,

Chairman of Select Committee.

To HON. E. R. ANDREWS,

President of Common Council.

Ordered received, filed and published.

Ald. Rogers moved that the "modification" be accepted by this Common Council.

Ald. Stone moved to postpone action on Ald. Rogers' motion until the next regular meeting. Carried.

COMMUNICATIONS.

The Clerk presented the following:

CITY ASSESSOR'S OFFICE,  
Rochester, Jan. 24, 1871 }

To the Honorable the Common Council :

GENTLEMEN: The undersigned were instructed to confer with the owners of property required to be taken for the widening of German Alley, and report to your Board upon what conditions the same could be purchased.

In compliance with such instructions we beg leave to report to your honorable body that we have been unable to come to any agreement with such owners.

Respectfully submitted,

D. MCKAY,

E. T. OATLEY,

J. J. SHAFFER,

Assessors.

Ordered received, filed and published.

ORDINANCES.

IMPROVEMENT OF ATWATER STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Atwater street from North street to Clinton street, by setting a curb stone on each side of the street, paying the gutters with cobble stone with McAdam center, and constructing the necessary crosswalks and lateral sewers. Adopted.

The Surveyor submitted as such estimate, \$10,451.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The improvement of Atwater street, from North street to Clinton street, by setting a curb stone on each side of the street, paying the gutters with cobble stone, with McAdam center, and constructing the necessary crosswalks and lateral sewers.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$10,451, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Atwater street, from North street to Clinton street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed, within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent, per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Feb. the 7th, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Sarah Relyea, Conolly, Meyer, Glover, Craig, Stone Woodruff, Mandeville, Gering, Charters, Dagg, Stebbins, Nagel, Mauder, Aikenhead, Parsons—24

OPENING OF UNITY STREET.

Ald. Smith presented the final ordinance for opening Unity street, from Helena street to Milo street, and moved its adoption.

Ald. Parsons moved the indefinite postponement of the ordinance. Carried.

WIDENING OF GERMAN ALLEY.

Ald. Smith presented the final ordinance for widening German alley from German street to Bay street, and moved its adoption.

Ald. Parsons moved that action on the ordinance be postponed until the next regular meeting. Carried.

WIDENING AND EXTENDING GREEN STREET.

By Ald. Smith—Resolved, That the City Surveyor ascertain and report to this Board the expense of widening and extending Green street from Jackson street to Holley street.

The Surveyor submitted as such estimate \$30,000.

By Ald. Smith—Resolved, That the following improvement is expedient, viz:

The widening and extending of Green street, from Jackson street to Holley street, and the following described territory is deemed necessary to be taken for said improvement, viz:

Beginning at a point in the south line of Griffith street where the east line of Green street produced southerly would intersect the same; running thence southerly in a direct line to the intersection of the east line of Cayuga street with the north line of Holley street; thence westerly along the north line of Holley street to a point 66 feet distant, at right angles from the first described line; thence northerly parallel to and 66 feet distant therefrom, at right angles with the first described line to the south line of Griffith street; thence northerly parallel to and 33 feet distant therefrom at right angles with the west line of Green street to the south line of Jackson street; thence easterly along the south line of Jackson street to the west line of Green street; thence southerly along the west line of Green street to the south line of Griffith street; thence easterly along the south line of Griffith street to the place of beginning.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$30,000, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of the following named streets: Pinnacle avenue, Cayuga street, Green street as widened and extended, and Clinton street from Main street to the city line, Holley street from the west line of lot 153 Griffith tract to Cayuga street, Comfort street from the west line of lot No. 1, Section N, Williams Tract, to Cayuga street, West Alexander street from the west line of lot No. 436 Johnson and Atkinson Tract, to Cayuga street, Hamilton avenue, from the west line of lot No. 492 Johnson and Atkinson Tract to Cayuga street, Averill street from Whalin street to Cayuga street, Grand street from Whalin street to Cayuga street, Bond street from Grand street to Averall street, Nelson street from Cayuga street to city line, and all the lots lying between Nelson street and the east line of the city and south of Pinnacle avenue.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments as follows: One-third of the amount assessed, within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent, per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Feb. the 7th, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Resolved further, That the Assessors be and are hereby instructed to confer with the owners of property required to be taken for said improvement and report to this Board upon what conditions the same can be purchased.

Ald. Glover moved that the Ordinance be published, and action postponed until the next regular meeting.—Carried.

REPORT OF THE COMMISSIONERS ON THE  
WIDENING OF SELLINGER STREET.

Ald Smith presented the following:

SUPREME COURT—In the matter of widening Selling street, in the city of Rochester:

REPORT.

To the Honorable Common Council of the City of Rochester:

The undersigned Commissioners duly appointed by the Court to inquire into and determine what damages and compensation the owner or owners of the lands to be taken for the widening of said street, pursuant to the ordinance passed for that purpose, are entitled to, do report as follows:

That immediately after their appointment they took the oath of office required by the Charter and then gave public notice by a notice published daily for ten days in the Rochester Daily Democrat, that being the official paper of the city, of the time when, and the place where, the said Commissioners should meet to enter upon their duties; that pursuant to the said



notice the said Commissioners met and at once proceeded to and did view all the land and premises proposed to be taken in the premises; that they have been attended by parties interested and by the City Attorney, as counsel for the city; having taken testimony and heard allegations concerning the value of the land and the damages which the several owners and occupants would sustain by reason of taking the proposed land, and after hearing said parties and viewing said lands and premises, do report the damages and compensation which the several owners and occupants will be entitled to in consequence of the taking of the land aforesaid, as follows:

First—That Frederick Titenberg, who resides in said city, is the owner in fee of lot number one, on the south side of said street, being one hundred and eighteen (118) feet in front on said street, and lots number twenty-three (23) and twenty-four (24) on the south side of said street, being forty-one and one-fourth ( $41\frac{1}{4}$ ) feet each in front on said street, and lot number twenty-seven (27) on the north side of said street, being one hundred and eighteen (118) feet in front on said street, reference being had to a map, prepared in pursuance of said ordinance, a copy of which will be filed with this report in the Clerk's office of Monroe county.

That the proposed improvement takes a strip of land from the side of each of said lots, fronting on said street, two feet in width and the width of each of said lots; in all, three hundred and eighteen and one-half ( $318\frac{1}{2}$ ) feet in length; upon which premises there are outstanding mortgages as follows; upon said lot number one, to the Monroe County Savings Bank and upon said lots number twenty-three (23) and twenty-four (24) to D. R. Barton, who resides in said city.

We do estimate and determine the damage and compensation to which the said Frederick Titenberg is entitled, at the sum of thirty (30) dollars for the taking of said strip of land from said lot number one; the same amount for the taking of said strip from said lot number twenty-seven (27) and twenty and 63-100 dollars for the taking of said strip from said lot number twenty-three (23) and twenty-four (24), in all at eighty and 63-100 dollars (\$80.63).

Second—That Joseph Yack, who resides in said city, is the owner of lot number two (2) on the south side of said street, reference being had to said map, being thirty-six (36) feet in front on said street; that the proposed improvement takes a strip of land from the north end of his premises two feet wide and thirty six feet in length; which premises are held by him upon an article of agreement for the purchase thereof in fee, from said Frederick Titenberg; the aforesaid mortgage to the Monroe County Savings Bank, being also a lien upon these premises.

We do estimate and determine the damage and compensation to which said Joseph Yack is entitled therefor at the sum of eleven and 16-100 dollars (\$11.16).

Third—That August Sibert, who resides in said city, is the owner in fee of lot number three (3) on the south side of said street, (reference being had to said map), being thirty-six (36) feet in front on said street; that the proposed improvement takes a strip of land from the north end of his premises two feet in width and thirty-six feet in length; upon which premises there is an outstanding mortgage to said Frederick Tit-

enberg, and the aforesaid mortgage to the Monroe County Savings Banks.

We do estimate and determine the damages and compensation to which the said Sibert is entitled therefor at the sum of eleven and sixteen one hundredth dollars (\$11.16).

Fourth—That John Willner, who resides in said city, is the owner in fee of lot number four (4) on the south side of said street, (reference had to said map), being thirty-six feet in front on said street; and the proposed improvement takes a strip of land from the north end of his premises two feet in width and thirty-six feet in length; upon which premises there is an outstanding mortgage to the said Titenberg, and the said mortgage to the Monroe County Savings Bank.

We estimate and determine the damages and compensation to which he is entitled therefor at eleven dollars and sixteen cents (\$11.16.)

Fifth—That John Pacher, who resides in said city, is the owner in fee of lot number five (5), situate on the south side of said street, (reference had to said map), being thirty-six feet in front on said street; that the proposed improvement takes a strip of land from the north end of his premises two feet wide and thirty-six feet in length; upon which premises there is an outstanding mortgage to said Titenberg, and said mortgage to the Monroe County Savings Bank.

We do estimate and determine the damages and compensation to which said Pacher is entitled therefor at the sum of eleven and sixteen one-hundredths dollars (\$11.16.)

Sixth—That John Druse, who resides in said city, is the owner in fee of lot number six (6), situated on the south side of said street (reference had to said map), being thirty-six feet in front on said street; that the proposed improvement takes a strip of land from the north end of his premises two feet in width and thirty-six feet in length; upon which premises there is an outstanding mortgage to said Titenberg, and said mortgage to the Monroe County Savings Bank.

We do estimate and determine the damages and compensation to which said Druse is entitled therefor at the sum of eleven and 16-100ths dollars, (\$11.16.)

Seventh.—That Henry Holtorn, who resides in said city, is the owner in fee of lot No. seven (7) on the south side of said street, being thirty-six feet in front on said street; that the proposed improvement takes a strip of land from the north end of his premises, two feet in width and thirty-six feet in length, upon which premises there is an outstanding mortgage to said Titenberg and said Mortgage to the Monroe County Savings Bank.

We estimate and determine the damages and compensation to which he is entitled therefor at eleven dollars and sixteen cents, (\$11.16).

Eighth.—That John Krass, who resides in said city, is the owner in fee of lot number eight (8) on the south side of said street, being thirty-six feet in front on said street; that the proposed improvement takes a strip of land from the north end of his premises two feet in width and thirty-six feet in length; upon which premises there is an outstanding mortgage to said Titenberg, and said mortgage to the Monroe County Savings Bank.

We do estimate and determine the damages and compensation to which said Krass is entitled therefor at the sum of eleven and 16-100ths dollars, (\$11.16.)

Ninth.—That Philip Block, who resides in said city, is the owner in fee of lots numbers nine (9), ten (10) eleven (11), twelve (12), and thirteen, (13) on the south side of said street, being each thirty-six feet in front on said street; that the proposed improvement takes a strip of land from the north end of said lots two feet in width and one hundred and eighty (180) feet in length. We have not learned that there are any incumbrance on his premises.

We do estimate and determine the damages and compensation to which said Philip Block is entitled therefor at the sum of fifty-five dollars and eighty cents (\$55.80)

Tenth.—That Simon Schwitzer, who resides in said city, is the owner of lots numbers fourteen (14) and fifteen (15) on the south side of said street, being each thirty-six feet in front on said street, and lot number sixteen on the south side of said street, being forty feet in front on said street; that the proposed improvement takes a strip of land from the north end of said premises two feet in width and one hundred and twelve (112) feet in length; that he is the owner of said lot number fourteen in fee, clear of all incumbrance; that he holds said lot fifteen by article of agreement for the purchase thereof from said Philip Block, and said lot sixteen by a like article from Nicholas Gemel, who resides in said city.

We do estimate and determine the damage and compensation to which said Schwitzer is entitled therefor at the sum of thirty-four dollars and seventy-two cents (\$34.72.)

Eleventh.—That Nicholas Gemel, who resides in said city, is the owner in fee of lots numbers seventeen (17), twenty-five (25), twenty-six (26) and twenty-seven (27), said lots seventeen, twenty-five and twenty-six being each forty feet in front on said street, and said lot twenty-seven being one hundred and forty nine feet in front on said street; that the proposed improvement takes a strip of land from the north end of said lots two feet in width, and in length, of the width of said lots respectively on the said street; in all two hundred and sixty-nine feet; on which lot number twenty-five there is a mortgage to Andrew Love, of said city, and on said lot number twenty-seven is a mortgage to Mary A. Deles, of said city.—

We do estimate and determine the damages and compensation to which said Nicholas Gemel is entitled for the taking said strip from said lots, seventeen, twenty-five and twenty six, at the sum of twelve and 40-100 dollars for each lot, and for the taking said strip from said lot, number twenty-seven, at the sum of one hundred and eight and 94-100 dollars, in all one hundred and forty-six and 14-100 dollars (\$146.14).

Twelfth.—That Conrad Buckley, who resides in said city of Rochester, is the owner, by article of agreement for the purchase thereof from John Bickle, of said city, of lot number eighteen (18), on the south side of said street, being forty feet in front on said street; that the proposed improvement takes a strip of land from the north end of his premises two feet wide and forty feet in length.

We do estimate and determine the damages and compensation to which said Buckley is entitled therefor, at twelve and 40-100 dollars (\$12.40)

Thirteenth.—That Johanna Kimel, of said city, is the owner, by article of agreement for the purchase thereof, from said John Bickle, of lot

number nineteen (19) on the south side of said street, being forty feet in front on said street; that the proposed improvement takes a strip of land from the north end of her premises two feet wide and forty feet long.

We do estimate and determine the damages and compensation to which the said Johanna Kimel is entitled therefor, at twelve and 40-100 collars (\$12.40)

Fourteenth.—That Theresa Gebhard, of said city, is the owner, by article of agreement for the purchase thereof in fee from said John Bickle, of lot number twenty (20), on the south side of said street, being forty feet in front on said street; that the proposed improvement takes a strip of land from the north end of her premises two feet wide and forty feet long.

We do estimate and determine the damages and compensation to which said Theresa Gebhard is entitled therefor at twelve and 40-100 dollars (\$12.40).

Fifteenth.—That John Eikert, of said city, is the owner by article of agreement for the purchase thereof in fee from said John Bickle of lot number twenty-one (21), on the south side of said street, being forty feet in front on said street; that the proposed improvement takes a strip of land from the north end of his premises two feet wide and forty feet long.

We estimate and determine the damages and compensation to which he is entitled therefor at twelve and 40-100 dollars (\$12.40).

Sixteenth.—That Lawrence May, of said city, is the owner by article of agreement for the purchase thereof in fee from said Bickle of lot number twenty-two (22), on the south side of said street, being forty feet in front on said street; that the proposed improvement takes a strip of land from the north end of his premises two feet wide and forty feet long.

And we estimate and determine the damage and compensation to which he is entitled therefor at the sum of twelve and 40-100 dollars (\$12.40)

Seventeenth.—That Frederick Morhart, of said city, is the owner in fee and clear of incumbrance of lots numbers twenty-three (23) and twenty-four (24), on the south side of said street, being each forty feet in front on said street; that the proposed improvement takes a strip of land from the north end of his premises two feet in width and eighty feet in length.

And we estimate and determine the damages and compensation to which he is entitled therefor at twenty-four and 80-100 dollars (\$24.80).

Eighteenth.—That Jacob Magin, of said city of Rochester is the owner in fee of lot number one (1), on the north side of said Sellinger street, being one hundred and two and one half (102½) feet in front on said street; that the proposed improvement takes a strip of land from the south side of his premises two feet wide and one hundred and two and one half feet long; upon which premises there is an outstanding mortgage to Elizabeth Rau of said city; and we do estimate and determine the damage and compensation to which he is entitled therefor at ninety-one and fifteen one hundredth dollars, (\$91.15.)

Nineteenth.—That John Klinck, of said city, is the owner, by article of agreement for the purchase thereof in fee, from Elizabeth Rau, of said city, of lot number two (2) on the north side of said street, being forty-one (41) feet in front on said street, that said improvement takes a strip of land from the south end of his premi-

ses, two feet wide and forty-one feet long. And we estimate and determine the damage and compensation to which he is entitled therefor at twelve and 70-100 dollars, (\$12.71.)

Twentieth—That George M. Sellinger, of said city, is the owner in fee, clear of incumbrance, of lots number three (3), four (4), and five (5), situated on the north side of said street; said lot then being fifty-three feet, and each of said other lots forty feet, in all, one hundred and thirty-three (133) feet in front on said street; that the proposed improvement takes a strip of land from the south end of his premises, two feet wide and one hundred and thirty-three feet long.

And we estimate and determine the damage and compensation to which he is entitled therefor, at forty-one and 31-100 dollars (41.31.)

Twenty-first—That Martin Loritz, of said city, is the owner in fee, clear of incumbrance, of lot number six (6) on the north side of said street, being forty feet in front on said street; that the proposed improvement takes a strip of land from the south end of his premises, two feet wide and forty feet long.

And we estimate and determine the damages and compensation to which he is entitled therefor at twelve and 40-100 dollars (\$12.40.)

Twenty-second—That Cunigunde Kupper-schmit of said city, is the owner in fee of lot number seven (7) and eight (8) on the north side of said street, being forty feet each in front on said street; that the proposed improvement takes a strip of land from the south end of his premises two feet wide and eighty feet long; upon which premises there is an outstanding mortgage to Charles Hetzel of said city of Rochester.

We estimate and determine the damages and compensation to which he is entitled therefor at twenty-four and 80-100 dollars (\$24.80.)

Twenty-third—That Christian Stein, of said city, is the owner in fee, clear of incumbrance, of lot number (9) on the north side of said street, being forty feet in front on said street; that the proposed improvement takes a strip of land from the south end of his premises two feet wide and forty feet long.

And we estimate the compensation to which he is entitled therefor at twelve and 40-100 dollars \$14.40.)

Twenty-fourth—That Philip Schaad of said city, is the owner in fee, clear of incumbrance, of lot number ten (10) on the north side of said street; being forty-eight feet in front on said street; that the proposed improvement takes a strip of land from the south end of his premises two feet wide and forty-eight feet long.

We estimate and determine the damages and compensation to which he is entitled therefor at fourteen and 88-100 dollars \$14.88.)

Twenty-fifth—That Philip Kramer, of said city, is the owner, by article for the purchase thereof in fee from Jacob Rauber of said city of lot number eleven (11) on the north side of said street; being forty-two feet in front on said street; that the proposed improvement takes a strip of land from the south end of his premises, two feet wide and forty-two feet long.

We estimate and determine the damages and compensation to which he is entitled therefor at thirteen dollars and two cents (\$13.02.)

Twenty-sixth—That Michael Sellinger, of said city, is the owner in fee of lots number twelve (12) and thirteen (13) on the north side

of said street, being each forty-two feet in front on said street; that the proposed improvement takes a strip of land from the south end of said premises two feet wide and eighty-four feet long; upon which premises there is an outstanding mortgage to Frederick Burkard, of said city.

We estimate and determine the damages and compensation to which the said Michael Sellinger is entitled therefor at twenty-six dollars and four cents (\$26.04.)

Twenty-seventh—That Valentine Lorig, of said city, is the owner by article of agreement for the purchase thereof in fee from George M. Sellinger, of said city, of lot number fourteen (14) on the north side of said street, being forty-one feet in front on said street; that the proposed improvement takes a strip of land from the south end of his premises two feet wide and forty-one feet long.

And we estimate and determine the damages and compensation to which he is entitled therefor at twelve dollars and seventy-one cents (\$12.71.)

Twenty-eighth—That George M. Sellinger, 2d, of said city of Rochester, is the owner by article of agreement for the purchase thereof in fee from George M. Sellinger, of said city, of lot number fifteen (15) on the north side of said Sellering street, being thirty-four feet in front on said street; that the proposed improvement takes a strip of land from the south end of his premises two feet wide and thirty-four feet long.

We estimate and determine the damages and compensation to which he is entitled therefor at ten dollars and fifty-four cents (\$10.54.)

Twenty-ninth—That Frederick Suss, of said city, is the owner in fee of lot number sixteen (16) on the north side of said street, being thirty-four feet in front on said street; that the proposed improvement takes a strip of land from the south end of his premises two feet wide and thirty-four feet long; upon which premises there is an outstanding mortgage to H. Sargent of said city.

We estimate and determine the damages and compensation to which he is entitled therefor at ten dollars and fifty-four cents (\$10.54.)

Thirtieth—That Edward Krause, of said city, is the owner in fee of lot number seventeen (17) on the north side of said street, being thirty-four feet in front on said street; that the proposed improvement takes a strip of land from the south end of his premises two feet wide and thirty-four feet long, upon which premises is an outstanding mortgage to Frederick Titenberg and Otis N. Wilcox, of said city, or one of them.

We estimate and determine the damages and compensation to which he is entitled therefor at ten dollars and fifty-four cents (\$10.54.)

Thirty-first—That Joachim Schroeder, of said city, is the owner, by article of agreement for the purchase thereof in fee from George M. Habberger, of said city, of lot number eighteen (18) on the north side of said street, being thirty-four feet in front on said street; the proposed improvement takes a strip of land from the south end of his premises two feet wide and thirty-four feet long.

We estimate and determine the damages and compensation to which he is entitled therefor at ten dollars and fifty-four cents (\$10.54.)

Thirty-second—That Carl Thon, of said city, is the owner in fee of lot number nineteen (19), on the north side of said street, being thirty-four feet in front on said street; that the pro-

posed improvement takes a strip of land from the south end of his premises two feet wide and thirty-four feet long, upon which premises is an outstanding mortgage to Freerick Titenberg and Otis N. Wilcox, of said city, or one of them.

We estimate and determine the damages and compensation to which he is entitled therefor at ten dollars and fifty-four cents (\$10.54).

Thirty-third—That Christian Ellinger, of said city, is the owner in fee of lot number twenty (20) on the north side of said street, being thirty-four feet in front on said street; that the proposed improvement takes a strip of land from the south end of his premises two feet wide and thirty-four feet long, upon which premises is an outstanding mortgage to Frederick Titenberg and Otis N. Wilcox, of said city, or one of them.

We estimate and determine the damages and compensation to which said Christian Ellinger is entitled therefor at ten dollars and fifty-four cents (\$10.54).

Thirty-fourth—That John Banker, of said city, is the owner in fee, clear of incumbrance, of lots numbers twenty-one (21) and twenty-two (22) on the north side of said street, being each forty-one and one-fourth feet in front on said street; that the proposed improvement takes a strip of land from the south end of said premises two feet wide and eighty-two and one-half feet long.

We estimate and determine the damages and compensation to which he is entitled therefor at twenty-five dollars and fifty-seven cents (\$25.57.)

Thirty-fifth—That we have not been able to ascertain who is the owner of lots numbers twenty-five (25) and twenty-six (26) on the north side of said street, being each forty and one-fourth feet in front on said street; that the proposed improvement takes a strip of land from the south end of these premises two feet wide and eighty and one-half feet long.

We estimate and determine the damages and compensation to which the owner or owners thereof are entitled therefor at twenty-five dollars and fifty-seven cents (\$25.57).

The undersigned beg leave to refer to the aforesaid map, which will be attached to and filed with this report in the Clerk's Office of Monroe County, for a more particular description of the premises herein described; also describing the present lines of Sellinger street, and the strip of land required for the widening of said street.

All of which is respectfully submitted.

Dated January 11, 1871.

GEORGE TRUESDALE,

HIRAM DAVIS

CHRISTIAN WIDMAN,

Commissioners.

Ald. Smith moved that the report be received, filed and published, and that the next regular meeting be fixed, when appeals therefrom will be heard. Carried.

#### STONE SEWER IN AQUEDUCT STREET.

Ald. Caring presented the final ordinance for a stone sewer in Aqueduct street from the sewer in Buffalo street through Aqueduct street, Child's Basin and Slip and Court street to the centre of Exchange street, and moved that action thereon be postponed until the last regular meeting in March next. Carried.

57

#### SPRINKLING EXCHANGE STREET.

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling Exchange street, from Buffalo street to the G. V. R. R. Depot during the season of 1871. Adopted.

The Surveyor submitted as such estimate \$750.

By Ald. Remington—Resolved, That the following improvement is expedient, viz:

The sprinkling of Exchange street, from Buffalo street to the G. V. R. R. Depot during the season of 1871.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof and reported the same at \$750, which estimate is hereby approved.

Resolved further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Exchange street, from Buffalo street to the G. V. R. R. Depot.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Feb. the 7th, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Nagel, Mauder, Aikenhead, Parsons—24.

Ald. Remington presented the following:

#### FIRST ORDINANCES FOR SPRINKLING STREETS FOR THE SEASON 1871.

West avenue from the Erie Canal to the city line, and the Chili road from its intersection with West avenue to the city line.

Plymouth avenue from Buffalo street to Calidonia avenue.

State street from Buffalo street to Jay street.

Front street from Buffalo street to New York Central railroad.

North and South St. Paul streets from the Erie Canal to the New York Central railroad.

North and South Clinton streets from Monroe avenue to Andrew street.

East avenue from Main street to Goodman street.

Troup street from Exchange street to Caledonia avenue.

Buffalo street and Main street from Erie Canal to North street.

Main street from North street to Scio street.

North and South Fitzhugh streets from the Erie Canal to Alien street.

Ald. Parsons moved that the ordinances be tabled for the present. Carried.

#### EXECUTIVE.

Ald. Stone presented the following:

ROCHESTER, Jan. 24, 1871.

To the Honorable the Common Council:

GENTLEMEN:—I beg leave of your Honorable Body to, and hereby tender my resignation as Commissioner of Deeds for the city of Rochester. Yours Respectfully,

DAVID NIVEN,

And moved its acceptance. Carried.

Ald. Stone moved that the Board now proceed to ballot for Commissioners of Deeds, to fill vacancies existing in several wards. Carried.

Ald. Gerling moved that the Clerk be authorized to cast the entire vote for said Commissioners. Carried.

#### FIRST BALLOT.

The following persons each received twenty-three votes and were declared appointed Commissioners of Deeds for the city of Rochester, term of office to expire December 31st, 1872:

First Ward—Benjamin F. Freeman, Louis W. Brandt.

Third Ward—Samuel M. Sherman, J. Milton French.

Fourth Ward—Charles M. St. John.

Fifth Ward—Walter W. Adams.

Eighth Ward—Henry E. White.

Eleventh Ward—Charles F. Pond, Frank F. Emory.

Twelfth Ward—Harrison G. Otis.

Ald. Stone moved the reconsideration of the vote on Ald. Rogers' motion to accept the modification as adopted by the Board of Supervisors Carried.

Ald. Roger's motion that the "modification" as adopted by the Supervisors be accepted by this Common Council was then acted on and declared lost by the following vote :

Nays—Ald. Whitcomb, Remington, Herzberger, Smith, Meyer, Glover, Stone, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—16.

Ayes—Ald. Andrews, Rogers, Relyea, Connolly—4.

Ald. Gerling moved that action on the ordinances for street sprinkling be postponed until the next regular meeting. Carried.

#### MISCELLANEOUS.

Ald. Nagle presented the following petition and moved it be published and referred to the Grievance Committee and City Attorney. Carried.

ROCHESTER, Jan. 10, 1871.

*To the Honorable the Common Council of the City of Rochester :*

GENTLEMEN,—We, the undersigned citizens and taxpayers, of the 5th, 6th, 13th and 14th Wards, do hereby respectfully petition the Honorable Board of Common Council to abate the nuisance caused by the stoppage of train of the N. Y. C. R. R., for half an hour or more, at the street crossings in said Wards, thereby causing great annoyance and inconvenience to citizens in said Wards, and to mechanics and laborers in going to and from their work.

Very respectfully, your Petitioners.

George Priest, B. Rapp, John Wegman, Joseph Albersdorfer, Frank Dill, Charles Kenning, Anthony Naber, George Zimmermann, Jacob Schmore, Henry Watther, Henry Flascher, Christian Widman, William Pring, Ignatz Nientimp, Thurza P. Malper, Philipp Knapp, Anthony Shaefer, Jetry Wahlford, Paul Straup, E. P. Knapp, John Meyer, Martin Hiberger, John Rauber, Jacob Heberger, M. Sellinger, Valentine Kramer, Jas. Crittenell, John Bickell, Michael Thirn, Frederick Morehardt, John No thaker, Patrick Punch, Henry Pötsch, Anselm Haellig, Henry Averill, John Beisiegel, August Seizer, Friedrich Vetter, Charles Hultenschmidz, Phillip Bracht, John H. Jacobs, Leopold Werner, Adam Bertsch, Frederick Zink, Jno. Ganne, Floraim, Hittig, Balshazar Maurer, Henry Koesterer, Tappyn Gobuh, John Thrug, Peritz Weinstein, I. V. Moshier, B. Kiefer, B. Bardwall, Jacob Reicherts, Frank H. Bradler, George Hoptler, Jacob Schroth, J. B. Muir, John Armstrong, Daniel Zimbrich, George Hetzler, Valentine Hetzler, Joseph Siegl, Niholomb Zulfw, John Kelley, John Sadler, Seit Maple, John Barnicle, Christopher Dufflon, Meinrad Helfer, Carl Hutte, Franz Sixt, M. Mallie, Jacob Hartor, Chas. N. Brown, Henry Spuhn, Henry Chuzon.

By Ald. Mauder—Resolved, That the City Clerk be and is hereby authorized to draw an order on the City Treasurer for ninety-five dollars, payable to the order of Jesse Shepherd, and charge the same to the Sillinger Street Widening Fund.

Adopted by the following vote :

Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Stone, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—20.

By Ald. Dagge—Resolved, That Frederick Schlegle and Geo. C. Schule have permission to lay a flag walk in front of their premises on South avenue, under the direction of the Improvement Committee and City Surveyor. Adopted.

Ald. Stebbins presented the bill of Edward Harris, and moved its reference to the Law Committee. Carried.

By Ald. Stone, That the Treasurer pay Perkins & Falmer twenty-five dollars, amount paid by them to the Race Company for the use of water for the Hose Depot, and other matters pertaining to the Fire Department, and charge Fire Department fund. Adopted by the following vote :

Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Stone, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—20.

Ald. Meyer, from the Committee on Public Parks, presented the following :

#### AN ACT

To authorize the selection and location of certain grounds for public parks in the city of Rochester, and to provide for the maintenance and establishment thereof.

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

SECTION 1. There shall be appointed by the Mayor of the city of Rochester, by and with the advice and consent of a majority of all the members of the Common Council of said city, eight citizens of Rochester, four commissioners on each side of the river, and the persons so appointed, together with the Mayor of said city, shall be, and they are hereby constituted, a Board of Commissioners of the park or parks, approaches and streets which may be created pursuant to the provisions of this act, with the name and style of "The Park Commissioners." The said commissioners shall hold office for the term of eight years from the first day of May, eighteen hundred and seventy-one, and until others are appointed in their places. There shall be one vacancy created yearly, and the period that each shall hold the office of Park Commissioner shall be determined by lot, viz : one for one year, one for two years, and so on through the whole period of eight years. No member of said Board shall receive any compensation for his services, but Commissioner shall be entitled to receive his actual disbursements for expenses in visiting and superintending said park, when such visit or service shall be made or rendered by the direction of the Board of Commissioners. In case of a vacancy in said Board, occasioned by expiration of terms of office, or otherwise, such vacancy shall be filled by the Park Commissioners, by and with

the advice and consent of not less than a majority of all the members of the Common Council of said city; and the person so appointed shall hold his office for the term of eight years from the date of his appointment, until another shall be appointed in his place.

§ 2. The said board shall have power to select and locate such grounds in and near the city of Rochester as may in their opinion be proper and desirable to be reserved and set apart for one or more public parks, and also to locate and lay out such approaches thereto, and streets connecting the said parks, as may in their judgment be desired; and for this purpose the said commissioners may take any part or parts of existing streets, and also change the lines thereof. Before any proceedings shall be had or taken for acquiring the title to any real estate, the said commissioners shall cause to be made a map of the land which they shall determine to take for such park or parks, and approaches thereto, and streets connecting the same, which shall be certified by the president and engineer, or a majority of the commissioners, and filed in the office of the Clerk of the county of Monroe.

§ 3. The said Commissioners shall hold their first meeting on the first Monday of May, eighteen hundred and seventy-one, at twelve o'clock at noon, at the Mayor's office in said city. The said Commissioners shall, at said meeting, choose a President of said Board, who shall be member thereof, and shall appoint one or more persons to act as the Treasurer and Secretary of the said Board.

§ 4. The said Commissioners shall make such selection and location, in view of the present condition and future growth and wants of said city, as they shall deem best; and they shall report such selection and location to the Common Council of said city, on or before the first day of November, eighteen hundred and seventy-one. In said report said Commissioners shall state the boundaries of the grounds located by them, and and the approaches and streets by them laid out. In said report the said Commissioners shall designate the name or names of the said park or parks, approaches thereto, and streets connecting the same. And the tracts, pieces, and parcels of land which may be described in the said report are hereby declared to be public places, and shall be deemed to have been taken by said city of Rochester for public use, as and for a public park or parks, and approaches thereto, and public streets connecting the same. And the parts of all streets, avenues, and highways now laid out as running through said pieces of land are hereby closed and discontinued, so far as the same would run through or intersect said pieces of land. The said, the Park Commissioners, for the purpose of performing the duties imposed upon them by this section, may use any map now or which may hereafter be, on file in the City Surveyor's office in said city, and shall have power to employ a Surveyor and other assistants, at a yearly expense not exceeding three thousand dollars, and the same shall be a charge upon the city of Rochester, and shall be paid out of the moneys hereby authorized to be raised for such parks.

§ 5. Before any land shall be taken for such park or parks, or for the approaches thereto, or streets connecting the same, by virtue of this act, the Common Council of the city of Rochester shall, by resolution, declare that the city of Rochester intends to take the land which shall have been so selected

and located by said Park Commissioners, for a public park or parks, and the approaches thereto, and streets connecting the same, and shall give notice of such intention by publishing the same in all the daily city newspapers for twenty successive week days.

§ 6. After the expiration of the said publications, the Common Council shall, by a resolution, declare that the city of Rochester has determined to take and appropriate the said land for the purposes aforesaid, and they shall give notice of such determination by publishing the same in each of the daily city newspapers for ten successive week days, and that the city of Rochester will, on some day to be named in said notice, apply to the supreme court of the Seventh Judicial District for the appointment of three Commissioners, to ascertain and report the just compensation to be paid to the person or persons or corporation owning or having any interest in said property.

§ 7. Upon the day designated in the said notice, or on some other day to be named by the said Court, it shall hear the application of the city, and appoint three Commissioners for the purposes aforesaid; and, in case any Commissioner shall decline to serve, the said Court may, on application of the City Attorney, by direction of the Park Commissioners, without further notice, appoint another in his place.

§ 8. The Commissioners so appointed shall, before they enter upon their duties, take and subscribe an oath, to be administered by some person authorized to administer oaths, faithfully execute their duty according to the best of their ability. They shall give notice of the time and place of their meeting to view the said property, by publishing the same in all the daily city newspapers for five successive week days.

§ 9. The Commissioners shall together view such property, and may receive any legal evidence as to the compensation which should be made therefor, and may adjourn from time to time. They shall ascertain and award to the respective owners of the property to be taken, and to all persons or corporations interested therein, such compensation therefor as in their opinion will be just and proper. The report of the Commissioners, signed by a majority of said Commissioners, shall be filed in the office of the Clerk of the Supreme Court as soon as completed, and said report shall be made and filed within one year from the time of their appointment; and in making such estimate they shall not make any deduction or allowance for or on account of any supposed benefits or advantages to be derived from taking said lands, as public places, or in consequence thereof.

§ 10. After the report of the said Commissioners shall be so filed, the Common Council shall give notice, by publishing the same in ten successive numbers of each of the daily newspapers in said city, that they will, on a day to be specified in said notice, apply to the Supreme Court for an order confirming the report, and on the day so appointed the said Court, upon being furnished with proof of the due publication of said notice as provided, shall confirm such report, and shall make an order containing a recital of the substance of the proceedings in the matter of the appraisal, and a description of the real estate appraised for which compensation is to be made; and shall also direct to whom the money is to

be paid, or in what bank or in what manner it shall be deposited by said city.

§ 11. A certified copy of the order so as to be made, as aforesaid shall be recorded at full length in the office of the Clerk of the County of Monroe, and thereupon, and on payment or deposit by the city of Rochester of the sums to be paid as compensation for the lands so taken, as directed by said order, the said lands shall vest forever in the city of Rochester, for the uses and purposes in this act mentioned, and the said park commissioners shall be entitled to enter upon, take possession of, and forever use, the said land for the purpose of a park or parks, approaches thereto, and streets connecting the same.

§ 12. If there shall be adverse and conflicting claimants to the money, or any part of it, to be paid as compensation for the real estate taken for the purposes aforesaid, the court may direct the moneys to be paid into court by the city, and may determine who is entitled to the same, and direct to whom the same shall be paid, and may, in its discretion, order a reference to ascertain the facts on which such determination and order are to be made.

§ 13. The said Court shall have power at any time to amend any defect or informality in any of the proceedings to acquire title to said land as may be necessary; and also to appoint other Commissioners in place of any who shall die, or refuse or neglect to serve, or be incapable of serving.

§ 14. If, at any time after an attempt to acquire title by appraisal as aforesaid, it shall be found that the title thereby attempted to be acquired is defective, the city of Rochester shall proceed anew to acquire or perfect such title in the same manner as if no appraisal had been made; and at any stage of the proceedings, after the confirmation of the report of the said Commissioners, the said Court may authorize the said Park Commissioners, if in possession, to continue in possession, and if not in possession, to take possession, and use such real estate during the pendency, and until the final conclusion of such new proceedings, and may stay all actions or proceedings against the park commissioners, or against the city of Rochester, on account thereof, upon the city of Rochester paying into court a sufficient sum, or giving such security as the court may direct, to pay the compensation therefor when finally ascertained.

§ 15. In all cases where any real estate, subject to any lease or other agreement, shall be taken under the proceedings authorized by this act, all the covenants and stipulations contained in such lease or agreement shall, upon the final confirmation of the report of said commissioners, cease, determine, and be discharged; and in all cases when a part only of any real estate shall be so taken, the said covenants and stipulations shall be so discharged only as to the part so taken. And the Supreme Court of said city may, on the application of any party in interest to such lease or agreement, and after a notice in writing of eight days upon the other parties interested, appoint three disinterested freeholders of the city, residents therein, to determine the rents, payments and conditions thereafter paid and performed under such lease or agreement, in respect to the residue of such real estate. And the report of the said freeholders, on being confirmed by the court, shall be binding and conclusive on all persons interested in such real estate.

§ 16. For the purpose of paying for the lands which may be taken under the provisions of this act, for the purpose of laying out, improving and embellishing the park or parks, approaches thereto, and connecting streets, created under the provisions of this act, and the expenses of acquiring title there to under the provisions of this act, the bonds of the city of Rochester, to such amount, not exceeding four hundred thousand dollars, as shall be necessary, shall be issued by the Mayor and Treasurer of said city, from time to time, as the same shall be required for the purposes aforesaid. Said bonds shall be known as "The Rochester Park Bonds," and shall be payable in not less than forty-five nor more than sixty years from the date thereof; shall bear interest at a rate not exceeding seven per cent. per annum, payable half-yearly on the first day of January and July in each year. And the said bonds and the proceeds of the sale thereof, shall constitute the fund for paying the cost of the lands taken and purchased under the provisions of this act, and the expenses of acquiring the title thereto, and for the laying out, improvement and embellishment thereof. And the treasurer of said city shall pay the sums which may be awarded, as above provided, to the owner or owners, or persons in any way interested in the lands which shall be taken pursuant to the provisions of this act. And, as the said bonds are from time to time issued, the treasurer shall cause to be kept in his office, in a book to be provided for that purpose, a true and correct statement and account of each and every bond issued under the provisions of this act, showing the number of each bond and the date and the amount thereof, and the time when due; and such book shall be open for public inspection, and shall be delivered to his successor in office.

§ 17. The bonds of the city of Rochester, which shall be issued by virtue of this act, bearing a rate of interest not less than seven per cent. per annum, may be used by said city, or by the Treasurer thereof, at not less than their par value, in paying any amounts which said city shall have become liable to pay for compensation or damages awarded under this act. The bonds of the city of Rochester, which shall be issued by virtue of this act, may be sold at public or private sale, or by subscription, and on such terms, not less than par, as the Common Council of said city may prescribe. And the proceeds of such sales shall be paid over to the Treasurer of said city; or said Treasurer may, with the concurrence of the Mayor of said city, pledge any of said bonds for money borrowed temporarily, and for the purposes of this act, at a rate of interest not exceeding seven per cent. per annum. And any savings banks in said city may loan its funds to the city of Rochester for the purposes of this act, and bonds of the city of Rochester shall be issued to the bank making such loan, in manner and form as above prescribed, at such rate of interest, not exceeding seven per cent., and upon such terms of payment, not sooner than forty-five years, as may be agreed upon between the trustees of said bank and the Common Council of said city.

§ 18. The lands hereby authorized to be taken or purchased by said city for a public park or parks, and for approaches thereto, and streets connecting the same, are hereby pledged for the payment of the

bonds which may be issued by virtue of this act.

§ 19. In order to provide for the payment of the interest and principal of the bonds hereby authorized to be issued by said city, there shall be added to the general City Tax for the city of Rochester at large, in the year when the first issue of bonds hereby authorized shall be made, and each year thereafter, such sum of money in each of said years as shall be required to pay the interest upon the bonds which shall have been issued pursuant to the provisions of this act, and also a sum of money equal to one per centum upon the whole amount of the bonds issued pursuant to this act. And such sums of money as may be raised by taxation pursuant to this act shall be applied, first, to the payment of the interest upon the bonds issued pursuant to the provisions of this act, and such sums of money raised as aforesaid, as may remain after the payment of said interest, shall be held by the Treasurer of the said city, and shall be used by said Treasurer in the redemption and payment of any of said bonds which may be presented for payment, even though the same may not be due. And the Treasurer shall give each year twenty days' notice, by publication in two daily newspapers published in said city, one of which shall be the official paper, of the amount of said bonds which he shall be prepared to redeem and pay, and in such notice he shall state the time when and place where the said bonds may be presented for redemption and payment; and the said Treasurer shall pay the bonds which may be presented for payment during the period mentioned in said notice, in the order in which said bonds shall be presented, to such an amount as the funds in the hands of the Treasurer shall permit; and all sums of money which shall remain in said Treasurer's hands, after paying the interest on said bonds and after paying and redeeming such bonds as shall be presented for payment pursuant to the terms hereof, shall be invested in the bonds of the city of Rochester, or in the public stocks of the United States, or in the bonds of the State of New York, and the funds so invested, and the accumulation thereof, shall, as herein provided, be applied to the redemption and payment of bonds issued pursuant to the provisions of this act, and to the full and final redemption of the said bonds, and for no other purpose or purposes.

It shall be the duty of the Treasurer of said city to estimate and ascertain the amounts required to be added to the general City Tax of said city, by virtue of this act, and to transmit a statement each year to the Common Council of said city, in time to have such amount included in the general tax of said city for that year; and it shall be the duty of said Common Council to cause such amount to be included in such general tax. And said Common Council shall annually provide by tax for the payment of the principal and interest of the bonds issued pursuant to the provisions of this act.

§ 20. The Commissioners appointed by virtue of section seven of this act shall have authority to employ Surveyors, and to use any map on file or belonging to said city, and to cause maps to be made as may be necessary. Said Commissioners shall be allowed a compensation of five dollars per day for their time actually employed in discharging their duties as such Commissioners. And all such compensation, and the necessary expenses of said Commissioners

in discharging their duties, shall be allowed on taxation by the Court aforesaid, and paid by said city of Rochester out of the moneys hereby appropriated.

§ 21. A majority of the Board of the said Park Commissioners shall constitute a quorum for the transaction of business. The said Board shall have the full and exclusive power to make rules and by-laws for the orderly transaction of their business; to govern, manage and direct, and to lay out and regulate, the said park or parks, the approaches thereto, and the streets connecting the same; to appoint such engineers, surveyors, clerks and other officers, as may be necessary; to prescribe and define their respective duties, and to fix the amount of their compensation; and generally, in regard to the said park or parks, the approaches thereto, and streets connecting the same, they shall possess all the power and authority now by law conferred on or possessed by the Common Council of said city, in respect to the public squares and places in said city.

§ 22. It shall be a misdemeanor, for any commissioner to be directly or indirectly in any way pecuniarily interested in any contract or work of any kind whatever connected with said park or parks, approaches thereto, or streets connecting the same; and it shall be the duty of any commissioner, or other person who may have any knowledge or information of the violation of this provision, forthwith to report the same to the Mayor of the city of Rochester, who shall present the facts of the case to the Supreme Court. The said Court shall hear in a summary manner such Commissioner in relation thereto, and any evidence he may offer; and if, after such hearing, the said Court shall be satisfied of the truth of said charge, the justice holding the same shall, by an order of said Court, to be made at chambers or in term, immediately remove the said commissioner.— Every Commissioner shall, before entering upon the duties of his office, take and subscribe the oath prescribed by the constitution of the state, which oath shall be filed in the office of the Clerk of the Supreme Court.

§ 23. The said the Park Commissioners shall, in the month of January of every year, make to the Common Council of said city a full report of their proceedings and a detailed statement of all their receipts and expenditures.

§ 24. Whenever the city of Rochester shall have become vested with the title to the lands taken or purchased pursuant to this act, it shall be lawful for the said the Park Commissioners to let from year to year any buildings and the grounds attached thereto which may be within the boundaries of the lands so taken, until the same shall be required for the laying out, regulation and improvement of the lands so taken; and the said the Park Commissioners may sell and convey, with the consent of the Common Council, any buildings, lands purchased, improvements and other materials within the boundaries of the lands so taken and belonging to said city, which, in their judgment, shall not be required for the purposes of the said park or parks, approaches thereto, and streets connecting the same; and the proceeds of such leases and sales shall be deposited with the Treasurer of said city, to the credit of the said the Park Commissioners, and used by them for the improvement of the said park or parks, approaches thereto, and streets connecting the same.



§ 25. No street or other railway shall enter upon, in or through the said park or parks. The said Commissioners shall have power to license hacks for use in said park or parks, to let from year to year, or for any term not exceeding ten years, the right to sell refreshments within the said park or parks, under such regulations as the said park commissioners shall prescribe. Any and all sums of money which may be received by the said park commissioners, pursuant to this section, shall be devoted to the improvement of the said park or parks, approaches thereto, or streets connecting the same.

§ 26. For the purpose of caring for and embellishing said park or parks, the common council of the city of Rochester shall provide the sum of twenty thousand dollars yearly, which sum shall be spent upon the order of the park commissioners.

§ 27. The park commissioners shall appoint and detail for service in the said park or parks, approaches thereto, and streets connecting the same, such number of policemen as the said park commissioners shall, by their resolution, require; and such Policemen, when detailed for service, pursuant to this section, shall be subject to the rules and regulations which shall be adopted by the said park commissioners, and receive such salaries as the park commissioners may determine, to be paid from the fund provided for the park maintenance.

§ 28. None of the said Park Commissioners, nor any person, whether in the employ of said commissioners or otherwise, shall have the power to create any debt, obligation, claim or liability for or on account of the said park commissioners, except with the express authority of said commissioners conferred at a meeting thereof duly convened and held.

§ 29. The office of any one of the said Park Commissioners, who shall not attend the meetings of the said Board of the Park Commissioners for three successive months after having been duly notified of said meetings, without reasons therefor satisfactory to said Board, or without leave of absence from said Board, shall by said Board be declared vacant.

§ 30. Real and personal property may be granted, bequeathed, devised or conveyed by purchase to the said city of Rochester, for the purpose of the improvement or ornamentation of the said park or parks, approaches thereto, and streets connecting the same, or for the establishment or maintenance therein of museums, zoological or other gardens, collections of natural history, observatories, libraries, monuments or works of art, upon such trusts and conditions as may be prescribed by the grantors or devisors thereof, and agreed to by the mayor and common council of said city. All property so devised, granted, bequeathed or conveyed, and the rents, issues, profits and income there of, shall be subject to the exclusive management, direction and control of the said Park Commissioners.

§ 31. It shall be lawful for said Board of the park commissioners at any meeting thereof, duly convened, to pass such ordinances as they may deem necessary for the use, regulation, protection and government of the park or parks, approaches thereto, and streets connecting the same, not inconsistent with the ordinances of the city of Rochester, or with the provisions of this act; such ordinances shall, immediately up-

on their passage, be published for ten days in two daily newspapers published in said city, one of which shall be the official paper.

§ 32. All persons offending against such ordinances shall be deemed guilty of a misdemeanor, and shall be punished, on conviction before any Court of competent jurisdiction in the city of Rochester, by a fine not exceeding one hundred dollars, or by imprisonment not exceeding thirty days, or both, at the discretion of the Court.

§ 33. All proceedings in any Court contemplated by this act shall be had in the supreme court of the seventh judicial district.

§ 54. No member of the Common Council of said city shall be eligible to the office of a Park Commissioner.

§ 35. All acts and parts of acts inconsistent with this act are hereby repealed.

By Ald. Meyer—Whereas, A bill was submitted to the Legislature last winter to authorize the city of Rochester to establish, under a Commission, a large public park, but for want of time was not passed, therefore,

Resolved, That the same act be placed in the hands of the member, from this city, and that he be requested to introduce it in the Legislature and urge its passage.

Ald. Stone moved that the act be published; and that further action on the matter be postponed until the next regular meeting—Carried.

By Ald. Glover—Resolved, That the Street Superintendent renumber the buildings on Monroe Avenue, from the corner of South Clinton street, to the city line—Adopted.

Ald. Relyea moved that when the Board adjourned, it be to Tuesday evening next, at 7½ o'clock, to consider Charter amendments.

#### FINANCE BUDGET.

ROCHESTER, Jan. 24, 1871.

By Ald. Relyea—Resolved, That the Treasurer pay as follows, when there are funds applicable,:

COPIFYING FUND.	
W. S. Grantsy, Surveyor, salary 1 month February 1st.....	\$283 34
W. F. Morrison, City Clerk, salary 1 month February 1st.....	100 00
Jesse Shepard, City Attorney, salary 1 month February 1st.....	88 34
Thos. H. Hopwood, City Messenger, salary 1 mo. February 1st.....	66 67
Francis Lockhart, Watchman, salary 1 month salary 1 month February 1st.....	35 00
David McKay, City Assessor, salary 1 month February 1st.....	150 00
E. T. Oatley, .....	150 00
John J. Shaffer, .....	150 00
Rochester Publishing Association, publishing proceedings to January 20th, (p. yable to Treasurer).....	600 00
Kidd Foundry and Steam Engine Manufacturing Company, 1 on plates, &c.....	13 25
Chas. J. Powers, County Clerk services.....	8 13
Thos. Knowles, hack hire.....	2 00
Wm. Whitthar, .....	2 00
Thos. Hopwood, disbursements.....	23 75
Adolph Nolte, printing proceedings, &c, 1 year to Jan. 1st.....	502 00
Frank Bissett, hack hire.....	20 50
And charge that Fund.....	

#### POOR FUND.

H. W. Jones, Overseer of Poor, 1 month's salary, Feb. 1st.....	\$100 00
John Williams, Excise Commissioner, 1 qr salary to Jan. 1st.....	300 00
Dr. J. C. Harrington, City Physician, 1 month's salary to Feb. 1st.....	41 67
Henry Hook, p. id orders, pay Treasurer.....	52 50
H. W. Jones disbursements.....	139 39
Eissenmenger & Kissel, bread.....	87 25
M. Heavey, livery hire.....	38 00
St. Mary's Orphan Boys' Asylum, maintenance of children for quarter Jan. 1st, 1871.....	789 85
St. Patrick's Orphan Girls' Asylum, maintenance of children for quarter Jan. 1st, 1871.....	409 28
S. S. Wagoner, delivering wood and coal.....	134 32
H. Mutschler, meat.....	100 00
Adem Vogle, meat, paid orders.....	111 40

Fred. Wurtz, groceries, paid orders.....	103 25
Kllis & Hazeltine, flour.....	65 00
C. T. Moor, coffee.....	85 47
H. & P. Bender, undertaker's services.....	501 00
John Nagle, groceries, paid orders.....	61 50
And charge that Fund.....	

HEALTH FUND.

John Weinung, Health Ins'pr, 1 mo. salary Feb. 1 <sup>st</sup> .....	50 00
August Woellert, .. .. .	50 00
Daniel McTaggart, .. .. .	50 00
Robert Nary, .. .. .	50 00
Jonathan Reynolds, .. .. .	50 00
John Baker, .. .. .	50 00
W. F. Morrison, Clerk Board of Health, .. .. .	33 84
Adolphe Nolte, printing.....	9 00
And charge that Fund.....	

MAP, SURVEY AND RECORD FUND.

Cyrus Beardsley, Surveyor, 1 month's salary to Feb. 1 <sup>st</sup> .....	\$250 00
Sidney G. Gwynne, draughtsman, 1 month's salary to Feb. 1 <sup>st</sup> .....	100 00
And charge that Fund.....	

HIGHWAY FUND.

John Quin, Street Superintendent, 1 months salary Feb. 1 <sup>st</sup> .....	125 00
W. B. Moore, lumber.....	8 41
N. Han Wood, repairing plank walks.....	72 56
Adolphe Nolte, printing.....	21 00
John Quin, disbursements and Pay Roll.....	439 70
And charge that Fund.....	

FIRE DEPARTMENT FUND.

E. Fox, shoeing horses, pay Treasurer.....	\$1 75
Wm. Morley, sundries for No. 3.....	6 30
Wm. Moran, .. for Hose Depot.....	4 10
Henry Lester, stoves.....	34 25
Oscar Bennett, .. for No. 3.....	3 50
John Van Auken, hack hire.....	2 00

MONTHLY PAY ROLL FOR JANUARY, 1871.

STEAM FIRE ENGINE CO. NO. 1.

Wm. De Garmo, 1 mo. sal. as Eng'r to Feb. 1, '71.....	\$75 00
J. Jones, .. Driver .. .. .	50 00
Richard Mills, .. .. .	50 00

STEAM FIRE ENGINE CO. NO. 2.

Seneca Dobbs, 1 mo. sal. as Eng'r to Feb. 1, '71.....	\$75 00
Mich'l Lumbert, .. Driver .. .. .	50 00
John Boner, .. .. .	50 00

STEAM FIRE ENGINE CO. NO. 3.

Sam'd Whittier, 1 mo. sal as Eng'r to Feb. 1, '71.....	\$75 00
John Ramson, .. Driver .. .. .	50 00
L. Gommenginger, .. .. .	50 00

STEAM FIRE ENGINE CO. NO. 4.

J. P. Foreman, 1 mo. sal. as Eng'r to Feb. 1, '71.....	\$75 00
J. S. Snyder, .. Driver .. .. .	50 00
Ba'ney Kearney, .. .. .	50 00

HOOK & LADDER CO. NO. 1.

Anthony Andrus, 1 mo. sal. as Supt of Depot. Feb. 1.....	\$50 00
--	---------

HOSE DEPOT.

R. B. Payne, 1 mo. sal. as Supt of Depot.....	\$75 00
---	---------

CHIEF ENGINEER.

L. S. Gibson, mo. sal. as Chief Eng'r to Feb. 1.....	\$125 00
Monthly Wasting Bills.....	15 00
	\$965 00

Payable to L. S. Gibson January 31st, 1871.

FIRE TELEGRAPH.

B. F. Blackall, 1 mo. sal. as Supt of Telegraph to Feb. 1.....	\$ 83 33
And charge Fire Department Fund.....	

LAMP FUND.

J. E. Relyea, repairs for January, 1871.....	\$145 50
oil, lighting and extinguishing lamps for January, 1871.....	816 00
Z. Bobbs, setting posts, payable to Wm Aikenhead.....	6 00
Sherlock & Sloan, burners for gas lamps.....	51 53
And charge that Fund.....	

HOUSE FOR IDLE AND TRUANT CHILDREN.

Dominick Mura, work and materials, paid Dec. 20, 1870.....	2,400 00
Payable to D. W. Powers.....	
Wm. Burs & Co, hardware.....	27 50
Adolph Nolte, printing.....	5 00
Leat & Disbrow, boots and shoes.....	105 47
H. Brewster & Co., Groceries.....	329 99
And charge that Fund.....	

Adopted by the following vote:

Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Stone, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—20.

IMPROVEMENT FUND.

By Ald. Herzberger—Resolved, That the Treasurer pay, when there are funds applicable, as follows: Lozan & Cregan, in full on their contract for constructing sewer in Nelson street..... \$866 20

And charge that Fund.  
Fred. Rockland, in full for inspecting sewer in Nelson street..... 57 00

And charge that Fund.  
Adopted by the following vote:  
Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Stone, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—20.

By Ald. Herzberger—Resolved, That the Treasurer is hereby directed to receive 88 per cent in full of all persons assessed for sewer in Nelson street. Adopted.

By Ald. Herzberger—Resolved, That the Treasurer pay W. E. Lathrop, H. E. White and Wm. Guggenheim \$100 each on account of services as Commissioners for the Assessment for Bridge at Vincent Place, and charge that fund.

Ald. Stone moved to table the resolution. Carried.

By Ald. Remington—Resolved, That our Representatives in Senate and Assembly are hereby requested to prevent, if possible, the passage of an act authorizing the city of Rochester to sell its Stock in the Genesee Valley railroad and invest the proceeds in the contemplated Lake Shore railroad or any other railroad, and to refuse their assent to any act whereby the city's interest in the Genesee Valley railroad shall be transferred to any other railroad. Adopted.

By Ald. Remington—Resolved, That the Bridge Assessors be and they are hereby directed to have ready for confirmation the Assessment Rolls for the construction of a Bridge across the Genesee river at Vincent Place on or before the first day of March next. Adopted.

Ald. Parsons moved to suspend the rule of adjournment at 11 o'clock. Carried by the following vote—all ayes.

By Ald. Rogers—Bill of W. I. Hanford—Street Committee.

Ald. Rogers, from the Street Committee, reported in favor of the bill of W. I. Hanford. Finance Committee.

Ald. Relyea, from the Finance Committee, moved that the Treasurer pay, when there are funds applicable, W. I. Hanford \$64 80, and charge Highway Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Stone, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagel, Mauder, Aikenhead, Parsons—20.

By Ald. Rogers—Resolved, That the Treasurer is hereby directed to receive two per cent. in full of all persons assessed upon the north side of Caroline street, and five per cent. in full of all persons assessed upon the south side of said street except the heirs of Mary Snyder, and of said heirs of Mary Snyder, twenty-nine and sixty one hundredth dollars (\$29.60-100) in full for their assessment for the improvement of Caroline street. Adopted.

By Ald. Aikenhead—Petition of Henry Hamp and others for the passage of an ordinance for the construction of a plank walk on Bay street. Improvement Committee.

By Ald. Aikenhead—Resolved, That Benjamin Spillman have permission to construct a wooden building on his lot on Weld street under the direction of the Wooden Building Committee, and Fire Marshal. Adopted

By Ald. Aikenhead—Resolved, That the City Property Committee be authorized to advertise the city's property in the rear of the Court House, for sale, and the proceeds realized from such sale be applied toward the erection of a suitable building for city purposes, on the Centre Market property, on Front street.

Ald. Woodruff moved to amend by striking out all after the words "city purposes."

Ald. Stebbins moved that further action be postponed until the next regular meeting. Carried.

On motion adjourned.

W. F. MORRISON,  
City Clerk.

**In Common Council, January  
27th, 1871.**

**SPECIAL MEETING.**

President, Ald. Ezra R. Andrews, presiding.

The Clerk presented the following communication from his Honor, the Mayor:

MAYOR'S OFFICE,  
ROCHESTER, N. Y., Jan. 27, 1871. }

W. F. MORRISON, City Clerk:

You will please give notice to the several aldermen to meet at the Common Council Chamber this evening at half-past 7 o'clock, to take such action as may be deemed appropriate in regard to the affiliation of the family of Ald. Kelly, in the death of his son.

JOHN LUTES, Mayor.

Ald. Mauder moved that the Common Council and city officers meet at the Mayor's Office to-morrow at 1½ o'clock, for the purpose of attending the funeral. Carried.

Ald. Relyea moved that a committee of three be appointed to prepare and present resolutions expressive of the feelings of this Board in regard to the death of the son of Ald. Kelly. Carried.

The President appointed as such committee Ald. Relyea, Stone and Wilson.

Ald. Relyea, from the committee, presented the following preamble and resolution:

Whereas, This Common Council having heard with real sorrow, of the great affliction, our associate, Ald. Kelly has sustained in the death of his son, we take this occasion of tendering to him our sympathy, and assure him that it is deeper and truer than mere words.

Resolved, That we manifest by our presence at the funeral of his son, the depth of our respect for his memory, and regard for the family thus bereaved, and the Clerk is directed to furnish them with a certified copy of these resolutions. Adopted.

On motion of Ald. Connolly, adjourned.

W. F. MORRISON, City Clerk.

**In Common Council, Jan. 31st,  
1871.**

**ADJOURNED AND SPECIAL MEETING.**

On motion, Ald. Parsons was chosen President pro tem.

Absent—Ald. Briggs, Barker, Kelly, Mandeville—4.

Present—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Gerling, Charters, Dagee, Stebbins, Nagle, Mauder, Aikenhead, Parsons.—24.

The Clerk presented the following communications:

*From his Honor the Mayor :*

MAYOR'S OFFICE,

Rochester, N. Y., Jan. 27, 1871. }

W. F. MORRISON, CITY CLERK—You will please give notice of a special meeting of the Common Council, to be held at the Council Chamber on Tuesday evening next, the 31st instant, to consider and act upon the proposition of the Board of Supervisors in regard to reclaimer or purchase of the city's interest in the Court House and appurtenances, and to transact such other business as may properly come before the said Common Council.

JOHN LUTES, Mayor.

Ordered received, filed and published.

MAYOR'S OFFICE,

ROCHESTER, N. Y., Jan. 31, 1871. }

*To the Common Council of the City of Rochester :*

GENTLEMEN—On the 25th of January instant, the Board of Supervisors of the County modified the agreement in reference to the Court House, in respect to the provision objected to by your body, and have furnished the City Clerk with a copy of such modified agreement, which he will lay before your Board. If such agreement is approved by the Common Council, it will be necessary, by resolution, to authorize its execution on the part of the city.

Respectfully,

JOHN LUTES,

Mayor.

Ordered, received, filed and published.

FROM THE BOARD OF SUPERVISORS OF MONROE COUNTY.

CLERK'S OFFICE,

ROCHESTER, N. Y., Jan. 30, 1871. }

W. F. MORRISON, Esq., City Clerk:

Dear Sir: Enclosed find a true copy of the agreement as modified and adopted by the Board of Supervisors at its meeting on the 18th inst., which please present to your Board for their consideration:

The city of Rochester and the county of Monroe do mutually agree as follows:

The city will, by the first day of January, 1873, surrender all of the Court House building which it uses or occupies to the county, with all permanent fixtures, including gas burners, chandeliers, brackets and fittings; but the large bell is to be retained by the city, and is to be removed at its expense and risk, and everything is to be left in as good condition as before the removal.

The city will at any time, upon thirty days' notice, give the county possession of the two rooms now occupied as the Assessors' and Surveyor's offices.

The county shall also have the use of the City Hall and Common Council Chamber for the sessions of Courts and of the Board of Supervisors and other proper purposes when not in actual use by the city, and both parties hereto agree to furnish accommodations to each other without charge, so far as they reasonably can, as occasion may require.

The county shall be entitled to the rooms now used for the Law Library and Judges' Chambers whenever it shall make other provision for the same.

The county will pay to the city \$55,000, one-half February 15th, 1872, and the other half February 15th, 1873, after full possession shall be given by the city.

If the city shall erect upon the lot owned by them, next south of the Court House lot, a public building or buildings for city purposes, that part of the Court House lot south of a line parallel with and fifty feet southerly from the south wall of the Court House, shall be kept open for air, light and a passage-way for the mutual benefit of the city and county, and if at any time improved by the city, as such it shall be without charge to the county. If the city shall not erect upon the said lot a city hall, or other public building, this stipulation as to keeping open a portion of the Court House lot shall be null and void.

The city may also occupy with a portico, platform and steps, a portion of the south end of said part, so to be kept open, not exceeding fifteen feet in width, and extending from Fitzhugh street to Irving Place. The city shall pay to the county the premiums necessary to effect and keep up an insurance of \$40,000 against fire until the city shall wholly surrender possession as aforesaid; and in case of loss or damage by fire, the county shall be entitled to all insurance moneys received, and shall be bound to pay the said \$55,000 in the same manner as if no such injury by fire had occurred. Yours, &c.,

WM. OLIVER, Supervisor's Clerk.

Ordered received, filed and published.

Ald. Rogers moved that the agreement as amended, modified and adopted by the Board of Supervisors be accepted and adopted by this Board. Carried by the following vote:

Ayes—Ald. Whitcomb, Wait, Rogers, Remington, Herzberger, Smith, Conolly, Meyer, Craig, Stone, Wilson, Woodruff, Gerling, Charters, Dage, Aikenhead, Parsons—17.

Nays—Ald. Caring, Nagle, Mander—3.

Ald. Stone moved that the Board proceed to act under Miscellaneous. Carried.

#### MISCELLANEOUS.

By Ald. Stone—Resolved, That the City Treasurer pay to the order of the Fire Department Committee, by its Chairman four hundred and twenty-one and fifty-hundredths dollars, and charge to the Fire Department Fund, in settlement of the claim of Mrs. Bigelow for the death of her husband and for one-half of line fence on Engine Lot No. 1, and for one pair of shoes for Mrs. Bigelow's child.

Ald. Conolly moved to postpone action on the resolution until the next regular meeting.

Ald. Rogers presented the following as a substitute for the whole matter:

By Ald. Rogers—Resolved, That the Treasurer pay Mrs. Louisa Bigelow, when there are funds applicable, four hundred dollars in full for all damages for the death of her husband, whenever the City Attorney shall certify to him that the proper release has been executed by Mrs. Bigelow.

Ald. Stone moved to table Ald. Roger's resolution. Carried by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Gerling, Charters Dage, Stebbins, Nagle, Mander, Aikenhead, Parsons—22.

Nays—Ald. Rogers, Connolly—2.

Ald. Connolly was granted consent of the Board and withdrew his motion to postpone Ald. Stone's resolution.

The original resolution of Ald. Stone was then adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Gerling, Charters, Dage, Stebbins, Nagle, Mander, Aikenhead, Parsons—23.

Nays—Ald. Connolly—1.

By Ald. Rogers—Bill of A. B. Buckland—Street Committee.

By Ald. Rogers—Resolved. That Aaron Erickson be and is hereby permitted to remove the steps leading to the north entrance of his building, corner of Buffalo and Front streets, about five feet north of their present location on Front street—providing he does not occupy any more of the street than at present. Adopted.

Ald. Rogers presented a communication from D. C. Feely, Esq., in regard to injury to Bridget Travers, caused by a defective sidewalk on Lyell street, and moved its reference to the Grievance Committee and City Attorney. Carried.

By Ald. Charters—Resolved, That the Mayor be and is hereby authorized and directed to execute a contract with the Board of Supervisors of Monroe county for the sale of the city's interest in the Court House, according to the terms of the last proposition of said board of Supervisors. Adopted. All ayes.

By Ald. Stebbins—Bill of Patrick McMannemy. Law Committee and City Attorney to report to the Board at its next regular meeting.

Ald. Meyer presented the following:

*To the Honorable Common Council of the City of Rochester:*

I hereby respectfully tender by resignation of the office of Constable, to which I was elected and qualified for the Seventh Ward, 1870—1871.

Yours respectfully,

ELIJAH JORDAN.

January 31, 1871.

On motion, accepted.

Ald. Meyer moved that the Board now proceed to ballot for Constable for the Seventh Ward in place of Elijah Jordan, resigned. Carried.

#### FIRST BALLOT.

William S. Jordan received 22 votes and was declared appointed Constable in the Seventh Ward in place of Elijah Jordan, resigned.

Ald. Wait moved that the Board proceed to ballot for the Commissioner of Deeds to fill a vacancy in the Second Ward. Carried.

#### FIRST BALLOT.

Francis Murray received 21 votes and was declared appointed Commissioner of Deeds for the city of Rochester, term to expire December 31st, 1872.

Ald. Woodruff moved that the Board proceed to ballot for a Commissioner of Deeds to fill a vacancy in the Tenth Ward. Carried.

#### FIRST BALLOT.

O. W. McKinney received twenty-four votes, and was declared appointed Commissioner of Deeds for the city of Rochester, term to expire December 31st, 1872.

#### CHARTER AMENDMENTS.

Ald. Relyea, from the Charter Amendment Committee, presented the following, and moved that the Legislature be requested to enact the same:

An Act to amend an act entitled "An act to amend and consolidate the several acts in relation to the charter of the city of Rochester," passed April eighth, eighteen hundred and sixty-one, and the several acts amendatory thereof, as hereinafter designated.

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

Section 1. Section six of said act is hereby amended by inserting therein after the words "one City Surveyor" and before the words "one Chief of Police" the following, to wit: "One Clerk of the Markets."

Ald. Rogers moved to table the section. Lost by the following vote:

Ayes—Ald. Whitcomb, Wait, Rogers, Smith, Relyea, Stone, Charters, Dagge, Stebbins, Nagle—10.

Nays—Ald. Andrews, Remington, Herzberger, Caring, Connolly, Meyer, Glover, Craig, Wilson, Woodruff, Gerling, Mauder, Aikenhead, Parsons—14.

The motion of Ald. Relyea was then carried by the following vote:

Ayes—Ald. Andrews, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Gerling, Charters, Nagle, Mauder, Aikenhead, Parsons—18.

Nays—Ald. Whitcomb, Wait, Rogers, Smith, Dagge, Stebbins—6.

Ald. Relyea presented the following, and moved that the Legislature be requested to enact the same:

Section 2. Section seven of said act is hereby amended by substituting for the words "who shall hold his office for one year" after the word "Mayor," the following, "who shall hold his office for two years."

Ald. Craig moved that action on the motion be indefinitely postponed. Lost by the following vote:

Ayes—Ald. Whitcomb, Remington, Smith, Connolly, Craig, Wilson, Charters, Dagge, Nagle, Aikenhead, Parsons—11.

Nays—Ald. Wait, Andrews, Rogers, Herzberger, Caring, Relyea, Meyer, Glover, Stone, Woodruff, Gerling, Stebbins, Mauder—13.

Ald. Relyea's motion was then carried by the following vote: All ayes.

Ald. Relyea presented the following and moved its adoption, and that the Legislature be requested to enact the same:

Section 3—Section eight of said act, as amended by chapter 132 of the laws of 1862, and further amended by chapter 553 of the laws of 1865 and chapter 699 of the laws of 1866, is hereby amended by inserting after the words, "one City Surveyor" and before the words "not less than three," the words "one Clerk of Markets."

Section 4—Section fifty of said act, as amended by chapter 121 of the laws of 1863, is hereby amended by adding thereto the following:

The provisions of this section are hereby made applicable to all acts, resolutions or orders of the Board of Education, done or passed by said Board, and all returns of transcripts, with the approval or disapproval of the Mayor and his objections, shall be made to the Board of Education or the Clerk thereof.

Section 5th. Section 209 of said act as amended by Chapter 132 of the Laws of 1862 is hereby amended so as to read as follows:

Section 209. Every tax or assessment authorized by this act, which has been or shall be assessed upon any lands or tenements or real estate, or upon the owners or occupants thereof, shall be and is hereby declared valid and effectual, notwithstanding any irregularity, omission or error in any of the proceedings relating to the same, and shall be and remain a lien on such lands, tenements or real estate, on which or in respect to which the same have been or shall be

made, from the time of the passage of the resolution of the Common Council levying the same in the case of the annual city taxes, and from the time of the confirmation of the Common Council of the roll containing the same, in the case of other taxes and assessments, and until the same shall be paid or satisfied. In case any assessment shall remain unpaid on account of any such irregularity, omission or error in any assessment for a local improvement, or in the proceedings relating thereto, or in case of error in description of lands, tenements or real estate, or in designation of owners or occupants, the Common Council may in its discretion proceed to correct such irregularity, omission or error, and cause the amount so unpaid to be re-assessed on the property deemed to be benefited by such improvement, or upon the owners or occupants thereof, and the Common Council are hereby authorized and empowered to have such re-assessment made in the same manner as the original assessment should have been made; and such re-assessment shall have the same effect as if the assessment had originally been properly made. Whenever it shall appear by the judgment of a court of competent jurisdiction that any assessment for a local improvement is illegal or void for want of jurisdiction in making the improvement or assessment, and said assessment or any portion thereof remain unpaid, the Common Council may pass an ordinance designating the improvement so made, the whole expense thereof, and the part or portion of territory deemed to be benefited thereby, and may assess the houses and lands in such territory described for said expense, according to the benefit received, and proceed in all respects as in case of assessments for other local improvements, and such action shall have the same valid and binding force as if the same had originally been properly done. Whenever any moneys shall have been paid for an assessment, and a reassessment shall be made in pursuance of this section, the amount shall be credited on such assessment to the property on which the assessment was made; and in case of any alteration in the reassessment, whereby the amount so paid shall exceed the amount reassessed on the same property, such surplus shall be repaid to the person who may have paid the same; and in case it shall be insufficient to pay the amount reassessed, the deficiency shall be collected in the same manner as other assessments.

It shall be the duty of the City Treasurer, within thirty days after any sales of lands for taxes, to furnish to the County Clerk a list of such lands sold, specifying when, to whom, for what time and the amount, for record, which list the County Clerk shall record immediately after receiving the same, in the book provided by the City Treasurer for that purpose, and the amount of such sale on such parcel of land shall be a lien thereon, and take precedence of any incumbrance whatever.

Adopted, all ayes.

Ald. Relyea presented the following, and moved its adoption, and that the Legislature be requested to enact the same:

An act to authorize the Common Council of the City of Rochester to raise money for the of continuing and completing the survey and map of said city already commenced and now in progress.

The people of the State of New York, repre-

sented in Senate and Assembly, do enact as follows:

Section 1. The Common Council of the city of Rochester, in addition to the powers heretofore granted thereto, is hereby authorized and empowered to raise, with the general annual taxes, a sum not to exceed \$ \_\_\_\_\_ dollars, in each and every year, which shall be expended in paying for the continuation of the survey and map of the said city, already begun under its authority, and for no other purpose whatever. Said sum to be so raised and expended until said survey and map shall be completed and no longer.

Section 2.—This act shall take effect immediately.

Ald. Andrews moved that the blank be filled with the sum of five thousand dollars. Carried.

Ald. Relyea's original as amended was then acted on and declared adopted.

Ald. Andrews presented the following and moved its adoption, and that the Legislature be requested to enact the same.

An Act to authorize the city of Rochester to borrow moneys to pay off its present floating debt, and to issue its bonds for the payment thereof.

Section 1. The city of Rochester is hereby authorized and empowered to issue its bonds, in such denomination as the Common Council shall direct, to the amount of one hundred and fifty thousand dollars, for the purpose of paying off its present floating debt, such bonds to bear interest at the rate of not more than seven per cent. per annum, and payable as follows: Seventy-five thousand dollars on the first day of January, 1874, and seventy five thousand dollars on the first day of January, 1875; but such bonds shall not be offered or disposed of at any rate less than the par value thereof.

Section 2. This act shall take effect immediately.

Carried by the following vote:

Ayes—Ald. Waitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Conolly, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Gerling—16.

Nays—Ald. Charters, Mauder, Aikenhead, Parsons—4.

On motion, adjourned.

W. F. MORRISON, City Clerk.

### In Common Council, February 7th, 1871.

#### REGULAR MEETING.

President—Ald. Ezra R. Andrews, presiding.  
Present—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Conolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—26.

Absent—Ald. Mandeville, Nagle—2.

#### APPROVAL OF MINUTES.

Ald. Stone moved that the minutes of previous meeting, January 24th, be amended as follows: After Ald Remington's resolution in regard to Genesee Valley Railroad stock (folio 243 of proceedings) strike out the word "adopted" and insert the following: "Ald. Stone offered the following as a substitute:

By Ald. Stone—Resolved, That our representatives in Senate and Assembly are hereby requested to oppose the passage of any law inconsistent with the original act. Adopted." Carried.

The minutes of meetings of January 24th, 27th and 31st, as published and amended, were approved.

#### PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Briggs—Bills of George Bastion, Anthony Heffner, H. W. Jones, H. Brewster & Co., S. J. Wagner, Geo. Schofield, B. Waugh Jones, E. R. Andrews, Gerling Brothers, and Tracy & Rev.—Poor Committee.

By Ald. Rogers—Bill of John Quin.—Street Committee.

Petitions of Gilbert Brady and others, for the passage of an ordinance for the improvement of Adams street from Plymouth Avenue to Caledonia Avenue.—Improvement Committee, with instructions to bring in an ordinance.

By Ald. Herzberger—Bills of W. C. Thomas, Hubbard and Northrop, Herman Mutschler, Gerling Brothers, and J. W. Adams.—Committee on House for Idle and Truant Children.

By Ald. Remington—Petition of M. R. Corlett for permission to erect a wood building on his lot No. 5, situated on George street. Wood Building Committee.

By Ald. Caring—Bills, and estimates of John Rauber & Company, and others.—Sewer Committee.

By Ald. Stone.—Petitions of John H. Jeffers for permission to erect a wood building on his lot No. 37, situate on King street. Remonstrance of J. B. Robinson and others, against granting John H. Jeffers permission to erect a wood building on lot No. 37 King street. Petition and remonstrance referred to the Wood Building Committee.

Bills of Cutting & Cooney, B. F. Blackall, J. R. Chamberlain, Geo. C. Maurer, Merrick & Hayes, C. R. Parsons, and James Melvin—Fire Department Committee.

By Ald. Kelly—Petition of B. W. Roberts for permission to erect a wood building on his lot No. 79, situate on Brisbane street. Wood Building Committee, with power to act. Petition of John Creelman for permission to erect a wood building on his lot No. 15, situate on Ambrose street. Wood Building Committee, with power to act.

By Ald. Woodruff—Petition of James Wood for permission to erect a wood building on his lot No. 17, situate on Scio street. Wood Building Committee, with power to act.

Bill of Wilber & Fuller. Contingent Expense Committee.

By Ald. Charters, Bills of Gomminger, Allan & Co., W. C. Thomas, S. M. Sherman, Thomas W. Morrison and Brown & Williams. Police Committee.

By Ald. Gerling, Bill of L. A. Ward<sup>a</sup> Committee on Public Health.

By Ald. Dagge, Bills of L. L. Barrett, Whitmore, Carson & Co. and D. W. Powers. Map Survey, and Record Committee.

By Ald. Aikenhead, Petition of A. H. Hollway and others for the passage of an ordinance for the construction of a plank walk on Conkey avenue. Improvement Committee, with instructions to bring in an ordinance.

Petition of John R. Kohn and others for the passage of an ordinance for the construction of cross-walks on North street and North avenue,

across the railroad track, the expense to be assessed upon the New York Central Railroad Company's property. Improvement Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Dagge, from the Map, Survey and Record Committee, reported in favor of the bills of L. L. Barrett, Whitmore, Carson & Co. and D. W. Powers. Finance Committee.

Ald. Rogers, from the Street Committee, reported in favor of the bill of John Quin. Finance Committee.

Ald. Herzberger, from the Committee on House for Idle and Truant Children, reported in favor of the bills of W. C. Thomas, Hubbard & Northrop, Herman Mutschler, Gerling Brothers and J. W. Adams. Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the bills and estimates of John Ranber & Co. and others. Tabled.

Ald. Charters, from the Police Committee, reported in favor of the bills of Gomminger, Allen & Co., W. C. Thomas, S. M. Sherman, Thomas W. Morrison and Brown & Williams. Finance Committee.

Ald. Briggs, from the Committee on the Relief and Support of the Poor, reported in favor of the bills of Geo. Bastian, Anthony Heffner, H. W. Jones, H. Brewster & Co., S. J. Wagner, Geo. Schofield, B. Waugh Jones, Ezra R. Andrews, Gerling Bros., and Tracy & Rew. Finance Committee.

Ald. Gerling, from the Committee on Public Health, reported in favor of the bill of L. A. Ward. Finance Committee.

Ald. Stebbins, from the Law Committee, reported progress in regard to sundry matters, referred to said committee and asked further time. Granted.

Ald. Gerling, from the Grievance Committee, reported progress in reference to subjects referred to that committee and asked further time. Granted.

Ald. Relyea moved that the subject of considering the expediency of establishing a Police Station on the east side of the river, by referred to a special committee of three to report to this Board. Lost.

REPORTS OF SPECIAL COMMITTEES.

Ald. Caring, from the Committee on River Obstructions, reported progress and asked further time. Further time granted.

COMMUNICATIONS.

Ald. Stone, from the Fire Department Committee, presented the following

REPORT OF THE SUPERINTENDENT OF FIRE ALARM TELEGRAPH.

FIRE ALARM TELEGRAPH OFFICE, }  
ROCHESTER, Feb. 4, 1861. }

Fire Department Committee.

GENTLEMEN:—I herewith submit my second annual report showing the working of the Telegraph for the year ending January 31, 1871.

If possible the Telegraph has worked better during the past than it did the previous year. The only difficulty that we labor under is the pulling of more than one box for the same fire. This can only be remedied in the future. When the city desires to purchase more boxes, they will find a new box, owned by Messrs. Gamewell & Co., called the non-interference box, that cannot be interfered with in its

operations, either by the person pulling it, or by any one pulling a box in another part of the city, until it has finished giving the alarm.

I have had a great deal of labor to perform the past year in the way of changing the routes of the different circuits to permit the erection of new dwellings. In some places long sections of new line have been built. While this has somewhat increased the expense of maintaining the telegraph, we can point to the fact with pride that it is an indication of the rapid growth and improvement in all directions of our beautiful city.

During the year committees from Detroit, Syracuse and Toronto have visited our city for the purpose of witnessing the operations of the telegraph, and so pleased were they that upon their return contracts were closed for the erection in their respective cities of a similar system as our own.

With this report you will find tables Nos. 1, 2, 3 and 4, showing the operation of the telegraph in detail.

Respectfully,

Your obedient servant,  
B. F. BLACKALL,  
Superintendent.

TABLE NO. 1,  
Showing the Number of Alarms for each hour of the day during the year.

70-71	P. M.												Total
	1	2	3	4	5	6	7	8	9	10	11	12	
February						1							1
March	1						1			1			1
April					1			1					2
May			3					2			2		11
June				1	1								4
July										2			1
August						1		2		1	1		5
Sept.								2		2	1		6
October			1		1	1		2					3
Nov.				1	1		3						4
Dec.			1	1	1	1	1				3		8
January	1							1		2			5
Total													51

70-71	A. M.												Total
	1	2	3	4	5	6	7	8	9	10	11	12	
February	1								2				4
March	1					1					1		4
April											1		1
May				1	1			1	1	1			6
June	1					1		2		1	1		5
July		2	1					1				3	3
August	2			1									3
Sept.				1									1
Oct.								1	1				2
Nov.			2								1		2
Dec.				1			2		3	1		1	8
January				1	1								2
Total													47

Total A. M.	47
Total P. M.	51
Grand Total	98

TABLE No. 2.  
Showing the number of Alarms each month of the year.

1870-71	Feb.	March	April	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Jan.	Total
Sunday	1			3	1					1	2	2	9
Monday	1	2		6		2	1	2	2	2	3	3	25
Tuesday	2	1	1	1		4	2	2	2	2	2	1	18
Wednesday			1					2	2	2	2	1	11
Thursday	1			3	1	1	1	1	1	2	2	1	17
Friday		1		1	1	1	1	1			2		11
Saturday				2	3	1	1	1	1		2		10
Total	5	5	2	17	6	12	8	9	9	5	16	7	98

TABLE No. 3.

Showing the number of Alarms given from each Box during the year.

BOX.	No. of Alarms	BOX.	No. of Alarms	BOX.	No. of Alarms	BOX.	No. of Alarms	Total.
2	1	15	2	31	45	9		
3	5	16	2	33	14	3		
4		17		34	1	46		
5	2	21	2	35	51	6		
6	1	23	1	36	53	3		
7		24		37	54	1		
12	7	25	1	41	54			
13	5	26		42	54			
14	2	27	2	43	57			98

TABLE NO. 4.

Account of Expenses of Fire Alarm Telegraph for the year ending January 31, 1871.

Fire Alarm Telegraph salary.....	\$1,000 00
Repairs of apparatus.....	2 30
Repairs of line, changing of routes to permit building, and material.....	176 05
Battery supplies and repairs.....	64 73
Tools.....	13 03
Painting boxes.....	12 85
Stationery, printing and postage.....	4 80
<b>Total</b> .....	<b>\$1,858 16</b>

Ordered received, filed and published.

Ald. Stone stated that according to contract, the term of office of the Superintendent of Fire Alarm Telegraph had expired, and moved that the renewal of the contract be referred to the Fire Department Committee. Carried.

FROM THE CHIEF ENGINEER OF FIRE DEPARTMENT.

CHIEF ENGINEER'S OFFICE, }  
ROCHESTER, Feb. 7, 1871. }

To the Honorable the Common Council of the City of Rochester :

I deem it my duty to call the attention of your honorable Board to the present actual condition of the Steam Fire Engines belonging to the city and under my charge. It has been stated in the Common Council that two of the engines, No. 2 and Old No. 4, the extra engine, needed repairs, but I do not consider that the Board understands the actual condition in which they are at present. I do not consider either of them in condition to do duty, and cannot rely upon either of them for ten minutes' hard service at a fire. The state of the engines is simply this: The boilers require to be retubed. The tubes now in them were put in in 1867, and have stood very well. The machinery and running gear of both engines are in good condition, and the engines would do as good service as ever had they suitable boilers. The boilers, should both of them in the ordinary course of usage of such boilers been overhauled and retubed, if necessary in 1869 or the spring of 1870, but this was not done, and the engines have been practically unreliable for several months past. I would respectfully recommend to your honorable Board that both boilers be overhauled and repaired, and the engines restored to their original efficiency as soon as practicable. In case, however, the two engines are laid up for repairs, the question very naturally suggests itself to me as it will to your Board, can the city be suitably protected with but the three remaining engines fit for duty? Nos. 3 and 4 may be considered reliable, and No. 1 generally efficient, but in case of an accident to either of them, requiring but to be laid up even for a day or a few hours, the reliable working force would be for the time reduced to two machines. With these considera-

tions in view, and with a full sense of the importance of the subject, I deem it my duty to ask of your Board the purchase of a new engine and the repair of the two old ones now partially useless.

I have the honor to submit these suggestions with a view solely to the protection of the city from the ravages of fire, and the maintenance of the efficiency of the Fire Department.

L. S. GIBSON,  
Chief Engineer.

Ordered received, filed and published.

Ald. Stone presented the certificate of Valentine Dengler, Deputy Inspector, in reference to the boiler of steam fire engine "old" No. 4, which was read by the Clerk and, on motion of Ald. Stone, tabled.

The Clerk presented the following from the DEPARTMENT OF PUBLIC INSTRUCTION.

SUPERINTENDENT'S OFFICE,  
ROCHESTER, N. Y., Jan. 9, 1871. }

Com. Otis, from the Finance Committee, presented the following:

Resolved, That the Board of Education of the city of Rochester do hereby certify to the Common Council of said city that the sum needed during the current year for expenses of teachers' wages and supplies for the public schools is \$20,000.

H. G. OTIS,  
T. DRANSFIELD,  
M. HFAVEY,  
F. BALLWAY,  
Committee.

Adopted, all ayes.

The above is a true copy from the minutes. S. A. ELLIS, Sup't.

P. S.—Ten thousand dollars has been credited to the Board from the above amount.

S. A. E.

Ordered received, filed and published.

Ald. Stebbins moved that the communication be referred to the Committee on Public Schools. Carried.

From his Honor the Mayor :

MAYOR'S OFFICE,  
Rochester, N. Y., Feb. 7, 1871. }

To the Common Council of the City of Rochester :

GENTLEMEN.—The agreement entered into between the Board of Supervisors of the county and your body in relation to the city's interest in the Court House, has this day been duly executed by the Chairman of the Board of Supervisors and myself in conformity with the resolution of the respective boards, and the instrument deposited with the County Clerk for record. Yours respectfully, JOHN LUTES,  
Mayor.

Ordered, received, filed and published.

The Clerk presented the following

TREASURER'S MONTHLY REPORT.  
CITY TREASURER'S OFFICE, }  
February 6, 1871. }

To the Honorable the Common Council:  
GENTLEMEN.—The Treasurer herewith submits the Monthly Statement of the balances of the principal funds on the 4th day of February, 1871, as required by Section 59 of the City Charter.

	Credit Balance.
Contingent Fund.....	\$ 159 50
Police Fund.....	10,622 22
Fire Department Fund.....	16,009 01
Highway Fund.....	249 05
Lamp Fund.....	9,469 11
Poor Fund.....	11,463 44
Park Fund (overdrawn.....)	\$44 68
Board of Health Fund.....	1,049 21
Home for Truants' Fund (overdrawn.....)	\$1,449 44
Sewer Repair Fund.....	329 63
Lyell Street Repair Fund.....	7 24
North Street Repair Fund.....	99 46



St. Paul Street Repair Fund (N. Y. C. R. R. to Scranton street) (overdraw).....	\$7 83
St. Paul Street Repair Fund (Scranton street to City Line).....	137 86
Monroe Avenue Repair Fund.....	316 27
Mt. Hope Avenue Repair Fund.....	27 78
Plymouth Avenue Repair Fund.....	3 81
West Avenue Repair Fund.....	1 77
Lake Avenue Repair Fund.....	147 89
East Avenue Repair Fund.....	15 86

H. P. LANGWORTHY, Treasurer.

Subscribed and sworn to before me this 6th day of February, 1871.  
W. F. MORRISON,  
Commissioner of Deeds.

Ordered received, filed and published.  
Ald. Briggs presented the following

REPORT OF THE OVERSEER OF THE POOR.  
To the Honorable Common Council of the city of Rochester:

The Overseer of the Poor respectfully reports that during the month of January, 1871, he relieved 883 families in the following manner:

Orders on Poor Store.....	\$1,263 57
.. Wood Yard.....	2 40
.. Coal Yard.....	1,352 00
.. B. Wash Jones.....	275 00
.. Beck & Meyer.....	58 75
.. H. Brewster & Co.....	74 25
.. S. F. & W. Witherspoon.....	85 75
.. H. F. Van Dake.....	31 50
.. Mrs. Cleminson.....	8 50
.. John Naege.....	60 25
.. C. Menau.....	25 00
.. Fred. Wurtz.....	41 25
.. W. Roades.....	49 50
.. Bier & Stern.....	24 50
.. Adam Schmidt.....	13 50
.. Conrad Zimmer.....	15 75
.. George Mammel.....	29 25
.. Chr. Seel.....	8 50
.. Henry Hook.....	7 00
.. Geo. Schofield.....	15 63
.. H. & P. Bender.....	91 50
.. A. W. Mudge.....	24 00
.. Hoffman & Mayer.....	13 00

Le's county and towns.....\$3,807 98  
883 55

Total for city.....\$2,919 41

All of which is respect fully submitted,  
H. W. JONES, Overseer of the Poor.

Ordered, received, filed and published.

ORDINANCES.

IMPROVEMENT OF ATWATER STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to improve Atwater street, from North street to Clinton street.

The Common Council of the city of Rochester do ordain and determine as follows:

The improvement of Atwater street, from North street to Clinton street, by setting a curb stone on each side of the street, paving the gutters with cobble stone, with McAdam center, and constructing the necessary crosswalks and lateral alleys.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$10,451 which estimate was and is hereby approved: the sum of \$10,451 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants—And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Atwater street, from North street to Clinton street.

On which above described portion of said city the said sum of \$10,451 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 11th day of Feb., 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Kemington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Mauder, Alkenhead, Parsons—26.

STONE ARCH COVERING OVER THE RACE ON NORTH WATER STREET.

Ald. Parsons presented the final ordinance for the construction of a stone arch covering over the race in North Water street, from the north line of Main street to a point 50 feet north of the north line of Mortimer street, and moved that action on the ordinance be postponed until the first regular meeting in March next. Carried.

STONE SEWER ACROSS WEST AVENUE IN JULIA, FRANK, PROSPECT, CLIFTON AND GENESEE STREETS.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 2½ feet by 3 feet across West avenue in Julia street, Troup street, Prospect street, Clifton street, and Genesee street, from the sewer in Canal street to the south line of lot No. 70 in the Sibley & Field Tract.

The Surveyor submitted as such estimate, \$30,374.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a stone sewer 2½ feet by 3 feet across West avenue, through Julia street, Troup street, Prospect street, Clifton street, and Genesee street, from the sewer in Canal street to the south line of lot No. 70 in the Sibley and Field Tract.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$30,374, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

All the houses and lands within the following described territory, beginning at the intersection of the west line of the Genesee Valley canal with the south line of West avenue, running thence westerly along the south line of West avenue to Julia street, thence southerly along Julia street, including one tier of lot on the west side thereof, to Troup street; thence westerly along Troup street, including one tier of lots on the north side thereof, to Prospect street; thence southerly along Prospect street to Clifton street; thence westerly along Clifton street, including one tier of lots on the north side thereof, to Reynolds street; thence northerly along Reynolds street, including one tier of lots on the east side thereof, to Fulton street; thence westerly along Fulton street, and the course of Fulton street, proceed westerly, including one tier of lots on the north side thereof, to Genesee street; thence northerly along Genesee street, including one tier of lots on the east side thereof, to West avenue, thence westerly along West avenue to the west line of the city, thence southerly along the west line of the city to a point where the course of Chapin street produced westerly would intersect the same; thence easterly along the said produced line and along Chapin street, including one tier of lots on the south side thereof, to Reynolds street; thence northerly along Reynolds street, including one tier of lots on the east side thereof, to Atkinson street; thence easterly along Atkinson street, including one tier of lots on the south side thereof, to the Genesee Valley canal; thence northerly along the Genesee Valley canal to the place of beginning; excepting therefrom one tier of lots on each side of Tremont street and Adams street, from Reynolds street to Prospect street from Troup street to Atkinson street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Feb. the 21st, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Stone moved that action on the ordinance be postponed until the second regular meeting in April next. Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rice, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Dage, Stebbins, Aikenhead, Parsons—22.  
Nays—Ald. Caring, Gerling, Charters, Mauder—4.

**WIDENING AND EXTENDING OF GREEN STREET.**  
By Ald. Wilson—Resolved, That the City Surveyor or assessor attend to this Board the expense of widening and extending Green street from Jackson street to Holley street. Adopted.

The Surveyor submitted as such estimate \$30,000.  
By Ald. Wilson—Resolved, That the following improvement is expedient, viz:

The widening and extending of Green street, from Jackson street to Holley street, and the following described territory is deemed necessary to be taken for said improvement, viz:

Beginning at a point in the south line of Griffith street where the east line of Green street produced southerly would intersect the same; running thence southerly in a direct line to the intersection of the east line of Cayuga street with the north line of Holley street; thence westerly along the north line of Holley street to a point 66 feet distant, at right angles from the first described line; thence northerly parallel to and 66 feet distant therefrom, at right angles with the first described line to the south line of Griffith street; thence northerly parallel to and 33 feet distant therefrom at right angles with the west line of Green street to the south line of Jackson street; thence easterly along the south line of Jackson street to the west line of Green street; thence southerly along the west line of Green street to the south line of Griffith street; thence easterly along the south line of Griffith street to the place of beginning.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$30,000, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of the following named streets: Pinnacle avenue, Cayuga street, Green street as widened and extended, and Clinton street from Main street to the city line, Holley street from the west line of lot 153 Griffith tract to Cayuga street, Comfort street from the west line of lot No. 1, Section N. Williams Tract, to Cayuga street, West Alexander street from the west line of lot No. 436 Johnson and Atkinson Tract to Cayuga street, Hamilton avenue from the west line of lot No. 492 Johnson and Atkinson Tract to Cayuga street, Averall street from Whalin street to Cayuga street, Grand street from Whalin street to Cayuga street, Bond street from Grand street to Averall street, Nelson street from Cayuga street to city line, and all the lots lying between Nelson street and the east line of the city and south of Pinnacle avenue.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments as follows: One third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of said roll.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Feb. the 21st, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

Resolved further, That the Assessors be and are hereby instructed to confer with the owners of property required to be taken for said improvement and report to this Board upon what conditions the same can be purchased.

Ald. Remington presented a remonstrance (which was read) against the widening and extension of Green street.

Ald. Herzberger also presented a remonstrance, which was read by the Clerk.

Action was then taken upon the ordinance, which was declared lost by the following vote: Ayes—Ald. Andrews, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Dage, Stebbins, Parsons—15.

Fays—Ald. Briggs, Wait, Rogers, Remington, Herzberger, Gerling, Charters, Mauder, Aikenhead—9.  
No petition.

#### WIDENING OF GERMAN ALLEY.

Ald. Wilson presented the final ordinance for widening German alley from German street to Bay street, and moved its adoption.

Ald. Parsons moved that action on the ordinance be postponed until the first regular meeting in March next. Carried.

#### STRAIGHTENING AN ALLEY RUNNING FROM WILLIAM STREET TO COURT STREET.

By Ald. Wilson—Resolved, That the City Surveyor ascertain and report to this Board the expense of straightening (at or near William street) the alley running from William street to Court street, next south of East avenue. Adopted.

The Surveyor submitted as such estimate \$1,000.  
By Ald. Wilson—Resolved, That the following improvement is expedient, viz:

The straightening (at or near William street) of the alley running from William street to Court street, next south of East avenue, and the following described territory is necessary to be taken for said improvement: Beginning at a point in the south line of said alley, where the east line of the alley running parallel to William street intersects the same, running thence westerly on the south line of said alley produced to the east line of William street; thence northerly on the east line of William street 16 feet; thence easterly on a line parallel to the first described line until it intersects with the north line of said alley; thence southerly to the place of beginning.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,000, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of said alley as straightened from William street to Court street.

And the Clerk is hereby directed to publish notice in pursuance of section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, February the 21st, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

And it is further resolved, That the Assessors be and are hereby instructed to confer with the owners of property required to be taken for said improvement, and report to this Board upon what condition the same can be purchased.

Adopted by the following vote: Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Dage, Stebbins, Mauder, Aikenhead, Parsons—22.

#### REPORT OF THE COMMISSIONERS IN THE MATTER OF THE WIDENING OF SELLINGER STREET.

Ald. Wilson presented the report of the Commissioners in the matter of the widening of Sellinger street, from Clinton street to St. Joseph street, and moved its confirmation. Carried by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Dage, Stebbins, Mauder, Aikenhead, Parsons—22.

#### SPRINKLING BUFFALO AND MAIN STREETS.

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling Buffalo street and Main street, from the Erie Canal to North street, during the season of 1871. Adopted.

The City Surveyor submitted as such estimate, \$2,000.  
By Ald. Remington—Resolved, That the following improvement is expedient, viz:

The sprinkling of Buffalo-st., and Main-st., from the Erie Canal to North street, during the season of 1871.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,000, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Buffalo street and Main street, from the Erie Canal to North street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Feb. the 21st, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

**Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Relyea, Connolly, Meyer, Graig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Aikenhead, Parsons—21.**  
**Nays—Ald. Briggs, Smith, Mauder—3.**

**SPRINKLING SOUTH CLINTON STREET.**

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling South Clinton street, from Monroe avenue to Main street, during the season of 1871. Adopted.

The Surveyor submitted as such estimate \$600.  
 By Ald. Remington—Resolved, That the following Improvement is expedient, viz:

The sprinkling of South Clinton street, from Monroe avenue to Main street, during the season of 1871.

And whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$600, which estimate is hereby approved.

Resolved further, That the following portion of said City is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of South Clinton street, from Monroe avenue to Main street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Feb. the 21st, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

**Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—23.**

**SPRINKLING NORTH AND SOUTH FITZHUGH STREETS.**

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling north and South Fitzhugh streets, from Lafayette street to Allen street, during the season of 1871. Adopted.

The Surveyor submitted as such estimate, \$327.

By Ald. Remington—Resolved, That the following improvement is expedient, viz:

The sprinkling of North and South Fitzhugh streets, from Lafayette street to Allen street, during the season of 1871.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$327, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of North and South Fitzhugh streets, from Lafayette street to Allen street.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Feb. the 21st, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Mauder moved that action on the ordinance be postponed until a majority petition be presented. Lost.  
 The ordinance was then adopted by the following vote:

**Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Carling, South Relyea, Connolly, Meyer, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Aikenhead, Parsons—21.**  
**Nays—Ald. Stebbins, Mauder—2.**

**SPRINKLING SPRING STREET.**

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling Spring street, from Exchange street to Caledonia avenue, for the season of 1871. Adopted.

The Surveyor submitted as such estimate, \$512.

By Ald. Remington—Resolved, That the following improvement is expedient, viz:

The sprinkling of Spring street, from Exchange street to Caledonia avenue for the season of 1871.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$512, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Spring street, from Exchange street to Caledonia avenue.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Feb. the 21st, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

**Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Dagge, Stebbins, Parsons—22.**  
**Nays—Ald. Charters, Mauder, Aikenhead—3.**

**SPRINKLING MUMFORD STREET.**

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling Mumford street from State street to the Genesee river, for the season of 1871. Adopted.

The Surveyor submitted as such estimate, \$321.

By Ald. Remington—Resolved, That the following Improvement is expedient, viz:

The sprinkling of Mumford street from State street to the Genesee river, for the season of 1871.

And whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$321, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Mumford street from State street to the Genesee river.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, February the 21st, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

**Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Parsons—22.**  
**Nays—Ald. Dagge, Mauder, Aikenhead—3.**

**SPRINKLING MILL STREET.**

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling Mill street, from Exchange Place to Brown street, for the season of 1871. Adopted.

The Surveyor submitted as such estimate, \$1,000.

By Ald. Remington—Resolved, That the following improvement is expedient, viz:

The sprinkling of Mill street, from Exchange Place to Brown street, for the season of 1871.

And whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,000, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Mill street, from Exchange Place to Brown street.

And the Clerk is hereby directed to publish notice in pursuance of Section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Feb. the 21st, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

**Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—25.**

**SPRINKLING EXCHANGE PLACE.**

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling Exchange place, from State street to Front street, for the season of 1871. Adopted.

The Surveyor submitted as such estimate \$131.

By Ald. Remington—Resolved, That the following improvement is expedient, viz:

The sprinkling of Exchange place, from State street to Front street, for the season of 1871.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$131, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Exchange place, from State street to Front street.

And the Clerk is hereby directed to publish notice in pursuance of section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Feb. the 21st, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

**Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—25.**

## SPRINKLING MARKET STREET.

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling Market street, from State street to Front street, for the season of 1871. Adopted.

The Surveyor submitted as such estimate, \$131.

By Ald. Remington—Resolved, That the following improvement is expedient, viz:

The sprinkling of Market street, from State street to Front street, for the season of 1871.

And whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$131, which estimate is hereby approved.

Resolved, further, That the following portion of said city is benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Market street from State street to Front street.

And the Clerk is hereby directed to publish notice in pursuance of section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, February 21st, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, mauder, Aikenhead, Parsons—24.

Nays—Ald. Stebbins—1.

## SPRINKLING EXCHANGE STREET.

On motion of Ald. Remington, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below.

After hearing such allegations from all persons appearing, Ald. Remington submitted the following:

An ordinance to sprinkle Exchange street, from Buffalo street to the Genesee Valley Railroad Depot.

The Common Council of the City of Rochester do ordain and determine as follows:

The sprinkling of Exchange street, from Buffalo street to the G. V. R. R. Depot during the season of 1871.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$750, which estimate was and is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Exchange street, from Buffalo street to the G. V. R. R. Depot.

On which above described portion of the said city the said sum of \$750 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 11th day of February, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Rogers moved to amend the ordinance by striking out Genesee Valley Railroad Depot whenever they occur, and insert therefor the words Lafayette street.

Carried.

Ald. Rogers moved to postpone further action on the ordinance until the next regular meeting. Carried.

## SPRINKLING STATE STREET.

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling State street, from Buffalo street to Jay street, during the season of 1871.

The Surveyor submitted as such estimate \$1,886.

By Ald. Remington—Resolved, That the following improvement is expedient, viz:

The sprinkling of State street, from Buffalo street to Jay street, during the season of 1871.

And Whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,886, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of State street, from Buffalo street to Jay street.

And the Clerk is hereby directed to publish notice in pursuance of section 164, of the City Charter, that all

persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Feb. the 21st, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—25.

## SPRINKLING NORTH AND SOUTH ST. PAUL STREETS.

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling North and South St. Paul streets, from the Erie Canal to the N. Y. C. R. R., during the season of 1871. Adopted.

The Surveyor submitted as such estimate, \$1,469.

By Ald. Remington—Resolved, That the following improvement is expedient, viz:

The sprinkling of North and South St. Paul streets, from the Erie Canal to the N. Y. C. R. R., during the season of 1871.

And whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,469, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of North and South St. Paul streets, from the Erie Canal to the N. Y. C. R. R.

And the Clerk is hereby directed to publish notice in pursuance of Section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Feb. the 21st, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—25.

Ald. Aikenhead moved that after action on ordinances of the Board adjourn until Tuesday evening next at 7½ o'clock. Carried.

## SPRINKLING PLYMOUTH AVENUE.

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling Plymouth avenue, from Buffalo street to the Caledonia park, during the season of 1871.

The Surveyor submitted as such estimate \$980.

By Ald. Remington—Resolved, That the following improvement is expedient, viz:

The sprinkling of Plymouth avenue, from Buffalo street to the Caledonia park, during the season of 1871.

And Whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$980, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Plymouth avenue, from Buffalo street to the Caledonia park.

And the Clerk is hereby directed to publish notice in pursuance of section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening Feb. the 21st, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—21.

## SPRINKLING EAST AVENUE.

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling East avenue, from Main street to Alexander street, during the season of 1871.

The Surveyor submitted as such estimate, \$1,000.

By Ald. Remington—Resolved, That the following improvement is expedient, viz:

The sprinkling of East avenue, from Main street to Alexander street, during the season of 1871.

And whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,000, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of East avenue from Main street to Alexander street.

And the Clerk is hereby directed to publish notice in pursuance of section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, February the 21st, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote, viz:  
Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Gerling, Stebbins, Mauder, Aikenhead, Parsons—21.  
Nays—Ald. Kelly, Charters—2.

#### SPRINKLING MAIN STREET

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling main street, from North street to Asylum street, during the season of 1871. Adopted.

The Surveyor submitted as such estimate \$918.  
By Ald. Remington—Resolved, That the following improvement is expedient, viz:

The sprinkling from Main street, from North street to Asylum street, during the season of 1871.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$918, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Main street, from North street to Asylum street.

And the Clerk is hereby directed to publish notice in pursuance of section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Feb. the 21st, 1871, when allegations will be heard.

Lost by the following vote:  
Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Gerling, Stebbins, Mauder, Aikenhead, Parsons—20.  
Nays—Ald. Caring, Kelly, Charters—3.  
No petition.

#### SPRINKLING TROUP STREET.

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling Troup street, from Exchange street to Caledonia avenue, during the season of 1871. Adopted.

The Surveyor submitted as such estimate, \$366.  
By Ald. Remington—Resolved, That the following improvement is expedient, viz:

The sprinkling of Troup street, from Exchange street to Caledonia avenue, during the season of 1871.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$366, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Troup street, from Exchange street to Caledonia avenue.

And the Clerk is hereby directed to publish notice in pursuance of Section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Feb. the 21st, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Lost by the following vote:  
Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Meyer, Glover, Craig, Stone, Wilson, Gerling, Stebbins, Mauder, Aikenhead, Parsons—18.  
Nays—Ald. Caring, Connolly, Kelly, Woodruff, Charters—5.  
No petition.

#### SPRINKLING OF FRONT STREET.

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling Front street, from Buffalo street to the New York Central railroad, during the season of 1871.

The Surveyor submitted as such estimate, \$490.  
By Ald. Remington—Resolved, That the following improvement is expedient, viz:

The sprinkling of Front street, from Buffalo street to the New York Central railroad, during the season of 1871.

And whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$490, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Front street, from Buffalo street to the New York Central railroad.

And the Clerk is hereby directed to publish notice in pursuance of section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, February the 21st, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Lost by the following vote:  
Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Wilson, Gerling, Stebbins, Mauder, Parsons—18.  
Nays—Ald. Connolly, Kelly, Woodruff, Charters, Aikenhead—5.  
No petition.

#### FLAG WALK ON THE NORTH SIDE OF COURT STREET.

Ald. Parsons presented the final ordinance for a flag walk on the north side of Court street, from Exchange street to the west end of the bridge over the Genesee river, and moved that action be postponed until the second regular meeting in March next. Carried.

Ald. Craig moved that the Legislature be requested to amend section 9, title 2, (as amended in the year 1865), by striking out the words "One City Surveyor" after the word "measures" in the seventh line, and the word "and" in the third line of the said section, and insert the words "and one City Surveyor" after the word "Clerk" in the third line of said section 9. Carried.

The Clerk presented the following Assessment Rolls, and they were referred to the Assessment Committee: Improvement of Liberty street.

Repairing bridge on Falls street.

Repairing walks on Adams street.

Repairing walks on Hunter street.

Ald. Caring asked unanimous consent to offer the following:

By Ald. Caring—Resolved, That the Treasurer pay to William Guginheim, William F. Lathrop and Henry E. White, the sum of one hundred dollars each, on account of services as Commissioners of an Iron Bridge to be built across the Genesee river from Vincent Place to North St. and street, and charge Contingent Fund when the same are found applicable.

Adopted by the following vote:  
Ayes—Ald. Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Mauder, Aikenhead, Parsons—21.  
Nays—Ald. Andrews, Stebbins—2.  
On motion, adjourned.

W. F. MORRISON, City Clerk.

### In Common Council, Feb. 14th, 1871.

#### ADJOURNED MEETING.

President—Ald. Ezra R. Andrews, presiding.  
Present—Ald. Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—23.  
Absent—Ald. Briggs, Whitcomb, Smith, Craig, Mandeville—5.

Ald. Stone stated that Ald. Van Buren, from the city of Buffalo, was present, and moved that he be invited to a seat within the circle. Carried.

Ald. Woodruff presented the following:  
By Ald. Woodruff—Whereas, this Board has heard with great pain of the death of the brother of our respected associate, Ald. Mandeville, and sympathizing in his affliction, therefore,

Resolved, That a committee be appointed to present to this Board resolutions expressive of the feelings of the members of the Common Council in regard thereto. Adopted.

The President appointed as such committee Ald. Woodruff, Stone and Gerling.

#### COMMUNICATION.

The President presented the following from his Honor the Mayor:

MAYOR'S OFFICE,  
ROCHESTER, Feb. 14, 1871.

To the Common Council:

GENTS,—The Franco-Prussian war, one of the

most  
tend  
thes  
How  
meri  
confi  
distr  
have  
woun  
shoul  
and s  
of ou  
as a  
and e  
tude  
to rel  
The  
our c  
and I  
Comm  
sist o  
zens,  
made  
Ord  
Ald  
recom  
a com  
and t  
tion,  
"mat  
Carrie  
The  
Ald. C  
Ald.  
lution  
a publ  
Ald.  
resolu  
April  
Ayer  
Caring  
Nagle,  
Nays  
Meyer  
Stebbin  
Ald.  
lution  
Ald.  
by him  
in refer  
Ald.  
stitute  
Reso  
erty be  
purcha  
also th  
gine lo  
ascerta  
south s  
and th  
chased  
Also th  
Hon F  
the Un  
sible, a  
they ne  
Council  
a fire-p  
govern  
Ald.  
by stri  
and sub  
five. L

most sanguinary of modern times, has been attended with results which command the sympathies and commiseration of the civilized world. However we may differ in our views as to the merits of the questions involved in the woful conflict, we cannot but pity the misfortunes and distresses of the French people. Our citizens have heretofore contributed to the relief of the wounded soldiers of the German armies, and we should not withhold our aid from the starving and suffering thousands of France. In the war of our forefathers, to achieve our independence as a nation, the French rendered us very great and essential aid, and a common sense of gratitude should prompt us to contribute something to relieve Frenchmen in their great extremity.

There has been a desire expressed by many of our citizens to have measures taken to this end, and I do most respectfully recommend that the Common Council appoint a committee, to consist of members of your Board and other citizens, to receive such contributions as may be made for this object.

Respectfully,

JOHN LUTES, Mayor.

Ordered received, filed and published.

Ald. Gerling moved, in accordance with the recommendation of his Honor the Mayor, that a committee of five be appointed from this Board and that the Mayor and President in conjunction, appoint a committee of citizens to solicit "material aid" for the suffering French people. Carried.

The President appointed as such committee, Ald. Gerling, Stone, Kelly, Nagle, Glover.

#### UNFINISHED BUSINESS.

Ald. Meyer called up his preamble and resolution (folio 242 of proceedings) in reference in a public park.

Ald. Relyea moved to further postpone the resolution until the second regular meeting, to April next. Lost by the following vote:

Ayes—Ald. Rogers, Remington, Herzberger, Caring, Relyea, Woodruff, Gerling, Charters, Nagle, Mauder, Aikenhead—11

Nays—Ald. Barker, Wait, Andrews, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Dagge, Stebbins, Parsons—12.

Ald. Remington moved to postpone the resolution until the next regular meeting. Carried.

Ald. Aikenhead called up a resolution offered by him January 24th, (folio 244 of proceedings) in reference to sale of city property.

Ald. Stone presented the following as a substitute:

Resolved, That the Committee on City Property be directed to offer for sale the lot recently purchased of the First Presbyterian Society; also the Market lot on Front street; also Engine lot No. 1, on Water street; also that they ascertain, if possible, what the vacant property, south side of Main street, between the Curtis and the Osburn property so-called, can be purchased for, and report the same to this Board. Also that this Common Council request the Hon Freeman Clarke to use his influence with the United States government to secure, if possible, an appropriation for such a building as they need, and that if successful, the Common Council will unite with them in the erection of a fire-proof building, that shall be ample for all government and city purposes.

Ald. Stebbins moved to amend the resolution, by striking out "City Property Committee," and substitute therefor, "a Special Committee of five. Lost.

Ald. Remington moved as an amendment that after the words "so called," add the following: "also the property situate between East avenue and Main street: known as the Flat-Iron block." Carried.

Ald. Stone's substitute, as amended, was declared Adopted.

#### EXECUTIVE.

Ald. Remington moved that the Board now proceed to ballot for Commissioner of Deeds to fill vacancies existing in several wards. Carried.

Ald. Kelly moved that the Clerk be authorized and empowered to cast the entire vote to fill said vacancies. Carried.

#### FIRST BALLOT.

The following-named persons each received 23 votes and were declared appointed Commissioners of Deeds for the city of Rochester, term to expire Dec. 31st, 1872:

Second Ward—Martin Barron.  
Fourth Ward—J. N. Harder, A. W. Gilman.  
Ninth Ward, Wm. K. Shaffer, Wm. J. Sheridan.

Eleventh Ward—Lodewick M. Wooden, Henry S. Hebbard, Frank W. Embry.  
Twelfth Ward—Homer Gordon.

Thirteenth Ward—Henry N. Allen, Seth H. Terry, Isaac Loomis.

Fourteenth Ward—William Oliver.  
Ald. Kelly moved that the Board now proceed to ballot for Inspector of Election for the Ninth Ward, to fill a vacancy. Carried.

#### FIRST BALLOT.

James H. Wilson received 21 votes and was declared appointed Inspector of Election for the Ninth Ward.

#### MISCELLANEOUS.

By Ald. Barker—Petition of Fredrica Zelweger for permission to erect a wood building on lot situate on the north side of Brown street near Magne street. Wood Building Committee with power to act.

By Ald. Rogers—Petition of R. G. Boyd for permission to erect a wood building on lot No. 113, situate on Lake avenue. Wood Building Committee with power to act.

Ald. Rodgers, from the Street Committee, reported in favor of the bill of A. B. Buckland. Finance Committee.

By Ald. Caring, bill of John Rauber & Co. Sewer Committee.

By Ald. Caring—Resolved, That the Clerk draw two orders for \$200 each, in favor of D. McDormick & Co., and payable to the order of D. Gates & Co., one in one year and one in two years from the 27th day of November, 1870, both with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Lake avenue, Phelps avenue and Varnum street sewer fund. Adopted by the following vote:

Ayes—Ald. Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—23.

#### IMPROVEMENT FUND.

By. Ald. Caring—Resolved, That the Treasurer pay when there are funds applicable, as follows: Jacob Heberger, in full for inspecting Al-mira street sewer.....\$ 39 00  
And charge that Fund.

John Rauber & Co., in full on their contract for sewer in Almira street..... 839 04 And charge that Fund.

Adopted by the following vote:  
Ayes—Ald. Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Conolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—23.

Ald. Caring, from the Sewer Committee, reported in favor of the bill of John Rauber & Co. Table.

By Ald. Caring—Resolved, That the Treasurer is hereby directed to receive eighty-two per cent. in full of all persons assessed for a sewer in Almira street. Adopted.

**IMPROVEMENT FUND.**

By Ald. Caring—Resolved, That the Treasurer pay, when there are funds applicable, as follows: John Rauber & Co., in full for their bill for repairs to sewers, \$134, and charge that fund.

Adopted by the following vote:  
Ayes—Ald. Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Conolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—23.

Ald. Relyea called up estimate of Whitmore, Carson & Co. for extras on North Clinton street improvement, tabled November 15, 1870, (folio 183 of proceedings) and moved that action on the estimate be postponed until the next regular meeting. Carried.

Ald. Stone presented the following:  
ROCHESTER, N. Y., Feb. 13, 1871.  
To the Honorable the Common Council of the City of Rochester:

GENTLEMEN: The officers of the 25th Brigade N. G. S. N. Y., have the honor to invite your Honorable Body to meet them at the Arsenal on Friday afternoon, the 17th inst., at 3 o'clock.

With high regard,  
E. C. BRADSTREET, Sec'y.

Ordered received, filed and published.  
Ald. Stone moved that the invitation be accepted. Carried.

Ald. Stone, from the Fire Department Committee, presented the following:

FIRE ALARM TELEGRAPH,  
OFFICE NO. 7 ARCADE,  
ROCHESTER, N. Y., Feb. 13, 1871.

FIRE DEPARTMENT COMMITTEE—GENTLEMEN:  
—If agreeable to the wishes of the Council, I will superintend the working of the Fire Alarm Telegraph during the present year upon the same terms as for the year just closed.

Respectfully yours,  
B. F. BLACKALL.

Ordered received, filed and published.  
Ald. Stone moved that the Fire Department Committee be and is hereby authorized to contract with B. F. Blackall upon the same terms as last year, (salary \$1,000.)

Carried by the following vote:  
Ayes—Ald. Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Conolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—23.

By Ald. Wilson—Resolved, That the City Treasurer be hereby authorized to receive four ten hundred and six dollars and eighty-eight cents (\$1,406-88), with interest, of H. A. Palmer, in full for taxes in the 9th and 11th wards.

Ald. Kelly moved to amend by striking out fourteen hundred and six dollars and eighty-eight cents (\$1,406-88) with interest, and insert therefor the words, "the gross amount of all taxes unpaid and now due, with interest, at the rate of seven per cent. per annum."

Ald. Rogers moved to refer the whole matter to the Committee on Assessments, with instructions to report to this Board at its next regular meeting. Carried.

By Ald. Kelly—Petition of Thomas Smith for permission to construct a small addition to wood building situate at No. 23 on Boliver street. Wood Building Committee with power to act.

Petition of Junius Judson in reference to Varum street sewer. Referred to the Sewer Committee to report at the next regular meeting.

By Ald. Kelly—Resolved, That the City Treasurer is hereby requested to report to this Board at its next regular meeting a complete list of the bonded indebtedness of the city, the date of said bonds and the amount of each, and when due, and as far as possible the owner thereof, or the persons to whom the last interest on said bonds was paid, and their residence. Adopted.

By Ald. Kelly—Resolved, That the City Treasurer is hereby requested to report to this Board, at its next regular meeting, a full list of all the bonds of the city that have matured and been paid during the past six years, ending April 1st, 1871; and also to present with said report the cancelled bonds, themselves, for future direction by this Board as to their final disposition. Adopted.

By Ald. Kelly—Resolved, That the City Attorney be, and he is hereby instructed to take such steps as are necessary to secure the payment of all taxes now due to the city for all purposes, and that he be instructed to take such steps as may be necessary to take possession of all property which has been bid off by the city for unpaid taxes, the time for redemption of which has expired; that he be empowered to procure such counsel as may be necessary for that purpose, and that all such proceedings be under the direction of the Finance Committee.

Adopted by the following vote:  
Ayes—Ald. Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Conolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—22.

**FINANCE BUDGET.**

By Ald. Kelly—Resolved, That the City Treasurer pay as follows when there are funds applicable:

FIRE DEPARTMENT FUND.	
Cutting & Cooney, horse shoeing and repairs.....	\$57 57
B. F. Blackall, disbursements.....	9 75
J. R. Chamberlain, hose.....	2 80
Geo. C. Maurer, salt.....	5 50
Merrick & Hayes, baskets.....	5 00
C. R. Parsons, use of horse.....	22 00
James Melvin, horse shoeing.....	27 75
And charge that Fund.	

**POOR FUND.**

George Bastion, bread and crackers, (pay Treasurer)	\$ 58 75
Gerling Bro's, flour, (pay Treasurer)	75 00
Anthony Heffner, bread.....	124 60
H. W. Jones, disbursements.....	96 25
H. Brewster & Co., groceries.....	290 77
S. J. Waggoner, delivering wood and coal.....	147 44
Geo. Schofield, transportation, (pay H. W. Jones)	15 68
B. Waugh Jones, paid orders and potatoes.....	287 30
E. R. Andrews, printing.....	3 00
Tracy & Rew, printing.....	5 50
And charge that Fund.	

MAP, SURVEY AND RECORD FUND.

Lindsay L. Barrett, salary as Assistant Surveyor.....	\$ 44 80
Whitmore, Carson & Co., stone monuments.....	144 53
D. W. Powers, rent of office to Feb. 1st.....	37 50
And charge that fund.	

POLICE FUND.

S. M. Sherman, 1 mo. salary to February 1, 1871.....	\$41 67
P. H. Sullivan, .....	90 00
A. McLean, .....	85 00
Wm. J. Rogers, .....	85 00
Jonathan Dresser, .....	85 00
William S. Fickett, .....	85 00
Peter Hughes, .....	85 00
Samuel Brown, .....	75 00
Thos. A. Buchell, .....	75 00
William Rogers, .....	75 00
Henry D. Shove, .....	75 00
Charles Green, .....	75 00
John J. Garrett, .....	72 90
David Monaghan, .....	75 00
Wm. F. Lusk, .....	75 00
Henry D. Baker, .....	75 00
Hugh Clark, .....	75 00
Thos. Dukelow, .....	75 00
John Barry, .....	75 00
A. H. Franklin, .....	75 00
Jas. McKelvey, .....	71 25
J. McQuarters, .....	75 00
Peter Lauer, .....	75 00
Robert Burns, .....	75 00
Ralph Bendon, .....	75 00
Barney Horcheler, .....	75 00
James Murray, .....	75 00
Jeremiah Twaig, .....	75 00
Andrew Conroy, .....	75 00
Jos. Gommenginger, .....	75 00
Alder Oliver, .....	75 00
Martin A. Beman, .....	75 00
Jacob Frank, .....	75 00
Michael Wolff, .....	75 00
Charles McCormick, .....	75 00
Joseph S. Roworth, .....	75 00
Caleb Pierce, .....	75 00
Frank B. Allen, .....	75 00
William White, .....	75 00
Lyman Johnson, .....	75 00
W. R. McArthur, .....	75 00
John H. Dana, .....	75 00
Thomas Lynch, .....	75 00
Thos. A. Crouch, 29½ .....	73 75
John Ragan, 29½ .....	73 75
P. C. Kavanaugh, 29½ .....	73 75
Thos. F. Hurley, 29½ .....	73 75
Ferry Marzloff, 29 .....	72 50
Wm. O'Neil, 29 .....	72 50
Frank Bemis, 29 .....	72 50
Frank Schaffer, 29 .....	72 50
Jacob Harter, 29 .....	72 50
Frank Goodwin, 29 .....	72 50
E. Van Vorst, 29 .....	72 50
Barth. Crowley, 30 .....	75 00
James K. Foster, 28½ .....	71 25
Isaac Spears, 28½ .....	71 25
George Bingham, 27 .....	67 50
Geo. M. Lathrop, 27 .....	67 50
George W. Lord, 26½ .....	66 25
C. B. McKibbin, 26½ .....	66 25
Michael Hyland, 26 .....	65 00
Joseph F. Cleay, 24 .....	59 75
John C. Hagle, 21½ .....	47 50
E. W. McBurney, 19 .....	47 50
J. Denzer, Janitor, 30 .....	70 00

\$4,920 42

Examined and approved.

JOHN LUTER,  
GEORGE G. COOPER,  
HENRY S. HEBARD,  
Police Commissioners.

Gommenginger, Allen & Co., stove, &c., at office.....	\$62 05
W. C. Thomas, stationery, &c.....	86 10
S. M. Sherman, disbursements.....	85 02
Thomas W. Morrison, matting, &c.....	31 25
Brown & Williams, oil cloth and matting.....	38 41
And charge that fund.	

HEALTH FUND.

L. A. Ward, insurance on Hospital.....	\$20 00
And charge that fund.	

Adopted by the following vote:

Ayes—Ald. Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—22.

By Ald. Kelly—Resolved, That the following accounts are hereby declared valid and are now due:

HIGHWAY DEPARTMENT.

John Quin, disbursements.....	\$33 63
A. B. Bucklaed, sand.....	30 00

HOUSE FOR IDLE AND TRUANT CHILDREN FUND.

Gerling Bro's, flour, &c.....	\$186 55
W. C. Thomas, stationery.....	49 80
Hubbard & Northrop, dry goods.....	15 15
Herman Mutschler, crockery, &c.....	55 05
J. W. Adams, disbursements.....	135 75

Adopted by the following vote:

Ayes—Ald. Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagle, Manker, Aikenhead, Parsons—22.

By Ald. Woodruff—Petition of J. H. McDonald and others, for the passage of an ordinance to open an alley in the Eighth ward. Referred to the Committee on Opening and Alteration of Streets, with instructions to bring in an ordinance.

Ald. Woodruff, in behalf of the Committee on Resolutions, presented the following:

Whereas, It has pleased an Allwise Providence to remove by death our former fellow-citizen, J. Newton Mandeville, brother of our esteemed associate, Ald. Mandeville; therefore,

Resolved, That this Board will attend the funeral in a body, and that the City Clerk make arrangements in accordance with this resolution

Resolved, That the Clerk is hereby directed to transmit a copy of the foregoing preamble and resolution to the family of the deceased.

S. R. WOODRUFF,  
N. A. STONE,  
JACOB GERLING,  
Committee.

Adopted.

By Ald. Gerling—Resolved, That the street running from Whitney street to Childs street, situate between Jay and Smith streets, be called Kondolf street, and the Superintendent of Streets is hereby directed to remove obstructions, if any exist, and put up name in conspicuous place. Adopted.

Ald. Gerling moved that the Fire Department Committee be and is hereby authorized to pay Mrs. Bigelow an amount not to exceed the sum of seven hundred dollars (\$700) in full for all damage for the death of her husband.

Ald. Glover moved to table Ald. Gerling's motion. Carried.

By Ald. Nagle—Petition of J. Rosenbaum, for permission to erect a wood building on his lot, No. 29, situate on Hanover street. Wood Building Committee, with power to act.

By Ald. Remington—Resolved, That the Charter Amendment Committee is hereby instructed to ask a hearing from the Railroad Committee of the House of Assembly of this State upon the act now in their hands, providing for a sale of the stock held by this city in the Rochester and Genesee Valley Railroad, and the investment of the proceeds in the stock of the proposed Lake Shore Road, and that the Charter Amendment Committee is instructed to take all necessary steps to prevent the passage of such act. Adopted.

Adjourned.

W. F. MORRISON, City Clerk.

In Common Council, February 21st, 1871.

REGULAR MEETING.

President, Ald. Ezra R. Andrews, presiding.  
Present—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone,



Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

Absent—Ald. Briggs, Barker, Mandeville—3.

#### APPROVAL OF MINUTES.

The minutes of the previous meetings, February 7th and 14th, were approved as published.

#### PRESENTATION OF PETITIONS AND CLAIMS.

Ald. Wait presented a petition of J. B. Hanvey for permission to erect a wood building on corner of Litchfield street and New York Central Railroad, and moved its reference to the Wood Building Committee, with power to act.

Ald. Meyer moved as an amendment to substitute "Aldermen of the Eighth ward" for "Wood Building Committee." Carried.

Ald. Wait's motion, as amended, was then acted on and declared carried.

By Ald. Rogers—Bills of John Quin, C. R. Parsons, Delaware Coal Company, Gibbons & Stone. Street Committee.

Bills of L. A. Ward, E. N. Buell, French & Smith, Levett & Stevens, W. F. Holmes, Smith & Elwood, McLean & Johnson, S. B. Raymond, C. T. Amsden & Son, J. C. Miller & Son. City Property Committee.

Petition of Geo. A. Bartholic, for permission to erect a wood building on his lot on Glasgow street; also to remove and build a wood building on Thorn alley, in rear of said lot on Glasgow street. Remonstrance of Elizabeth Morris and sixteen others, against the erection of wood buildings by Geo. A. Bartholic. Petition and Remonstrance referred to Wood Building Committee and Fire Marshal, with power to act.

Remonstrance of Charles J. Hill and others against the passage of an ordinance for sprinkling Plymouth avenue. Tabled.

By Ald. Remington—Bills of Tracy & Rew, J. P. Haz, M. Heavey, Thomas Knowles, Joseph Hoffman, Anthony Kassel, Wm. Collinson, W. C. Thomas, T. H. Hopwood, Brown & Williams,

D. McKay, Jr., D. M. Dewey, Jesse Shepherd, Thomas Knowles, John Van Auker, Connolly & Mathews, E. R. Andrews, Hunn, Smith & Spencer, Boyd & Hart, W. F. Morrison. Contingent Expense Committee.

Bills of B. Waugh Jones, John Nagle, S. J. Waggoner, H. Mutschler, H. W. Jones, James D. McIntosh & Co. Poor Committee.

By Ald. Smith—Bill of L. W. Miller. Contingent Expense Committee.

Bill of W. F. Morrison. Committee on Public Health.

By Ald. Relyea—Bill of Z. Weaver. Referred to Fire Department Committee.

Unanimous consent was granted Ald. Meyer to present the following:

By Ald. Myers.

Resolved: That R. G. Boyd, Dennis Murphy, Wendall Waldele, Robert Young, Frederick Zellweger, Franklin Ritter, John Creelmand, Thomas Smith, James Wood, John G. Popp, W. B. Douglas, John H. Jeffers, Frank Hafner, M. R. Corlett, B. W. Roberts, Thomas Garrety, J. Rosenbaum and George H. Allen have leave to erect wooden buildings, according to their several petitions, under the direction of the Fire-Marshal. Adopted.

By Ald. Stone.—Bill of M. Frusion, and Monthly Pay Roll. Fire Department Committee.

Remonstrance of Nicholas Brayer and others against granting J. B. Hanvey permission to erect a wood building on lot cor-

ner of Litchfield street and the New York Central railroad. Referred to the Aldermen of the Eighth ward.

Petition of the officers of the 54th Regiment, and 1st Battalion of light artillery of the N. G. S. N. Y. in reference to furnishing the rooms in the Arsenal. Referred to the Contingent Expense Committee.

By Ald. Craig—Bill of David Niven. Table.

By Ald. Kelly—Bill of John C. Mason.—Street Committee. Petition of Walter Lidell for permission to construct a wood addition to his house on lot, No. 45, situate on Ambrose street.—Wood Building Committee, with power to act. Bill of Scratom & Wetmore.—Contingent Expense Committee.

By Ald. Charters—Bills of Dr. H. H. Langworthy, G. & W. Weldon and Connolly & Matthew.—Police Committee.

By Ald. Dagge—Bill of Michael McQueen.—Map, Survey and Record Committee.

Ald. Stebbins stated that many citizens had complained of the signs upon the street lamps corner of Main and St. Paul street, and moved that the Street Superintendent be and is hereby intrusted to remove from the street lamp corner of Main and St. Paul streets the Ely Street Opera House signs. Carried.

By Ald. Nagle—Petition of Christian Widman and others asking permission for Catharine Minges to erect a wood building on her lot on the west side of St. Joseph street between Buchan Park and Sillinger street. Wood Building Committee with power to act.

By Ald. Aikenhead—Bills of J. E. Relyea and John Mander. Lamp Committee.

Ald. Connolly presented the following:

ROCHESTER, Feb 21st, 1871

*Gentlemen of the Common Council:*

For the purpose of securing a full settlement of my claim for damages against the city arising from the death of my husband, I hereby offer and agree to receive the sum of five hundred dollars in full of all claims growing out of his said death and release the city therefrom.

Respectfully yours, LOUISA BIGLOW.

Witness, GEO. W. CONNOLLY.

By Ald. Connolly.—Resolved, 1st, That the Common Council, in behalf of the city of Rochester, accept the proposition of Louisa Bigelow, to accept the sum of five hundred dollars in full of all damages arising out of the death of her husband.

2nd, That the City Clerk be authorized to draw an order on the City Treasurer for the sum of five hundred dollars, payable to the order of Louisa Bigelow, when the City Attorney shall have received the proper agreement for and receipt of settlement, and charge the same to the Contingent Fund when there are funds applicable.

Ald. Craig moved to refer the matter to the Finance Committee, with power to settle with Mrs. Bigelow at a sum not to exceed \$500, and charge Fire Department Fund.

Ald. Whitcomb moved to amend Ald. Craig's motion by substituting "Mayor and City Attorney" for "Finance Committee."

Ald. Caring moved to amend Ald. Craig's motion by substituting "\$400" for "\$500" Lost.

Ald. Whitcomb's motion was then acted on and declared lost.

Ald. Mauder moved as a substitute for the whole matter, to refer to the Fire Department

Committee, Mayor and City Attorney, with power to settle with Mrs. Bigelow at a sum not to exceed \$500, and charge Fire Department Fund. Carried by the following vote:

Ayes—Aldermen Whitcomb, Wait, Andrews, Remington, Herzberger, Smith, Relyea, Meyer, Stone, Gerling, Charters, Dage, Nagle, Mauder, Aikenhead, Parsons—16.

Nays—Aldermen Rogers, Caring, Connolly, Glover, Craig, Wilson, Kelly, Woodruff, Stebbins—9

#### REPORTS OF STANDING COMMITTEES.

Ald. Rogers, from the Street Committee, reported in favor of the bills of John Quin, C. R. Parsons, Delaware and Hudson Canal Coal Company, and Gibbons & Stone, and John C. Mason. Finance Committee.

Ald. Rogers, from the Committee on City Property, reported in favor of the bills of L. A. Ward, E. N. Buell, French & Smith, Levett & Stevens, W. F. Holmes, Smith & Elwood, McLean & Johnson, S. B. Raymond (two bills), C. T. Amsden & Son (two bills), and J. C. Miller & Son. Finance Committee.

Ald. Charters, from the Police Committee, reported in favor of the bills of Dr. H. H. Langworthy, G. & W. Weldon, and Connolly & Matthews. Finance Committee.

Ald. Dage, from the Committee on Maps, Surveys and Records, reported in favor of the bill of Michael McQueen. Finance Committee.

Ald. Stebbins, from the Law Committee, presented the following:

#### *Gentlemen of the Common Council:*

Your Committee to whom was referred the matter of the ordinance for the construction of an Iron Bridge across the race on Court street, would respectfully report that in their opinion said ordinance does not comply with the provisions of the Charter in relation to property to be assessed for local improvement, nor does it properly describe territory to be assessed. Your Committee would therefore recommend that said ordinance be rescinded.

All of which is respectfully submitted.  
Rochester, Feb. 14th, 1871.

F. S. STEBBINS,  
M. M. SMITH,  
C. R. PARSONS,  
E. R. ANDREWS,  
Law Committee.

Ordered received, filed and published.

#### IRON BRIDGE OVER THE RACE ON COURT STREET.

Ald. Parsons moved that the vote on the ordinance for the construction of an Iron Bridge over the raceway on Court street, on the west side of the river, be reconsidered. Carried.

Ald. Parsons moved the indefinite postponement of the ordinance. Carried.

Ald. Stebbins, from the Law Committee, presented the following:

#### *To the Honorable the Common Council of the City of Rochester:*

GENTLEMEN: Your Committee to whom was referred the matter of E. S. Hayward against the city of Rochester, would respectfully report that, upon an examination of the case, the rulings of the court, the findings of the jury and the questions of law involved, your Committee are satisfied that an appeal from the judgment in the action would only involve the city in added costs in the case without any advantage.

Your Committee therefore recommend the payment of the amount of the judgment, with interest thereon to date.

All of which is respectfully submitted,  
Rochester, Feb. 14, 1871.

F. S. STEBBINS,  
M. M. SMITH,  
C. R. PARSONS,  
E. R. ANDREWS,  
Law Committee.

Ald. Remington, from the Contingent Expense Committee, reported in favor of the bills of Tracy & Rew, J. P. Hax, M. Heavey, Thomas Kowles (three bills), Joseph Hoffman, Anthony Kasseal, Wm. Collinson, W. C. Thomas, Thos. H. Hopwood, Brown & Williams, D. M. Dewey, Jesse Shepherd, John Van Auker (two bills), Connolly & Mathews, E. R. Andrews, Hunn, Smith & Spencer, Boyd & Hart, and W. F. Morrison.—Finance Committee.

Ald. Remington, from the Committee on Relief and Support of the Poor, reported in favor of the bills of B. Waugh Jones, John Nagle, S. J. Waggoner, H. Mutschler, H. W. Jones and James D. McIntosh & Co. Finance Committee.

Ald. Smith, from the Committee on Public Health, reported in favor of the bill of W. F. Morrison. Finance Committee.

Ald. Stebbins, from the Law Committee, presented the following:

#### *Gentlemen of the Common Council:*

Your Committee to whom was referred the matter of the judgment against the city in favor of P. J. McMenemy, would respectfully report that said judgment is based upon the finding of a Referee, before whom the case was tried, that by the case it appeared that the contract for the construction of a certain sewer was awarded to said McMenemy under and in accordance with certain specifications, awarding a certain amount each for rock and earth excavations and lumber and other materials used as found requisite; that a considerable amount of boulder—termed by the courts, rock—was not measured and allowed for by the last Surveyer, and that a certain amount of lumber used was not estimated at the final accounting. A counter claim was presented on the part of the city for services for an Inspector after the time when the work was to have been completed. This was not allowed because no mention of it had been theretofore made, and the work has gone on beyond the prescribed time with the knowledge and assent of the Sewer Committee. With the law and the decision upon the facts adverse to the city, your Committee can see nothing to be gained by prolonging the litigation, and would therefore recommend the payment of the judgment with accrued interest.

Rochester, Feb. 11th, 1871.

F. S. STEBBINS,  
M. M. SMITH,  
C. R. PARSONS,  
E. R. ANDREWS,  
Law Committee.

Ordered received, filed and published.

Ald. Caring moved that the City Treasurer pay P. J. McMenemy the amount of judgment and interest (as above recommended) and charge Contingent Fund, when there are funds applicable. Carried by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Caring, Smith, Relyea, Con-

## ORDINANCES.

## IMPROVEMENT OF ADAMS STREET.

Ald. Parsons presented the first ordinance for the improvement of Adams street, from Plymouth avenue to Caledonia avenue, by grading the roadway, setting a curb-stone and paving the gutters and laying a Medina stone walk 6 feet wide, in three courses, on each side—estimate \$7,140.

Ald. Relyea presented a remonstrance against the passage of the ordinance, and moved its indefinite postponement. Carried.

## FLOOD ORDINANCES.

Ald. Parsons presented the following ordinances, and moved their postponement until the second regular meeting in April next:

## COURT STREET WOODEN BRIDGE.

The construction of a wooden bridge on Court street over the millrace, on the west side of the Genesee river.

The whole estimated expense thereof is \$1,900, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

All the property on each side of the upper mill race (west side) belonging to the owners of said race.

## REPAIRS ON STATE STREET.

Repairing the damages to State street, from Buffalo street to Mumford street, in said city, caused by said freshet.

The whole estimated expense thereof is \$120, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of State street, from Buffalo street to Mumford street.

## ROAD LEADING FROM COURT STREET TO THE MONROE COUNTY JAIL.

Repairing the damages to the road leading from Court street to Monroe County Jail, in said city, caused by said freshet.

The whole estimated expense thereof is \$68.58, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

The County of Monroe.

## REPAIRS ON LAKE AVENUE.

Repairing the damages to Lake avenue, from Spencer street to the city line, in said city, caused by said freshet.

The whole estimated expense thereof is \$7,219.80, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Lake avenue, from Spencer street to the city line.

## REPAIRS ON TROUP STREET.

Repairing the damages to Troup street, from Prospect street to the Genesee Valley canal.

The whole estimated expense thereof is \$41.25, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Troup street, from Prospect street to the Genesee Valley Canal.

## ALLEY RUNNING FROM EXCHANGE PLACE.

Repairing the damages to the alley running southerly from Exchange place to rear of lots fronting on Front street, in said city, caused by said freshet.

The whole estimated expense thereof is \$68.75, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of the alley running southerly from Exchange Place in rear of lots fronting on Front street.

## REPAIRS ON SCHOOL ALLEY.

Repairing the damage to School Alley, from Buffalo street to the Erie canal, in said city, caused by said freshet.

The whole estimated expense thereof is \$114.14, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of School Alley, from Buffalo street to the Erie canal.

## REPAIRS ON ANDREWS AND MUMFORD STREETS.

Repairing the damages to Andrews and Mumford streets, from St. Paul street to State street, in said city, caused by said freshet.

nolly, Meyer, Wilson, Kelly, Woodruff, Charters, Dage, Stebbins, Nagle, Aikenhead, Parsons—19.

Nays—Ald. Herzberger, Glover, Craig, Stone, Gerling, Mauder—6.

Ald. Stebbins, from the Law Committee, presented the following:

*Feb. 21/71*  
Gentlemen of the Common Council:

The Law Committee beg leave to report that an offer has been received from Mr. E. S. Hayward, in which he agrees to accept the sum of five hundred dollars in full for all unadjusted claims for damages arising out of flooding of lands from the Court and William street sewer, and discontinue the two suits now pending and unsettled.

ROCHESTER, Feb. 21st, 1871.

F. S. STEBBINS,  
C. K. PARSONS,  
M. M. SMITH,  
E. R. ANDREWS,  
Law Committee.

Ordered received, filed and published.

Ald. Stebbins moved that the proposition, as made by Mr. E. S. Hayward, be accepted by this Council.

Ald. Remington moved to postpone action on Ald. Stebbins' motion until the first regular meeting in April next. Carried.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bills of J. E. Relyea (two bills) and John Mauder. Finance Committee.

By Ald. Woodruff—Petition of Mrs. C. Mandeville for permission to erect a wood building on her lot situate on the east side of Alexander street. Wood Building Committee.

Communication from James Palmer, in reference to the flooding of his land by the Court and William street outlet sewer, agreeing to take \$150 in full for all damage by overflow of water.

Ald. Woodruff moved that the proposition be accepted.

Ald. Remington moved that the communication be tabled. Carried.

## REPORTS OF SPECIAL COMMITTEES.

Ald. Nagle, in behalf of the City Property Committee, reported progress in the matter of the sale of city property, and asked further time. Granted.

Ald. Caring, in behalf of the Committee on River Obstructions, reported that the Committee has been unable thus far to make any arrangement with the owners of the Pool Building. Further time granted.

## COMMUNICATIONS.

The Clerk presented the following:

From his Honor the Mayor:

MAYOR'S OFFICE,  
Rochester, N. Y., Feb 21, 1871. }

To the Common Council of the City of Rochester:

The city of Brooklyn has presented to our city a beautifully bound manual of its Common Council for the year 1869. It embraces much interesting and valuable matter, and is really a model manual. I trust the committee of your board, charged with the duty of getting up a manual of our city, will very soon furnish a creditable one to reciprocate the many favors of the kind we are receiving. Respectfully,

JOHN LUTES, Mayor.

Ordered received, filed and published.

The whole estimated expense thereof is \$489.46, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Andrews and Mumford streets, from St. Paul street to State street.

#### REPAIRS ON MUMFORD STREET.

Repairing the damage to Mumford street from State street to the Genesee river, in said city, caused by said freshet.

The whole estimated expense thereof is \$61.88, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Mumford street, from State street to the Genesee river.

#### REPAIRS ON LAKE AVENUE AND WHITE STREET.

Repairing the damages to Lake avenue, from Cliff street to Spencer street, and White street, from Lake avenue to the east line of lot No. 742, in said city, caused by said freshet.

The whole estimated expense thereof is \$764.42, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Lake avenue from Cliff street to Spencer street, and one tier of lots on each side of White street from Lake avenue to the east line of lot No. 742.

#### REPAIRS ON BUFFALO STREET AND MAIN STREET BRIDGE.

Repairing the damages to Buffalo street, between the Erie Canal and the Genesee River and the sewers therein, and Main street bridge, in said city, caused by said freshet.

The whole estimated expense thereof is \$2,837.72, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Buffalo and Main-sts., from the Erie Canal to St. Paul street.

#### REPAIRS ON SPRING STREET.

Repairing the damages to Spring street, from Caledonia avenue to Ford street, in said city, caused by said freshet.

The whole estimated expense thereof is \$59.60, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Spring street, from Caledonia avenue to Ford street.

#### REPAIRS ON FRANK STREET.

Repairing the damages to Frank street, from Lyell to Bloss street, caused by said freshet.

The whole estimated expense thereof is \$632.50, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Frank street, from Lyell street to Bloss street.

#### REPAIRS ON FRONT STREET.

Repairing the damages on Front street, from Mumford street to the Railroad, and the sewer therein, in said city, caused by said freshet.

The whole estimated expense thereof is \$457.50, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Front street, from Mumford street to the Railroad.

#### REPAIRS ON FRONT STREET.

Repairing the damage on Front street, from Buffalo street to the south line of the McIntosh block and the sewer therein, in said city, caused by said freshet.

The whole estimated expense thereof is \$1,171.25, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Front street, from Buffalo street to the south line of the McIntosh block.

#### REPAIRS ON HILL AND PLATT STREETS.

Repairing the damages to Hill and Platt streets, from Ford street to Allen street, and the sewer therein, in said city, caused by said freshet.

The whole estimated expense thereof is \$420, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Hill and Platt streets, from Ford street to Allen street.

#### REPAIRS ON OAK STREET.

Repairing the damages to Oak street, from Smith street to Lyell street, in said city, caused by said freshet.

The whole estimated expense thereof is \$57.02, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof, is described as follows:

One tier of lots on each side of Oak street, from Smith street to Lyell street.

#### REPAIRS ON MILL AND CENTRE STREETS.

Repairing the damages to Mill street, from the south line of Railroad avenue to the north line of Centre street, and Centre street, from Mill street to Otsego street, in said city, caused by said freshet.

The whole estimated expense thereof is \$1,943.75, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Mill street, from the south line of Railroad avenue to the north line of Centre street, and one tier of lots on each side of Centre street from Mill street to Otsego street.

#### REPAIRS ON MILL STREET.

Repairing the damages to Mill street, from Exchange Place to Mumford street, in said city, caused by said freshet.

The whole estimated expense thereof is \$50, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Mill street, from Exchange place to Mumford street.

#### REPAIRS ON FURNACE STREET.

Repairing the damages to Furnace street from State street to the Mill Race, in said city, caused by said freshet.

The whole estimated expense thereof is \$156.25, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Furnace street from State street to the Mill Race.

#### REPAIRS ON MONTGOMERY ALLEY.

Repairing damages to Montgomery alley, from Buffalo street to the south line of the Central church lot, in said city, caused by said freshet.

The whole estimated expense thereof is \$187.50, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Montgomery alley from Buffalo street to the south line of the Central church lot.

#### REPAIRS ON PLATT STREET.

Repairing the damages to Platt street from State street to Kent street, in said city, caused by said freshet.

The whole estimated expense thereof is \$165, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Platt street, from State street to Kent street.

#### REPAIRS ON VARNUM STREET.

Repairing the damages to Varnum street from Jones avenue to Phelps avenue, in said city, caused by said freshet.

The whole estimated expense thereof is \$764.56, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Varnum street from Jones avenue to Phelps avenue.

#### REPAIRS ON PLATT STREET.

Repairing the damages to Platt street, from Frank street to Mill street, in said city, caused by said freshet.

The whole estimated expense thereof is \$636.11, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Platt street, from Frank street to Mill street.

#### REPAIRS ON LYELL STREET.

Repairing the damages to Lyell street, from State street to the Erie canal, and the sewer therein, in said city, caused by said freshet.

The whole estimated expense thereof is \$1,875, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Lyell street, from State street to the Erie canal.

## REPAIRS ON DEAN STREET.

Repairing the damages to Dean street caused by the freshet, from Kent street to Frank street. The whole estimated expense thereof is \$120, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:  
One tier of lots on each side of Dean street, from Kent street to Frank street.

## REPAIRS ON WEST STREET.

Repairing the damages to West street caused by the freshet, from Lyell street to Costar street. The whole estimated expense thereof is \$625, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:  
One tier of lots on West street, from Lyell street to Costar street.

Ald. Kelly presented the following:

By Ald. Kelly—Resolved, That the Finance committee of this Board are hereby authorized and directed to settle with and release the state of New York for and on account of the damages by the flood of 1865, and with the attorney of the city under his contract to prosecute the said claim and with his assigns, on receiving the sum of thirty-one thousand dollars in full for the ordinances known as the "Flood ordinances," and now pending before this Board, said amount, when received, shall be applied to the payment of the note given for said flood disbursements.

It is further resolved, That no claim be allowed or paid for legal or other services rendered in connection with the above matter.

Ald. Glover moved that action on Ald. Kelly's resolution be postponed until the first regular meeting in March next.

Carried by the following vote:

Ayes—Ald. Wait, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Woodruff, Gerling, Nagle, Aikenhead, Parsons—15.

Nays—Ald. Whitcomb, Andrews, Smith, Stone, Wilson, Kelly, Charters, Stebbins, Mauder—9.

Ald. Craig moved a reconsideration of Ald. Glover's motion to postpone. Carried.

Ald. Mauder moved to suspend the rule to adjourn at 11 o'clock for the purpose of action on flood matters, and no other.

Ald. Glover moved to adjourn until Thursday evening next.

Lost by the following vote:

Ayes—Ald. Wait, Rogers, Remington, Caring, Connolly, Glover, Woodruff, Gerling, Parsons—9.

Nays—Ald. Whitcomb, Andrews, Herzberger, Smith, Relyea, Meyer, Craig, Stone, Wilson, Kelly, Charters, Stebbins, Nagle, Mauder, Aikenhead—15.

Ald. Mauder's motion to suspend the rule was then carried by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Herzberger, Smith, Relyea, Meyer, Craig, Stone, Wilson, Kelly, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—17.

Nays—Ald. Rogers, Remington, Caring, Connolly, Glover, Woodruff, Gerling—7.

Ald. Kelly moved the adoption of his resolution.

Ald. Mauder moved the previous question. Lost.

Ald. Relyea moved that when the Board adjourns it be to Thursday evening next. Carried.

Ald. Glover moved that the Board now adjourn. Lost by the following vote:

Ayes—Ald. Wait, Rogers, Remington, Herzberger, Caring, Connolly, Glover, Woodruff, Gerling—9.

Nays—Ald. Whitcomb, Andrews, Smith, Relyea, Meyer, Craig, Stone, Wilson, Kelly, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—15.

Action was then had on Ald. Kelly's resolution, which was declared lost by the following vote:

Ayes—Ald. Whitcomb, Craig, Stone, Wilson, Kelly, Stebbins, Nagle, Mauder—8.

Nays—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Woodruff, Gerling, Charters, Aikenhead, Parsons—16.

Ald. Caring moved a reconsideration of Ald. Kelly's resolution. Carried by the following vote:

Ayes—Ald. Whitcomb, Andrews, Rogers, Herzberger, Caring, Smith, Relyea, Meyer, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—20.

Nays—Ald. Wait, Remington, Connolly, Glover—4.

Ald. Caring moved that further action on Ald. Kelly's resolution be postponed until Thursday evening next, and that the Finance Committee be requested to produce, if possible, and exhibit to the Board the agreement between the former Finance Committee and the ex City Clerk, Mr. Schooley.

Carried by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Aikenhead, Parsons—21.

Nays—Ald. Stebbins, Nagle, Mauder—3.

Adjourned.

W. F. MORRISON, City Clerk.

## In Common Council, Feb. 23d, 1871.

## ADJOURNED MEETING.

President, Ald. Ezra R. Andrews, presiding. Present—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dage, Stebbins, Nagle, Mauder, Aikenhead, Parsons—27.  
Absent—Ald. Mandeville.

## ORDINANCES.

## PLANK WALK ON CONKEY AVENUE.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet wide, on the west side of Conkey avenue, from Scrantom street to Clifford street. Adopted.

The Surveyor submitted as such estimate, \$276.

By Ald. Parsons—Resolved, That the following improvement is hereby approved, viz:

The construction of a plank walk 4 feet wide, on the west side of Conkey avenue, from Scrantom street to Clifford street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$276, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the west side of Conkey avenue, from Scrantom street to Clifford street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all

persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, March the 7th, 1871, at half past ten o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:  
Ayes—Ald. Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Wilson, Kelly, Charters, Dagge, Nagle, Aikenhead, Parsons—18.  
Majority 1 oution.

#### SPRINKLING SOUTH CLINTON STREET.

On motion of Ald. Remington, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Remington submitted the following:  
An ordinance to sprinkle South Clinton street, from Monroe avenue to Main street.  
The Common Council of the city of Rochester do ordain and determine as follows: The sprinkling of South Clinton street, from Monroe avenue to Main street, during the season of 1871.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$300, which estimate was and is hereby approved; the sum of \$600, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants, and the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of South Clinton street from Monroe avenue to Main street.

On which above described portion of the city the said sum of \$600 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 25th day of Feb., 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Charters, Dagge, Nagle, Aikenhead, Parsons—20.  
Majority Petition.

Ald. Remington, from the Committee on Sprinkling Streets, presented the following final ordinances:

#### SPRINKLING BUFFALO AND MAIN STREETS.

The sprinkling of Buffalo-st., and Main-st., from the Erie Canal to North street, during the season of 1871.

The whole estimated expense thereof is \$2,040, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Buffalo street and Main street, from the Erie Canal to North street.

#### SPRINKLING NORTH AND SOUTH FITZHUGH STREETS.

The sprinkling of North and South Fitzhugh streets, from Lafayette street to Allen street, during the season of 1871.

The whole estimated expense thereof is \$327, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of North and South Fitzhugh streets, from Lafayette street to Allen street.

#### SPRINKLING MUMFORD STREET.

The sprinkling of Mumford street from State street to the Genesee river, for the season of 1871.

The whole estimated expense thereof is \$221, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Mumford street from State street to the Genesee river.

#### SPRINKLING MILL STREET.

The sprinkling of Mill street, from Exchange Place to Brown street, for the season of 1871.

The whole estimated expense thereof is \$1,000, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Mill street, from Exchange Place to Brown street.

#### SPRINKLING EXCHANGE PLACE.

The sprinkling of Exchange Place, from State street to Front street, for the season of 1871.

The whole estimated expense thereof is \$151, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Exchange Place, from State street to Front street.

#### SPRINKLING MARKET STREET.

The sprinkling of Market street, from State street to Front street, for the season of 1871.

The whole estimated expense thereof is \$131, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Market street, from State street to Front street.

#### SPRINKLING EXCHANGE STREET.

The sprinkling of Exchange street, from Buffalo-st. to Lafayette street, during the season of 1871.

The whole estimated expense thereof is \$750, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Exchange street, from Buffalo street to Lafayette street.

#### SPRINKLING SPRING STREET.

The sprinkling of Spring street, from Exchange street to Caledonia avenue, for the season of 1871.

The whole estimated expense thereof is \$612, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Spring street, from Exchange street to Caledonia avenue.

#### SPRINKLING STATE STREET.

The sprinkling of State street, from Buffalo street to Jay street, during the season of 1871.

The whole estimated expense thereof is \$1,336 and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of State street, from Buffalo street to Jay street.

#### SPRINKLING NORTH AND SOUTH ST. PAUL STREETS.

The sprinkling of North and South St. Paul streets, from the Erie Canal to the N. Y. C. RR., during the season of 1871.

The whole estimated expense thereof is \$1,469, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of North and South St. Paul streets, from the Erie Canal to the N. Y. C. RR.

#### SPRINKLING PLYMOUTH AVENUE.

The sprinkling of Plymouth avenue, from Buffalo street to the Caledonia Park, during the season of 1871.

The whole estimated expense thereof is \$980, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Plymouth avenue, from Buffalo street to the Caledonia Park.

#### SPRINKLING EAST AVENUE.

The sprinkling of East avenue, from Main street to Alexander street, during the season of 1871.

The whole estimated expense thereof is \$1,000, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of East avenue, from Main street to Alexander street.

Ald. Remington moved that the above Sprinkling ordinances be postponed until the next regular meeting. Carried.

Ald. Smith presented the final ordinance for

#### STRAIGHTENING AN ALLEY RUNNING FROM WILLIAM STREET TO COURT STREET.

The straightening (at or near William street) of the alley running from William street to Court street, next south of East avenue, and the following described territory is necessary to be taken for said improvement: Beginning at a point in the south line of said alley, where the east line of the alley running parallel to William street intersects the same, running thence westerly on the south line of said alley produced to the east line of William street; thence northerly on the east line of William street 16 feet; thence easterly on a line parallel to the first described line until it intersects with the north line of said alley; thence southerly to the place of beginning.

The whole estimated expense thereof is \$1,000, and the portion of said city deemed benefited and proper to be

assessed for the whole expense thereof, is described as follows:

One tier of lots on each side of said alley as straightened from William street to Court street.

Ald. Glover moved to amend the ordinance by increasing the estimate to \$1,500. Carried.

Ald. Glover moved that action on the ordinance be postponed until the next regular meeting. Carried.

#### IMPROVING ALLEY RUNNING FROM EXCHANGE PLACE TO FRONT STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving the alley running from Exchange place to Front street, by paving the same with Medina sand stone. Adopted.

The Surveyor submitted as such estimate, \$1,100.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The improvement of the alley running from Exchange place to Front street, by paving the same with Medina sand stone.

And whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,100, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of the alley that runs from Exchange place to Front street its entire length.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, March the 7th, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—23.

#### PLANK WALK ON BAY STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet wide on the south side of Bay street, from North avenue to Hibbard street. Adopted.

The Surveyor submitted as such estimate, \$531.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The construction of a plank walk 4 feet wide on the south side of Bay street, from North avenue to Hibbard street.

And whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$531, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the south side of Bay street, from North avenue to Hibbard street.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, March the 7th, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—13.

#### IMPROVING EVERGREEN STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Evergreen street, by grading the roadway and sidewalks and laying a plank walk 4 feet wide on the north side thereof. Adopted.

The Surveyor submitted as such estimate, \$1,100.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The improvement of Evergreen street, by grading the roadway and sidewalks, and laying a plank walk 4 feet wide on the north side thereof.

And whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,100, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Evergreen street, from St. Paul street to Conkey avenue.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all

persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, March the 7th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Charters, Dagge, Nagle, Aikenhead, Parsons—22.  
Nays—Ald. Mauder—1.

#### PLANK WALK ON NORTH AVENUE.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank sidewalk and crosswalk, 4 feet 8 inches wide, on the south side of North avenue, from the west line of the lot owned by Frederick Vose, to the south line of the New York Central Railroad property; also, a crosswalk 4 feet 8 inches wide, on the east side of North street, from the north line of the New York Central Railroad property to the north end of said sidewalk laid by Bohr & Fitchner at the south line of said railroad. Adopted.

The Surveyor submitted as such estimate \$605.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The construction of a plank sidewalk and crosswalk 4 feet 8 inches wide, on the south side of North avenue from the west line of the lot owned by Frederick Vose to the south line of the New York Central Railroad property; also a crosswalk 4 feet 8 inches wide on the east side of North street, from the north line of the New York Central Railroad property to the north end of the said sidewalk laid by Bohr & Fitchner, at the south line of said railroad property.

And whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$605, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the south side of North avenue from the west line of the lot owned by Frederick Vose to the south line of the New York Central Railroad property; also, one tier of lots on the east side of North street from the north line of the New York Central Railroad property to the south line of the said railroad property.

And the Clerk is hereby directed to publish notice in pursuance of section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, March the 7th, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Kelly, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—24.

#### ASSESSMENT ROLL FOR WIDENING SELLINGER STREET.

By Ald. Smith—Resolved, That the Assessment Roll for the widening of Sellinger street, confirmed June 29th, 1870, be reconsidered. Adopted.

By Ald. Smith—Resolved, That the Assessment Roll for widening Sellinger street be indefinitely postponed. Adopted.

By Ald. Smith—Resolved, That the Assessors be and they are hereby directed to make the Assessment Roll for the widening of Sellinger street, and the Clerk is directed to give the necessary notice that the same will be presented at the next regular meeting of this Board, when allegations will be heard. Adopted.

#### CONFIRMATION OF ASSESSMENT ROLLS.

Ald. Craig, in behalf of the Assessment Committee, presented the Assessment Roll for the improvement of Liberty street, and moved its confirmation.

Ald. Carling moved that action on the confirmation of the Assessment Roll be postponed until the second regular meeting in March next. Carried.

Ald. Craig presented the following Assessment Rolls:

Repairing bridge on Falls street.

Repairing walks on Adams street.

Repairing walks on Hunter street.  
and moved their confirmation. Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—26.

#### UNFINISHED BUSINESS.

Ald. Mauder moved that the resolution postponed Feb. 21st, by Ald. Kelly in reference to "Flood damages" be acted on at this time.—Carried.

By Ald. Kelly—Resolved, That the Finance Committee of this Board are hereby authorized and directed to settle with and release the State of New York for and on account of the damages by the flood of the 1865, and with the Attorney of the city under his contract to prosecute the said claim and with his assigns, on receiving the sum of thirty-one thousand dollars in full for the ordinances known as the "Flood ordinances," and now pending before this Board, said amount when received shall be applied to the payment of the note given for said flood disbursements.

It is further Resolved. That no claim be allowed or paid for legal or other services rendered in connection with the above matter.

Ald. Kelly presented a copy of the original agreement between the Finance Committee of the year 1869, and Richard H. Schooley, ex-City Clerk. Read by the Clerk.

Ald. Rogers presented the following as a substitute for Ald. Kelly's resolution:

By Ald. Rogers—Resolved, That the Attorney of the city, in the matter of "Flood Damages," be requested to deposit the balance of money received by him from the State in the city Treasury, according to the contract made in reference thereto; and also furnish a detailed statement to this Board of all commissions and expenses charged and deducted by him from total amount received.

Ald. Kelly moved the indefinite postponement of Ald Rogers' resolution. Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—23.

Nays—Ald. Andrews, Rogers, Remington, Herzberger—4.

Ald. Kelly's resolution was then adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Remington, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—23.

Nays—Ald. Andrews, Rogers, Herzberger, Caring—4.

#### EXECUTIVE.

Ald. Mauder moved that the Board now proceed to ballot for Commissioners of Deeds to fill vacancies existing in several of the wards. Carried.

Ald. Charters moved that the Clerk be authorized and empowered to cast the entire ballot for said Commissioners. Carried.

#### FIRST BALLOT.

The following named persons each received 27

64

votes, and were declared appointed Commissioners of Deeds for the city of Rochester, term of office to expire December 31st, 1872:

First Ward—Joseph Curtis.

Ninth Ward—Daniel Gatens.

Thirteenth Ward—Joseph Thomas.

#### MISCELLANEOUS.

Ald. Remington, in behalf of the Contingent Expense Committee, reported in favor of the bill of D. McKay, Jr. Finance Committee.

By Ald. Aikenhead, bill of Gomminger, Allen & Co. Lamp Committee.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bill of Gomminger, Allen & Co. Finance Committee.

By Ald Parsons—Petition of W. H. Murray for permission to erect a wood building on his lot in rear of number 17 Glasgow street. Wood Building Committee, with power to act.

Unanimous consent was granted Ald. Whitcomb to present the following:

By Ald. Whitcomb—Resolved, That the City Treasurer be authorized to receive from Orrin Harris the amount originally assessed against him upon a lot in Kent street, for Kent street improvement, with interest thereon at the rate of seven per cent. per annum, in full payment for said assessment.

Lost by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Relyea, Craig, Stone, Wilson, Kelly, Woodruff, Stebbins, Aikenhead—12.

Nays—Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Gerling, Charters, Dagge, Nagle, Mauder, Parsons—15.

By Ald. Whitcomb—Whereas, the Common Council on the 13th day of June, 1865, adopted an ordinance for the construction of a sewer in Scott Alley, and the City Assessors assessed the estimated expense thereof on the owners and occupants of the property described in the ordinance, but did not construct said sewer until April, 1869, and until after the lots assessed to Charles H. Carroll had been sold and conveyed by his executors to the present owners, and the said lots are now advertised for sale for the non-payment of said assessment, therefore,

Resolved, That the City Treasurer is hereby directed to suspend all proceedings for the sale of the lots assessed for said sewer to Charles H. Carroll, now deceased, until the further order of the Common Council thereupon.

Resolved, That the City Assessors are hereby directed to assess, in the same manner as in making other city assessments, upon the present owners of all said lots, except the lot on the northwest corner of Allen and Washington streets, which is hereby declared exempt from assessment for said sewer, the sum of two hundred and eighty-one and fifty-six one hundredth dollars, being ninety per cent. of the original assessment on said lots, according to the benefits derived by the owners and occupants of said lots, severally, from the construction of said sewer.

Resolved, That upon the payment by the owners of said lots to the City Treasurer of the amounts assessed upon said lots, severally, by said Assessors, within thirty days after the confirmation of the assessment thus made, the said Treasurer shall cancel said assessments upon said lots, and also the assessment made thereon in July, 1865, to Charles H. Carroll.

Ald. Stone moved to table the preamble and resolutions. Carried.



By Ald. Mauder—Resolved, That the City Treasurer be directed to pay A. Nolte, proprietor of the Observer, on the 15th day of March next, the sum of three hundred dollars as additional compensation for publishing the official proceedings of the City for the present fiscal year.

Ald. Rogers moved to lay the resolution on the table until the first regular meeting in March next. Carried by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rodgers, Remington, Herzberger, Relyea, Connolly, Meyer, Stone, Charters, Nagle—13.

Nays—Ald. Caring, Smith, Glover, Craig, Wilson, Kelly, Woodruff, Gerling, Stebbins, Mauder, Aikenhead—11.

By Ald. Dagge.

Resolved, That the street known as Holey, Cayuga and Pinacle avenue in the 12th Ward, be changed to Pinacle Avenue, in accordance with the request of the tax-payers of said street; also Hamilton Avenue, be changed to Hamilton Place. Adopted.

By Ald. Stebbins.

Resolved, That the city Treasurer pay to E. S. Hayward, when there are funds applicable, the amount of his claim for judgment and costs as awarded by the Court.

Ald. Mauder moved that the resolution lay on the table. Lost.

Ald. Stebbins' resolution was then acted on and declared adopted by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Charters, Stebbins, Nagle, Aikenhead—23.

Nays—Ald. Gerling, Mauder—2

By Ald. Gerling—Bills of V. Dengler and Francis H. Sinclair. Fire Department Committee.

By Ald. Gerling—Resolved, That Michiel Garigan be and is hereby granted permission to construct a well in front of his premises, on corner of Orchard and Lime streets, under the direction of the Street Superintendent and Street Committee, upon his filing a bond with the Mayor to indemnify the city against loss. Adopted.

By Ald. Kelly, petition of F. A. Hettig and others in reference to the assessment for the construction of the Vienna street sewer. Referred to the Sewer Committee to report at the next regular meeting.

FINANCE BUDGET.

ROCHESTER, Feb. 23, 1871.

By Ald. Kelly—Resolved, That the Treasurer pay as follows, when there are funds applicable:

FIRE DEPARTMENT FUND.

MONTHLY PAY ROLL FOR FEBRUARY, 1871.

Steam Fire Engine Co. No. 1.

W. DeGarmo, for 1 mo. services as Engineer to March 1, 1871.....	75 00
Jerome Dowd, for 1 mo. services as Driver to March 1, 1871.....	50 00
Richard Mills, for 1 mo. services as Driver to March 1, 1872.....	50 00

Steam Fire Engine Co. No. 2.

Seneca Dobbs, for 1 mo. services as Engineer to March 1, 1871.....	75 00
Michael Lumbert, for 1 mo. services as Driver to March 1, 1871.....	50 00
Jno. Boner, for 1 mo. services as Driver to March 1, 1871.....	50 00

Steam Fire Engine Co. No. 3.

E. Whittier for 1 mo. services as Engineer to March 1, 1871.....	75 00
John Ransom, for 1 mo. services as Driver to March 1, 1871.....	50 00
Lewis Gommenginger, for 1 mo. services as Driver to March 1, 1871.....	50 00

Steam Fire Engine Co. No. 4.

J. P. Forman, for 1 mo. services as Engineer March 1, 1871.....	75 00
Jas. Snyder, for 1 mo. services as Driver March 1, 1871.....	50 00
Barney Kearney, for 1 mo. services as Driver March 1, 1871.....	50 00

Hook & Ladder Co. No. 1.

Anthony Andrus, for 1 mo. services as Driver to March 1, 1871.....	50 00
--	-------

Superintendent of Hose Dept.

R. B. Paine, for 1 mo. services as Supt Depot to March 1, 1871.....	50 00
Monthly Washing Bill.....	1 00

Chief Engineer

L. S. Gibson, for 1 mo. services as Chief Engineer to March 1, 1871.....	1 00
--	------

Payable to L. S. Gibson, February 23, 1871.....	\$96 00
B. F. Blackall, 1 mo. salary as Superintendent Fire Alarm Telegraph.....	83 00
M. Frierson, 1 mo. rent for Hose Company.....	100 00
Payable to H. Austin Brewster. And charge Fire Department Fund.....	

HIGHWAY FUND.

John Quin, 1 month's salary as Street Superintendent to March 1.....	\$125 00
Delaware and Hudson Canal Coal Company, coal.....	15 00
Gibbons & Stone, rent of lot to February 1, 1871.....	12 50
And charge that Fund.....	

POOR FUND.

H. W. Jones, Overseer, 1 month salary to March 1st.....	\$100 00
J. C. Harrington, City Physician, 1 mo salary to March 1st.....	41 66
Adam Vogle, meat, per orders.....	73 70
J. D. McIntosh & Co., bill for candles.....	70 40
B. Waugh Jones, groceries, per orders.....	144 25
John Nagle.....	59 00
S. J. Waggoner, delivering wood and coal.....	142 38
M. Mutschler, meat.....	100 00
H. W. Jones, disbursements to Feb. 21st.....	180 04
Curtis, Morey & Co., printing.....	36 00
And charge Poor Fund.....	

LAMP FUND.

J. E. Relyea, lighting and extinguishing lamps, on contract, for February.....	\$819 84
J. E. Relyea, lamp repairs for February.....	145 80
John Mauder, setting posts.....	5 00
Gomminger, Allen & Co., bill lamps.....	230 00
And charge that fund.....	

MAP, SURVEY AND RECORD FUND.

Cyrus Beardsley, Surveyor, 1 month's salary to March 1st.....	\$250 00
Michael McQueen, labor.....	52 00
And charge that Fund.....	

HEALTH FUND.

John Weinning, Health In'spr, 1 mo. salary Mar. 1\$	50 00
August Woellert, .. .. .	50 00
Daniel McTaggart, .. .. .	50 00
Robert Nary, .. .. .	50 00
Jonathan Reynolds, .. .. .	50 00
John Baker, .. .. .	50 00
W. F. Morrison, Clerk Board of Health, .. .. .	33 33
disbursements.....	1 50
And charge that Fund.....	

POLICE FUND.

Dr. H. H. Langworthy, medical services.....	\$44 50
G. & W. Weldon, paper hanging.....	32 96
Connolly & Mathews, labor and materials.....	11 27
And charge that Fund.....	

LAKE AVENUE REPAIR FUND.

John C. Mason, Commissioner, disbursements.....	\$ 24 00
And charge that Fund.....	

Adopted by the following vote:  
Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

FEBRUARY 23, 1871.

By Ald. Kelly—Resolved, That the following named accounts are hereby declared valid and are now due:

CONTINGENT FUND.

W. S. Grantsyn, Surveyor, salary 1 month to March 1st.....	\$323 34
W. F. Morrison, City Clerk, salary 1 month to March 1st.....	100 00
Jesse Shepard, City Attorney, salary 1 month to March 1st.....	83 33
David McKay, City Assessor, salary 1 month to March 1st.....	150 00
E. T. Oatley, .. .. .	150 00
John J. Shaffer, .. .. .	150 00

Thos. H. Hopwood, City Messenger, salary 1 mo. March 1st.....	66 66
Francis Lockhart, Watchman, salary 1 month to March 1st.....	35 00
Smith & Elwood, insurance on Court House & City Hall.....	87 50
Levett & Stevens, .....	81 25
French & Smith, .....	25 00
McLean & Johnson, .....	37 50
E. N. Buell, .....	81 25
L. A. Ward, .....	170 14
W. F. Holmes, .....	50 00
S. B. Raymond, .....	31 25
J. C. Miller & Son, .....	3 50
C. T. Amsden & son, .....	48 35
Tracy & Rew, printing.....	25 00
J. P. Hax, hack hire.....	35 00
M. Heavey, .....	3 00
Thomas Knowles, hack hire.....	9 00
..	2 00
..	2 00
..	5 50
..	2 50
..	3 00
Joseph Hoffman, .....	4 25
Anthony Kasseal, .....	3 00
Wm. Collinson, .....	2 00
John Van Anker, .....	2 00
W. C. Thomas, stationery.....	124 70
Thomas H. Hopwood, disbursements.....	25 00
D. & Williams, greer, .....	1 63
D. M. Dewey, stationery.....	9 25
Jesse Shepherd, disbursements.....	-12 87
Connolly & Mathews, labor and materials.....	5 61
E. R. Andrews, printing.....	88 00
Hunn, Smith & Spencer, table for Assessor's office.....	5 00
Boyd & Hart, repairing furnace, City Hall.....	17 50
W. R. Morrison, disbursements, three months.....	24 75
D. McKay, Jr., assessment roll for bridge.....	300 00

#### HIGHWAY FUND.

John Quin, Pay Roll and disbursements.....	\$352 89
C. R. Parsons, bill lumber on contract.....	1,125 17

Adopted by the following vote:  
 Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead—24.

At this stage of the proceedings President, Ald. Andrews, called Ald. Kelly to the chair.  
 Ald. Kelly presiding.

#### OPENING UNITY STREET.

By Ald. Wilson—Resolved, That the City Surveyor ascertain and report to this Board the expense of opening Unity street from Draper street to Grace street, as laid down on a map of N. Draper's subdivision of part of town lot No. 65. Adopted.

The Surveyor submitted a subject estimate \$1,000.

By Ald. Wilson—Resolved, That the following improvement is expedient, viz:

The opening of Unity street, from Draper street to Grace street, as laid down on a map of N. Draper's subdivision of part of Town lot No. 65, and the following described territory is deemed necessary to be taken therefor, viz: Beginning at a point in the south line of Draper street, about 13½ feet east of the east line of North street; running thence southerly in a direct line to a point in the north line of Grace street about 127½ feet of the east line of North street; thence easterly along the north line of Grace street 33 feet; thence northerly on a line parallel with the first described line, and 33 feet distant therefrom, at right angles to the south line of Draper street; thence westerly along the south line of Draper street to the place of beginning.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,000, which estimate is hereby approved.

Resolved further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Unity street, as opened from Draper street to Grace street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, March, the 7th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Resolved further, That the Assessors be and are hereby instructed to confer with the owners of property required to be taken for said improvement and report to this Board upon what conditions the same can be purchased.

Adopted by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

By Ald. Wilson—Resolved, That the sum of \$800 is hereby allowed, and the Treasurer is hereby directed to pay Henry E. Rochester the same for services rendered as Clerk for the Mayor for the present fiscal year.

Ald. Stone presented the following as a substitute for Ald. Wilson's resolution:

By Ald. Stone—Whereas, The salary now paid the Mayor is inadequate to defray the expenses incident to the office, and the payment of a Clerk, who is needed in the office; therefore,

Resolved, That the sum of \$800 be paid the Mayor, when there are funds applicable thereto, in addition to his present salary.

Ald. Rogers moved to postpone the matter until the next regular meeting. Lost.

Ald. Andrews moved to amend Ald. Stone's resolution by striking out the sum \$800 and substituting therefor the sum \$500. Also, by striking out the words "and payment of a Clerk who is needed in the office." Lost.

Ald. Stone's resolution was then adopted by the following vote:

Ayes—Ald. Briggs, Barker, Wait, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Mauder, Aikenhead, Parsons—19

Nays—Andrews, Rogers, Remington, Herzberger, Stebbins—5.

By Ald. Stone—Resolved, That the Treasurer receive of George G. Cooper and Charles Coote each \$36.10; of Joseph Curtis, M. Saunders and D. W. Walbridge each \$88, and of the Rochester City Rink Association \$95 36 in full for the amount assessed Charles H. Carroll for Scott alley sewer assessment, and that he cancel the same. Adopted.

By Ald. Stone—Resolved, That the City Treasurer pay Wolf & Staaid five hundred dollars on their contract for engine houses, and charge the same to Fire Department Fund.

Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Charters, Stebbins, Mauder, Aikenhead, Parsons—23.

#### REPORT OF COMMISSIONERS IN THE MATTER OF THE OPENING AND EXTENSION OF CHAPIN STREET.

Ald. Stone presented the following:  
 Supreme Court—In the matter of the opening and extension of Chapin street in the city of Rochester.

To the Common Council of the City of Rochester:

We the undersigned, Commissioners appointed by order of the Supreme Court of the State of New York, made on the 30th day of June, 1870, to enquire into and determine what damages and compensation the owners of land to be taken for opening and extending Chapin street in the city of Rochester, will be entitled to for the same, do hereby certify and report, that after receiving due notice of our appointment we met at the law office of W. C. Rowley in said city and took and subscribed the oath of office, and caused to be duly printed and published in the official newspaper of the city a due notice of the time and place of where the Commission would meet to enter upon its duties.

That pursuant to said public notice the Commission did meet at the office of William C. Rowley, and were attended by Jesse Shepherd Esq., City Attorney for the city, by E. A. Raymond, Esq., as attorney for Messrs. Frost & Co.,

claimants, a firm composed of Edwin A. Frost and Henry C. Frost; and by John McConvell as Attorney for the petitioners for said improvement and persons proposed to be taxed therefor other than the said Messrs. Frost & Co.

That then and there the Commission with the attorneys and parties proceeded to and did examine the premises proposed to be taken for said improvement and which premises are described herein.

That afterwards the Commission did take and hear the testimony, admissions and allegations of all the parties, which testimony and proceedings are attached to our report filed in the office of the Clerk of the county of Monroe.

We do further certify and report that the premises proposed to be taken are described as that part or portion of Chapin street as laid down on a map of the Greig Tract, and which lies between Olean street on the east, and Seward street on the west, reference being had to a copy of the map of said Tract, embracing the premises in question hereto annexed.

That twenty-five years ago John Greig, being the owner of the lands embraced within the Greig Tract, caused the same to be laid out into city lots, and a map thereof to be made; that said map contained lots with convenient streets and alleys; that one of said streets so laid out and designated on said map or plot is Chapin street aforesaid, and, as appears by said map, runs from Olean street aforesaid to the westerly limit of the Tract, and embraces the premises in question;

That said Greig has sold and conveyed all the lots on either side of this street, lying westerly of said Seward street, to the parties interested herein by said map, beginning at the westerly end thereof, and that as fast as said lots were sold, and from time to time, Chapin street was opened and fenced to said Seward street, by said Greig, or his representatives, without expense to the freeholders; that it was opened to Seward street in sections and as required by the grantees; that until the same was opened, it remained enclosed and occupied for nursery purposes, and the premises in question have been for twenty-five years and more, and now are used and occupied in a similar manner, and enclosed in fences.

That the firm of Frost & Company own all the lots on either side of that portion of Chapin street in question in these proceedings, having purchased the same by the lots and boundaries of Chapin street, described and laid down on the original map of said Greig Tract.

That upon this part of Chapin street, between Seward and Olean streets, Frost & Co. have a large quantity of nursery stock, and at the easterly end thereof have made a permanent roadway and flag walk leading to their office, which is situate some distance north of the premises in question, and, besides these things, there are no other structures on the premises.

That the grantees on Chapin street, west of Seward, purchased their lots by reference to said plot or map, and at the time of the conveyance to them, said Greig and his agents represented and agreed that Chapin street would be opened without expense, whenever the lots were sold and the parties required it.

That several applications have been made for this improvement before the present one, and for reasons that appear in the testimony were not prosecuted.

We do further certify and report that the said Messrs. Frost & Co. own and possess the legal title to said lands and premises, subject only to the easement aforesaid.

We do further certify and report that we have and do hereby estimate and determine the damages and compensation which the said Messrs. Frost & Co., are entitled to for the taking of the premises aforesaid at the sum of one dollar.

We do further certify and report that in taking said proceedings and testimony several days were necessarily consumed in the taking of the same, and for that purpose the said hearing was adjourned from day to day, as will appear by our said minutes.

February 8th, 1871.

W. C. ROWLEY,  
F. M. BROMLEY,  
Geo. W. WILSON,  
Committee.

Ordered received, filed and published. Ald. Stone moved that the next regular meeting be fixed to hear allegations in the matter of Report of Commissioners on the opening and extension of Chapin street. Carried.

Ald. Craig called up the bill of David Niven, and moved its reference to the Finance Committee for payment and charge Contingent Fund when there are funds applicable.

Ald. Rogers moved to table Ald. Craigs motion.

Lost. Ald. Stone moved to refer the bill to the Contingent Expense Committee. Lost by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Meyer, Stone, Charters, Stebbins, Aikenhead—11.

Nays—Ald. Caring, Smith, Relyea, Connolly, Glover, Craig, Wilson, Kelly, Woodruff, Gerling, Mauder, Parsons—12.

Ald. Craig's motion was then carried by the following vote:

Ayes—Ald. Andrews, Remington, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Gerling, Mauder, Aikenhead, Parsons—17.

Nays—Ald. Briggs, Wait, Rogers, Herzberger, Charters, Stebbins—6.

Ald. Meyer, from the Wood Building Committee, reported that the Committee were unable to decide in the case of Geo. A. Bartholic's petition, and returned said petition to the Board.

Ald. Rogers moved to strike out all appertaining to removing and rebuilding a house in rear of dwelling on Glasgow street, and that Geo. A. Bartholic be granted permission to erect a wood building on his lot on Glasgow street, in accordance with the prayer of his petition. Carried.

Ald. Mauder moved that the portion of the petition ordered stricken out be referred to the Aldermen of the Third ward. Lost.

Ald. Craig moved to reconsider Ald. Mauder's motion. Carried.

Ald. Craig moved to amend Ald. Mauder's motion, by adding the words "with power to act." Carried.

Ald. Mauder's motion, as amended, was then acted on and declared—Carried.

By Ald. Glover—Resolved, That George W. Yattau be and is hereby granted a license for eight billiard tables for the remainder of the year, by his paying into the City Treasury the sum of twenty dollars. Adopted.

Ald. Meyer called up his resolution (folio 242 of proceedings, in reference to a Public Park.

By Ald. Meyer—Whereas, A bill was submitted to the Legislature last winter to authorize the city of Rochester to establish, under a Commission, a large public park, but for want of time was not passed, therefore,

Resolved, That the same act be placed in the hands of the member from this city, and that he be requested to introduce it in the Legislature and urge its passage.

Ald. Charters moved the indefinite postponement of Ald. Meyer's resolution. Carried.

Ald. Stone appealed from the decision of the Chair.

The ruling of the Chair was sustained by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Gerling, Charters, Stebbins, Mauder, Aikenhead, Parsons—21.

By Ald. Caring That the Treasurer be authorized to receive 88 per cent. in full of all persons assessed for sewer in Pindle Alley except Marilda Sage, Wm. Churchill, Godfrey Tallinger, S. S. Sanford, Monroe County Savings Bank, James H. McGuire, B. L. Hovey, A. W. Dean, J. H. Rulison, Clarissa L. Mudge, Archibald McArthur and John Haywood, and of the above named persons he shall collect the full assessment for said sewer. Adopted.

#### ASSESSMENT ROLLS FOR BRIDGE ACROSS THE RIVER AT VINCENT PLACE

Ald. Caring, from the Bridge Committee, moved that the assessment rolls for bridge across the river at Vincent Place be referred to the Assessment Committee. Carried.

Ald. Parsons moved to suspend the rule to adjourn at 11 o'clock. Carried by the following vote:

Ayes—Ald. Briggs, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Stebbins, Mauder, Aikenhead, Parsons—19.

Nays—Ald. Wait, Rodgers, Charters—3.

By Ald. Andrews—Resolved, That the Improvement Committee be and they are hereby instructed to ascertain and report to this Board the cost of constructing another arch for the passage of the water of the Genesee river, such arch to be under the building known as the Pool Building, and under such buildings on the eastside of Front street as are necessary. Adopted.

By Ald. Wait—Resolved, That Thomas Williamson have permission to dig a well on the corner of Kent and Erie streets, under the direction of the Street Superintendent, on giving the proper bonds to the Mayor. Adopted.

By Ald. Stone, petition of Edward A. Frost and others for the passage of an ordinance for the construction of a sewer of larger capacity from Olean street to the canal, in the Eighth ward—a distance of 160 feet. Referred to the Sewer Committee.

On motion adjourned.

W. F. MORRISON,  
City Clerk.

## In Common Council, Feb. 23d, 1871.

### REGULAR MEETING.

In the absence of the President, Ezra R. Andrews, on motion of Ald. Dagge, Ald. Briggs was chosen President pro tem.

Present—Ald. Briggs, Whitecomb, Barker, Wait, Relyea, Charters, Dagge—7.

Absent—Ald. Andrews, Rogers, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Glover, Craig, Stone, Wilson, Kelly, Woodruff, Mandeville, Gerling, Stebbins, Nagle, Mauder, Aikenhead, Parsons—21.

There being no quorum present, on motion of Ald. Charters, adjourned until Friday evening next at 7½ o'clock.

W. F. MORRISON,  
City Clerk.

## In Common Council, March 10th, 1871.

### ORGANIZED AS BOARD OF CANVASSERS.

President Ald. Ezra R. Andrews presiding.

Present—Ald. Wait, Andrews, Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Wilson, Woodruff, Gerling, Charters, Dagge, Mauder, Aikenhead, Parsons—19.

Absent—Ald. Briggs, Whitcomb, Barker, Remington, Craig, Kelly, Mandeville, Stebbins, Nagle—9.

The Clerk submitted the certified statements of the Inspectors of Election for the several wards of the votes received at the Charter Election held in this city on the 7th day of March, one thousand eight hundred and seventy-one.

The Board proceeded to canvass and estimate the votes at such election, and thereupon determined that the following named persons, by the greatest number of votes, had been elected to the several offices hereinafter named:

### CITY OFFICES.

Mayor—Charles W. Briggs.  
Treasurer—John Williams.  
Justice of the Peace—Henry N. Allen.

### WARD OFFICES—SUPERVISORS.

First ward—Luther A. Pratt.  
Second ward—Thomas T. Sprague.  
Third ward—Thomas C. Montgomery.  
Fourth ward—Lyman Otis.  
Fifth ward—William W. Bruff.  
Sixth ward—Quincy Van Voorhis.  
Seventh ward—Frank N. Lord.  
Eighth Ward—Charles P. Achilles.  
Ninth Ward—Addison N. Whiting.  
Tenth Ward—De Witt C. Ellis.  
Eleventh Ward—Thomas Mitchell.  
Twelfth Ward—John W. Deuel.  
Thirteenth Ward—Frederick Loebs.  
Fourteenth Ward—Richard H. Warfield.

### ALDERMEN.

First Ward—George W. Aldridge.  
Second Ward—Roscius K. Gould.  
Third Ward—Charles F. Pond.  
Fourth Ward—Michael Heavey.  
Fifth Ward—Wm. Caring.  
Sixth Ward—Abram Stern.  
Seventh Ward—Robert Y. McConnell.  
Eighth Ward—Henry H. Craig.  
Ninth Ward—Lewis Selye.

Tenth Ward—John Stape, Jr.  
 Eleventh Ward—Jacob Gerling.  
 Twelfth Ward—Valentine F. Whitmore.  
 Thirteenth Ward—Frederick Stade.  
 Fourteenth Ward—William Aikenhead.

COMMISSIONERS OF COMMON SCHOOLS.

Second Ward—John Fay.  
 Fourth Ward—Hiram H. Edgerton.  
 Sixth Ward—Theron E. Parsons.  
 Eighth Ward—Jonas Jones.  
 Tenth Ward—Asa S. Jayne.  
 Eleventh Ward—Nicholas Kase.  
 Fourteenth Ward—George P. Davis.

CONSTABLES.

First Ward—Charles E. Eleton.  
 Second Ward—James O'Reilly.  
 Third Ward—Phillip McConnell.  
 Fourth Ward—Patrick Gannon.  
 Fifth Ward—Isaac V. Mohier.  
 Sixth Ward—Paul Engelhardt.  
 Seventh Ward—William L. Jordan.  
 Eighth Ward—John Hutchinson.  
 Ninth Ward—John F. Boyd.  
 Tenth Ward—Joseph E. Robb.  
 Eleventh Ward—Addy Van Slyck.  
 Twelfth Ward—Homer Gorton.  
 Thirteenth Ward—Daniel Burk.  
 Fourteenth Ward—George Gardner.

INSPECTORS OF ELECTION.

First Ward—William F. Holmes and John T. Tracy.  
 Second Ward—William E. Lathrop and James Burke.  
 Third Ward—Elijah Bottum and Charles M. Allen.  
 Fourth Ward—David K. Carter and Alvin L. Barton.  
 Fifth Ward—Frederick D. Rogers and Edward Witherspoon.  
 Sixth Ward—Wakeman Y. Andrews and Frederick Buckhecker.  
 Seventh Ward—William I. Hanford and Mathew G. Warner, Senr.  
 Eighth Ward—William B. Hall and Patrick J. H-a-ley.  
 Ninth Ward—Parsoll H. Peterson and Robert H. Vaughan.  
 Tenth Ward—Ira Haskins and Othello H. Stevens.  
 Eleventh Ward—Frank Huck and James Rickard.  
 Twelfth Ward—John H. Willson and Benjamin F. Carson.  
 Thirteenth Ward—Valentine P. Swartz and John Walter.  
 Fourteenth Ward—John Sellinger and William Whitley.

The members of the Common Council then signed the certificate of the canvass made by them in duplicate, and having finished all business before them as a Board of Canvassers

On motion of Ald. Stone adjourned.

W. F. MORRISON,  
 City Clerk.

**In Common Council, March 10th,  
 1871.**

ADJOURNED MEETING.

President Ald. Ezra R. Andrews presiding.  
 Present—Ald. Briggs, Whitecomb, Barker, Wait, Andrews, Rogers, Remington, Herzber-

ger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mander, Aikenhead, Parsons—27.  
 Absent—Ald. Kelly—1.

A PROVAL OF MINUTES.

The minutes of previous meetings, February 21st and 23d, were approved as published.

PRESENTATIONS OF PETITIONS AND CLAIMS.

By Ald. Rogers—Bills of Patrick Burns, James Buckley, Holloway & Normington, C. R. Parsons and John Quin. Street Committee.

Petition of Lucy H. Rumble for permission to erect a wood building on her lot, No. 27, situate on St. Clair street. Wood Building Committee.

By Ald. Briggs—Bills of S. J. Wagoner, B. Waugh Jones, H. Brewster & Co., George Bastion, Perkins & Palmer, Beir, Stern & Co., Anthony Hefner, G. & C. Herzberger, Adam Schmidt, Conrad Zimmer, Beck & Meyer and A. W. Mudge—Poor Committee.

By Ald. Herzberger—Bills of J. W. Adams, George Taylor, and estimate of Dominick Mura. Committee on House for Idle and Truant Children.

Petition of Samuel Luscher for permission to erect a wood building on his lot No. 4, situate on Cayuga street. Referred to Wood Building Committee, with power to act.

By Ald. Remington—Bills of Patrick Burns, Frank Masseth, Louis W. Brandt, T. J. Southworth, S. F. & W. Witherspoon, H. P. Langworthy, Rochester Gas Light Company, Wilbur & Fuller, Bausch & Dransfield. Contingent Expense Committee.

Remonstrance of Anthon Schaeffer and others against granting permission to Thomas Garety to erect a wood building on his lot, corner of St. Joseph street and New York Central Railroad. Wood Building Committee and Fire Marshal, with power to act.

By Ald. Smith, petition of Micheal Stripp, for permission to erect a wood building on his lot situate on Gorham street. Referred to Wood Building Committee with power to act.

By Ald. Meyer, petition of C. Noll, for permission to erect a wood building on his lot, No. 94, situate on Broadway street. Wood Building Committee.

Petition of S. G. Robinson, for permission to erect a wood building on his lot, No. 33 situate on the alley west side of King street. Wood-Building Committee.

Petition of John G. Helz-r, for permission to erect a wood building on his lot, No. 40, situate on Chatham street. Wood Building Committee.

Petition of James Kenedy, for permission to erect a wood building on his lot, No. 4, situate on Greigz street. Wood Building Committee.

Petition of George F. Loder, for permission to erect a wood building on his lot, situate on West Alexander street. Wood Building Committee.

Petition of Thomas Lawless, for permission to erect a wood building on his lot, number 4, situate on Reynolds street.—Wood-building Committee.

By A. d. Glover—Petition of Michael A. Verhoeven for permission to erect a wood building on his lot, number 3, situate on Alexander street. Wood Building Committee, with power to act.

Petition of James Kane for permission to erect a wood building on his lot, number 45, situate on Monroe street; also a remonstrance signed

by A. E. Burtis and others against granting permission to James Kane, to erect a wood building. Petition and remonstrance referred to Wood Building Committee, with power to act.

By Ald. Stone—Remonstrance of J. P. Forman and others against granting Samuel Luscher permission to erect a wood building on his lot, number 4, situate on Cayuga street. Wood Building Committee.

Bill of W. C. Rowley. Contingent Expense Committee.

Bills of Rochester Gas Light Company and Connolly & Mathews. Fire Department Committee.

By Ald. Charters—Bills of Rochester Gas Light Company, Wm. Morley and S. M. Sherman. Police Committee.

Petition of R. Long for permission to erect a wood building on his lot corner of Smith and Saxon streets. Wood Building Committee, with power to act.

Petition of Margaret Savage for permission to erect a wood building on her lot situate on corner Lime and Orchard streets. Also, petition of Alexander McConnell for permission to erect a wood building on his lot No. 17, situate on Jay street. Referred to Wood Building Committee, with power to act.

By Ald. Dage—Bills of Sidney G. Gwynne and Lindley L. Barrett—Map Survey and Record Committee.

By Ald. Stebbins—Bill of E. A. Raymond, Contingent Expense Committee. Bills of M. G. Warner, jr., C. C. Davidson and C. Jordan. Referred to the Law Committee.

By Ald. Mander—Petition of John Detlof for permission to erect a wood building on his lot, No. 27, situate on Vienna street. Wood Building Committee.

By Ald. Nagle—Bills of Jacob Minges, Edward Gray and E. Emrick. City Property Committee.

By Ald. Aikenhead—Bills of Rochester Gas Light Company, Daniel McCormick, James McMullen and N. H. Galusha. Lamp Committee.

By Ald. Stone—Remonstrance of John Hancock and others against granting permission to Lucy H. Rumble to erect a wood building on St. Clair street. Referred to the Wood Building Committee.

#### REPORTS OF STANDING COMMITTEES.

Ald. Rogers, from the Street Committee, reported in favor of the bills of Patrick Burns, James Buckley, Holloway & Normington, C. R. Parsons and John Quin. Finance Committee.

Ald. Stone, from the Fire Department Committee, reported in favor of the bills of Rochester Gas Light Company, and Connolly & Mathews. Finance Committee.

Ald. Dage, from the Committee on Maps, Surveys and Records, reported in favor of the bills of Sidney G. Gwynne and Lindley L. Barrett. Finance Committee.

Ald. Charters, from the Police Committee, reported in favor of the bills of Rochester Gas Light Company, Wm. Morley and S. M. Sherman. Finance Committee.

Ald. Nagle, from the Committee on City Property, reported in favor of the bills of Jacob Minges, Edward Gray and E. Emrick. Finance Committee.

Ald. Remington, from the Contingent Expense Committee, reported in favor of the bills of Patrick Burns, Frank Masseth, Louis W. Brandt, T. J. Southworth, S. F. and W. With-

erspoon, H. P. Langworthy, Rochester Gas Light Company, Wilbur & Fuller, Bausch & Dransfield and E. A. Raymond. Finance Committee.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bills of Rochester Gas Light Company, Daniel McCormick, James McMullen and N. H. Galusha. Finance Committee.

Ald. Herzberger, from the Committee on House for Idle and Truant Children, reported in favor of the bills of J. W. Adams and George Taylor, and estimate of Dominick Mura. Finance Committee.

Ald. Stone, from the Contingent Expense Committee, presented the following:

ROCHESTER, March 10, 1871.

*To the Honorable the Common Council of the City of Rochester:*

Your Committee to whom was referred the petition of the 64th regiment, would report in favor of the appointment of a committee on our part to confer with them in reference to the request for aid in their communication. It is well-known that all men from 18 to 45 years of age are liable to military duty, the sons of the rich, as well as the sons of the poor, and were it not for the voluntary association of these young men, the State authorities would be compelled to enroll and force into the ranks a sufficient number to aid at all times in the enforcement of her authority. The voluntary acts of these young men, relieve just so many of tax-payers from the expense and fatigue of military duty.—So well has our regiment stood in the minds of the people of the State of New York, that they have by their representative at the Capitol, appropriated and actually have expended here a large sum of money, in the building of the arsenal, which all admit is a true credit to the State and an ornament to our city. It should also be borne in mind that during the late war some 400 of their number volunteered, and acquitted themselves gloriously. More than 200 of them enlisted upon the payment of large bounties, and by this act just so many were saved from the draft, or saved from procuring a substitute at a large price, therefore, in a pecuniary point of view, there is a large credit to the regiment.

Two hundred men, at \$300 bounty, would amount to \$60,000, which sum the citizens of Rochester would have to pay had there been less of patriotism among them. In case of a desire on our part to demonstrate on any occasion, how dull the effort but for the part of our own regiment. In case of riot they are our only defense, for policemen's clubs fail often; but powder and ball are effective. In case of invasion they are our defenders.

It seems, in this light of the subject, that a desire on our part to help them at this time of their need, should be manifested, and it can be done as suggested, in the proper examination of the subject, at some future time.

S. REMINGTON,  
N. A. STONE,  
A. G. WHITCOMB,  
Committee.

Ordered received, filed and published.

Ald. Stone moved the adoption of the report. Carried.

Ald. Rylea, from the Improvement Committee of 1869, reported in favor of bill of Whitmore, Carson & Co., for extras on North Clinton

street improvement, and moved its reference to the Finance Committee for payment.

Ald. Parsons moved that the committee be required to present a written report to the Board.

Ald. Mauder moved as a substitute that the bill be referred to the Aldermen of the Fifth, Sixth and Thirteenth Wards, to report in writing to the Board at its next regular meeting.

Ald. Remington moved that the report of the Chairman of the Improvement Committee of 1869 be received and the committee discharged. Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Meyer, Glover, Craig, Stone, Wilson, Woodruff, Mandeville, Dagge, Stebbins, Nagle, Mauder—23.

Nays—Ald. Connolly, Gerling, Charters, Aikenhead, Parsons—5.

Ald. Craig moved to refer the whole matter to the Improvement Committee, with instructions to bring in an ordinance for a reassessment for the improvement of North Clinton street.

Lost by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Remington, Smita, Relyea, Glover, Craig, Stone, Wilson, Mandeville, Dagge—13.

Nays—Ald. Andrews, Rogers, Herzberger, Caring, Connolly, Meyer, Woodruff, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parson—14.

Action was then had on Ald. Mauder's motion to refer, which was declared carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Craig, Stone, Wilson, Woodruff, Mandeville, Gerling, Charters, Nagle, Mauder, Aikenhead, Parsons—23.

Nays—Ald. Remington, Glover, Dagge, Stebbins—4.

Ald. Parsons moved that the Improvement Committee of 1869 be requested to act with the Aldermen of the Fifth, Sixth and Thirteenth wards in the matter of Whitmore, Carson & Co.'s bill. Carried.

Ald. Briggs, from the Committee on the Relief and Support of the Poor, reported in favor of the bills of S. J. Wagoner, B. Waugh Jones, Geo. Bastion, H. Brewster & Co., Perkins & Palmer, Beir, Stern & Co., Anthony Hefner, G. & C. Herzberger, Adam Schmidt, Conrad Zimmer, Beck & Meyer and A. W. Mudge. Finance Committee.

EXECUTIVE.

Ald. Whitcomb moved that the Board now take up executive for the purpose of electing a Police Commissioner—Carried.

The Clerk presented the following:  
ROCHESTER, March 10, 1871.

To the Honorable Common Council of the City of Rochester:

GENTLEMEN—I hereby tender my resignation as Alderman of the Ninth ward, to take effect immediately.

Yours most respectfully,  
JOHN H. WILSON.

Ald. Stone moved that the resignation of Ald. Wilson be accepted. Carried.

Ald. Whitcomb moved that the Board now proceed to ballot for a Police Commissioner, in place of George G. Cooper, whose term of office will expire April 1st, 1871. Carried.

FIRST BALLOT.

George G. Cooper received ..... 15 votes  
John H. Wilson " ..... 10 "  
Blank " ..... 1 vote.  
No choice.

SECOND BOLLOT.

George G. Cooper received..... 13 votes.  
John H. Wilson " ..... 13 "  
No choice.

THIRD BALLOT.

George G. Cooper received 12 votes; John H. Wilson, 14; no choice.

Ald. Rogers moved that further balloting be postponed until the next regular meeting. Lost by the following vote:

Ayes—Ald. Andrews, Rogers, Remington, Herzberger—4.

Nays—Ald. Briggs, Whitcomb, Barker, Wait, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—22.

FOURTH BALLOT.

George G. Cooper received..... 18 votes.  
John H. Wilson " ..... 8 "  
No choice.

FIFTH BALLOT.

George G. Cooper received..... 12 votes.  
John H. Wilson " ..... 14 "  
No choice.

SIXTH BALLOT.

George G. Cooper received..... 12 votes.  
John H. Wilson " ..... 13 "  
Blank " ..... 1 vote.  
No choice.

SEVENTH BALLOT.

George G. Cooper received..... 15 votes.  
John H. Wilson " ..... 10 "  
Blank " ..... 1 vote.  
No choice.

Ald. Herzberger moved that further balloting be postponed until the next regular meeting. Carried.

COMMUNICATIONS.

The Clerk presented the following:

From his Hon the Mayor:  
CITY OF ROCHESTER,  
MAYOR'S OFFICE,  
Rochester, N. Y., March 10, 1871.

To the Common Council:  
GENTLEMEN—I have been served with the notice hereto annexed. Your Board will take such action in relation thereto as you may deem necessary and proper to secure the rights of the city.  
Yours respectfully,  
JOHN LUTES, Mayor.

STATE OF NEW YORK,  
CANAL COMMISSIONERS' OFFICE,  
ALBANY, March 1, 1871.

State of New York, in the matter of the award to the city of Rochester. By the Canal Appraisers.

To the above named claimant and the Canal Appraisers:

Take notice, that I hereby appeal from the award made to said city by the Canal Appraisers, on the 10th day of January, 1871, for damages alleged to have been sustained by overflow of the waters of the Erie and Genesee Valley Canal during the flood of March, 1865, upon the ground that facts not considered at the hearing of the case, which might affect such award, have

recently come to light, and that evidence material to the State has been discovered since said award was made, and that said award is excessive.

JOHN D FAX,  
Canal Commissioner in charge.

Ordered received, filed and published.

New York, March 4, 1871.

To Honorable John Lutes, Mayor of Rochester, N Y.

SIR—An Association, composed of a large number of our citizens, of which the undersigned are the Executive Committee, has been formed in this city for the purpose of erecting a Monument in memory of the late Admiral Farragut, whose skill and heroism as a naval commander, combined with great simplicity and purity of life, have left so deep an impression of admiration and respect on the minds of his countrymen.

While it is proposed that this testimonial to his distinguished services and character shall be placed in this city as his adopted home and the scene of the latter associations of his life, the Committee feel that it should be due, not to local, but to the most extended contributions; in a word, that it should be the tribute of the people at large—a nation's offering—to the memory of one who has conferred honor on them and their country by a rare example of gallant and unselfish devotion to the public welfare.

The undersigned, believing that in all parts of the country there are many who would desire to contribute to the object in view, have thought proper to bring the subject to your notice with the request, should it meet your approval, that the participation of your fellow-citizens may be invited and secured by such action as you and they may deem most suitable. In order to enable all to contribute according to their means, and at the same time to give to the subscription the greatest latitude, contributions, however small, will be accepted, but in no case to exceed one hundred dollars from any one subscriber.

Very respectfully,

Moses H. Grinnell, Chairman, A. Oakley Hall, Mayor of New York, Benj. H. Field, S. H. Stringham, Rear Admiral United States Navy; Robert W. Howes, Irvin McDowell, Brevet Major General, United States Army; Lloyd Aspinwall, Silvanus J. Macy, Charles H. Marshall, Samuel Wetmore, Wm. J. Hoppin, John A. Dix, Chairman Farragut Monumental Association, ex officio—Executive Committee.

JOHN J. CISCO,  
Treasurer F. M. A.  
JAS E. MONTGOMERY,  
Secreas F. M. A.,

128 Broadway, N. Y.

Ordered received filed and published.

Ald. Briggs presented the following

REPORT OF THE OVERSEER OF THE POOR.

OFFICE OF THE OVERSEER OF THE POOR. }  
March 10, 1871. }

To the Honorable the Common Council of the City of Rochester :

The Overseer of the Poor respectfully reports that during the month of February, 1871, he relieved 878 families, in the following manner:

February—O. ders on Poor Store.....	\$1,430 50
.. .. Wood Yard.....	212 00
.. .. Coal Yard.....	1,460 00
.. .. B. Waugh Jones.....	289 20
.. .. H. Brewster & Co.....	82 00
.. .. Wm. Rhodes.....	26 50
.. .. S. F. & W. Witherspoon.....	89 75
.. .. Best & Meyer.....	50 00
.. .. Adam Smith.....	23 00

.. .. C. Seell.....	10 00
.. .. H. F. Van Dake.....	34 75
.. .. John Nagle.....	55 50
.. .. Mrs. Cleminson.....	5 50
.. .. Fred Wurtz.....	40 00
.. .. C. Merlan.....	29 25
.. .. Beir & Str-rn.....	18 00
.. .. Conrad Zimmer.....	19 50
.. .. George Mannel.....	10 73
.. .. Henry Hook.....	10 25
.. .. A. W. Mudge.....	92 50
.. .. H. & P. Bender.....	28 00
.. .. George Schofield.....	64

Less County and Towns.....	\$4,012 07
	944 20
Total for City.....	\$3,067 87

All of which is respectfully submitted.  
H. W. JONES, Overseer.  
The Clerk presented the following:

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE, }  
March 10, 1871. }

To the Honorable the Common Council:

GENTLEMEN:—The Treasurer herewith submits the Monthly Statement of the balances of the principal funds on the 4th day of March, 1871, as required by Section 59 of the City Charter.

	Credit Balance.
Contingent Fund.....	\$549 48
Police Fund.....	5,606 41
Fire Department Fund.....	18,641 12
Highway Fund.....	600 64
Lamp Fund.....	8,153 94
Poor Fund.....	9,219 89
Park Fund (overdrawn).....	\$46 58
Board of Health Fund.....	706 78
Home for Truants' Fund (overdrawn).....	\$1,646 69
Sewer Repair Fund.....	195 68
Lyell Street Repair Fund.....	7 24
North Street Repair Fund.....	82 98
St. Paul Street Repair Fund (N. Y. C. R. R. to Scrantom street) overdrawn.....	\$7 82
St. Paul Street Repair Fund (Scrantom street to City Line).....	157 86
Monroe Avenue Repair Fund.....	816 27
Mt. Hope Avenue Repair Fund.....	27 78
Plymouth Avenue Repair Fund.....	9 01
West Avenue Repair Fund.....	11 77
Lake Avenue Repair Fund.....	123 99
East Avenue Repair Fund.....	15 36
South Avenue Repair Fund.....	6 00

H. P. LANGWORTHY, Treasurer.  
Subscribed and sworn to before me this 10th day of March, 1871.  
W. F. MORRISON,  
Commissioner of Deeds.

Ordered received, filed and published.

ORDINANCES.

PLANK WALKS ON NORTH AVENUE AND NORTH STREET  
On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct plank walks on North avenue and North street.

The Common Council of the city of Rochester do ordain and determine as follows:

That the construction of a plank sidewalk and crosswalk, 4 feet 8 inches wide, on the south side of North avenue, from the west line of the lot owned by Frederick Vose, to the south line of the New York Central Railroad property; also, a crosswalk 4 feet 8 inches wide, on the east side of North street, from the north line of the New York Central Railroad property to the north end of the sidewalk laid by Rohr & Fitchner at the south line of said railroad property.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$675, which estimate was and is hereby approved; the sum of \$605, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the south side of North avenue from the west line of the lot owned by Frederick Vose to the south line of the New York Central Railroad property; also one tier of lots on the east side of North street from the north line of the New York Central Railroad property to the south line of the said railroad property; and above described portion of the city the said sum of \$605 is hereby ordered to be assessed.



## IMPROVING EVERGREEN STREET.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 11th day of March, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—23.

## STONE ARCH COVERING OVER THE RACE ON NORTH WATER STREET.

Ald. Parsons presented the final ordinance for the construction of a stone arch covering over the race in North Water street, from the north line of Main street to a point 50 feet north of the north line of Mortimer street.

The whole estimated expense thereof is \$30,655, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on the west side of North Water-st., from Main street to a point 50 feet north of the north line of Mortimer street.

And moved to postpone action on the ordinance until the second regular meeting in April next. Carried.

## PLANK WALK ON BAY STREET.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a plank walk on Bay street, from North avenue to Hibbard street.

The construction of a plank walk 4 feet wide on the south side of Bay street, from North avenue to Hibbard street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$531 which estimate was and is hereby approved; the sum of \$531 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants—And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the south side of Bay street, from North avenue to Hibbard street.

On which above described portion of said city the said sum of \$531 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 11th day of March, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:  
Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Stone, Woodruff, Mandeville, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—22.

## IMPROVING ALLEY RUNNING FROM EXCHANGE PLACE TO FRONT STREET.

Ald. Parsons presented the final ordinance for the improvement of the alley running from Exchange place to Front street, by paving the same with Medina sand stone.

The whole estimated expense thereof is \$1,100, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of the alley that runs from Exchange place to Front street its entire length, and moved its adoption.

Ald. Stone moved to table the ordinance until the first regular meeting in May next. Carried.

On motion of Ald. Parsons the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to improve Evergreen street, from St. Paul street to Cokey avenue.

The Common Council of the city of Rochester do ordain and determine as follows:

The improvement of Evergreen street, from St. Paul street to Cokey avenue, by grading the roadway and sidewalks, and laying a plank walk 4 feet wide on the north side thereof.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$1,100, which estimate was and is hereby approved; the sum of \$1,100 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Evergreen street, from St. Paul street to Cokey avenue.

On which above described portion of the city the said sum of \$1,100 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 11th day of March, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Smith moved that action on the ordinance be postponed until the second regular meeting in April next. Lost.

Action was taken upon the ordinance, which was declared adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

## PLANK WALK ON FAVOR STREET.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 3½ feet wide on the west side of Favor street, from Spring street to Troup street. Adopted.

The City Surveyor submitted as such estimate, \$100.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The construction of a plank walk 3½ feet wide on the west side of Favor street, from Spring street to Troup street.

And whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$100, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the west side of Favor street, from Spring street to Troup street.

And the Clerk is hereby directed to publish notice in pursuance of section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, March the 21st, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

## PLANK WALK ON CONKEY AVENUE.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a plank walk on Conkey avenue, from Scrantom street to Clifford street.

The Common Council of the city of Rochester do ordain and determine as follows:

The construction of a plank walk 4 feet wide, on the west side of Conkey avenue, from Scrantom street to Clifford street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$276, which estimate was and is hereby approved; the sum of \$276, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the west side of Conkey avenue, from Stanton street to Clifford a street

On which above described portion of the said city the said sum of \$276 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 11th day of March, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

#### STRAIGHTENING AN ALLEY RUNNING FROM WILLIAM STREET TO COURT STREET.

Ald. Smith presented the final ordinance for the straightening (at or near William street) of the alley running from William street to Court street, next south of East avenue, and the following described territory is necessary to be taken for said improvement: Beginning at a point in the south line of said alley, where the east line of the alley running parallel to William street intersects the same, running thence westerly on the south line of said alley produced to the east line of William street; thence northerly on the east line of William street 16 feet; thence easterly on a line parallel to the first described line until it intersects with the north line of said alley; thence southerly to the place of beginning.

The whole estimated expense thereof is \$1,500, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof, is described as follows:

One tier of lots on each side of said alley as straightened, from William street to Court street.

Ald. Glover moved that action on the ordinance be postponed until the next regular meeting. Carried.

#### WIDENING OF GERMAN ALLEY.

Ald. Smith presented the final ordinance for the widening of German alley (so called) a feet on each side thereof, from German street to Bay street, and the following described territory is deemed necessary to be taken for said improvement, viz.: A strip of land 5 feet wide on each side of said alley, from German street to Bay street.

The whole estimated expense thereof is \$1,000, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of said alley as widened from German street to Bay street.

Ald. Aikenhead moved that action on the ordinance be postponed until the second regular meeting in April next. Carried.

#### REPORT OF THE COMMISSIONERS ON THE OPENING AND EXTENSION OF CHAPIN STREET.

Ald. Smith presented the report of the Commissioners in the matter of opening and extending Chapin street.

After hearing such allegations from all persons appearing, the report was adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Stone, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

#### OPENING UNITY STREET.

Ald. Smith presented the final ordinance for the opening of Unity street, from Draper street to Grace street, as laid down on a map of N. Draper's subdivision of part of Town lot No. 65, and the following described territory is deemed necessary to be taken therefor, viz.: Beginning at a point in the south line of Draper street, about 133½ feet east of the east line of North street; running thence southerly in a direct line to a point in the north line of Grace street about 127½ feet of the east line of North street; thence easterly along the north line of Grace street 33 feet; thence northerly on a line parallel with the first described line,

and 33 feet distant therefrom, at right angles to the south line of Draper street; thence westerly along the south line of Draper street to the place of beginning. The whole estimated expense thereof is \$1,000, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Unity street, as opened from Draper street to Grace street, and moved its indefinite postponement.

Ald. Aikenhead moved to postpone action on the ordinance until the second regular meeting in April next. Carried.

#### STONE SEWER FROM OLEAN STREET TO GENESSEE VALLEY CANAL.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer from Olean street to the Genessee Valley Canal, between Plymouth avenue and Champlain street. Adopted.

The Surveyor submitted as such estimate, \$300.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a stone sewer from Olean street to the Genessee Valley Canal, between Plymouth avenue and Champlain street.

and whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$300, which estimate is hereby approved.

Resolved, further, That the following portion of said city is benefited and proper to be assessed for the whole expense hereof, viz:

One tier of lots on each side of the following named streets: Olean from Plymouth avenue to Hill street; Cay street from Olean street to Seward street, Champlain street from Olean street to Reynolds street, Bartlett street from Plymouth avenue to Francis street, Strong street from Plymouth avenue to Seward street, Plymouth avenue from the Genessee Valley Canal to Flint street.

And the Clerk is hereby directed to publish notice in pursuance of section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, March 21st, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Stone, Woodruff, Mandeville, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—22.

#### SPRINKLING EAST AVENUE.

On motion of Ald. Remington, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Remington submitted the following:

An ordinance to sprinkle East avenue, from Main street to Alexander street.

The Common Council of the City of Rochester do ordain and determine as follows:

The sprinkling of East avenue, from Main street to Alexander street, during the season of 1871.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$1,000, which estimate was and is hereby approved, the sum of \$1,000, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of East avenue from Main street to Alexander street.

On which describe portion of the city the said sum of \$1,000 is hereby ordered to be assessed.

And David McKay, John J. Shaffer, and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 11th day of March, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Woodruff, Mandeville, Stebbins, Nagle, Mauder, Aikenhead, Parsons—22.

**SPRINKLING BUFFALO AND MAIN STREETS.**

On motion of Ald. Remington, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Remington submitted the following:

An ordinance to sprinkle Buffalo and Main streets, from the Erie Canal to North street.

The Common Council of the City of Rochester do ordain and determine as follows:

The sprinkling of Buffalo street and Main street, from the Erie Canal to North street, during the season of 1871.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at two thousand and forty dollars, which estimate was and is hereby approved; the sum of \$2,040 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Buffalo street and Main street, from the Erie Canal to North street.

On which described portion of the city the said sum of \$2,040 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 11th day of March, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Stebbins, Nagle, Aikenhead, Parsons—22.

**SPRINKLING NORTH AND SOUTH ST. PAUL STREETS.**

Ald. Remington presented the final ordinance for the sprinkling of North and South St. Paul streets, from the Erie Canal to the N. Y. C. R. R., during the season of 1871.

The whole estimated expense thereof is \$1,469, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of North and South St. Paul streets, from the Erie Canal to the N. Y. C. R. R.

Ald. Herzberger moved to amend the ordinance by striking out all the territory between Main street and Ely street. Carried.

Ald. Rogers moved to strike out all the territory between Ely street and the Erie canal. Carried.

Ald. Remington moved to postpone further action on the ordinance until the next regular meeting. Carried.

**SPRINKLING NORTH AND SOUTH FITZINGH STREETS.**

Ald. Remington presented the final ordinance for the sprinkling of North and South Fitzingh streets, from Lafayette street to Allen street, during the season of 1871.

The whole estimated expense thereof is \$37, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of North and South Fitzingh streets, from Lafayette street to Allen street.

Ald. Rogers moved to amend by striking out all the territory south of Troup street. Carried.

Ald. Mauder moved to postpone the ordinance until the next regular meeting. Carried.

Ald. Remington moved that the Board take a recess of fifteen minutes.

Ald. Craig moved to adjourn until Tuesday evening next at 7 o'clock. Lost.

Ald. Remington's motion was then carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Stone, Mandeville, Geeling, Charters, Nagle, Mauder, Aikenhead, Parsons—20.

Nays—Ald. Barker, Glover, Craig, Woodruff, Stebbins 5.

**ATWATER STREET IMPROVEMENT ASSESSMENT ROLL.**

The Clerk presented the assessment roll for the improvement of Atwater street, which was referred to the Assessment Committee.

**SPRINKLING EXCHANGE STREET.**

On motion of Ald. Remington, the Board proceeded

to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Remington submitted the following:

An ordinance to sprinkle Exchange street from Buffalo street to Lafayette street.

The Common Council of the city of Rochester do ordain and determine as follows:

The sprinkling of Exchange street from Buffalo street to Lafayette street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$750, which estimate was and is hereby approved; the sum of \$750 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Exchange street, from Buffalo street to Lafayette street.

On which above described portion of the city the said sum of \$750 is hereby ordered to be assessed.

And David McKay, John J. Shaffer, E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion of said city so designated of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose on Saturday, the 11th day of March 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Geeling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

**SPRINKLING STATE STREET.**

On motion of Ald. Remington the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Wilson submitted the following:

An ordinance to sprinkle State street, from Buffalo street to Jay street.

The Common Council of the city of Rochester do ordain and determine as follows:

The sprinkling of State street, from Buffalo street to Jay street, during the season of 1871.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at one thousand eight hundred and thirty-six dollars, which estimate was hereby approved; the sum of one thousand eight hundred and thirty-six dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of State street, from Buffalo street to Jay street.

On which above described portion of the city the said sum of \$1,836 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 11th day of March 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Geeling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

**SPRINKLING PLYMOUTH AVENUE.**

Ald. Remington presented the final ordinance for the sprinkling of Plymouth avenue, from Buffalo street to the Caledonia Park, during the season of 1871.

The whole estimated expense thereof is \$360, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Plymouth avenue, from Buffalo street to the Caledonia Park.  
A. d. Rogers moved the indefinite postponement of the ordinance. Carried.

#### SPRINKLING MUMFORD STREET.

On motion of Ald. Remington, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Remington submitted the following:  
An ordinance to sprinkle Mumford street, from State street to the Genesee river.

The Common Council of the city of Rochester do ordain and determine as follows:

The sprinkling of Mumford street from State street to the Genesee river, for the season of 1871.

The whole estimate of expense thereon is \$321, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of Mumford street from State street to the Genesee river.

On which above described portion of the city the said sum of \$321 is hereby ordered to be assessed.  
And David McKay, John J. Shaeffer and E. T. Oatley the Assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday the 11th day of March 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

#### SPRINKLING SPRING STREET.

On motion of Ald. Remington, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Remington submitted the following:

An ordinance to sprinkle Spring street, from Exchange street to Caledonia avenue.

The Common Council of the city of Rochester do ordain and determine as follows:

The sprinkling of Spring street, from Exchange street to Caledonia avenue for the season of 1871.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$612 which estimate was and is hereby approved: the sum of \$612 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Spring street, from Exchange street to Caledonia avenue.

On which above described portion of the city the said sum of \$612 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday the 11th day of March, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Aikenhead, Parsons—23.

Nays—Ald. Mauder—1.

#### SPRINKLING MILL STREET.

On motion Ald. Remington, the board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Remington submitted the following:

An ordinance to sprinkle Mill street, from Exchange Place to Brown street.

The Common Council of the City of Rochester do ordain and determine as follows:

The sprinkling of Mill street, from Exchange Place to Brown street, for the season of 1871.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$1,000, which estimate was and is hereby approved; the sum of \$1,000 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Mill street, from Exchange Place to Brown street.

On which described portion of the city the said sum of \$1,000 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 11th day of March, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Aikenhead, Parsons—23.

Nays—Ald. Mauder—1.

#### SPRINKLING EXCHANGE PLACE.

On motion of Ald. Remington, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Remington submitted the following:

An ordinance to sprinkle Exchange Place, from State street to Front street.

The Common Council of the city of Rochester do ordain and determine as follows:

The sprinkling of Exchange Place, from State street to Front street, for the season of 1871.

And the whole expense shall be defrayed by assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$131, which estimate was and is hereby approved; the sum of \$131 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement, is described as follows:

One tier of lots on each side of Exchange Place, from State street to Front street.

On which above described portion of the city the said sum of \$131 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 11th day of March, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

#### SPRINKLING MARKET STREET.

On motion of Ald. Remington, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Remington submitted the following:

An ordinance to sprinkle Market street, from State street to Front street.

The Common Council of the city of Rochester do ordain and determine as follows:

The sprinkling of Market street, from State street to Front street, for the season of 1871.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at one hundred and thirty-one dollars, which es-

imate was and is hereby approved; the sum of \$181, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Mar. et street, from State street to Front street.

On which above defined portion of the city the said sum of \$181 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses in the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 11th day of March 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

Ald. Woodruff moved a re-consideration of the vote on the ordinance for sprinkling Main street, declared lost February 7th, 1871, (folio 254 of proceedings.) Carried.

**SPRINKLING MAIN STREET**

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling main street, from North street to Asylum street, during the season of 1871. Adopted.

The Surveyor submitted as such estimate \$918.

By Ald. Remington—Resolved, That the following improvement is expedient, viz:

The sprinkling from Main street, from North street to Asylum street, during the season of 1871.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$918, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Main street, from North street to Asylum street.

And the Clerk is hereby directed to publish notice in pursuance of section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, March the 21st, 1871, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

Ald. Remington moved to reconsider the vote on the ordinance to sprinkle Front street, declared lost February 7th, 1871, (at folio 254 of proceedings.) Carried.

**SPRINKLING OF FRONT STREET.**

By Ald. Remington—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling Front street, from Buffalo street to the New York Central railroad, during the season of 1871.

The Surveyor submitted as such estimate, \$490.

By Ald. Remington—Resolved, That the following improvement is expedient, viz:

The sprinkling of Front street, from Buffalo street to the New York Central railroad, during the season of 1871.

And whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$490, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Front street, from Buffalo street to the New York Central railroad.

And the Clerk is hereby directed to publish notice in pursuance of section 164, of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, March the 21st, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Wait, Andrews, Rogers, Remington, Herzberger, Carling, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Stebbins, Nagle, Mauder, Aikenhead, Parsons—22.

Nays—Ald. Whitcomb, Charters.

President, Ald. Andrews, called Ald. Stebbins to the chair. Ald. Stebbins presiding.

**ASSESSMENT ROLL FOR WIDENING SELLINGER STREET.**  
Ald. Smith presented the Assessment Roll for the widening of Sellinger street, and moved it be tabled until the next regular meeting, when allegations will be heard—Clerk to advertise. Carried.

Unanimous consent was granted Ald. Relyea, from the Finance Committee, to present the following:

**FINANCE BUDGET.**

ROCHESTER, March 10, 1871.

By Ald. Relyea—Resolved, That the Treasurer pay as follows, when there are funds applicable:

**CONTINGENT FUND.**

David Niven, assisting Bridge Commissioners.....	\$ 80 00
E. Emrich, winding and care of City Clocks to Feb. 1st.....	62 50
Edward Gray, labor and materials at City Hall.....	41 82
E. A. Raymond, legal services—Regna vs. City.....	100 00
Jacob Minges, table for Assessors office, pay J. J. Shaffer.....	6 50
Bausch & Dransfield, goods for Surveyor.....	15 50
Wilbur & Fuller, hack hire.....	3 00
Rochester Gas Light Company, gas at City Hall.....	140 00
H. P. Langworthy, disbursements.....	162 78
S. F. & W. Witherspoon, pails, brooms, &c.....	24 94
L. J. Southworth, printing.....	38 00
Low & W. Brandt, printing.....	69 98
Frank Ma-seth, hack hire.....	15 00
Patrick Burn, hack hire.....	2 00
And charge that Fund.	

**FIRE DEPARTMENT FUND.**

Connolly & Mathews, repairs, pay Treasurer.....	13 87
Rochester Gas Light Company, gas and coal to March 1st.....	142 55
And charge that Fund.	

**POOR FUND.**

S. J. Wagoner, delivering wood and coal and extra work.....	\$167 22
B. W. augh Jones, paid orders and potatoes.....	185 45
George Bastion, bread and crackers, pay H. Brewster & Co.....	77 56
H. Brewster & Co., groceries for poor store, and orders.....	889 65
Perkins & Palmer, fish.....	107 55
Belr, term A Co, dry goods.....	123 11
Anthony Heffer, bread.....	162 85
G. & C. Herzberger, meat.....	200 00
Adam Schmidt, shoes per orders.....	43 00
Conrad Zimme, provisions per orders.....	72 25
Beck & Meyer, boots and shoes per orders.....	108 75
A. W. Mudge, undertaker's services.....	140 50
And charge Poor Fund.	

**POLICE FUND.**

S. M. Sherman, 1 mo. salary to March 1, 1871.....	\$141 67
P. H. Sullivan, .....	90 00
A. McLean, .....	85 00
Peter Hughes, .....	85 00
Wm. J. Rogers, .....	85 00
William S. Pickett, .....	85 00
Jonathan Dresser, .....	85 00
Thos. A. Bu chell, .....	75 00
Samuel Brown, .....	75 00
William Rogers, .....	75 00
Henry D. Shove, .....	75 00
Michael Hyland, .....	75 00
Charles Green, .....	75 00
Isaac Spears, .....	75 00
George Bingham, .....	75 00
John J. Garrett, .....	75 00
David Monaghan, .....	75 00
Wm F. Lusk, .....	75 00
Henry D. Baker, .....	75 00
Hugh Clark, .....	75 00
Thos. Dukelow, .....	75 00
John Barry, .....	75 00
Barth Canney, .....	75 00
E. Van Vorst, .....	75 00
A. H. Franklia, .....	75 00
Jas. McKelvey, .....	75 00
Jno. McQuarters, .....	75 00
Robert Burns, .....	75 00
Frank Schaffer, .....	75 00
John Bagan, .....	75 00
Ralph Beudon, .....	75 00
Bernard Horcueler, .....	75 00
James Murray, .....	75 00
Jeremiah twaig, .....	75 00
Thos. A. Crouch, .....	75 00
Andrew Connolly, .....	75 00
Frank Bevan, .....	75 00
Jos Gommenginger, .....	75 00
Martin A Beman, .....	75 00
Jacob Frank, .....	75 00
Michael Wolf, .....	75 00
Charles McCormick, .....	75 00

Joseph S. Roworth, .. .. .	75 00
John H. Dana, .. .. .	75 00
Thomas Lynch, .. .. .	75 00
Caleb Pierce, .. .. .	75 00
W. R. McArthur, .. .. .	75 00
Frank B. Allen, .. .. .	75 00
Ferry Mazloff, .. .. .	75 00
William White, .. .. .	75 00
Lyman Johnson, .. .. .	75 00
Thos. F. Hurley, 29½ .. .. .	78 75
James K. Foster, 29 .. .. .	72 50
Alder Oliver, 29 .. .. .	72 50
Jacob Harter, 29 .. .. .	72 50
Frank Goodwin, 29 .. .. .	72 50
P. C. Kavanaugh, 29 .. .. .	72 50
Peter Lauer, 28½ .. .. .	71 25
Joseph P. Cleay, 28 .. .. .	70 00
Geo. M. Lathrop, 26½ .. .. .	66 25
C. B. McKibbin, 25 .. .. .	62 50
E. W. McBurney, 24 .. .. .	60 00
George W. Lord, 21½ .. .. .	58 75
John C. Hagle, 15 .. .. .	37 50
Wm. O'Neil, 15 .. .. .	37 50
J. Denzer, Janitor, 80 .. .. .	50 00

\$4,901 65

Examined and approved.

JOHN LUTES,  
GEORGE G. COOPER,  
HENRY S. HEBARD,  
Police Commissioners.

Rochester Gas Light Company, gas at Police Station to March 1.....	\$148 40
Wm. Morley, pillow and cushion.....	11 00
S. M. Sherman, disbursements.....	39 29
And charge that Fund.	

MAP, SURVEY AND RECORD FUND.

Lindlev L. Barrett, Assistant Surveyor, 1 month salary March 1.....	\$8 33
Sidney G. Wynne, Draughtsman, 1 month salary March 1.....	100 00
And charge that Fund.	

LAMP FUND.

Rochester Gas Light Company, lighting and extinguishing for quarter to March 1.....	6,044 26
Jam-s McMullen, carting lamp posts.....	8 00
Daniel McCormick, delivering lamp heads.....	8 00
N. H. Galusha, 19 lamp posts and repairs.....	248 50
And charge that Fund.	

HIGHWAY FUND.

John Quin, disbursements per Pay Roll.....	381 81
C. R. Parsons, lumber.....	143 88
Holloway & Norrington, repairing walks on Alleys.....	54 52
James Buckley, repairing walks.....	4 80
Patrick Burns, hack hire.....	1 50
And charge that Fund.	

Adopted by the following vote:

Ay—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

ROCHESTER, March 10th, 1871.

By Ald. Relyea—Resolved, That the following named accounts are hereby declared valid and are now due:

Dominick Mura, on contract per estimate.....	\$1,600 00
J. W. Adams, disbursements.....	98 05
George Taylor, shoes.....	18 00

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

By Ald. Relyea—Resolved, That the Treasurer make the City's Note for twenty-five thousand dollars, at three months' date, payable at Powers' Banking House; that he get the same discounted and charge the discount to Contingent Fund—being for renewal of note dated Dec. 1, 1870, and falling due March 4th, 1871. Adopted.

By Ald. Relyea, Resolved, That the Treasurer make the City's Note for fifteen thousand two hundred and sixty-eight dollars, at three months date, payable at Powers' Banking House; that he get the same discounted and charge the discount to the Board of Education—being for renewal of note dated Dec 31, 1870 and falling due April 3, 1871. Adopted.

Ald. Andrews asked unanimous consent to present the following. Granted:

By Ald. Andrews—Resolved, That the City Treasurer be and he is hereby directed to receive from Orrin Harris the amount of taxes standing against him for all purposes, for which taxes the property has been sold and bid in by the city, with interest at the rate of nine per cent per annum, adding to the same the expenses of sale. Adopted.

By Ald. Relyea—Resolved, That the Treasurer make the City's Note for \$10,000, at three months date, payable at Powers' Banking House, and that he get the same discounted and place the proceeds to the credit of the Board of Education, and charge discount to Board of Education.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

Nays—Alk. Rogers—1.

Ald. Caring moved a reconsideration of the vote on his motion, February 23d, 1871 (at folio 269 of proceedings) in reference to the Bridge Assessment rolls. Carried.

Ald. Andrews moved as a substitute to refer the Assessment Rolls back to the Bridge Commissioners for correction. Carried.

Unanimous consent granted Ald. Remington to present the following.

By Ald. Remington:

Resolved, That the Treasurer is hereby directed to pay C. S. Benjamin, E. Angevine, T. J. Neville, L. C. Duerr and Lewis W. Brandt one hundred dollars each for reporting the proceedings of this Board from October first to April first and charge to Contingent Fund, when there are funds applicable.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

By Ald. Remington—Resolved, That the Treasurer is hereby directed to pay each Board of Inspectors of Election of the several wards the sum of thirty dollars; also, to each proprietor or tenant of the place for holding the polls the sum of twenty dollars, and charge Contingent Fund when there are funds applicable.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

Unanimous consent granted Ald. Mandeville to present the following:

By Ald. Mandeville—Resolved, That the Street Superintendent be directed to notify the owners of property on the west side of Union street, from Main street to the Railroad, to repair their walks within five days from the service of this notice, and in case they refuse or neglect, that he repair the same and charge the owners of said property. Adopted.

Ald. Whitcomb moved to suspend the rule to adjourn at 11 o'clock.

Left by the following vote:

**Ayes**—Ald. Whitcomb, Remington, Gerling, Mauder, Aikenhead, Parsons—6.

**Nays**—Ald. Wait, Andrews, Rogers, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Mandeville, Charters, Stebbins, Nagle.—17.

The President announced as the Committee to confer with the 54th Regiment in reference to their request for aid, Ald. Stone, Connolly, Whitcomb.

On motion of Ald. Craig, adjourned until Tuesday evening next, at 7½ o'clock

W. F. MORRISON, City Clerk.

### In Common Council, March 14th, 1871.

#### ADJOURNED MEETING.

In the absence of President, Ald. Andrews, on motion of Ald. Stone, Ald. Gerling was chosen President pro tem.

**Present**—Ald. Briggs, Whitcomb, Barker, Wait, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

**Absent**—Ald. Andrews, Rogers, Kelly—3.

#### MISCELLANEOUS.

By Ald. Whitcomb—Resolved, That James Kennedy, Michael Verhoven, Geo. F. Loder, Margarette Savage, S. G. Robinson, Alexander McConnell, Thomas Lawless, J. G. Heltzer, Lucy H. Rumble, Samuel Lusher, Wm. Lovcraft and Robert Long have leave to erect wooden buildings according to their several petitions under the direction of the Fire Marshal.

Ald. Stone moved to amend by striking out the name of Lucy H. Rumble—Carried.

The original resolution of Ald. Whitcomb as amended was acted on and declared carried.

Ald. Whitcomb moved that Lucy H. Rumble be and is hereby granted permission to erect a wooden building in accordance with the prayer of her petition under the direction of the Fire Marshal. Carried.

By Ald. Whitcomb—Petition of Jerome Barydt, for permission to erect a wood building on his premises No. 34, situate on Glasgow street. Referred to Wood Building Committee with power to act.

Ald. Whitcomb, from the Wood Building Committee, reported that the Committee could not agree in the case of the petition of James Kane, for permission to erect a wood building, and moved that James Kane be granted permission, according to the prayer of his petition, under the direction of the Fire Marshal. A motion was made to refer the petition to the Aldermen of the Seventh ward with power to act.

Ald. Glover moved to refer the petition back to the Wood Building Committee with power to act. Lost.

Ald. Caring moved a further amendment, which was declared out of order by the President.

Ald. Stone appealed from the decision of the Chair. The ruling of the Chair was sustained by the following vote:

**Ayes**—Ald. Briggs, Whitcomb, Wait, Remington, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Woodruff, Charters, Nagle, Mauder, Aikenhead, Parsons—17.

**Nays**—Ald. Barker, Herzberger, Mandeville, Dagge, Stebbins—5.

Action was then had on the motion to refer to the Aldermen of the Seventh ward, which was declared lost by the following vote:

**Ayes**—Ald. Whitcomb, Wait, Relyea, Glover, Stone, Woodruff, Gerling, Nagle, Mauder—0

**Nays**—Ald. Briggs, Barker, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Craig, Mandeville, Charters, Dagge, Stebbins, Aikenhead, Parsons—15.

The original motion of Ald. Whitcomb, granting permission to James Kane to erect a wood building was then carried by the following vote:

**Ayes**—Ald. Briggs, Remington, Herzberger, Caring, Smith, Connolly, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—18.

**Nays**—Ald. Barker, Wait, Relyea, Mauder—4.

By Ald. Briggs—Bills of H. W. Jones, C. T. Moore, J. D. McIntosh & Co. and A. L. Morris. Poor Committee.

By Ald. Wait—Resolved, That the Street Superintendent be instructed to notify the property owners on Kent street to remove all obstructions, if any there be, within thirty days after the service of a notice, or he will do the same at their expense. Adopted.

By Ald. Smith—Whereas, Certain real estate belonging to and being a part of the estate of Cely Hubbard has been sold for city taxes, and on such sale purchased by the city. Now, therefore,

Resolved, That the rights and claims of the city therein be assigned to Jane Hubbard, on payment by her to the City Treasurer of all taxes, interest, percentage and fees due to said city, its officers and agents. Adopted.

By Ald. Caring—Petition of Michael Kolb for permission to remove a wood building from his lot situate on Clinton street to McDonald avenue.

Ald. Caring moved that permission be and is hereby granted Michael Kolb, in accordance with the prayer of his petition, upon his filing the necessary bond in the Mayor's office. Carried.

By Ald. Caring—Bill of John C. Mason.—Street Committee.

By Ald. Relyea—Resolved, That John Williams, Treasurer elect, be and he is hereby required to execute a bond to the amount of fifty thousand dollars, with two or more sureties, to be approved by the Mayor, for the faithful performance of his duties as City Treasurer, and deposit the same with his honor the Mayor. Adopted.

By Ald. Relyea—Resolved that the New York Central Railroad Company have permission to construct the sidewalks and crosswalks in front of their premises on North street, from the south line of the company's track to the south line of Frederick Vose's lot, under direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Relyea—Resolved, That Geo. A. Bartholck have permission to complete his wooden building on Thorn alley, according to the prayer of his petition, under the direction of the Fire Marshal.

Ald. Charters moved to table the resolution until the next regular meeting. Lost by the following vote:

**Ayes**—Ald. Charters—1.

**Nays**—Ald. Briggs, Whitcomb, Barker, Wait, Remington, Herzberger, Caring, Smith, Relyea,

Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Dagge, Stebbins, Nagle, Mauder, Aikenhead—22.

Action was then had on Ald. Relyea's resolution, which was declared adopted.

Ald. Stone moved that Michael Stripp be and he is hereby granted permission to erect a wood building on his lot, situate on Gorham street, according to the prayer of his petition under the direction of the Fire Marshal. Carried.

By Ald. Mandeville—Petition of Charles Tibbles for permission to remove a wood building on his lot, No. 7, situate on Asylum street, and moved its reference to the Wood Building Committee, with power to act.

Ald. Whitcomb moved as a substitute to refer the petition to the Aldermen of the Tenth ward with power to act.

Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Remington, Herzberger, Caring, Smith, Meyer, Glover, Craig, Stone, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead—18.

Nays—Ald. Relyea, Connolly, Woodruff, Mandeville, Dagge, Parsons—6.

By Ald. Charters—Resolved, That at Hugh McCourt have permission to construct a lateral sewer from his premises, situate on Grape street into the main sewer in Campbell street upon his filing the proper bond. Adopted.

By Ald. Stebbins—Resolved, That each and every can-table before entering upon the duty of the office shall be required to file a bond with the Mayor to the sum of five hundred dollars to the city of Rochester, with two or more sureties, to be approved by the Mayor conditional for the faithful discharge of his duty. Adopted.

By Ald. Mauder—Resolved, That the City Messenger be directed to discontinue the preparation of a lunch for the Common Council at any of its future meetings.

Ald. Stebbins moved the indefinite postponement of the resolution. Lost by the following vote:

Nays—Ald. Whitcomb, Barker, Wait, Remington, Herzberger, Caring, Smith, Connolly, Meyer, Stone, Woodruff, Mandeville, Gerling, Mauder, Aikenhead—15.

Ayes—Ald. Briggs, Relyea, Glover, Craig, Charters, Dagge, Stebbins, Nagle, Parsons—9.

Ald. Herzberger moved to refer the resolution to Ald. Kelly. Lost.

Action was then had on Ald. Mauder's resolution, which was declared lost by the following vote:

Ayes—Ald. Briggs, Whitcomb, Caring, Smith, Mandeville, Gerling, Charters, Mauder, Aikenhead—9.

Nays—Ald. Barker, Wait, Remington, Herzberger, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Dagge, Stebbins, Nagle, Parsons—15.

By Ald. Mauder—Petition of Jacob Heberger, for permission to erect a wood building on his lot No. 13, situate on Almira street.

By Ald. Mauder—Resolved, That Jacob Heberger have leave to erect a wood building according to his petition, under the direction of the Fire Marshal. Adopted.

By Ald. Mauder—Resolved, That the Improvement Committee contract for sidewalk on Hope street, in accordance with the ordinance passed in the year 1870 by this Common Council. Adopted.

By Ald. Aikenhead—Petition of George Mas-

seth for permission to erect a wood building on his lot. No. 99, situate on State street. Referred to the Aldermen of the Second ward with power to act.

Petition of George Schnapp for permission to erect a wood building on his lot No. 26, situate on Weld street. Referred to the Wood Building Committee and Fire Marshal.

By Ald. Aikenhead—Resolved, That the following named persons have permission to construct cement walks in front of their premises:

Emeline Lathrop, George street, George W. Nichols, Concord avenue, S. W. Millechamp, 153 Hudson street, Woodruff Post corner Buchan Park and St. Joseph street., under the direction of the Improvement Committee and City Surveyor. Adopted.

#### GLASGOW STREET IMPROVEMENT.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Glasgow street from Exchange street to Caledonia avenue, by setting a curb stone, paving the gutters 4 feet wide, and laying a Medina flag stone walk 4 feet wide, in two courses, on each side of the street, and grading the roadway to conform with the established grade of the street, and laying the necessary crosswalks. Adopted.

The Surveyor submitted as such estimate, \$6,324.

By Ald. Parsons—Resolved, That the following improvement is expedient viz:

The improvement of Glasgow street from Exchange street to Caledonia avenue, by setting a curb stone, paving the gutters 4 feet wide, and laying a Medina flag stone walk 4 feet wide, in two courses, on each side of the street, and grading the roadway to conform with the established grade of the street, and laying the necessary crosswalks.

And whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$6,324, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Glasgow street, from Exchange street to Caledonia avenue.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of Section 164 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, March the 21st, 1870, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—23.

By Ald. Parsons—Resolved, That the Treasurer receive two per cent. in full of James Likey for his tax for Favor street sewer. Adopted.

#### BRIDGE ASSESSMENT ROLLS.

The Clerk presented the Assessment Rolls from the Commissioners, for the construction of a bridge across the Genesee river at Vincent Place and they were referred to the Assessment Committee.

Ald. Caring, from the Street Committee, reported in favor of the bill of John C. Mason. Finance Committee.

Ald. Herzberger moved that the vote declared carried at the meeting March 10th to postpone balloting for Police Commissioner until the next regular meeting be reconsidered. Carried.



Ald. Caring moved that the Board now proceed to ballot for Police Commissioner. Carried.

FIRST BALLOT.

George G. Cooper received.....	12 votes.
John H. Wilson .....	5 "
Anthony Bingamer .....	2 "
Blank .....	2 "
A. G. Whitcomb .....	1 vote.
John B. Bamber .....	1 "
No choice.	

SECOND BALLOT.

George G. Cooper received.....	13 votes.
John H. Wilson .....	7 "
Anthony Bingamer .....	3 "
S. R. Woodruff .....	1 vote.
No choice.	

THIRD BALLOT.

George G. Cooper received.....	11 votes
John H. Wilson .....	9 ..
S. R. Woodruff .....	2 ..
John E. Morey .....	1 ..
Anthony Bingamer .....	1 ..
No choice.	

FOURTH BALLOT

George G. Cooper received.....	16 votes
John H. Wilson .....	8 ..
No choice.	

Ald. Briggs, from the Committee on the Relief and Support of the Poor, reported in favor of the bills of H. W. Jones, C. T. Moore, J. D. McIntosh & Co., and A. L. Morris. Finance Committee.

Ald. Stebbins moved that the Board now proceed to another ballot for Police Commissioner.

Ald. Parsons moved to table Ald. Stebbins' motion. Lost.

Ald. Stebbins' motion then prevailed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Remington, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Dagge, Stebbins, Nagle, Aikenhead—20.

Nays—Ald. Herzberger, Charters, Mauder, Parsons—4.

FIFTH BALLOT.

George G. Cooper received.....	12 votes
John H. Wilson .....	9 ..
Blank .....	2 ..
S. R. Woodruff .....	1 vote
No choice.	

Ald. Parsons moved that further balloting be postponed until the next regular meeting. Carried.

FINANCE BUDGET.

ROCHESTER, March 14, 1871.

By Ald. Relyea—Resolved, That the Treasurer pay as follows when there are funds applicable:

POOR FUND.

H. W. Jones, disbursements.....	\$ 162 75
A. L. Morris, meat.....	249 40
J. D. McIntosh & Co., soap.....	82 50
C. T. Moore, coffee.....	51 00
And charge that Fund.	

LAKE AVENUE REPAIR FUND.

John C. Mason, Commissioner, disbursements.....\$ 75 00  
And charge that Fund

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Barker, Wait, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

On motion of Ald. Parsons, adjourned.

W. F. MORRISON, City Clerk.

In Common Council, March 21st, 1871.

REGULAR MEETING.

In the absence of the President, Ald. Ezra R. Andrews, on motion of Ald. Stone, Ald. Relyea was chosen President pro tem.

Present—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

Absent—Ald. Barker, Andrews—2

APPROVAL OF MINUTES.

The minutes of previous meetings, March 7th, 10th and 14th were approved as published.

PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Rogers—Bills of John Quin and William Cochlin—Street Committee. Bill of H. & G. H. Humphrey—Contingent Expense Committee.

By Ald. Remington—Bills of M. Heavy, Tracy & Rew and Thos. H. Hopwood—Contingent Expense Committee. Bills of William Guggenheim, Wm. E. Lathrop, Henry E. White and Bridge Commissioners.—Contingent Expense Committee. Bills of Abram Stocking, Rochester Gas Light Company, S. B. Roby, and Jacob Gerling—Poor Committee.

Bills of W. C. Rowley, P. M. Bromley and George W. Wilson. Referred to the Committee on Opening and Alteration of Streets.

By Ald. Caring—Bill of John Rauber & Co. Sewe Committee.

By Ald. Smith—Bill of Mt. Hope Cemetery. Committee on Public Health.

By Ald. Stone—Petition of E. R. Dusenbury for permission to erect two wood buildings on his lots Nos. 246 and 247, situate on Tremont street. Wood Building Committee.

Bills of J. H. Wilson & Co., J. H. Kelly & Co., Holloway & Normington, Jacob Gerling, G. B. Smith, Perrine & Stewart, H. Brewster & Co., John Hannan and F. P. Michel. Fire Department Committee.

By Ald. Kelly—Petition of Jane Gamble for permission to erect a wood building on her lot, No. 20, situate on Costar street. Referred to Wood Building Committee, with power to act.

By Ald. Mandeville—Petition of Jacob Stupper for permission to erect a wood building on his lot, No. 200, situate on Alexander street.—Wood Building Committee. Petition of John Cline, for permission to remove a wood building. Wood Building Committee. Petition of Frank Haley, for permission to remove a wood building from lot No. 7, Seio street, to his lot, situate on North Union street. Wood Building Committee.

By Ald. Charters—Bills of Tracy & Rew and Smith & Roberts. Police committee

By Ald. Dagge—Bill of Sidney G. Gwynne. May, Survey and Record Committee.

By Ald. Nagle—Bills of S. A. Zorn and E. M. Wray. City Property Committee.

Petition of Alexander Fean for permission to erect a wood building on his lot, No. 23, situate on McDonald avenue. Wood Building Committee.

By Ald. Aikenhead—Bills of J. E. Relyea, Louis Bohrer, Martin Dolan, Z. Dobbs, N. H. Gausha, J. Wegman, Williams & Batterson, and Leo. White. Lamp Committee.

Petition of J. R. Brown and others for the passage of an ordinance for the construction of an outlet sewer for the benefit of Union, Ontario, Kirk, Wald, Tappan, Delevan and Scio streets. Referred to the Sewer Committee.

By Ald. Parsons—Bill for construction of cross walks. Improvement Committee

#### REPORTS.

Ald. Wait, in behalf of the Aldermen of the Second ward, to whom was referred the petition of George Masseth for permission to erect a wood building on his lot, situate on State street, reported adversely to the prayer of the petition.

Ald. Parsons moved that the report be accepted and adopted. Carried.

Ald. Rogers, from the Street Committee, reported in favor of the bills of John Quin and Wm. Cochlin. Finance Committee.

Ald. Rogers, from the Committee on City Property, reported that the Committee had advertised for proposals for certain parcels of land owned by the city, and had received the following

#### PROPOSALS.

I hereby offer \$555.55 for the lot on the corner of Exchange and Edinburgh streets, in this city, provided the title is good.

Dated Rochester, March 13, 1871.

GEO. A. BARTHOLOICK.

Also, a verbal offer by A. D. Buell, at a less sum

By Ald. Rogers—Resolved, That the proposition of G. A. Bartholick for the purchase of the triangular lot, corner of Edinburgh and Exchange streets, be accepted; that the City Attorney be directed to prepare the necessary papers, and that His Honor the Mayor be requested to execute the same on behalf of the city.

Adopted by the following vote. All ayes.

#### PROPOSALS.

*Gentlemen of City Property Committee:*

I offer for triangular lot east of Arsenal \$700 in cash.

JOHN HILFIKER.

March the 7th, 1871.

*To the Committee on City Property—*

GENTLEMEN:—I propose and will pay (\$705) seven hundred and five dollars for the triangular lot, so called, on the corner of Monroe Avenue and Clinton street.

Yours respectfully,

C. M. ST. JOHN.

Rochester, March, 1871.

By Ald. Rogers—Resolved, That the proposition of C. M. St. John, for the purchase of the triangular lot, opposite the arsenal, be accepted, and that the City Attorney be and is hereby directed to prepare the necessary papers and that His Honor the Mayor be requested to execute the same in behalf of the city. Adopted by the following vote:

All ayes.

Ald. Dagge, from the Map, Survey and Record Committee, reported in favor of the bill of Sidney G. Gwynne. Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the bill of John Rauber & Co. Tabled.

Ald. Charters, from the Police Committee, reported in favor of the bills of Tracy & Rew and Smith & Roberts. Finance Committee.

Ald. Nagie, from the Committee on City Property, reported in favor of the bills of S. A. Zorn and E. M. Wray. Finance Committee.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bills of J. E. Relyea, (two bills) Louis Bohrer, Martin Dolan, Z. Dobbs, N. H. Galusha, J. Wegman, Williams & Batterson and Leo White. Finance Committee.

Ald. Stebbins in behalf of the Law Committee presented the following:

ROCHESTER, N. Y., March 21, 1871.

*Gentlemen of the Common Council:*

Your Committee to whom was referred the several matters hereinafter designated, beg leave to submit the following report:

First—The claim of Edward Harris, Esq., for services rendered in the case of the city of Rochester against the trustees of the First Presbyterian church of the city of Rochester, amounting to \$125, they find to be a valid claim and recommends the payment thereof.

Second—The claim of Adeline L. Johnson arising on a judgment of the Supreme Court for damages and costs in the case of Adeline L. Johnson against the city of Rochester, amounting to \$435.07, your Committee find that the foregoing is a legally established claim against the city, an appeal from which would only involve the city in added costs without benefit, and therefore recommends its payment.

F. S. STEBBINS,

M. M. SMITH,

C. R. PARSONS.

Law Committee.

Ordered received, filed and published.

Ald. Remington, from the Contingent Expense Committee, reported in favor of the bills of M. Heavey, Tracy & Rew, H. & G. H. Humphrey and Thomas H. Hopwood. Finance Committee.

Ald. Remington, in behalf of the Poor Committee, reported in favor of the bills of Abram Stocking, Rochester Gas Light Company, S. B. Roby and Jacob Gerling. Finance Committee.

Ald. Stoue, from the Committee on the petition of the 54th Regiment, presented the following:

ROCHESTER, March 21, 1871.

*To the Honorable Common Council of the City of Rochester:*

Your Committee, to whom was referred the petition of the 54th Regiment, would report—

That they have examined the plans and proposals submitted to them, and recommend the aid they request be granted.

Without repeating the substance of a previous report on the merits of the Regiment, they submit the following resolution:

Resolved, That aid be granted to an amount not to exceed \$5 000, and that on the completion of the work to the satisfaction of the committee of the Common Council having this matter in charge, the City Treasurer is authorized and directed to make the city's note or notes three months from that time, payable to the parties doing the work.

All of which is respectfully submitted.

N. A. STONE,

GEO. CONNOLLY,

A. G. WHITCOMB,

Committee.

Ald. Smith presented the following as a substitute for the resolution in the report:

By Ald. Smith—Resolved, That a committee of three be appointed to act in concert with the military committee in furnishing and adjusting the new Armory for the better occupying the

same by our military department, with power to act, and not to exceed the sum of \$5,000 in so furnishing said Armory, and report their doings to this Board, with all vouchers for every dollar so expended. Withdrawn.

Ald. Kelly moved that the report as presented by Ald. Stone, from the Committee, be accepted. Carried.

Ald. Stone moved the adoption of the report.

Ald. Craig moved to table Ald. Stone's motion until the first regular meeting in April next.

Ald. Parsons presented the following as a substitute for the whole matter:

By Ald. Parsons—Resolved, That the Committee on Charter Amendments be and they are hereby requested to use their best influence, and that immediately, for the purpose of securing the passage of an act enabling the Common Council to appropriate a sum not exceeding \$5,000 to the 54th Regiment to make the necessary improvements at the Armory as recommended by the Committee. Adopted.

**ANNUAL REPORT OF MT HOPE COMMISSIONERS.**

Ald. Kelly presented the Annual Report of the Mt Hope Commissioners, which was, on his motion, tabled for the present.

**COMMUNICATIONS.**

The President presented the following:

**FIRE MARSHAL'S OFFICE**

ROCHESTER, N. Y., March 21, 1871.

To the Honorable the Common Council of the City of Rochester:

GENTLEMEN: I have to report to your honorable body, that a person by the name of Smith has erected a small wooden building on premises No. 6 University avenue, without permission of your Board, and is now, as I am informed, using the said building for a slaughter house, much to the annoyance of the persons living in that vicinity. Your obedient servant,

O. L. ANGEVINE, Fire Marshal.

Ordered referred to the Wood Building Committee and Fire Marshal with power to act.

**FIRE MARSHAL'S OFFICE.**

ROCHESTER, N. Y., March 21, 1871.

Mr. President and Gentlemen of the Common Council:

I beg leave to call your attention to the condition of the two-story brick building, owned by Mr. Rigney, situate on the southside of Mumford street, first west of Andrew street bridge, I consider this building in its present condition unsafe and in danger of falling down.

Your obedient servant,

O. L. ANGEVINE,

Fire Marshal.

Ald. Rogers moved the reference of the communication to a special committee of two. Carried.

The President appointed as such committee Ald. Rogers and Mauder.

The Clerk presented the following:

Report of the Police Justice for January and February, 1871.

**POLICE DEPARTMENT.**

ROCHESTER, March 21s, 1871.

To the Honorable the Common Council of the City of Rochester:

GENTLEMEN:—I have received for fines and penalties during the month of January, 1871, the sum of two hundred and twenty dollars; also received for fines and penalties during the

month of February, 1871 the sum of one hundred and fifty five dollars.

I do hereby officially certify that the foregoing reports in relation to monies received by me for fines and penalties during the months of January and February, 1871, are true.

Yours respectfully, E. W. BRYAN, P. J.

Ordered received and filed.

**MAYOR'S OFFICE,**

Rochester, N. Y., March 21, 1871.

To the Honorable the Common Council:

GENTLEMEN: In the proceedings of your Board on the 14th inst, I find a resolution adopted granting permission to James Kane to erect a wooden building. The ordinance regulating the matter of the erection of wooden buildings within the limits of the city was designed to protect the lives and property of our citizens, and if in any case the provisions of the ordinance should be enforced, I think they should be in this. The contemplated building is designed for a barn, and to be placed in proximity to two dwelling houses, greatly endangering the lives of the occupants, and impairing the value of their property, and besides must constitute a nuisance, very annoying and deleterious to health. I have felt constrained by a sense of duty to withhold my approval of said resolution, and believe that the Common Council, on reconsideration, will concur in the view that the ordinance should not be suspended in this case.

Yours respectfully,

JOHN LUTES, Mayor.

Ordered received, filed and published.

The President announced that it would require a vote of two-thirds of the full Board to pass the resolution, and stated the question for consideration to be, "Shall the resolution be adopted the Mayor's veto notwithstanding." The resolution was adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Remington, Herzberger, Caring, Smith, R-lyea, Connolly, Glover, Craig, Stone, Kelly, Woodruff, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—19.

Nays—Ald. Wait, Rogers, Meyer, Mandeville, Gerling, Mauder—6.

Ald. Remington submitted the following:

**CITY ATTORNEY'S OFFICE,**

ROCHESTER, March 21, 1871.

To the Honorable the Common Council:

GENTLEMEN:—I am informed that some weeks since one Charles Glover at the hour of 6½ A M, was walking along Broadway, in the city, and at a place where the walk was raised above the ordinary grade, in consequence of said difference of grade, stumbled and fell on the sidewalk, receiving thereby serious injury and consequent damage, for which a claim will be presented as against the city. I respectfully suggest a proper reference of the matter, in order to ascertain the facts, and if any liability on the part of the city exists, that, if possible, the same may be adjusted. Respectfully, Yours,

JESSE SHEPHERD,

City Attorney.

Ald Remington moved the reference of the communication and matter to the Law Committee and City Attorney.

Ald Stebbins moved as an amendment to refer to the Improvement Committee.

Ald. Parsons moved as a further amendment to refer to the Street Committee and Street Superintendent. Carried.

By Ald. Kelly—Petition of James B. McLellan for permission to erect a wooden building on his lot, No. 34, situate on Frank street. Referred to Wood Building Committee with power to act.

#### ORDINANCES.

**STONE SEWER IN AQUEDUCT STREET.**  
Ald. Caring presented the final ordinance for the construction of a stone sewer, 3½ feet by 3½ feet, with arch cover, from the sewer in Buffalo street, said sewer to run through Aqueduct street, Child's Basin and Slip and Court street to the center of Exchange street.

The whole estimated expense thereof is \$13,974, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

All the houses and lots within the following described territory: Beginning in Exchange street at the intersection of Court street, running thence southerly along Exchange street, including one tier of lots on the west side thereof to Troup street; thence westerly along Troup street, including one tier of lots on the north side thereof to Plymouth avenue; thence southerly along Plymouth avenue, including one tier of lots on the west side thereof to Clarissa street; thence easterly along Clarissa street, including one tier of lots on the south side thereof to the Genesee River; thence northerly along the west bank of the Genesee River to Rochester, Fitzhugh and Carroll raceway; thence northerly along said raceway to Court street; thence westerly along Court street to the place of beginning. Also one tier of lots on each side of Exchange street, from Court street to the Erie Canal.

Ald. Mauder moved the indefinite postponement of the ordinance. Carried.

#### GLASGOW STREET IMPROVEMENT.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:  
An ordinance to improve Glasgow street, from Exchange street to Caledonia avenue.

The Common Council of the city of Rochester do ordain and determine as follows:

The improvement of Glasgow street, from Exchange street to Caledonia avenue, by setting a curb stone, paving the gutters 4 feet wide, and laying a median flag stone walk 4 feet wide in two courses on each side of the street, and grading the roadway to conform with the established grade of the street, and laying the necessary crosswalks.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$6,324 which estimate was and is hereby approved; the sum of \$6,324 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Glasgow street, from Exchange street to Caledonia avenue.  
On which above described portion of the city the said sum of \$6,324 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of said roll.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 25th day of March 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dague, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.  
Nays—Ald. Craig—1.

**FLAG WALK ON NORTH SIDE OF COURT STREET.**  
Ald. Parsons presented the final ordinance for the laying of a flag walk of Medina stone, 6 feet wide in one course, on the north side of Court street, from Exchange street to the west end of the bridge over the Genesee River on said Court street.

The whole estimated expense thereof is \$1,589, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on the north side of Court street, from Exchange street to the Genesee River, and moved that action on the ordinance be postponed until the second regular meeting in May next. Carried.

#### PLANK WALK ON FAVOR STREET.

On motion of Ald. Parsons, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Parsons submitted the following:

An ordinance to construct a plank walk on Favor street, from Spring street to Troup street.

The Common Council of the city of Rochester do ordain and determine as follows:

The construction of a plank walk 3½ feet wide on the west side of Favor street, from Spring street to Troup street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$100, which estimate was and is hereby approved; the sum of \$100 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the west side of Favor street, from Spring street to Troup street.

On which above described portion of the city the said sum of \$100 hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 25th day of March, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dague, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

#### HOLLISTER STREET IMPROVEMENT.

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Hollister street, from Channing street to the city line, by grading the roadway and sidewalks, and laying a plank walk 4 feet wide on each side thereof. Adopted.

The Surveyor submitted as such estimate \$2,527.  
By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The improvement of Hollister street, from Channing street to the city line, by grading the roadway and sidewalks, and laying a plank walk 4 feet wide on each side thereof.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,527 which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Hollister street, from Channing street to the city line.

And it is further resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of said roll.

And the Clerk is hereby directed to publish notice in pursuance of section 164, of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, April the 4th, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

**PLANK WALK ON BLOSS STREET.**

By Ald. Parsons—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet 8 inches wide on the south side of Bloss street, from Frank street to the west end of said Bloss street, with the necessary crosswalks. Adopted.

The Surveyor submitted as such estimate, \$151.

By Ald. Parsons—Resolved, That the following improvement is expedient, viz:

The construction of a plank walk 4 feet 8 inches wide on the south side of Bloss street, from Frank street to the western end of said street, with the necessary crosswalks.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$151, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited, and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the south side of Bloss street, from the western end of said street.

And the Clerk is hereby directed to publish notice in pursuance of section 104, of the City Charter, that all persons interested in the matter of said improvement, are required to attend the Common Council, on Tuesday evening, April the 4th, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

Ald. Parsons was granted unanimous consent to present the following:

By Ald. Parsons—Resolved, That the property owners in Arnold Park be and they are hereby granted permission to construct a sewer in said Park, connecting the same with the sewer in East avenue, and when completed to be used for the purpose of draining surface water, cellars, &c. Adopted.

By Ald. Parsons—Whereas, It is the sense of this Board that a swing bridge over the Erie canal in Buffalo street, in this city, is a matter of great necessity and importance, and its construction would be a simple act of justice to all of our citizens.

Resolved, That the Senate of this State are hereby requested to pass the act now before them for the construction of a swing bridge in the street above named. Adopted.

**STONE SEWER FROM OLEAN STREET TO GENESSEE VALLEY CANAL.**

On motion of Ald. Caring, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Caring submitted the following:

An ordinance to construct a stone sewer from Olean street to the Genessee Valley Canal.

The Common Council of the City of Rochester do ordain and determine as follows:

The construction of a stone sewer from Olean street to the Genessee Valley Canal, between Plymouth avenue and Champlain street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$300 which estimate was and is hereby approved, the sum of \$300, being the whole amount of the estimate aforesaid shall be assessed on such owners and occupants. And that portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of the following named streets: Olean from Plymouth avenue to Hunter street, Cady street from Olean street to Seward street, Champlain street from Olean street to Reynolds street, Barrett street from Plymouth avenue to Francis street, Strong street from Plymouth avenue to Seward street, Plymouth avenue from the Genessee Valley Canal to Flint street.

On which described portion of the city the said sum of \$300 is hereby ordered to be assessed.

And David McKay, John J. Shaffer, and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 25th day of March, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

**STRAIGHTENING AN ALLEY RUNNING FROM WILLIAM STREET TO COURT STREET.**

Ald. Smith presented the final ordinance for the straightening (at or near William street) of the alley running from William street to Court street, next south of East avenue, and the following described territory is necessary to be taken for said improvement: Beginning at a point in the south line of said alley, where the east line of the alley running parallel to William street intersects the same, running thence westerly on the south line of said alley produced to the east line of William street; thence northerly on the east line of William street 16 feet; thence easterly on a line parallel to the first described line until it intersects with the north line of said alley; thence southerly to the place of beginning.

The whole estimated expense thereof is \$1,500, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof, is described as follows:

One tier of lots on each side of said alley as situated on William street to Court street, and moved its adoption.

Ald. Glover moved that the ordinance be indefinitely postponed. Carried.

**OPENING AN ALLEY FROM LITCHFIELD STREET TO CANAL STREET.**

Ald. Smith presented a first ordinance for opening an alley from Litchfield street to Canal street.

The whole expense thereof is \$2,000, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of said alley from Litchfield street to Canal street, and moved its adoption.

Ald. Stone moved the indefinite postponement of the ordinance. Carried by the following vote:

Ayes—Ald. Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Glover, Craig, Stone, Charters, Dagge, Nagle, Parsons—13.

Nays—Ald. Briggs, Whitcomb, Wait, Smith, Glover, Kelly, Woodruff, Mandeville, Gerling, Stebbins, Mauder, Aikenhead—12.

**ASSESSMENT ROLLS.**

Ald. Craig, from the Assessment Committee, presented the assessment roll for the

**IMPROVEMENT OF LIBERTY STREET** and moved its confirmation. Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—19.

Nays—Ald. Caring, Smith, Relyea, Connolly, Mauder—5.

Ald. Caring moved that when the Board adjourn it be until Tuesday evening next at 7½ o'clock. Carried.

Ald. Gerling moved to suspend the rule to adjourn at 11 o'clock. Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Charters, Stebbins, Aikenhead, Parsons—20.

Nays—Alds. Wait, Mandeville, Dagge, Nagle, Mauder—5.

#### SELLINGER STREET WIDENING ASSESSMENT ROLL

Ald. Smith presented the assessment roll for the widening of Sellinger street, and after hearing such allegations from all persons appearing, moved its confirmation.

Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25

#### SPRINKLING MAIN STREET.

On motion of Ald. Remington, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Remington submitted the following:

An ordinance to sprinkle Main street, from North street to Asylum street.

The Common Council of the City of Rochester do ordain and determine as follows:

The sprinkling of Main street, from North street to Asylum street, during the season of 1871.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$918, which estimate was and is hereby approved; the sum of \$918 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Main street, from North street to Asylum street.

On which described portion of the city the said sum of \$918 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 25th day of March, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Aikenhead, Parsons—23.

Nays—Ald. Dagge, Mauder—2.

#### SPRINKLING NORTH AND SOUTH FITZHUGH STREETS.

On motion of Ald. Remington, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Remington submitted the following:

An ordinance to sprinkle North and South Fitzhugh street, from Troup street to Allen street.

The Common Council of the city of Rochester do ordain and determine as follows:

The sprinkling of North and South Fitzhugh streets, from Troup street to Allen street, during the season of 1871.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$827, which estimate was and is hereby approved; the sum of \$827, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of North and South Fitzhugh streets, from Troup street to Allen street.

On which above described portion of the said city the said sum of \$827 is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city

so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 25th day of March, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Aikenhead, Parsons—24.

Nays—Ald. Mauder—1.

#### SPRINKLING OF FRONT STREET.

On motion of Ald. Remington, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing, Ald. Remington submitted the following:

An ordinance to sprinkle front street, from Buffalo street to the New York Central Railroad.

The Common Council of the city of Rochester do ordain and determine as follows:

The sprinkling of front street, from Buffalo street to the New York Central railroad, during the season of 1871.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$490, which estimate was and is hereby approved; the sum of \$490, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of front street, from Buffalo street to the New York Central railroad.

On which above described portion of the city the said sum of \$490 is hereby ordered to be assessed.

And David McKay, John J. Shaffer, E. T. Oatley, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion of said city so designated of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose on Saturday, the 25th day of March 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Briggs, Whitcomb, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Aikenhead, Parsons—21.

Nays—Ald. Wait, Mauder—2.

#### SPRINKLING NORTH ST. PAUL STREET.

Ald. Remington presented the final ordinance for the sprinkling of North St. Paul street, from Main street to the N. Y. C. R.R., during the season of 1871.

The whole estimated expense thereof is \$1,469, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on each side of North St. Paul street, from Main street to the N. Y. C. Railroad, and moved to amend the ordinance by adding the words "and south" after the word "north" wherever it occurs, and strike out the words "Main street" wherever they occur, and insert instead thereof the words "Eric Canal." Carried.

Ald. Remington moved to postpone action on the ordinance until the first regular meeting in April next. Carried.

Ald. Stone moved that the Board now adjourn.

Lost by the following vote:

Ayes—Ald. Wait, Remington, Herzberger, Craig, Stone, Mandeville—6.

Nays—Ald. Briggs, Whitcomb, Rogers, Caring, Smith, Relyea, Connolly, Meyer, Glover, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—18.

Ald. Charters moved that Ald. Rogers and Ald. Smith be granted permission to present a resolution each.

Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagle, Mauder, Aikenhead, Parsons—23.

Nays—Ald. Stebbins—1.

By Ald. Rogers—Resolved, That the Street Superintendent be hereby directed to notify the owners of property in Falls street to repair the bridges in said street within five days from date, and in default thereof that he repair the same at the expense of the owners. Adopted.

By Ald. Smith—Resolved, That the Street Superintendent be and is hereby directed to notify Timothy Casey to repair the walks in front of his premises on Grape street, also the owners of property on Gorham street to repair the sidewalks on each side of Gorham street, within ten days, and in default of which the Superintendent repair the same at the owner's expense. Adopted.

Ald. Kelly was granted unanimous consent to present the

**FINANCE BUDGET.**

ROCHESTER, March 21, 1871.

By Ald. Kelly—Resolved, That the Treasurer pay as follows, when there are funds applicable:

**POOR FUND.**

H. W. Jones, Overseer, 1 month salary to April 1st.....	\$100 00
J. C. Harrington, City Physician, 1 mo salary to April 1st.....	41 00
Chas. Buckley, physician, 1 q'ter's sal. to April 1	125 00
C. C. H. Miller .. .. .	125 00
J. C. Lung .. .. .	125 66
W. H. Lakeman .. .. .	125 00
J. F. Reichenbach .. .. .	300 00
John Williams, Excise Com. .. .. .	300 00
N. C. Bradstreet .. .. .	300 00
Fred. Cook, .. .. .	300 00
And charge that Fund.	

**HIGHWAY FUND.**

John Quin, 1 month's salary as Street Superintendent to April 1.....	\$125 00
John Quin, Superintendent, Pay Roll and disbursements.....	611 56
Wm. Cochlin, Cattle Police, ½ mo. salary.....	25 00
And charge that Fund.	

**HEALTH FUND.**

John Weinling, Health In'spr, 1 mo. salary April 1\$	50 00
August Woellert, .. .. .	50 00
Daniel McTaggart, .. .. .	50 00
Robert Nary, .. .. .	50 00
Jonathan Reynolds, .. .. .	50 00
John Baker, .. .. .	33 34
W. F. Morrison, Clerk Board of Health, .. .. .	125 00
H. F. Montgomery, Health Officer, 1 quarter sal'y	125 00
And charge that Fund.	

**MAP, SURVEY AND RECORD FUND.**

Cyrus Beardsley, 1. mo. salary to April 1.....	\$250 00
And charge that fund.	

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

ROCHESTER, March 21, 1871.

By Ald. Kelly—Resolved, That the following named accounts are hereby declared valid and are now due:

**CONTINGENT FUND.**

W. S. Grantsyn, Surveyor, salary 1 month to April 1st.....	\$238 33
W. F. Morrison, City Clerk, salary 1 month to April 1st.....	100 00
Jesse Shepard, City Attorney, salary 1 month to April 1st.....	83 33
David McKay, City Assessor, salary 1 month to April 1st.....	150 00
E. T. Oatley, .. .. .	150 00
John J. Shaffer, .. .. .	150 00
Thos. H. Hopwood, City Messenger, salary 1 mo. April 1st.....	66 66
Francis Lockhart, Watchman, salary 1 month to April 1st.....	35 00
John Lutes, Mayor, 1 quarters salary to April 1.....	375 00
H. P. Langworthy, Treasurer, 1 quarter salary to April 1.....	875 00

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—24.

Ald. Kelly moved that the City Clerk be instructed to serve a copy of a resolution passed at a previous meeting, on the City Treasurer, requiring him to report to the Board in accordance therewith. Carried.

Ald. Whitcomb moved that the Board now proceed to ballot for Police Commissioner. Carried.

**FIRST BALLOT.**

George G. Cooper received.....	13 votes.
John H. Wilson .. .. .	5 "
Sam'l R. Woodruff .. .. .	5 "
No choice.	

Adjourned to March 28th, 1871.

W. F. MORRISON, City Clerk.

**In Common Council, March 28th, 1871.**

**ADJOURNED MEETING.**

President, Ald. Ezra R. Andrews presiding. Present—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—26

Absent—Ald. Barker—1.

**ATWATER STREET IMPROVEMENT ASSESSMENT ROLL.**

Ald. Parsons moved a reconsideration of the vote taken at the meeting March 21st, 1871 (and not recorded), confirming the Assessment Roll for the improvement of Atwater street. Carried.

Ald. Parsons moved the confirmation of the Assessment Roll for the improvement of Atwater street from North street to North Clinton street.

Carried by the following vote:

Ayes—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Relyea, Connolly, Meyer, Glover, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—22.

**EXECUTIVE.**

Ald. Stone moved that the Board now proceed to ballot for Police Commissioner. Carried.

**FIRST BALLOT.**

George G. Cooper received.....	8 votes
Alonz G. Whitcomb .. .. .	5 "
Samuel R. Woodruff .. .. .	5 "
John H. Wilson .. .. .	1 vote.
John Wegman .. .. .	1 "
Louis Bauer .. .. .	1 "
Blank .. .. .	1 "
No choice.	

**SECOND BALLOT.**

George G. Cooper received.....	9 votes
Alonzo G. Whitcomb .. .. .	8 "
Samuel R. Woodruff .. .. .	3 "
Louis Bauer .. .. .	2 "
John H. Wilson .. .. .	1 vote.
John H. Wegman .. .. .	1 "
Blank .. .. .	1 "
No choice.	

**THIRD BALLOT.**

George G. Cooper received .. .. .	10 votes.
Alonzo G. Whitcomb .. .. .	6 "
Samuel R. Woodruff.....	5 "
John Wegman .. .. .	2 "
John H. Wilson.....	1 vote.
Louis Bauer.....	1 "
No choice.	

## MISCELLANEOUS.

Ald. Stone moved that the Board now proceed to act under miscellaneous. Carried.

By Ald. Parsons, Estimate of Holloway and Nornington. Improvement Committee.

## PROPOSALS FOR ATWATER STREET IMPROVEMENT.

Donaghue & Lauer, jr.....	\$10,000
McCConnell & Jones.....	9,690
J. J. Bowen.....	9,385
Ruaber & Vicienus.....	9,330

By Ald. Parsons—Resolved, That his Honor the Mayor be and he is hereby requested to execute a contract with Ruaber & Vicienus for the improvement of Atwater street, from North street to Clinton street, in accordance with their proposition. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—26.

## PROPOSAL FOR THE IMPROVEMENT OF LIBERTY STREET.

Whitmore, Carson & Co.....	\$2,222
McCConnell & Jones.....	2,263
John Ruaber.....	2,300

By Ald. Parsons—Resolved, That his Honor the Mayor be and he hereby is authorized to execute a contract with Whitmore, Carson & Co. for the improvement of Liberty street, in accordance with their proposition.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—26.

## IMPROVEMENT FUND.

By Ald. Parsons—Resolved, That the Treasurer pay, when there are funds applicable, as follows:

Holloway & Nornington in full on their contract for cross walks on Marshall street, \$664 10, and charge that fund.

McCConnell & Jones in full on their contract for cross walks on South avenue, \$116 22, and charge that fund. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—26.

By Ald. Mauder—Whereas, There has devolved upon the present City Attorney, the duty of prosecuting and defending an unusual number of causes, therefore

Resolved, That there be paid to the City Attorney for such service the sum of \$500 as extra compensation, and that the City Clerk be authorized to draw an order on the City Treasurer for said sum and charge the same to the Contingent Fund when there are funds applicable.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Smith, Relyea, Meyer, Glover, Craig, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagle, Mauder—15.

Nays—Ald. Andrews, Rogers, Remington, Herzberger, Caring, Connolly, Stone, Dagge, Stebbins, Aikenhead, Parsons—11.

By Ald. Dagge—Bill of Lindley L. Barrett. Map, Survey and Record Committee.

By Ald. Stebbins—Resolved, That the City Treasurer be and he is hereby authorized to pay to Mrs. Johnson four hundred and fifty eight and ninety-eight-100 dollars, in full for all claims for damages against the city, and charge the same to the Contingent Fund, when there are funds applicable. Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

Nay—Ald. Gerling—1.

By Ald. Stebbins—Resolved, That the City Treasurer be and is hereby authorized to receive from Porter Taylor the amount sufficient to cover the tax for gutter and curb in front of his premises in full for his tax for Marshall street improvement.

Ald. Glover moved to table the resolution until the first regular meeting in April next. Lost.

Action was then had on the resolution of Ald. Stebbins, which was declared lost by the following vote:

Ayes—Ald. Whitcomb, Caring, Smith, Craig, Stone, Kelly, Woodruff, Mandeville, Charters, Stebbins, Nagle, Briggs—11.

Nays—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Relyea, Connolly, Meyer, Glover, Gerling, Dagge, Mauder, Aikenhead, Parsons—15.

By Ald. Stebbins—Resolved, That the Treasurer be and he is hereby authorized to pay the sum of one hundred and twenty-five dollars to Edward Harris, for services, as per his bill, and that the same be charged to the Contingent Fund where there are funds applicable. Lost by the following vote:

Nays—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

By Ald. Stebbins—Resolved, That the City Treasurer be and is hereby required to refund to Wm. Gibbs fifteen dollars and seventy cents, being for interest charged on his tax for the opening of Mt. Vernon Avenue.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

## ANNUAL REPORT OF THE LAW COMMITTEE.

Ald. Stebbins, from the Law Committee, presented the following:

*To the Honorable the Common Council:*

The Law Committee of this Honorable Board beg leave to submit the following report:

At the commencement of the present fiscal year a considerable number of suits were pending wherein the city was a party, and the following presents their status then, and the present condition of the same. For the nature of the several actions your Committee refer to the annual report of the Law Committee made to the Board at the close of the last fiscal year.



First—In the Supreme Court. The city of Rochester against Aaron Erickson. The papers in this case have not been in possession of the present City Attorney.

Second—William E. Hasson and others against the city of Rochester. The plaintiffs having been nonsuited at the Circuit, appealed to the General Term. The judgment of the court below was affirmed, whereupon a motion was made by the plaintiffs for a re-argument of the case. Your Committee are unable to state the result of such motion.

Third—Edward Wamsley and others against the City of Rochester. The cause stands as when the former report was made and for the same reason.

Fourth—Edward P. Fuller against the City of Rochester. The City Attorney has not the papers in this case, and your Committee are unable to state the progress in the case, but suppose the same has been postponed for the same reason as heretofore.

Fifth—Margaret E. Lauer against the City of Rochester. This cause has been referred to Hon. James L. Angle to hear and determine, and awaits his readiness to try the same.

Sixth—Joseph Grenaurer against the City of Rochester has been tried by the counsel for parties who were notified to come in and defend. Such trial resulted in a decision adverse to the defendant, and the judgment therein has been appealed from, and will probably be argued at the May General Term.

Seventh—Patrick J. McMenomy against the city of Rochester. This action was commenced in June, 1869; the answer was served in June, 1870. Tried before C. C. Davison, Esq., Referee, in September, 1870. Judgment awarded in favor of plaintiff January, 1871, for \$380.20 damages besides costs.

Eighth—Adeline L. Johnson against the city of Rochester. This action was begun in August, 1869; issue joined therein in September, 1869; tried in February, 1870, and judgment rendered in favor of plaintiff for \$300 besides costs.

Tenth—William B. Geddes and others against the city of Rochester. This cause has not yet been tried.

Eleventh—Edwin S. Hayward against the city of Rochester. This action was commenced in November, 1869; issue joined in same month; tried in December, 1870. Judgment rendered for the plaintiff for \$300 besides costs.

Twelfth—John J. Lighthouse against the city of Rochester. This action was commenced in November 1869, the answer was tendered in May and finally served in August 1870. Tried in March, 1871. The complaint was dismissed with costs to the defendant.

Thirteenth—The People ex. rel. John C. Locke and others against the city of Rochester. The writ of certiorari in this case was granted in January 1870, the return of defendant was served in December 1870, cause argued at the March General Term. No decision has been handed down by the court.

Fourteenth—Jonathan H. Childs against the city of Rochester. This action was commenced in February, 1870. A demurrer to the plaintiff's complaint was served in June 1871. The demurrer has not yet been argued.

Fifteenth—Charles H. Williams against the city of Rochester and Harvey P. Langworthy. This action was commenced in March, 1870, an-

swer served in August, 1870, tried by the court in February, 1871. The court has not yet handed down its decision.

Sixteenth—Julia Phelps against the city of Rochester, is in the same status.

Seventeenth—Sarah Beadle against the city of Rochester. This cause remains in the same status as heretofore reported.

In the Court of Appeals:

Eighteenth—Vincent M. Smith against the city of Rochester. This cause has been submitted on printed brief and points. No decision has been rendered as yet.

Nineteenth—George E. Curtis against the city of Rochester. This cause is still pending.

The following is a statement of causes commenced during the present fiscal year, the nature of the action, its grounds and the present status.

First, Jacob Fisher and others against the city of Rochester and Richard Dransfield. This was an action to restrain the city from collecting assessment for the construction of Atkinson street sewer, and from paying the contractor a compensation therefor, awarded by the Common Council, also to compel an accounting between the defendants for certain stone sold by defendant Dransfield which were alleged to belong to the plaintiffs. The action was commenced in May 1870. Tried in March 1871. Complaint dismissed. A stay of proceedings has been granted to the plaintiffs with the view to an appeal.

Second, The city of Rochester against Nehemiah Osburn. This was an action to restrain the defendant from erecting a pier in the bed of the Genesee river, on the south side of Main street bridge. The action was commenced May 26th, 1870, tried in August, 1870, before Hon. S. L. Selden, Referee. The complaint was dismissed, plaintiff appealed from the judgment, and the case, on appeal, was argued at the General Term, March 8th. The Court has not yet rendered a decision.

Third—Mary Renaud against the city of Rochester. This is an action for damages alleged to have been sustained by injuries occasioned by a defective sidewalk. It is expected that the cause will be tried at the April Circuit.

Fourth—The city of Rochester against the Erie Railway company and others. This is an action for the appointment of a Receiver and for the payment to plaintiff of its pro rata share of certain surplus earnings of the Rochester and Genesee Valley Railroad company. The cause is still pending.

Fifth—Edwin S. Hayward against the City of Rochester. This is an action for damages alleged to have been sustained by the plaintiff, occasioned by overflowing his land with waters from Court and Williams street outlet sewer. The cause is still pending.

Sixth—Same against same. This is a like action for damages caused by overflow from East Avenue and Goodman street sewer. The cause is still pending.

Seventh—George E. Curtis against the City of Rochester. This was an action to restrain the defendant from allowing or maintaining a hack stand upon and in the front of plaintiff's premises; also for \$1,000 damages caused by the same heretofore. The action was commenced in October, 1870; tried in March, 1871; verdict for the plaintiff of six cents damages and the allowance of the injunction.

**Eighth**—The City of Rochester against John H. Martindale and others. This is an action to restrain the defendants from draining or permitting to be drained into Maple street sewer, certain waters from lands in the town of Gates. The action is still pending, and may be tried in April.

**Ninth**—James Brackett and others against the city of Rochester and the Erie Railway Company. This is an action to prevent the sale and transfer by the city of its Genesee Valley Railway stock to the E. R. W. Co. Complaint was served in November, 1871. The defendant, the city of Rochester, demurred to the complaint. The demurrer has been argued and the papers are now in the hands of the Court, no decision having yet been rendered.

All the causes tried or argued this year, with one exception, have been tried or argued by the City Attorney, and the Committee have found it unnecessary to employ additional counsel.—Very many prosecutions for violation of penal ordinances, have been carried on before the Police Justice with quite general success on the part of the city. March 27th, 1871.

F. S. STEBBINS,  
M. M. SMITH,  
C. R. PARSONS,  
E. R. ANDREWS,  
Law Committee.

Ordered received, filed and published.

Ald. Dage, from the Committee on Maps, Surveys and Records, reported in favor of the bill of Lindley L. Barrett. Referred to Finance Committee.

**ANNUAL REPORT OF DR. J. F. REICHENBACH.**

Ald. Gerling presented the following:

*To the Honorable the Common Council of the City of Rochester:*

**GENTLEMEN:**—I beg leave to present the following annual report as physician to the German poor on the west side:

Whole number of visits made from April 1st, 1870, up to date 785. Medical attentions at office, 150.

Very respectfully,

J. F. REICHENBACH, M. D.

Rochester, March 28th, 1871.

Ordered received, filed and published.

By Ald. Gerling—Resolved, That the owners of property on the south side of Campbell street, from Grape street to Saxton street, be and are hereby granted permission to construct their walks in front of their premises (on the south side of Campbell street) under the supervision of the Improvement Committee and City Surveyor. Adopted.

By Ald. Kelly—Petition of John Kelly for permission to construct an addition to his house, No. 145, situate on Jones street. Referred to Wood Building Committee with power to act.

Petition of George Myerhoff for permission to erect a wood building on his lot Nos. 19 and 20, situate on Lyell street. Referred to Wood Building Committee, with power to act.

By Ald. Kelly—Whereas, A bill has been introduced into the Assembly of this State, by the member from this city, entitled "An act to supply the city of Rochester with pure and wholesome water," and proposing to constitute Edward M. Smith, John McConville, A. Carter Wilder, Wm. Mudgett and Mortimer F. Reynolds a "Board of Water Commissioners of the city of Rochester," with power and authority to employ engineers, surveyors, and such other per-

sons as they may think proper, "to ascertain the best and most expedient plan for procuring such supply of water; and make surveys, maps and plans, together with an estimate of the cost of the same," &c.; and in the event of the approval of their plan by a majority of votes to be cast at a charter election, to borrow money on the credit of the city, to carry out such plan, to an unlimited amount; and requiring the Common Council to pay all expenses of said Commission, incurred for such surveys, maps, plans, traveling expenses, &c., to the extent of seven thousand dollars;

And, whereas, said bill has been introduced into the Legislature, without any petition therefor on the part of our citizens, and without the knowledge of any except the proposed Commission and their immediate friends, and is in fact a surprise upon the great body of our people; is not called for and is not desired by our citizens; is crude and ill digested in its provisions, and confers very dangerous powers upon the proposed Commission, whose term of office is made perpetual by the act itself, with no provisions for removal for any cause whatever, and with no limitation as to the time of holding; and if passed into a law will put it into the power of these Commissioners, by a little adroit management, to add millions to our city debt, without conferring any adequate benefit; therefore,

Resolved, That this Common Council protests against the passage of this bill by the Legislature; and we call upon the representative of this city in the Assembly, and the representatives of the two other districts of the county of Monroe, and our Senator, the Hon. Jarvis Lord, to discountenance said bill, and to take immediate and efficient measures to prevent its passage.

Resolved, That a copy of this resolution be sent by the Clerk to our Senator and Representatives without delay.

Adopted by the following vote:

**Ayes**—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Reyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Nagle, Mauder, Aikenhead, Parsons—26.

By Ald. Kelly—Whereas, Reports having been circulated that the Bonds of the city have been forged and that such bonds have been redeemed and paid by the city and by a Resolution of this Board calling upon the City Treasurer for a list of the bonds owing by the city, and his failure and neglect in complying therewith. Therefore:

Resolved, That John Williams, Treasurer elect is hereby requested to furnish this Board with the information in regard to the above, according to resolutions passed by this Board at a meeting held February 14th, 1871, and that the Clerk of this board attach to this a copy of said resolutions, and furnish the same to the said John Williams and that he report thereon at the first regular meeting, in April next.

Ald. Relyea moved that Ald Kelly be granted permission to withdraw his resolution (he having made such request, and objection being made). Lost.

Ald. Remington moved to amend the resolution by striking out the words "John Williams, Treasurer elect, and John Williams," and insert therefor the words "Finance Committee;" also further amend the balance of the resolution to conform to the above amendments. Carried.

Ald. Craig moved that all the preamble and the word "therefore" be stricken out. Carried by the following vote:

Ayes—Ald. Rogers, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Craig, Woodruff, Gerling, Charters, Mauder, Aikenhead, Parsons—14

Nays—Ald. Briggs, Whitcomb, Wait, Andrews, Caring, Glover, Stone, Kelly, Mandeville, Dagge, Stebbins, Nagle—12

Ald. Craig moved to refer the resolution as amended back to Ald. Kelly.

Ald. Relyea moved the indefinite postponement of the resolution. Lost by the following vote:

Ayes—Ald. Rogers, Herzberger, Relyea, Connolly, Meyer, Aikenhead—6

Nays—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Caring, Smith, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Parsons—20.

Ald. Stone moved the previous question.

The question, "Shall a vote on the previous question be now taken?" was declared carried, the following being as amended:

By Ald. Kelly—Resolved, That the Finance Committee is hereby requested to furnish this Board with full information in regard to matter contained in resolutions passed by this Board February 14th, 1871, and that the Clerk of this Board attach to this a copy of said resolutions, and furnish the same to the said Finance Committee, and that they report thereon at the first regular meeting in April next.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Nagle, Mauder, Aikenhead, Parsons—26

**ANNUAL REPORT OF DR. WILLIAM H. LAKEMAN.**

Ald. Kelly presented the following:

ROCHESTER, March 23, 1871.

To the Honorable the Common Council of the city Rochester:

GENTLEMEN:—I have the honor respectfully to submit the following report, as one of your city physicians, for the year ending April 1st, 1871. Gentlemen, you will perceive a difference in the number of orders received, and the number of cases reported; and to account for this discrepancy, I would call your attention to the fact that when we receive an order we are expected to attend all the members of the family; hence, we sometimes have to attend from four to seven cases on one order. In fact, an order from the Overseer of the Poor on the physician becomes a family ticket for one year's medicine and attendance. Hence I would mention, gentleman, that I have had comparatively more sickness in the block at the rear of "Stewart's block" than in any other portion of my district. In conclusion, gentlemen, allow me to thank you for past favors, and to assure you that I have endeavored to discharge my duties faithfully and to the best of my ability.

I have the honor to remain, gentlemen,

Yours obediently,

WILLIAM H. LAKEMAN,  
City Physician.

**REPORT FOR THE YEAR ENDING MARCH, 1871**

Whole number of Orders received ..... 116  
 Whole number of Visits made..... 1120  
 Whole number of Office Prescriptions..... 512

1870.	Number of Orders received.	Number of Visits made.	Number of Office Prescriptions
April.....	19	71	51
May.....	14	75	33
June.....	13	103	58
July.....	8	91	52
August.....	11	121	59
September.....	7	116	41
October.....	5	69	51
November.....	4	54	23
December.....	6	65	27
January.....	9	112	53
February.....	12	109	32
March.....	8	134	28
Total.....	116	1120	512

**DISEASES ATTENDED.**

Remittent Fever, 8; Intermittent Fever, 6; Typhoid; Fever, 5; Milk Fever, 1; Scarlatina, 8; Scarlatina Maligina, 2; Erysipelas, 6; Rheumatism, 3; Catarrh, 3; Bronchitis, 4; Bronchitis (chronic) 3; Croup, 3; Whooping Cough, 6; Pneumonia, 6; Pneumonia, (typical) 3; Pleurisy, 4; Phthisis, 2; Inflammation of Mouth, 2; Dyspepsia, 12; Tonsentitis, 5; W. rhus, 3; Diarrhea, 12; Dysentery, 4; Cholera Morbus, 3; Cholera Infantum, 4; Pentonitis, 2; Inflammation of Bowels, 3; Diffused inflammation of Arm, 1; Paralysis, 1; Epilepsy, 2; Delirium Tremens, 2; Hysteria, 2; Disease of Heart, 2; Dropsy, 2; Pyrosis, 1; Jaundice, 1; Ophthalmia, 1; Eczema, 1; Disease, 3; Influenza, 11; Scorbuitis, 1; Itch, 3; Glandular Enlargement, 1; Colic (bilious) 2; Convulsions, 2. Total, 166.

**SURGICAL CASES.**

Fracture of Leg, 1; Fracture of Ribs, 1; Contusion of Chest, 1; Contusion of Back, 1; Contusion of Leg, 1; Contusion of Arm, 1; Incised Wounds, 2; Burns and Scalds, 2; Ulcer of Leg, 1; Ulcer of Scrotum, 1; Hemorrhage of Nose, 2; Congestion 1; Dislocation (minor) 1; Dislocation of Shoulder, 1; Lacerated Wound (hand) 1. Total, 18.

Number of Midwifery cases, 5—all safely delivered; number of Deaths, 6.—Consumption, 2; Typhoid Fever, 1; Typhoid Pneumonia, 1; Diseased Heart, 1; Dropsy, 1. Total, 6. Aggregate number of Patients attended at their homes, 185; aggregate number of Patients attended at my office, 512. Total, 701.

Respectfully submitted,  
 WILLIAM H. LAKEMAN, M. D.,  
 City Physician.

Ordered, received, filed and published.

**ANNUAL REPORT OF THE COMMISSIONERS OF MT. HOPE.**

Ald. Kelly presented the following:

ROCHESTER, March 23, 1871.

To the Honorable the Common Council of the City of Rochester:

The undersigned, Commissioners of Mount Hope Cemetery, submit the following  
**ANNUAL REPORT**  
 for the year commencing March 1st, 1870, and ending March 1st, 1871:

**RECEIPTS.**

Cash in Mechanics' Savings Bank to credit of General Fund.....	\$1,174 01	
Cash in Mechanics' Savings Bank to credit of Repair Fund.....	410 15	\$1,584 16
Received for Interest on General Fund.....	57 39	
Received for Interest on Repair Fund.....	47 94	
Received for Commission.....		\$105 33
Received for Burial Lots.....		29 00
Received for Burials.....		10,619 57
Received for Vault fees.....		2,350 25
Received for Removals.....		270 00
Received for Improving Lots.....		376 50
Received for Rent.....		3,802 57
Received for Pasture.....		529 41
Received for Pasture.....		125 95
Total.....		\$19,792 54

## DISBURSEMENTS.

Paid for Land.....	\$1,200 00	
Paid for Interest on Mortgage.....	700 01	
Paid for Labor and Services.....	10,795 74	
Paid for Tools and Repairs.....	831 18	
Paid for Materials.....	2,588 86	
Paid for Insurance.....	39 20	
Paid for Record Book and Blanks for Health Officer.....		47 00
Cash in Mechanics' Savings Bank to credit of General Fund.....	\$1,322 40	
Cash in Mechanics' Savings' Bank to credit of Repair Fund.....	2,268 66	\$3,591 06
Total.....		\$19,792 54

There is remaining on a portion of the grounds a balance of a mortgage amounting to Ten Thousand Dollars, the interest on which is paid to December 31, 1870, and which matures, Five Thousand Dollars December 31, 1874, and Five Thousand Dollars December 31, 1879.

During the past year very considerable improvements have been completed at Mt. Hope; the Water Works have been largely extended, the Chapel has been repaired, the Office and Sitting Room comfortably furnished, and the general appearance of the grounds beautified.

J. H. CHILD,  
GEO. G. COOPER,  
JAS. H. KELLY,  
Commissioners.

Ordered, received, filed and published.

## TREASURER'S ANNUAL REPORT

Ald. Kelly, from the Finance Committee, presented the Treasurer's annual report.

Ald. Craig moved to receive, file and publish. Carried—All ayes.

[The report will be published hereafter.]

Ald. Kelley moved that the vote on the motion to accept the resignation of Ald. John H. Wilson be reconsidered. Lost by the following vote:

Ayes—Ald. Whitcomb, Wait, Smith, Craig, Kelly, Gerling, Charters, Parsons—8

Nays—Ald. Briggs, Andrews, Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Stone, Woodruff, Mandeville, Dagge, Stebbins, Nagle, Mauder, Aikenhead—18.

By Ald. Kelly—Resolved, That a committee consisting of Gen. John Williams, Treasurer L. Ward Clarke and C. T. Amsden are hereby requested to enter into a full examination of all the financial affairs of the city for the past six years ending April 1st, 1871, and that they report to this Board as early as possible the result of their investigation. Lost by the following vote:

Ayes—Ald. Andrews, Kelly, Stebbins—3.

Nays—Ald. Briggs, Whitcomb, Wait, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Woodruff, Mandeville, Gerling, Charters, Dagge, Nagle, Mauder, Aikenhead, Parsons—23.

## ASSESSMENT ROLLS FOR BRIDGE ACROSS THE GENESSEE RIVER AT VINCENT PLACE

Ald. Caring, from the Assessment Committee, presented the Assessment Rolls for the bridge across the Genessee river at Vincent Place, and moved their confirmation.

Ald. Whitcomb presented the following:

*To the Honorable Common Council of the city of Rochester:*

GENTLEMEN:—At a meeting of taxpayers, held this evening in City Hall, the following resolution was adopted:

Resolved, That it is the sense of this meeting that there is an overwhelming majority of the tax payers of this city opposed to the construc-

tion of the proposed bridge and especially to the present Assessment Rolls and therefore respectfully ask your honorable body to postpone the confirmation of said assessment rolls until a meeting of citizens can be held and proper action taken.

HENRY CHURCHILL,  
Chairman.

C. F. PAINE, Secretary.

Ald. Stebbins moved that persons present and desiring to speak upon this question be heard. Carried.

Ald. Stone moved that speakers be limited to five minutes each. Lost by the following vote:

Ayes—Ald. Rogers, Remington, Herzberger, Caring, Relyea, Connolly, Meyer, Craig, Stone, Charters, Nagle, Mauder—12.

Nays—Ald. Briggs, Whitcomb, Wait, Andrews, Smith, Glover, Kelly, Woodruff, Mandeville, Gerling, Dagge, Stebbins, Aikenhead, Parsons—14

The agreements for the right of way to the bridge, between the city of Rochester and David F. Worcester and the heirs of the Charles Burns estate, were read by the Clerk.

Ald. Caring moved to suspend the rule to adjourn at 11 o'clock. Carried by the following vote: All ayes.

After protracted allegations.

Ald. Kelly moved that the vote on the confirmation of the Assessment Rolls be now taken without further debate.

Carried by the following vote:

Ayes—Ald. Briggs, Wait, Caring, Smith, Relyea, Connolly, Glover, Craig, Kelly, Woodruff, Mandeville, Gerling, Nagle, Mauder—14.

Nays—Ald. Whitcomb, Andrews, Remington, Herzberger, Meyer, Stone, Charters, Dagge, Stebbins, Aikenhead—10

Ald. Craig's motion to confirm the Assessment Rolls for the bridge across the Genessee River at Vincent Place was carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Caring, Smith, Relyea, Connolly, Craig, Kelly, Woodruff, Gerling, Charters, Stebbins, Nagle, Mauder—17.

Nays—Ald. Rogers, Herzberger, Meyer, Glover, Stone, Mandeville, Dagge, Aikenhead, Parsons—9.

Ald. Craig presented the following:

BUFFALO, N. Y., March 27th, 1871.

*To the Bridge Committee of the City of Rochester:*

GENTLEMEN:—We hereby propose to build for you a bridge over the Genessee river opposite Vincent and Lowell streets in the city of Rochester, N. Y., according to the specifications and plans submitted by us, and to complete the same on or before the 1st day of January, 1872, for and in consideration of the following rates:

For the masonry of the piers, if not more than twenty-five feet high, \$13 per cubic yard; for the masonry of the piers, if built up to superstructure, \$15 per cubic yard; for wrought iron piers, \$110 a vertical foot; for superstructure complete, \$110 a linear foot. The above prices to cover the cost of all labor and material for structures both permanent and temporary necessary to complete the bridge ready for use.

THOMAS LEIGHTON & Co.

## PROPOSAL FOR BRIDGE.

Thomas Leighton & Co, stone piers.....\$146,750  
" " " Iron piers..... 141,950

By Ald. Craig—Resolved, That His Honor, the Mayor, be and he hereby is requested to execute a contract with Thomas Leighton & Co for the construction of an iron bridge across the Genesee river, in accordance with their proposition. Adopted by the following vote :

Ayes—Ald. Wait, Caring, Relyea, Connolly, Glover, Kelly, Woodruff, Mandeville, Gerling, Charters, Nagle, Mauder, Parsons—15.

Nays—Ald. Briggs, Whitcomb, Andrews, Remington, Herzberger, Meyer, Stone, Dagge, Stebbins, Aikenhead—10.

On motion of Ald. Charters, adjourned till Friday evening at 7½ o'clock.

W. F. MORRISON, City Clerk.

**In Common Council, March 31st 1871.**

**ADJOURNED MEETING.**

President Ald. Ezra R. Andrews presiding.  
Present—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—25.  
Absent—Ald. Barker, Nagle—2.

**MISCELLANEOUS.**

The Clerk presented the following :

STATE OF NEW YORK,  
CANAL COMMISSIONERS OFFICE. }  
ROCHESTER, March 24, 1871. }

Hon. John Lutes, Mayor of the City of Rochester :

Sir :—I see by the published proceedings of the Common Council of this city, that an ordinance has been passed authorizing the construction of a sewer from Olean street to the Genesee Valley canal, between Plymouth avenue and Champlain street. If it is the intention to discharge said sewer into the Genesee Valley canal, I desire by this, in behalf of the State, to protest against it and to no if you, that such act would be in violation of the revised statutes, as made and provided for, preserving in tact the public works of the State, and will not be permitted.

Respectfully yours, &c.,

JOHN D. FAY,  
Canal Commissioner.

Referred to the Law Committee.

**SEWER FROM OLEAN STREET TO THE GENESSEE VALLEY CANAL.**

Ald. Stone moved that the City Assessors be and they are hereby directed to suspend the making Assessment Rolls for the sewer from Olean street to the Genesee Valley Canal until further notice from this Board. Carried.

**REPORT OF DR. J. C. LUNG.**

To the Honorable, the Common Council of the City of Rochester :

GENTLEMEN—I would respectfully report that during the past year I have attended seventy-eight charity families. Made 214 visits. Services to the same in office 176 times. Number of deaths five.

Yours respectfully,

J. C. LUNG, M. D.,  
City Physician.

March 31th, 1871.

Ordered received, filed and published.

**CITY CLERK'S OFFICE,  
ROCHESTER, N. Y., March 28th, 1870.**

To the Honorable the Common Council :

GENTLEMEN :—I do hereby report, in pursuance to Section 30 of the City Charter, that all the persons declared elected to various offices, which election took place on the 7th day of March 1871, have filed their acceptances of office to which they were elected, excepting the following named person :

Daniel Burk, Constable, 13th Ward. The Inspectors of Election of the 13th Ward in the certified statement of election in said Ward, state that an error occurred in printing the ward ballots, the name of the candidate was printed "Daniel Burge." Yours respectfully,

W. F. MORRISON, City Clerk.

Ordered received, filed and published.

**BOARD OF HEALTH REPORT.**

CLERK'S OFFICE,  
ROCHESTER, March 31, 1871. }

To the Honorable the Common Council :

GENTLEMEN :—The Clerk of the Board of Health presents the following report to this date :

During the past year the Board of Health has had in its employ six Health Inspectors, three upon the east side of the river and three upon the west side of the river. They have reported during the year the following places as detrimental to the public health, which have been declared public nuisances. The Clerk has served the proper notices :

Privies.....	167
Cellars, damp and wet.....	44
Hog pens.....	55
Yards.....	70
Sunken boats.....	2
Unsafe cisterns.....	10
wells.....	8
Dead horses.....	3

The City Attorney has prosecuted thirteen persons during the year for violation of city ordinances.

The following is a statement of the

HEALTH FUND.	
By balance in the Fund at the commencement of the year.....	\$ 865 00
Appropriation.....	3,000 00
extra in January.....	2,000 00
Total.....	\$ 5,865 00

Total.....	\$ 723 68
For paid salaries of last year.....	69 66
rent of Pest House.....	156 00
Printing.....	11 74
Medicine.....	11 08
Crockery.....	

Total for last year.....	\$ 977 16
Salaries this year.....	4,010 43
Pest House, (coal and lumber).....	15 00
Hack fire.....	36 25
Badges.....	42 00
Printing.....	38 25
Burying Dead Animals.....	36 75
Stationery.....	6 00
Total.....	\$ 5,158 35

Balance in Fund.....	\$ 705 78
There will be due April 1st, salaries, \$453, which, being deducted from the present balance will leave a balance in the fund April 1st, 1871.....	\$ 248 78

All of which is respectfully submitted.

W. F. MORRISON, City Clerk.

Ordered received, filed and published.

By Ald. Stone, bills of E. C. Hotchkiss, Smith & Roberts, Wm. Boon, Wm. Burke & Co., John Smith, Barnard & Brigham, Loos & Zimmer, Jacob Lux, J. J. Kalk, W. H. Gorsline, St. Peters and St. Pauls Church, Monthly Pay Roll and Quarterly Pay Roll—Fire Department Committee.

Ald. Stone, from the Fire Department Committee, reported in favor of the bills of John Hannah, Holloway & Normington, F. P. Mitchell, J. H. Wilson & Co., J. H. Kelly & Co., Jacob Gerling & Bro., H. Brewster & Co., Perrine & Stewart, Valentine Dengler, St. Peters & St. Pauls Church, Jacob Lux, (two bills) J. J. Kolb, W. H. Gorsline, Loos & Zimmer, Barnard & Brigham, John Smith, Wm Burke & Co., Smith & Roberts, Wm. Boon, E. C. Hotchkin and G. B. Smith—Finance Committee.

Ald. Stone, from the Fire Department Committee, presented the following:  
**ANNUAL REPORT OF THE FIRE DEPARTMENT COMMITTEE.**

To the Honorable the Common Council:

The Fire Department Committee would respectfully report:

That on assuming the duties of the Committee they found all the fire apparatus in good order and the Department in good discipline.

That during the year good order has been observed and not the first act on the part of any fireman has called for the censure of the Committee.

The receipts of the year have been:

Appropriation, June, '70.	\$30,000 00
"    "    "    Jan., '71	30,000 00
Sundries .....	36 50
<b>Total .....</b>	<b>\$60,036 50</b>
Expenses to date.....	\$46,395 38
Salaries and bills to-night	5,045 28—\$51,440 66

Balance in the Fund,	\$8,595 84
From the amount of expenses incurred by the Fire Committee during the year, should be deducted the following sum, as embracing items of previous Committee.....	\$8,332 59
This would leave the amount of money expended at \$43,108.07.	

Of this amount the following would appear as extraordinary:

Paid Mrs. Bigelow.....	\$603 75
Lot on Stone street.....	3,500 00
Lot on Ford street.....	700 00
R. Thomas.....	190 00
On contract.....	500 00

<b>Total .....</b>	<b>\$5,493 75</b>
Leaving for salaries and sundries for the department.....	37,414 32
The salaries and quarterly appropriations alone are over.....	23,000 00

The Committee have not "pushed on" for the next Committee to pay any unsettled bills.

There remains, however, the contracts for the new engine houses now being built, and a part of the purchase money for lot on Ford street, the owner of the claims not desiring the money. The Committee are willing to assume all the obligations, and to have all appear, of which they are parties, therefore to show what would have been the total amount, had the contracts for the engine houses been completed, they put in the following:

Amount already appropriated.....	\$51,440 66
Amount due on contracts.....	12,500 00
Amount due on Ford street lot.....	1,800 00
<b>Total .....</b>	<b>\$65,740 66</b>
Deduct amount of old bills.....	8,332 59
<b>Balance .....</b>	<b>\$57,408 07</b>

Amount of report for 1869.....	\$62,089 94
Amount of old bills for 1870.....	8,332 59

**Total, 1869.....\$70,422 53**

The amount expended for the support of the fire department will of course vary from year to year. The actual running expenses will remain nearly the same, if the department remains the same in force, but no committee can avoid extraordinary expenses.

There have been during the year 9 alarms and 91 fires.

We bear cheerful testimony to the fitness and capacity of Law S. Gibson, for the responsible position of Chief Engineer. Whatever doubts we have had in the matter, have all been dispersed, in observing the promptness, skill and good judgment he has ever exhibited, in his battling with fires. We accord him our praise.

The same commendation we accord to the several Assistant Engineers and to every fireman connected with the Department. Every citizen can justly feel proud of it, and say although the cost of its maintenance is large, yet the services they render are beyond all price.

It will be necessary for the next Committee to complete the Engine Houses now under contract, and to repair the two steamers now unfit for much service. When this is done, with our well apportioned force, no large and destructive conflagration ought to be anticipated or allowed, with an abundant supply of water.

All of which is submitted,

N A. STONE,  
 GEORGE W. CONNOLLY,  
 JACOB GERLING,  
 E. R. ANDREWS,  
 Committee.

Ordered received, filed and published.

By Ald. Meyer—Resolved, That Ferry Marshall, John Craighead, Jacob Stupp, James B. McLellan, Alexander Fean, J. C. Bassett, Geo. Schnapp, Jerome Barhydt, Wm. H. Moore, L. Garland, J. F. Stott, C. M. Sanborn, W. H. Murray, Frank Haley and Nicholas Kramer, have leave to erect wooden buildings according to their several petitions, under the direction of the Fire Marshal.

Ald. Aikenhead moved to amend the resolution by inserting the name of Geo. P. Davis. Lost by the following vote:

Ayes—Ald. Wait, Meyer, Glover, Mandeville, Charters, Dagge, Aikenhead—7.

Nays—Ald. Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Craig, Stone, Kelly, Woodruff, Gerling, Stebbins, Mauder, Parsons—17.

Ald. Mandeville moved that the resolution be amended by inserting the names of J. & G. Cooper. Carried.

The original resolution of Ald. Meyer was then adopted.

**ANNUAL REPORT OF THE PARK COMMITTEE.**

Ald Meyer presented the following:

To the Honorable the Common Council of the City of Rochester:

Your Committee on Public Parks beg leave to make their annual report as follows:

Whole amount expended.....	\$1,757 24
----------------------------	------------

To wit:	
For labor and repairs.....	\$ 792 79
Painting Jones Square.....	325 02
Plank walk on Mechanic Sq'r.	102 00
Teaming.....	28 00

C. A. Jeffords, drawing gravel to Washington and Wadsworth Parks.....	150 00	
Paid for gravel.....	54 00	
“ “ trees and disb'm'ts	305 43	-\$1,757 24
To credit Park Fund (1870)	1,500 00	
“ “ Balance		
rem'n'g unexpended (1869)	212 56	

Potal Park Fund.....\$1,712 56  
 Amount overdrawn..... 44 68—\$1,757 24

Your committee were compelled to expend this large amount, and could with profit to the city have expended much more. In consequence of the neglected and dilapidated condition of some of the Parks, and the improvements on Howell and Marshall streets, made it necessary to expend a large amount for teaming and graveling the walks around Wadsworth Square. Your Committee would also recommend that the Park Fund be increased to the sum of \$2 000, as that is deemed by your Committee the least sum with which the Public Parks can be kept in proper repair. Respectfully submitted,

PHILIP J. MEYER  
 S. REMINGTON,  
 GEORGE WAIT,  
 Committee.

Ordered received, filed and published  
 By Ald. Glover—Resolved, That the Street Superintendent notify the property owners on Nelson street between Broadway and Monroe avenue, to remove the obstructions in front of their premises within thirty days from notice thereof, and in neglect of same that he remove the same at the expense of the owners. Adopted

COMMISSIONER OF MONROE AVENUE  
 ROCHESTER, March 21, 1871.

To the Honorable the Common Council:  
 GENTLEMEN—I hereby tender my resignation as Commissioner of Monroe Avenue. My business is such at present that it is impossible for me to attend to the duties of the position.

Yours respectfully  
 A. P. Ross

Ald. Glover moved that the resignation of A. P. Ross be accepted. Carried.

Ald. Glover moved that the Board now proceed to ballot for a Commissioner for Monroe Avenue, in place of A. P. Ross, resigned. Carried.

FIRST BALLOT.  
 Jacob Young received.....20 votes.  
 Scattering “..... 2 “

Jacob Young having received the requisite number of votes was declared elected Commissioner of Monroe Avenue.

By Ald Relyea—Petition of Jacob Castleman and E. Hills for permission to construct a sewer in Baden street, commencing at its present terminus running easterly 66 feet. Referred to the sewer Committee.

Petition of Geo. C. Buell and others for the repeal of the ordinance for sprinkling Main street. Tabled.

Ald. Relyea presented the following:  
 CITY TREASURER'S OFFICE.

ROCHESTER, N. Y., March 31, 1871.  
 To the Honorable the Common Council of the city  
 Rochester:

GENTLEMEN—In answer to a resolution recently passed, requesting information in regard to the bonded debt of the city, &c., I would state that, as my annual reports, including the

one for the current year, which was presented by me at the last regular meeting (March 21st), contained the information asked for, as far as is in my power to furnish, I did not deem it necessary nor important to make a special report on the subject, more particularly as I was then engaged in making my annual report, as above mentioned. As the city has never issued any registered bonds, it is needless for me to say that it is impossible to tell who holds the bonds. I would also state that all of the canceled bonds are on file in this office, and that my last report contained a full and correct statement of the bonds now outstanding.

Very respectfully,  
 H. P. LANGWORTHY.

Ordered received, filed and published.  
 By Ald. Relyea—Resolved, That the Treasurer be and he is hereby directed to pay to John Quinn three hundred dollars, for extra services as Superintendent of streets, and charge Highway Fund, when there are funds applicable. Adopted by the following vote:

Aye—Ald. Briggs, Whitcomb, W. t. Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Mauder, Aikenhead, Parsons—21.  
 Y.ys—Ald. Andrews, Rogers, Stone, Stebbins—4.

ANNUAL REPORT OF THE SEWER COMMITTEE.

Ald. Caring presented the following:

To the Honorable the Common Council of the City of Rochester:

GENTLEMEN:—The undersigned, the Sewer Committee, beg leave to present the following report of Sewers constructed in the city during the past year:

Pipe	Size.	Location of Sewer.	Feet.	Cost.
15 in.	Harrison-st., from Hudson-st to Oregon-st.....	383	\$ 586 82	
12	Oregon-st. from Harrison-st. to Atwater-st.....	625	721 50	
9	Chatham-st. from N. Y. C. R. R. to Atwater-st.....	710	830 00	
12	Kent-st. from Brown-st. to Jay-st.....	520	375 25	
12	Cole-st. from Lowell-st. to Gorham-st.....	800	888 42	
9	Union-st. from George-st to South-st.....	132	201 84	
12	Vine-st. from Union-st. to East-st.....	350	360 00	
12	Thompson-st. from Jones av to Lyell-st.....	490	509 46	
12	Swan-st. from Main-st. to East av.....	510	642 93	
12	Alley next north of Jones av. from Saratoga av. to Frank-st.....	684	640 81	
22	Grand-st. from Cayuga-st. South av.....	1,181	1,164 10	
12	Pindle alley from Allen-st. Buffalo-st.....	1,037	1,707 30	
12	Garden park, from Union street to South-st.....	320	440 88	
9-in.	Glasgow street, from Greig street, west.....	300	238 42	
12-in.	Troup street, from Prospect street to Reynolds street.....	666	667 94	
12	Comfort street, from Mt. Hope avenue to South avenue.....	418	495 60	
9-in.	Bloss street, from Varnum street to Backus avenue.....	825	1,248 00	
9-in.	Front street lateral sewers.....	70	175 00	
12-in.	Phelps avenue, from Varnum street to Backus avenue.....	620	434 00	
12-in.	Almira street, from Lowell street to Gorham street.....	835	900 36	
Total amount of pipe sewer.....			11,475	\$13,228 46

Stone 3x4	Lake avenue, Phelps avenue		
3x3	Varnum street outlet sewer		
2½x3	From Deep Hollow to Jones avenue	4,850	30,670 30
2x2	Nelson street, from Cayuga street to Caroline street	1,109	3,000 00
1½x2	Tremont street, from Caladonia avenue to Genesee Valley Canal	293	614 70
2x2	Tremont street, from Genesee Valley Canal to Francis street	2,231	4,977 60
2x2½	North Fitzhugh street, from Allen street to Buffalo street	900	3,295 00
2x2	North Clinton street, from Hoitzler street to Elizabeth Place	880	1,827 00
2x2½	North Washington street, Allen street to Buffalo street	766	1,995 00
2x2½	Lake avenue, from Phelps avenue to Jones avenue	1,710	4,420 29
2x2½	South Fitzhugh street	215	670 40
1½x3	Nelson street, from Caroline street to Lot 11	560	946 00
Total amount of stone sewer		13,494	\$52,416 29
Total amount of pipe sewer brot forward		11,475	\$13,228 46
		24,969	\$65,644 75
Average cost of pipe sewers per foot			\$1 15
stone			3 88

It will be noticed in comparing the above figures with the report of the Sewer Committee of last year, that there has been some 2,000 feet more of pipe sewers laid the past year than there was laid the year before, and it is the opinion of your Committee that the pipe sewers could with safety be even more generally adopted. According to the published reports of engineers from all parts of the world, it seems to be quite clearly shown that drainage of towns and cities by tubular drains is the only correct principal of drainage—that they are cheaper than either the brick or stone sewers, and when properly laid, and are in size in keeping with the amount of surface to be drained, are much less liable to become choked up with sewerage matter. Your Committee are also pleased to state that the pipe sewers laid in this city are, as far as we can learn, all in good order and are giving good satisfaction to the inhabitants of the streets through which they have been laid.

All of which is respectfully submitted,  
 WM CARING,  
 JAMES H KELLY,  
 Committee.

Ordered received, filed and published.  
 Ald. Caring presented the following :

**ANNUAL REPORT OF THE LICENSE COMMITTEE.**  
 ROCHESTER, March 28, 1871.

To the Honorable Common Council :  
 GENTLEMEN: The License Committee submit the following annual report :

There has been granted during the past year the following licenses :

Hackmen	40	Amount received	\$ 200 00
Cartmen	104	"	198 00
Butchers	65	"	1,625 00
Porters	15	"	80 00
Scavengers	11	"	14 00
Baggage wagons	7	"	20 00
Unroftakers	4	"	40 00
Billiard rooms	6	"	175 00
Miscellaneous	6	"	334 00
Total received			\$2 636 00

There are a very few licenses still unpaid, which will be collected on or before the first day of May next. Yours respectfully,

WILLIAM CARING,  
 GEO. HERZBERGER,  
 EDWIN A. GLOVER,  
 Committee.

Ordered received, filed and published.  
**ANNUAL REPORT OF DR. CHAS. BUCKLEY.**  
 Ald. Caring presented the following :

ROCHESTER, March 31st, 1871.  
 To the Honorable the Common Council of the City of Rochester :

I most respectfully submit to your honorable body the following report, as the business transacted by me as City Physician during the past year, ending April 1st, 1871 :

The number of patients treated	149
The number of visits	810
The number of office calls	426
The number of prescriptions	287

**CAUSES OF DEATH.**

Consumption	2
Tyho Malarial Fever	2
Old Age	2
Perforation of the Bowels	1
Concussion of the Brain	1
Total number	7

The number of orders received from the Overseer of the Poor have been but sixty-six, while the number of patients treated have been 149. This discrepancy is owing to the fact that in many instances two or more have been sick in the same family. There are also a few patients that I have attended who did not present me an order from the Overseer.

As mortality is always greater among the poorer classes. The proportion of deaths will be noticed is very small. This is owing in a great measure to the assiduous attentions of the Rochester Female Charitable Society, and also the Overseer of the City Poor, who has always been ready to supply the many articles necessary to their relief.

Hoping that I have performed my duty to the satisfaction of your honorable Body, and with benefit to my patients,

I remain, very respectfully,  
 CHARLES BUCKLEY,  
 City Physician.

Ordered received, filed and published.  
 Ald. Caring presented the following :

ROCHESTER March 28th, 1871.  
 To the Hon. Mayor and Common Council of the City of Rochester :

GENTLEMEN:—You are respectfully invited to attend the annual ball of the Rochester Union Grays, Battery B Light Artillery at Washington Hall monday, April 10th, 1871.

Yours respectfully,  
 Capt. JOSEPH ERBILDING.

- |                        |              |
|------------------------|--------------|
| Capt Joseph Erbilding, | } Committee. |
| Lieut. N. Enlor,       |              |
| John Martin,           |              |
| Adam Tolzey,           |              |
| Joseph Gerstner,       |              |

Ald. Caring moved that the invitation be accepted—Carried.

By Ald. Caring—Resolved, That the City Treasurer be directed to pay to John Rauber & Co., the sum of \$90.50, and charge the same to Sewer Repair Fund.

Adopted by the following vote:  
 Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dage, Stebbins, Mauder, Aikenhead, Parsons—25.

By Ald. Caring—Resolved, That the Bridge Committee be authorized to complete the purchase of the right of way to the bridge across the Genesee river, and the City Treasurer is



hereby authorized and directed to pay to the several parties from whom such right of way is purchased, the several amounts due to them upon the execution and delivery of proper deeds for such rights of way.

Ald. Relyea moved that the matter be referred to the Committee on Opening and Alteration of Streets, with instructions to bring in an ordinance.

Ald. Glover moved to postpone all further action until the first regular meeting in April next. Lost.

The substitute by Ald. Relyea was then acted on and declared carried.

By Ald. Caring—Resolved, That a committee of three be appointed to confer with the officers of the New York Central Railroad Company, and from them ascertain at what cost said company will construct a foot bridge across the Genesee river in connection with the bridge about to be built by said company above the high falls, in the city of Rochester, and report to this Council any propositions made by said company for the construction of said bridge.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Gerling, Chartars, Stebbins, Mauder, Aikenhead, Parsons—22.

Nays—Ald. Wait, Mandeville, Dagge—3.

Ald. Caring called up a resolution offered by Ald. Mauder, February 23d, 1871, (at folio 266 of proceedings), directing the Treasurer to pay Adolph Nolte the sum of three hundred dollars, and moved to amend the resolution by striking out the words "fifteenth day of March," and insert therefor the words "first day of April." Carried.

The original resolution of Ald. Mauder, as amended, was then adopted by the following vote:

Ayes—Ald. Briggs, Caring, Relyea, Connolly, Meyer, Glover, Craig, Kelly, Woodruff, Chartars, Mauder, Aikenhead, Parsons—13.

Nays—Ald. Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Smith, Stone, Mandeville, Gerling, Dagge, Stebbins—12.

By Ald. Aikenhead—Petition of Geo. P Davis for permission to remove a wood building.

Ald. Caring moved that the petition be referred to Ald. Aikenhead, with power to grant permission, if the building is not to be removed upon the approach to the river, at the proposed bridge. Lost by the following vote:

Ayes—Ald. Briggs, Caring, Smith, Relyea, Craig, Kelly, Gerling—7.

Nays—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Connolly, Meyer, Glover, Stone, Woodruff, Mandeville, Chartars, Dagge, Stebbins, Mauder, Aikenhead, Parson—17.

ANNUAL REPORT OF THE COMMITTEE ON HOUSE FOR IDLE AND TRUANT CHILDREN.

Ald. Herzberger presented the following:

ROCHESTER, March 28th, 1871.

To the Hon. the Common Council:

GENTLEMEN:—Your Committee on House for Idle and Truant Children beg leave to present the following annual report of the receipts and expenditures for the year:

DISBURSEMENTS.

Groceries and supplies.....	\$ 2,294 42
Stationery.....	147 25
Disbursements.....	1,128 52
Furniture.....	171 00
Labor.....	72 35
Meat.....	45 78
Horse shoeing.....	22 80
Clothing, &c.....	684 59
Insurance.....	50 00
Medical services.....	62 00
Salaries.....	1,797 27
Fuel.....	364 24
Cow.....	95 00
Feed, &c.....	294 48
New building and repairing.....	9,591 84
Sundries.....	171 52
Total.....	\$16,798 02

RECEIPTS.

Balance.....	\$1 325 62
Appropriation.....	11,000 00
"    special.....	1,000 00
J. W. Adams, labor, &c....	1,820 80
Overdraft.....	\$1,646 60
Total.....	\$2,153 55

All of which is respectfully submitted.

G. HERZBERGER,  
WM. AIKENHEAD,  
GEO. WAIT,  
Committee.

Ordered received, filed and published.

REPORT OF DR. CHARLES C. H. MILLER.

Ald. Herzberger presented the following:

To the Honorable the Common Council of the city of Rochester:

I, the undersigned, Charles C. H. Miller, M. D., would respectfully submit my annual report for the year commencing April 13th, 1870, and ending March 31st, 1871, as physician for the German poor on the east side of the river, viz:

Number of families visited during the year..	48
"    patients ..	87
Whole number of visits made ..	331
Medical prescriptions or medicines.....	261

All of which is respectfully submitted.

Very respectfully,  
CHARLES C. H. MILLER, M. D.

Ordered received, filed and published.

By Ald. Remington—Bills of W. H. Yerkes, Edward Tanner, Jesse Shepherd, George W. Walbridge, Adolph Nolte, Ezra R. Andrews, W. F. Morrison and Thomas H. Hopwood. Contingent Expense Committee.

Ald. Remington, from the Contingent Expense Committee, reported in favor of the bills of W. H. Yerkes, Edward Tanner, Jesse Shepherd, George W. Walbridge, Adolph Nolte, E. R. Andrews, W. F. Morrison and Thomas H. Hopwood. Finance Committee.

Ald. Remington presented the following:

ANNUAL REPORT OF THE CONTINGENT EXPENSE COMMITTEE.

To the Honorable the Common Council:  
GENTLEMEN: Your Committee present the following:

The expenditures out of the fund from April 1st, 1870, to March 21st, 1871, are as follows:	
Discounts, premiums, &c.....	\$11,579 46
Interest on acceptances for local improvements.....	4,877 34
Interest.....	1,504 00
Insurance.....	372 40
Printing Proceedings, &c.....	5 977 04
Stationary, &c.....	1,056 72
Celebrating Fourth of July.....	530 00
Repairs to city property, &c.....	848 49
Salaries to city officers and reporters.....	15,094 88
Hack hire.....	746 54
Election expenses.....	1,960 00
Care of city clocks and clocks for City Hall.....	307 25
Ryan Zouaves.....	300 00
Excursion to Montreal.....	923 50
Disbursements by special Committees.....	1,914 05
Disbursements by city officers.....	\$ 1,144 61
Gas and coal.....	871 60
Badges for Common Council.....	88 00
Carpet and furniture Mayor's office.....	340 00
Stoves City Hall.....	109 90
Bridge Commissioners and assistants.....	380 00
Entertaining visitors.....	211 75
Plymouth Avenue per resolution March 10.....	283 40
Johnson Park per resolution March 10.....	200 00
Legal services—	
J. C. Cochrane.....	\$ 250 00
E. A. Raymond.....	483 00
John Van Voorhis.....	178 00
James L. Angle.....	70 00
Damages—	
D. Botsford.....	263 77
Sundries.....	364 46
<b>Total.....</b>	<b>\$53,210 16</b>
Receipts credited to the Fund for the same time—	
Appropriation.....	\$ 15,000 00
Appropriation extra in January.....	25,000 00
Interest on taxes and assessments.....	9,652 39
Two per cent. on local assessments.....	7,621 13
Licenses.....	3,127 00
Sundry balances from local assessments.....	194 50
Proceeds of Washington Insurance Co. Scrip dividends.....	45 48
Sundries.....	233 79
<b>Total.....</b>	<b>\$55 374 29</b>
Leaving a balance in the Fund, this date.....	\$2,164 13
The following accounts have been valid and due, and have yet to be paid:	
Salaries of city officers.....	\$3,286 65
Hack hire.....	35 75
Insurance.....	515 74
Printing.....	227 45
Stationery.....	133 95
Copying bridge rolls.....	300 00
Disbursements.....	62 62
Legal services.....	109 73
Repairs, &c.....	59 10
<b>Total.....</b>	<b>\$4,730 99</b>

There has been paid during the year accounts made last year amounting to the sum of \$7,158 30.

All of which is respectfully submitted,  
S. REMINGTON,  
N. A. STONE,  
A. G. WHITCOMB,  
Committee.

Ordered received, filed and published.

By Ald. Remington—Resolved, That the Treasurer is hereby directed to credit Contingent Fund three hundred dollars paid Bridge Assessors, and charge Bridge Fund. Adopted.

By Ald. Rogers—Resolved, That the owners of property on Evergreen street and Conkey avenue have permission to lay their own walks under the direction of the Improvement Committee. Adopted.

ANNUAL REPORT OF THE COMMITTEE ON STREETS AND BRIDGES.

Ald. Rogers presented the following:

To the Honorable the Common Council:  
GENTLEMEN—The Street Committee would respectfully submit the following as their Annual Report:

First Ward—Allen street.....	\$ 26 63
North Fitzhugh st. eet.....	3 00
State and Mill streets.....	17 58
State and Market streets.....	1 38
Slip alley.....	21 14
Hunter alley.....	22 00
Aqueouct street.....	91 50
South Fitzhugh street.....	66 00
Child's alley and Buffalo street.....	5 50
Buffalo street, corner Fitzhugh street.....	9 00
Buffalo street, corner Fitzhugh street.....	16 25
Buffalo street, repairing crosswalk and Sophia street.....	3 35
Front and Munro streets.....	4 50
" street.....	13 10
Elizabeth street.....	3 75
Buffalo and North Washington st eets.....	18 85
Irving Place.....	5 00
	12 44
	<b>\$ 340 97</b>
Second Ward—Oak street, corner Erie.....	\$ 23 43
State and Vought streets.....	2 25
" and Platt streets.....	17 15
" street.....	9 00
" street.....	16 00
Ware-house street.....	19 50
Centerstreet.....	34 50
Corner Jay and State streets.....	6 25
Jay street.....	2 75
Mill street.....	14 25
Allen street.....	118 50
Dean street.....	27 50
Jones street.....	33 00
Frie street.....	21 50
John Street.....	209 90
	<b>\$ 554 43</b>
Third Ward—Exchange street.....	\$ 280 88
Caledonia avenue, corner Troup street.....	9 20
Edinburgh street.....	296 50
Adams street.....	86 50
School alley.....	1 50
La'ay-te street.....	26 50
Corner Caledonia avenue and Tremont st eet.....	19 30
Corner Caledonia avenue and Edinburgh str et.....	3 25
Corner Caledonia avenue and Hunter street.....	6 25
Corner Caledonia avenue and Glasgow street.....	19 31
Caledonia avenue, corner Hunter, Tremont, Glasgow and Edinburgh streets.....	25 00
Alley near above.....	37 45
South Fitzhugh street.....	76
And csw street.....	54 00
Atkinson street.....	5 00
Corner Spring and Fitzhugh streets.....	33 50
	4 00

..	Corner Plymouth avenue and Atkinson street.....	51 74
..	Corner of Spring and Ford streets	4 43
..	Caledonia avenue.....	87 75
..	Corner Troup and Ford streets.....	5 08
..	Corner Atkinson and Washington streets.....	4 00
..	Corner Atkinson and Greenwood avenue.....	14 94
..	Corner Atkinson and Washington streets.....	10 64
..	Corner Edinburgh street and Plymouth avenue.....	46 78
..	Corner Troup and Ford streets.....	20 80
..	Spring street.....	332 70
..	Tremont street.....	2 75
..	Clarissa street widening.....	902 96
..	Troup street.....	23 50
..	South Washington street.....	227 66
..	Court street.....	9 00
..	Clarissa street bridge.....	34 78
..	Troup street.....	18 00
		<b>\$2,708 01</b>
Fourth Ward—	Court street.....	\$ 238 26
..	South St. Paul street.....	91 66
..	Stone street.....	4 13
..	Corner Court and South streets.....	6 60
..	Corner South St. Paul and Main streets.....	12 50
..	South Clinton street.....	7 50
..	Corner outh Clinton and Court streets.....	145 38
..	Corner Chestnut street and Chestnut park.....	8 00
..	Corner Court and South streets.....	18 37
..	Chestnut street.....	2 46
		<b>\$529 86</b>
Fifth Ward—	Clinton street.....	\$ 38 93
..	North St. Paul street.....	40 99
..	Hawkins street.....	25 25
..	Scrantom street.....	108 75
..	Main street.....	1 05
..	Almira street.....	345 35
..	Andrew st.....	5 50
..	Corner Clinton and Bowery streets.....	4 30
..	Corner Kelly and Chatham streets.....	35 00
..	Corner Clinton and Granger streets.....	8 82
..	Corner Lowell and Cole streets.....	10 81
..	Corner Lowell and Martin streets.....	7 80
..	Corner Lowell and Galusha streets.....	11 50
..	Corner Bennett and Hand streets.....	6 80
..	Corner Lowell and Almira streets.....	24 00
..	Ward street.....	8 25
..	Corner Scrantom and Hawkins streets.....	51 23
..	Corner Pitt and Mariotte streets.....	12 50
..	Corner St. Paul and Granger streets.....	127 59
..	Corner St. Paul and Pleasant streets.....	21 00
..	Corner Lowe l and Cole streets.....	26 95
..	Corner Lowell and Martin streets.....	10 00
..	Corner Lowell and Almira streets.....	11 45
..	Corner Hawkins and Scrantom streets.....	16 31
..	Corner Gorham and Martin streets.....	
		<b>\$1,050 76</b>
Sixth Ward—	North Clinton street.....	\$ 10 25
..	Bowery street.....	3 60
..	Joiner street.....	3 00
..	Harrison street.....	118 00
..	South Chatham street.....	44 72
..	Atwater street.....	3 55
..	Main street.....	4 00
..	Corner Chatham and Holland streets.....	16 63
..	Corner Hudson and Harrison streets.....	2 75
..	Holland street.....	50 13
..	Leopold street.....	27 75
..	Corner Leopold and Harrison streets.....	18 87
..	Corner Oregon and Harrison streets.....	19 05
..	North Chatham street.....	19 50
..	Holland street.....	10 00
..	Audson, St. Joseph and Holland streets (labor).....	9 25
..	Wagner's alley (off Atwater street).....	8 25
..	Pryor street.....	11 55
..	Oregon street.....	1 50
..	Chatham and Baden streets.....	4 03
..	St. Joseph street.....	1 50
..	Joiner street.....	49 40
		<b>\$457 02</b>
Seventh Ward—	Savannah street.....	\$ 40 13
..	Corner Alexander street and Broadway.....	4 17
..	Corner Averill and Pearl streets.....	14 95

..	Corner Alexander and Pearl streets.....	12 72
..	Corner Griffith's and Union streets.....	5 60
..	Corner Union and Court streets.....	14 75
..	Broadway.....	94 75
..	Cobb street.....	4 13
..	Gardner park.....	26 13
..	Alexander street.....	32 63
..	George street.....	9 00
..	Alley near George street.....	1 00
		<b>\$293 39</b>
Eighth Ward—	Brown street.....	\$ 58 63
..	Julia street.....	14 00
..	Corner Reynolds and Chapin streets.....	95 00
..	Corner Reynolds and Champlain streets.....	12 01
..	Madison street.....	5 43
..	Corner Reynolds and Cady streets.....	79 02
..	Water alley.....	12 50
..	Reynolds street.....	16 25
..	Atkinson street.....	19 05
..	Francis and Cady streets.....	50 03
..	Francis street and High park.....	15 17
..	Hawkins alley and Clifton street.....	2 20
..	Corner George park and Clifton street.....	2 00
..	Prospect street alley.....	13 25
..	Corner Troup and Prospect streets.....	23 63
..	Corner Troup and Julia streets.....	6 56
..	Strong and Genesee streets.....	11 99
..	Allen street.....	113 00
..	High park and alley.....	8 14
..	Corner Chapin and Francis streets.....	6 25
..	Corner Hunter and Francis streets.....	21 71
..	Corner Champlain and Francis streets.....	20 87
..	Francis street.....	17 77
..	Bartlett street.....	1 37
..	Troup street, corner Park place.....	13 05
..	Corner Hunter and Olean streets.....	7 92
..	Corner Hunter and Reynolds streets.....	31 44
..	Flint and Mansion street.....	57 50
..	Seward street.....	10 90
..	South York street.....	34 25
..	Brown, corner King street.....	11 00
..	Adam street.....	41 25
..	East Maple street.....	41 50
..	Labor on Madison, King and East Maple streets.....	40 35
..	Alley running from Prospect street to Genesee Valley canal.....	14 18
..	Julia, corner Atkinson streets.....	9 18
..	Corner Clifton and Reynolds streets.....	16 18
..	Reynolds street, at alley.....	14 70
..	Reynolds and Troup streets.....	1 00
..	Reynolds and Adam streets.....	32 03
..	Reynolds and Bartlett streets.....	22 80
..	Prospect street.....	54 72
..	Genesee and Francis streets.....	10 97
..	Favor street.....	25 43
..	Bartlett and Francis streets.....	12 00
..	Cottage and Magnolia streets.....	6 25
..	Ford street.....	16 50
..	Magnolia street.....	2 97
..	Julia street.....	10 50
..	Julia street (March 9th).....	30 00
..	Cottage and Magnolia streets.....	47 47
..	King and maple streets.....	7 81
..	Julia street (March 10th).....	6 00
..	Julia street.....	73 00
..	Julia street (March 13th).....	24 00
..	Prospect street (March 13th).....	1 50
..	Julia street.....	22 50
		<b>\$1,374 68</b>
Ninth Ward—	Oak street.....	\$ 8 00
..	Gram street.....	13 50
..	Costar street.....	50 50
..	Jones avenue.....	63 35
..	North Frank street.....	221 25
..	Bolivar street.....	84 63
..	Smith street.....	57 00
..	Kidd alley.....	11 50
..	Montrose street.....	44 25
..	Brown's alley.....	6 25
..	West street.....	42 02

..	Corner Jay and State streets.....	2 02
..	.. Brown .....	18 50
..	Jay street.....	1 50
..	Lorrimer street.....	14 50
..	Costar and Frank streets.....	16 20
..	Lorrimer and Graham streets.....	24 15
..	.. Frank .....	41 23
..	State street.....	79 50
..	Saratoga avenue.....	19 79
..	Jones .....	392 50
..	Saratoga .....	8 00
..	Jones .....	6 00
..	Lake avenue, corner Phelps avenue.....	3 38
..	Labor and material on Jones avenue (March 6) .....	15 00
..	Jones avenue (March 11).....	1 50
..	.. ..	\$1,246 30
..	Jones avenue.....	98 00
..	.. ..	\$1,344 30

Tenth Ward—

..	Weld street.....	\$ 52 50
..	Scio .....	19 50
..	Corner Scio and Tappan streets.....	6 74
..	.. Asylum .....	4 49
..	.. Charlotte .....	4 39
..	.. Matthew & .....	15 55
..	.. Scio and Penny alley.....	4 25
..	.. Charlotte & Union streets.....	19 05
..	.. Lawrence .....	15 43
..	.. Union street and University avenue.....	19 52
..	.. Prince street and University avenue.....	12 23
..	.. Scio street and University avenue.....	11 78
..	Davis street.....	15 50
..	Alley on Scio street .....	7 17
..	Corner Asylum & Charlotte streets.....	23 10
..	.. ..	\$ 230 96

Eleventh Ward—

..	Smith street.....	\$ 204 25
..	Magne street.....	2 00
..	Orange street.....	39 00
..	Brown street.....	49 38
..	Wildor and Walnut streets.....	35 25
..	Maple street.....	4 13
..	Grape street.....	57 75
..	Corner Orange and Saxton streets.....	114 22
..	Corner Orange and Grape streets.....	15 25
..	Saxton street.....	104 64
..	Corner Saxton and Wilder streets.....	2 50
..	Campbell street.....	57 25
..	Jay street.....	112 75
..	Orchard street.....	9 38
..	Corner Wilder and Campbell streets.....	7 85
..	Corner Jay and Grape streets.....	29 90
..	Corner Smith and Walnut streets.....	18 80
..	Corner Lime and Saxton streets.....	20 49
..	South York street.....	1 8 00
..	Fruit street.....	34 50
..	Bartlett street.....	34 50
..	Corner Jay and Whitney streets.....	20 87
..	Corner Jay and Campbell streets.....	6 00
..	Corner Orange and Whitney streets.....	96 88
..	Corner Jay and Saxton streets.....	25 20
..	Corner Jay and Walnut streets.....	13 20
..	Corner Campbell and Whitney streets.....	14 00
..	Corner Wilder and Romeyn streets.....	5 60
..	.. ..	9 80
..	Wilder street.....	2 75
..	Corner Grape and Romeyn streets.....	3 00
..	Corner Jay and Magne streets.....	7 36
..	Corner Clark and Grape streets.....	4 95
..	Corner West Maple and King streets.....	13 61
..	Corner West Maple and York streets (March 20th).....	8 32
..	Corner Walnut and Wilder streets (March 21st).....	8 05
..	.. ..	\$1,345 07

Twelfth Ward—

..	Munger street.....	\$ 362 75
..	Pinnacle avenue.....	25 00

..	Corner Cypress street and Mt. Hope avenue.....	43 25
..	Cayuga street.....	16 50
..	Mount Hope avenue.....	1 95
..	Corner Hamilton avenue and Jefferson park.....	4 00
..	Ashtland street.....	18 50
..	Cypress street.....	62 85
..	Jefferson park.....	11 00
..	Alexander and Cayuga streets.....	14 85
..	Caroline street.....	1 92
..	Pond and Jefferson streets.....	11 49
..	Corner Cayuga and Comfort streets.....	12 85
..	.. ..	\$ 586 91
..	Cypress street (March 17).....	17 30
..	.. ..	\$ 603 21

Thirteenth Ward—

..	Hanover street.....	\$ 5 00
..	Finney street.....	8 27
..	Corner Elizabeth park and North Clinton street.....	27 50
..	Corner St. Joseph and Kelly streets.....	37 03
..	Corner Hudson and Wilson streets.....	22 08
..	Corner Hudson and Herman streets.....	3 25
..	Corner Hanover and Baden streets.....	12 24
..	Buchan park.....	270 50
..	Rhine street.....	64 50
..	St. Joseph street.....	36 25
..	Corner St. Joseph and Fryor streets.....	4 50
..	McDonald avenue.....	13 14
..	North and Kirk streets and Waters' alley, (near Pocus) .....	27 13
..	Corner Chatham and Kelly streets.....	12 82
..	Corner Hudson and Helena streets.....	14 31
..	North street, (crosswalk repaired).....	2 50
..	Webster street.....	13 50
..	.. ..	\$ 587 55
..	Corner North and Grace streets.....	12 03

Fourteenth Ward—

..	Corner Syracuse street and North avenue.....	\$ 20 71
..	.. ..	18 99
..	Corner Concord and North avenue.....	21 81
..	Corner Draper street and Concord avenue.....	28 90
..	Jarvis street.....	76 00
..	University avenue.....	31 75
..	Kirk street.....	62 50
..	North avenue.....	467 94
..	Concord avenue.....	91 50
..	German alley.....	7 50
..	Corner Davis and Finney streets.....	25 87
..	Hollister street.....	28 17
..	Finney and Kirk, Finney and Ontario, Kirk and Scio.....	38 50
..	Corner of Ontario and Scio streets.....	16 95
..	Delevan, Kirk and Scio streets.....	21 91
..	Corner Tappan and Scio streets.....	30 98
..	Scio street.....	19 50
..	Finney and Kirk streets.....	4 28
..	Finney and Ontario streets.....	4 40
..	Kirk and Scio streets.....	19 81
..	Corner Delevan and Scio streets.....	6 83
..	Alley running from Weld to Kirk street.....	25 00
..	St. Ives street.....	66 63
..	Corner North avenue and Wesley street.....	3 40
..	North street.....	11 75
..	Hunt alley.....	8 50
..	Crosswalks on North and Kirk streets labor on Waters' alley (near Pocus) .....	27 12
..	Corner Delevan and Finney streets.....	7 17
..	Corner Hudson and Wilson streets.....	10 50
..	.. ..	\$1,199 37

Additional Items—Eighth Ward—

..	Julia streets.....	73 50
----	--------------------	-------

Additional Items—Eighth Ward—Troup street and Hunter street.....	36 00
Additional Items—Fourteenth Ward—Corner North and Grace streets.....	12 03
Total amount of Wards.....	\$12,742 16

SCHEDULE OF TOOLS.

3 Scrapers at \$10.00.....	\$ 30 00
2 Ploughs at \$2.00.....	40 00
49 Hoes at \$1.00 and 12 Picks at \$2.00.....	73 00
2 Rods at \$1.50 and 3 Crow-bars at \$2.00.....	9 00
3 Log chains.....	7 00
2 Sic' ges \$3.50.....	15 00
6 dozen Snow-shovels \$2.50.....	18 00
9 Chairs \$2.00.....	5 00
2 Sectors \$2.50.....	10 00
1 Water Cooler \$10.00.....	9 38
1 1/2 Tons of Coal \$7.50.....	9 38
1 Towel and Wardrobe hooks.....	2 00
Furniture for store.....	2 25
1 Hatchet and 1 Hammer.....	2 25
1 Hand-saw \$2.25.....	25 00
Matting on floor (good).....	1 00
2 Water pails 50c.....	6 00
4 Steel Brooms \$1.50.....	2 00
1 dozen Pick-axe helves \$.00.....	2 00
	<hr/> \$364 81

RECEIPTS.

General Taxes.....	\$15,000 00
Special Appropriation.....	15,000 00
Repairing Walks.....	\$75 99
By cash, dirt sod and rubbish paid for by Superintendent.....	2,500 53
Balance, 1869.....	628 15
	<hr/> \$34,304 67

DISBURSEMENTS.

Superintendent's disbursements.....	\$20,237 79
Repairing walks.....	1,230 82
Cattle Police.....	1,753 30
C. R. Parsons, lumber.....	2,935 92
Stone, gravel, sand, &c.....	632 05
Crosswalks.....	393 57
Lumber.....	1, 49 72
James Logan, Superintendent, 1869.....	1,942 75
J. McConville, Commissioner for York, Chapin and Railroad widening.....	344 11
J. Quinn, salary.....	1,510 00
Interest.....	149 66
Repairs Court street bridge.....	138 68
Clarissa street bridge.....	34 32
Printing.....	243 26
Hardware.....	114 80
Labor.....	350 88
Repairs, gratings, &c., damages, rent, hack hire, furniture, painting, box sewer, stationery, coal, &c.....	823 55
	<hr/> \$ 84,006 16

AMOUNTS HELD BY D. W. POWERS.

C. R. Parsons, lumber.....	\$ 1,125 17
Superintendent's disbursements.....	685 52
A. B. Buckland, sand.....	30 00
	<hr/> \$ 5,814 85

The committee would state that, included in their expenditures, were accounts left over from last year, amounting to..... \$2,000 00  
 Paid for oak lumber for covering bridges to be used the coming year, and now piled up in the yard..... 3 125 00  
 \$5,125 00

Making the actual expenses for the current year..... 30,719 85

Your committee would also state that the withdrawal of the fire teams from doing work on the streets, by the Chairman of the Fire Department Committee, had involved an additional expenditure over previous years of over \$3,000.

Deducting which from the expenditures, as compared with last year, would make the total expenditures this year a little over \$27,000.

Your committee claim to have put down a much larger number of cross-walks, and to have done a much larger amount of grading in the outer wards than was done during any previous year, the expenses for lumber alone for cross-walks having been upwards of \$2,000. The

Committee have expended during the year for repairing walks \$1,230 82, and received for the same only \$875 99, leaving a balance yet to be credited to the fund when collected of \$354 83. They have also paid to the Commissioners for Widening York street, extending Chapin street and railroad, \$544.11, which is to be credited to the Highway Fund as soon as collected.

Your committee had at first fully determined to limit their expenditures within the amount of appropriations, but the purchase of lumber for bridges next year, by a special resolution of the Board, and which your committee consider to have been very judicious, and also the withdrawal of the fire teams, has rendered this impossible. The committee would also state that they know of no accounts chargeable to the Highway Fund which have not been audited, and included in this report.

Your committee cannot in justice omit to say that they are largely indebted to the indefatigableness of your Street Superintendent, who has devoted his entire time and talents to the faithful and energetic performance of his duties, and has in all cases, as your committee believe, acted for the interest of the city at large, without any reference to his own or any individual interests.

Your committee also take pleasure in reporting the fact that no accidents from defective bridges, culvers or sluices have occurred during the year.

All of which is respectfully submitted.

HENRY T. ROGERS,  
 WILLIAM CARING,  
 Committee.

Ordered received, filed and published.

By Aid. Rogers—Resolved, That the Treasurer credit Contingent Fund with three hundred dollars, making Bridge Assessment, Rolls and charge Bridge Fund. Adopted.

By Aid. Rogers—Resolved, That the city Treasurer be, and he is hereby directed to receive from Richard Tanner the sum of \$125 78 in full for his assessment for the construction of Tremont street sewer. Adopted.

By Aid. Briggs—Bills of Geo. Bastion, S. J. Wagoner, Daniel Wood, St. Mary's Hospital, Geo. W. Estes, Wilson & Pond, H. W. Jones, Fleckenstein Bros., John Nagle, Adam Vogel, E. R. Andrews, Geo. Bastion, C. Seel, C. Merlan, Wm. R. ades, E. C. Hotchkim and H. Mutschler. Poor Committee.

Ald. Briggs, from the Poor Committee, reported in favor of the bills of Geo. Bastion, S. J. Wagoner, Daniel Wood, St. Mary's Hospital, Geo. W. Estes, Wilson & Pond, H. W. Jones, Fleckenstein Bros., John Nagle, Adam Vogel, E. R. Andrews, C. Seel, C. Merlan, Wm. R. ades, E. C. Hotchkim and H. Mutschler. Finance Committee.

ANNUAL REPORT OF THE COMMITTEE ON RELIEF AND SUPPORT OF THE POOR.

Ald. Briggs presented the following:

To the Honorable the Common Council:

GENTLEMEN—Your Committee on Support and Relief of the Poor for the fiscal year ending April 1st, 1871, beg leave to present the following annual report:

RECEIPTS.

By balance from last year.....	\$ 283 57
Annual appropriation.....	25,000 00
Excise moneys.....	16 044 00
Monroe county poor.....	4 987 15
H. W. Jones, overseer.....	304 65

Soecial appropriation.....	25,000 00	
		\$71,619 37
Board and transportation of paupers.....	\$16 468 93	
Disbursements.....	1 087 10	
Groceries and provisions....	16 373 54	
Fuel, and delivering the same	13,033 87	
Salaries.....	8,129 40	
Boots and shoes.....	731 00	
Bread and flour.....	4,075 72	
Dry goods.....	174 61	
Undertaking.....	1,465 00	
Printing and books.....	168 42	
Repairs and furniture.....	137 52	
Sundries.....	1,115 52	
	62,960 68	
Leaving a balance of.....	8,658 69	
From the amount disbursed should be deducted amount expended for county poor.\$	4,987 15	
Amount paid of last year's bills.....	11,426 13	
On hand at poor store.....	1,265 19	
Amount paid for salaries of Excise Commissioners..	3 600 00	
Wood on hand.....	2,800 00	
Coal on hand.....	815 00	
Fixtures at coal yard.....	42 00	
Amount due from county from Jan'y 1st, 1871....	1,604 27	
Amount due from towns....	715 75	
	27,258 49	
		\$85,702 19

To which is to be added  
amount of bills now out-  
standing..... 7,092 22

Total expended for the city \$43,395 11

The number of families relieved during the year has been, on the average, 697 each month.

The statement above shows a decrease of expenditures for the present fiscal year as compared with the report of the last. Your committee deem it just and proper that they should state that the favorable exhibit is to a great extent due to the efficiency of the Overseer of the Poor, Mr. H. W. Jones, who, in our opinion, has been faithful and energetic in the performance of his duties. From the lessened amount expended, and the large sum now in the fund, it may occur to some that the poor have not had all their necessities attended to. Such, however, we believe not to be the case. The poor-master, aided to some extent by your committee, has very thoroughly investigated the condition of those who have made application, or whose names have been suggested, and your committee is quite certain that no deserving poor have been permitted to suffer.

CHAS. W. BRIGGS,  
S. REMINGTON,  
HENRY T. ROGERS,  
Committee.

Ordered received, filed and published.  
ANNUAL REPORT OF THE IMPROVEMENT COM-  
MITTEE.

Ald Parsons presented the following:  
*To the Common Council of the City of Rochester:*  
GENTLEMEN.—The undersigned Improvement Committee beg leave to offer the following as their annual report of work done under their direction during the past year.

C. R. PARSONS,  
EDWARD DAGGE,  
CHAS. W. BRIGGS.

	Length in feet.	Cost.
Whitney street—Grading roadway and sidewalks with plank walk on each side, from Lyon street to Wilder street.....	2,937	\$ 3,841 00
North avenue—Flag walk Hudson street to north line of school- house lot No. 16.....	510	887 00
Syracuse street—Grading roadway and sidewalks with plank walk on each side, from North avenue to Sciò street.....	696	898 00
Tappan street—Grading roadway and sidewalks with plank walk on each side from Sciò street to Union street.....	990	1,450 00
Chapin street—Grading roadway and sidewalks with plank walks on each side from Seward street to west line of Greig tract.....	3,500	5,790 00
James street—Curb-stone, paved gut- ters on each side, with gravel road way, from Chestnut street to William street.....	654	2,260 00
William street—Curb-stone, paved gutters and flag walks on each side, with gravel roadway, from East avenue to Monroe avenue....	1,853	10,210 00
St. Paul street—Repairing roadway with McAdam from Court street to Erie canal.....	1,525	2,700 00
Marshall street—Curb stone, paved gutters and flag walks on each side, from St. Paul street to Mon- roe avenue.....	2,930	8,254 00
Tremont street—Curb stone and paved gutter on each side, from Plymouth avenue to Caledonia av- enue.....	1,950	1,873 00
Troup street—Curb stone and paved gutter on each side, from Caledo- nia avenue to Ford street.....	842	736 00
James street—Flag walk on each side from Chestnut street to William street.....	1,271	1,907 00
Pindie alley—Paved with Medina stone from Buffalo street to Allen street.....	995	4,547 00
Mumford street—Roadway, paved with Medina stone, from State street to Mill street.....	215	2,190 00
	20,870	\$47,543 00
East avenue—Stone crosswalk, corner Anson park.....	38	114 00
South avenue—Stone crosswalk, cor- ner Holley street.....	38	114 00
South avenue—Stone crosswalk, cor- ner Hickory street.....	38	114 00
South avenue—Stone crosswalk, cor- ner Gregory street.....	39	101 00
South avenue—Stone crosswalk, each corner Muger street.....	78	203 00
South avenue—Stone crosswalk cor- ner Comfort street.....	39	97 00
South avenue—Stone crosswalk cor- ner Alexander street.....	39	116 00
South avenue—Plank crosswalk cor- ner Sanford and Cypress streets....	90	72 00
	399	\$ 981 00
Ford street—Plank walk, east side, from Atkinson street to Adams street.....	306	130 00
Savannah street—Plank walk, east side, from Monroe avenue to George street.....	1,750	750 00
Meigs street—Plank walk, west side, from East avenue to Monroe av- enue.....	2,389	1,240 00
Reynolds street—Plank walk, west side, from Adams street to Hunter street.....	750	365 00
St. Joseph street—Plank walk, west side, from Catherine street to City line.....	2,152	1,158 00
Webster street—Plank walk, north side, from Hudson street to North street.....	434	160 00
Cobb street—Plank walk, east side, from Alexander street to Averell street.....	995	363 00
Smith street—Plank walk, east side, from Magné street west.....	273	173 00
Cayuga street—Plank walk, east side, from Averell street to Nelson street.....	1,416	621 00
Saratoga avenue—Plank walk, west side.....	406	210 00

Almra street—Plank walk, west side	183	66 00
Lewis street—Plank walk, east side, from Scio street to Davis street...	825	332 00
	11,883	\$5,566 00
Total improved streets, including flag sidewalks, with necessary cross- walks.....	27,870	\$47,548 00
Total stone crosswalks.....	399	931 00
Total Plank sidewalks, including the necessary crosswalks.....	11,883	5,566 00
	33,151	\$54,040 00

Ordered received filed and published.

By Ald. Mandeville—Petition of Wm. T. Moore and others, asking the Common Council to reconsider the action granting permission to W. B. Douglass to erect a wood building.

Ald. Mandeville Moved the reconsideration of the motion granting permission to W. B. Douglass to erect a wood building. Lost.

Ald. Whitcomb moved that the Board now proceed to ballot for Police Commissioner.—Lost.

By Ald. Craig—Petition of Dewitt Green for permission to erect a wood building on his lot No. 14, situate on Litchfield street. Wood Building Committee.

By Ald. Craig—Petitions of Thomas Gledhill and others for the passage of an ordinance for the improvement of Adams street. Referred to the Improvement Committee with instructions to bring in an ordinance.

Petition of William McMannis for permission to erect a wood building on Flint street.

By Ald. Craig—Resolved, That William McMannis have leave to erect a wooded building on lot E, Frosts subdivision on Flint street, according to his petition. Adopted.

By Ald. Craig—Resolved, That the City Treasurer be and he is hereby directed to receive from Horace A. Palmer the amount of taxes standing against him for all purposes, for which taxes the property has been sold and bid in by the city, with interest at the rate of nine per cent. per annum, adding to the same the expenses of sale. Adopted.

By Ald. Craig—Resolved, That the Treasurer pay William E. Lathrop, Henry E. White and William Guggenheim five hundred and twenty-seven dollars and sixty-six cents each in full of all compensations for services and disbursements due them as Assessors for the bridge across the Genesee river at Vincent Place, and charge Contingent Fund when there are funds applicable.

Ald. Remington presented the following as a substitute:

By Ald. Remington—Resolved, That the Treasurer pay W. E. Lathrop, Wm. Guggenheim and H. E. White, two hundred and twenty-seven dollars each, upon their giving a receipt in full for all labor performed in making assessments for a bridge across the river and office rent, and charge Bridge Fund.

Ald. Craig moved the indefinite postponement of Ald. Remington's resolution. Lost.

Ald. Caring moved that the resolution be amended by striking out \$227 and insert therefor \$400. Lost.

Ald. Craig moved to amend the resolution by striking out \$227 and insert therefor \$365. Lost by the following vote:

Ayes—Ald. Briggs, Whitcomb, Caring, Smith, Relyea, Craig, Kelly, Woodruff, Gerling, Charters, Mauder—11.

Nays—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Connolly, Meyer, Glover, Stone,

Mandeville, Digge, Stebbins, Aikenhead, Parsons—14.

The original resolution of Ald Remington was then adopted by the following vote:

Ayes—Ald. Wait, Andrews, Rogers, Remington, Herzberger, Smith, Connolly, Meyer, Glover, Stone, Mandeville, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—17.

Nays—Ald. Briggs, Whitcomb, Caring, Relyea, Craig, Kelly, Woodruff, Gerling—3

By Ald. Craig—Resolved, That the Treasurer pay David Niven \$30 for services rendered the Assessment Committee on bridge, and charge Bridge Fund.

Ald. Herzberger moved to indefinitely postpone the resolution. Lost.

Ald. Craig's resolution to pay David Niven was then adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Caring, Smith, Relyer, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Mauder, Aikenhead, Parsons—23.

Nays—Ald. Herzberger, Stebbins—2.

By Ald. Craig—Whereas, The present City Treasurer, Harvey P. Langworthy, Esq., is about retiring from office, after having been elected for three successive terms, and after having filled the very responsible and laborious position of City Treasurer for the past six years and performed the duties thereof with integrity, faithfulness and ability, to the satisfaction and advantage of the tax-payers and the public generally and with credit to himself, and having also served in a like manner as Deputy Treasurer for the six years previous,

Resolved, That in severing our official relations with Mr. Langworthy, we extend to him our thanks for his unvarying courtesy and promptness in the transaction of all business connected with his department, and we assure him that he leaves the office with our best and kindest wishes for his future welfare and success. Adopted.

By Ald. Craig—Resolved, That the Clerk draw an order in favor of H. P. Langworthy, Esq., City Treasurer, for five hundred dollars per annum additional salary, for his services during his term of office, and charge Contingent Fund, where there are funds applicable.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Woodruff, Mandeville, Gerling, Charters, Dagge, Mauder, Aikenhead, Parsons—19.

Nays—Ald. Briggs, Andrews, Rogers, Stone, Kelly, Stebbins—6.

Ald. Mauder moved to suspend the rule to adjourn at 11 o'clock. Carried.

By Ald. Craig—Resolved, That the City Assessors be and they are hereby instructed to prepare the Assessment Roll for the opening and extension of Caspin street, according with the ordinance for the opening of said street.—Adopted.

By Ald. Craig—Resolved, That the Treasurer is hereby directed to pay W. S. Grantsyn five hundred dollars extra compensation for services and charge Contingent Fund when there are funds applicable.

Ald. Gerling moved to amend the resolution by striking out the sum "\$500" and inserting therefor the sum \$200.

Ald. Kelly moved to amend by striking out the sum \$500 and insert therefor \$400. Lost.

Action was then taken on Ald. Gerlings amendment, which was carried.

The original resolution of Ald Craig as amended was then adopted by the following vote :

**Ayes**—Ald. Briggs, Whitcomb, Wait, Remington, Herzberger, Caring, Smith, Relyea, Connolly Meyer, Glover, Craig, Kelly, Woodruff, Mandeville, Gerling, Charters, Mauder, Aikenhead, Parsons.—20,

**Nays**—Ald. Andrews, Rogers, Stone, Dagge, Stebbins.—5.

By Ald. Stone—Resolved, That the compliments of every member of this Common Council be and is hereby presented to our President for the pleasant, impartial and gentlemanly manner in which he has presided over our deliberations during the past year, and that during the coming year he will kindly remember his old associates, who will toil on in the same old path he has trod for the last four years. Adopted.

Ald. Stone called up the resolution offered by himself March 21st (folio 283 of proceedings), in regard to granting aid to the Fifty fourth Regiment, and moved its adoption.

Adopted by the following vote :

**Ayes**—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons.—25.

Ald. Stebbins moved that the wards be called in their order, commencing at the Fourteenth Ward. Carried.

Ald. Parsons moved that the Board now proceed to ballot for Police Commissioner. Lost.

By Ald. Mauder—Resolved, that the City Surveyor be instructed to ascertain, and report to this Board, what, if any, encroachment upon city property has been made or caused by the New York Central Railroad Company on the east bank of the Genesee River, and immediately north of the tracks of said company. Adopted.

#### ANNUAL REPORT OF THE POLICE COMMITTEE.

Ald. Charters presented the following :

*To the Honorable the Common Council :*

**GENTLEMEN** :—The Police Committee beg leave to submit the following report of the expenditures and receipts of the Police Department :

#### RECEIPTS.

By annual appropriation.	\$30,000 00	
By special appropriation.	21,000 00	
By fines and penalties collected	4,759 00	—\$55,759 00

#### EXPENDITURES.

To salaries to Policemen, Chief of Police and Police Justice	\$47,855 38
To printing and stationery	58 00
To furniture and repairs	385 04
To disbursements	802 86
To fuel and lights	543 25
To medical services	76 50
To legal services	50 00
To sundries	381 56
	—\$50,152 59

Balance in the Treasury.....\$ 5,596 41

We also present the report of the Chief of Police :

*To the Police Committee of the Common Council :*

**GENTLEMEN** :—The number of arrest from April 1st, 1870, to this date were 3,445. Amount

of stolen property recovered and returned to the owners, \$4,966.69.

Other matters of interest might be added, but the limited time allowed after receiving notice from you will not permit. Yours respectfully,

SAM'L M. SHERMAN,  
Chief of Police.

Rochester, March 28, 1871.

Your Committee are of the opinion that the present police system is a success, and we believe that further amendments to the police law are unnecessary. We call your attention to the present force with pride, and venture the assertion without fear of contradiction, that no better lot of men can be found in any Police Department in the Union. The Police Commissioners deserve great credit for the care they have exercised in the selection of men, and for the strict enforcement of rules and regulations which in a very great measure tends to make the system what it is. We trust the Department may always retain the high position it has attained in the community at large.

All of which is respectfully submitted.

ROBERT CHARTERS,  
W. MANDEVILLE,  
H. H. CRAIG,

Committee.

Ordered received, filed and published.

By Ald. Stebbins—Resolved, That the Treasurer pay to M. G. Warner, Jr., attorney for Matthew G. Warner, trustee, &c., one hundred and sixteen dollars and seventy-one cents, to C. C. Davison, attorney for Mary Ann Stone, one hundred and sixteen dollars and sixty-five cents, to C. Jordan, attorney for herself and others, one hundred and six dollars and sixty-five cents, being the several amounts adjudged to the parties above named in action by the City of Rochester against them instituted in 1832, wherein judgment roll was filed and judgment docketed March 2, 1871, as appears by copy of judgment and report of referee now on file, and that the said amount be charged to the Contingent Fund, when there are funds applicable.

Adopted by the following vote :

**Ayes**—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons.—25.

By Ald. Stebbins—Resolved, That the City Treasurer pay John Lutes for Edwin S. Hayward, four hundred and sixty-six 6-100 dollars, being the amount of his claim for judgment and costs as awarded by the Court and charge to Contingent Fund when there are funds applicable. Also one dollar and charge same Fund. Adopted by the following vote :

**Ayes**—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Dagge, Stebbins, Mauder, Parsons.—23.

By Ald. Stebbins—Resolved, That the City Treasurer pay John Lutes, for S. D. Walbridge, and others, forty-seven 39-100 dollars, being the amount of their claim for damages and cost, as awarded by the Court, and charge Contingent Fund, when there are funds applicable. Adopted by the following vote :

**Ayes**—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Wood-



ruff, Mandeville, Gerling, Dagge, Stebbins, Mauder, Parsons—21.

Ald. Stebbins moved the reconsideration of the resolution offered by him, February 23d, (folio 266 of proceedings,) to pay E. S. Hayward. Carried.

Ald. Stebbins moved that the resolution be indefinitely postponed. Carried.

By Ald. Gerling—Resolved, that the thanks of this Board and the citizens of Rochester, are eminently due to our very able City Attorney for the manner in which he has discharged the duties of his office; also to our City Clerk and Messenger, for the faithful manner in which they have discharged their duties. Adopted.

By Ald. Mandeville—Resolved, that the City Surveyor make a profile of the westerly termination of Atwater street, at its junction with the New York Central Railroad, and report therewith any intrusion of said Railroad Company upon either Atwater or North Water street, at the first regular meeting in April next. Adopted.

By Ald. Kelly—Resolved, That the bonds of this city to the amount of one hundred and fifty thousand dollars, bearing interest at the rate of seven per cent., payable semi-annually, be issued in accordance with the provisions of the act passed by the Legislature of the State of New York, — day of —, 1871, and that the City Treasurer, with the Finance Committee, are hereby authorized to seal and dispose of the same at not less than par.

Adopted by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Mauder, Parsons—24.

By Ald. Kelly—Resolved, That the President of this Board, Ald. Andrews, is hereby requested personally to superintend and furnish the new Bonds to be issued by the city according to the resolution just adopted. Adopted.

Ald Kelly moved that the Board now proceed to ballot for Police Commissioner. Carried by the following vote:

Ayes—Ald. Briggs, Whitcomb, Wait, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead, Parsons—23.

Nays—Ald. Andrews, Rogers

FIRST BALLOT.

Geo. G. Cooper received.....	13	votes.
Alonzo G. Whitcomb received.....	5	..
Samuel R. Woodruff ..	4	..
John H. Wilson ..	1	vote.
Lodwick F. Relyea ..	1	..
Henry E. Rochester ..	1	..

No choice.

The President announced as the Committee to confer with the New York Central Railroad Company, Ald. Caring, Parsons and Relyea.

FINANCE BUDGET.

ROCHESTER, March 31 1871.

By Ald. Kelly—Resolved, That the treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.	
E. M. Wray, keys, &c., for messenger.....	\$ 3 50
M. Heavey, costs in suit Curtiss vs. City.....	3 50
Tracy & Rew, printing.....	104 45
Thomas H. Hopwood, disbursement.....	25 00
H. & G. H. Humphrey, costs in suit Curtiss vs. city	109 73
H. P. Langworthy, Treasurer, 1 quarter salary to April 1st.....	875 00
William Collinson, hack hire.....	3 00
Adolp Noltz, printing.....	390 25

George W. Walbridge, hack hire.....	6 50
Jesse Shepherd ..	6 75
Edward Tanner ..	3 00
W. A. Yerker, services.....	16 50
E. E. Andrews, printing.....	12 75
W. F. Morrison, disbursements.....	33 24
Thomas H. Hopwood, disbursements.....	28 13
And charge Contingent Fund.	

POOR FUND

Abram Stocking, wood.....	\$159 95
Rochester Gas Light Company, gas 1 quarter to March 1st (Poor Office).....	8 75
S. B. Roby, rent of sheds 1 quarter, March 1st.....	125 00
Jacob Gerling, flour and meal.....	202 06
Geo. W. Estes, wood, (pay J. H. Kelly).....	147 00
H. Mutschler, meat.....	100 00
E. C. Hetchkin, ice.....	25 10
W. Roades, shoes.....	154 00
C. Gerlau, paid orders.....	86 00
C. Seel, groceries.....	57 00
Geo. Bastian, bread, &c. (pay H. B. Clark & Co.).....	19 04
E. E. Andrews, printing.....	12 25
Adam Vogel, meat.....	102 65
John Nagle, paid orders.....	46 75
Fleckenstein Bro's, bread.....	81 90
H. W. Jones, disbursements.....	128 55
Wilson & Pond, flour and meal.....	155 05
St. Mary's Hospital, board.....	1,506 29
Daniel Wood, costs.....	40 00
S. J. Wagoner, delivering wood and coal.....	160 25
Geo. Bastian, bread and crackers.....	31 59
And charge that Fund.	

LAMP FUND.

J. E. Relyea, lighting and extinguishing lamps, for March.....	\$ 793 92
J. E. Relyea, setting lamp posts.....	2 00
Louis Richter, carting ..	2 00
Martin Dolan, setting ..	3 00
Z. Dobbs ..	1 00
N. H. Galusha, 10 lamp posts.....	125 00
J. Wegman, carting lamp posts.....	1 00
Williams & Batsoners, burners.....	15 00
George White, carting lamp posts.....	1 00
And charge that fund.	

HIGHWAY FUND.

S. A. Zorn, papering Superintendent's office.....	25 43
And charge that Fund.	

POLICE FUND.

Tracy & Rew, printing.....	\$ 20 50
Smith & Roberts, coal.....	39 50
E. W. Bryan, P. J., one quarter salary April 1st.....	500 00
and charge that fund.	

SEWER REPAIR FUND.

Daniel McCormick, repairs .....	\$ 5 50
And charge that fund.	

MAP, SURVEY AND RECORD FUND.

Sidney G. Wynne, Draughtsman, 1 month salary April 1.....	100 00
Lindley M. Barrett, Assistant Surveyor, 1 month salary, April 1.....	89 33
And charge that Fund.	

POLICE FUND.

S. M. Sherman, 1 mo. salary to April 1, 1871.....	\$41 67
P. H. Sullivan, ..	90 00
A. McLean, ..	85 00
Wm. J. Rogers, ..	85 00
William S. Fickett, ..	85 00
Jonathan Dresser, ..	85 00
Peter Hughes, ..	75 00
William Rogers, ..	75 00
Henry D. Shove, ..	75 00
Charles Green, ..	75 00
George Bingham, ..	75 00
John J. Garrett, ..	75 00
David Monaghan, ..	75 00
Henry D. Baker, ..	75 00
Thos. F. Hurley, ..	75 00
Thos. Dukelow, ..	75 00
P. C. Kavanaugh, ..	75 00
John Barry, ..	75 00
Barth. Crowley, ..	75 00
E. Van Vorst, ..	75 00
A. H. Franklin, ..	75 00
Jas. McAdvey, ..	75 00
Joseph P. Cleary, ..	75 00
Frank Goodwin, ..	75 00
Jno. McQuarters, ..	75 00
Peter C. Lauer, ..	75 00
Robert Burns, ..	75 00
Frank Schaffer, ..	75 00
John Ragan, ..	75 00
Ralph Bendon, ..	75 00
Jacob Harter, ..	75 00
James Murray, ..	75 00
Thos. A. Crouch, ..	75 00
Andrew Connolly, ..	75 00

Frank Bemis	75 00
Alde Oliver	75 00
Martin A. Beman	75 00
Jacob Frank	75 00
Michael Woolf	75 00
Charles McCormick	75 00
Joseph S. Roworth	75 00
John H. Dana	75 00
W. B. McArthur	75 00
Frank B. Allen	75 00
William White	75 00
Lyman Johnson	75 00
Thos. A. Burchell	75 00
Caleb Pierce	75 00
Samuel Brown	75 00
Perry Marzloff	75 00
Barney Horneeler, 29 1/2	73 75
Jeremiah Twaig, 29	72 50
Geo. Lathrop, 29	72 50
Hugh Clark, 29	72 50
Wm. F. Lusk, 29	72 50
Isaac Spears, 28 3/4	71 25
Thomas Lynch, 28	70 00
Jos Gommenginger, 27	67 50
Michael Hyland, 25 1/2	63 75
Wm. O'Neil, 25	62 75
George W. Lord, 22	55 00
James K. Foster, 21	52 50
John C. Hilde, 19 1/2	48 75
C. B. McKibbin, 28	70 00
E. W. McBurney, 29	72 50
J. Denzer, 30	50 00

\$4,929 17

Examined and approved.

JOHN LUTES,  
GEORGE G. COOPER,  
HENRY S. HEBARD,  
Police Commissioners.

And charge that fund.

FIRE DEPARTMENT FUND.

John Smith, repairs	\$13 09
Barnard & Brigham, oil	19 36
Loose & Zimmer, say	27 12
Holloway & Norrington, repairs	5 82
Jacob Lux, repairs	25 89
J. J. Kolb, bell ringing	21 25
Valentine Denger, inspecting boiler	5 00
F. P. Michel, repairs	113 36
Wm. Burk & Co., sundries	7 81
J. H. Wilson & Co., bedding	26 50
J. H. Kelly & Co., repairs	78 00
Jacob Gerling & Bro., teed	246 05
W. H. Gorsline, removing earth at building walls	75 44
Geo. B. Smith, coal	8 15
St. Peter's and St. Paul's church, bell ringing	98 75
Perrine & Stewart, repairs	86 96
H. Brewster & Co., brooms, salt, &c.	22 75
Jacob Lux, repairs	9 55
John Haman, horse hire	80 00
Smith & Roberts, coal	14 10
Wm. Boon, hay	10 91
E. C. Hotchkin, ice	18 40

FIRE DEPARTMENT FUND.

MONTHLY PAY ROLL FOR MARCH, 1871.

Steam Fire Engine Co. No. 1.

W. DeGarmo, for 1 mo. services as Engineer to April 1, 1871	75 00
Jerome Dowd, for 1 mo. services as Driver to April 1, 1871	50 00
Richard Mills, for 1 mo. services as Driver to April 1, 1871	50 00

Steam Fire Engine Co. No. 2.

Seneca Dobbs, for 1 mo. services as Engineer to April 1, 1871	75 00
Michael Lumbert, for 1 mo. services as Driver to April 1, 1871	50 00
Jno. Bower, for 1 mo. services as Driver to April 1, 1871	50 00

Steam Fire Engine Co. No. 3.

E. Whittier for 1 mo. services as Engineer to April 1, 1871	75 00
John Ransom, for 1 mo. services as Driver to April 1, 1871	50 00
Le. i. Gommenginger, for 1 mo. services as Driver to April 1, 1871	50 00

Steam Fire Engine Co. No. 4.

J. P. Forman, for 1 mo. services as Engineer to April 1, 1871	75 00
Jas. Snyder, for 1 mo. services as Driver to April 1, 1871	50 00
Barney Kearney, for 1 mo. services as Driver to April 1, 1871	50 00

Hook & Ladder Co. No. 1.

Anthony Andrus, for 1 mo. services as Driver to April 1, 1871	50 00
---	-------

*Superintendent of Hose Depot.*  
R. B. Paine, for 1 mo. services as Sup't Depot to April 1, 1871..... 75 00  
Monthly Washing Bill..... 15 00

*Chief Engineer.*  
L. S. Gibson, for 1 mo. services as Chief Engineer to April 1, 1871..... 125 00  
\$965 00

*Payable to L. S. Gibson, March 31, 1871.*  
B. F. Blackall, 1 mo. salary as Superintendent Fire Alarm Telegraph..... 88 33  
QUARTERLY PAY ROLL FOR THE QUARTER ENDING MARCH 31 ST, 1871.

Hook & Ladder Co. 1 qr. salary ending March 31st, 1871..... 487 00
Hosemen Steamer No. 1, qr. sal. to April 1..... 225 00
..... 2, .....
..... 3, .....
..... 4, .....
Quarter Washing Bill..... 7 00

\$1,394 00

*Payable to L. S. Gibson, March 31, 1871.*  
Protective S. & B. Co. for quarter salary, ending March 31, 1871..... \$375 00

Alert Hose Co. for quarter salary ending March 31, 1871..... 375 00  
Active Hose Co. for quarter salary ending March 31, 1871..... 275 00

O. L. Angevine, for 1 qr. salary as Fire Marshal to April 1..... 175 00  
J. Malcomb, 1 qr. sal. as Ass't Eng'r to April 1st..... 75 00

John Goldsmith, .....
John Conroy, .....
H. W. Mathews, .....
Edward Harris, .....
J. B. Bennett for one quarter rent of Engine House No. 4..... 62 50

Payable N. S. Rogers.

Adopted by the following vote:  
Ay—Ald. Briggs, Whitcomb, Wait, Andrews, Remington, Herzberger, Caring, Smith, Relyea, Connolly, Meyer, Glover, Craig, Stone, Kelly, Woodruff, Mandeville, Gerling, Charters, Dagge, Stebbins, Mauder, Aikenhead Parsons—24.

By Ald. Stone—Resolved, That as the sense of this Board, Ald. Briggs, Mayor elect, be requested, on the organization of the new Common Council, to invite some clergyman to offer a prayer that the blessings of heaven may descend upon our deliberations, and on the people of our goodly city. Adopted.

On motion of Ald. Mauder, adjourned until Monday next, at 2 o'clock P. M.  
W. F. MORRISON, City Clerk.

**In Common Council, April, 3d, 1871.**

ADJOURNED MEETING.

President Ald. Ezra R. Andrews, presiding.  
Present—Ald. Briggs, Whitcomb, Wait, Andrews, Rogers, Remington, Herzberger, Caring Smith, Relyea, Connolly, Meyer, Glover Craig, Stone Kelly y, Woodruff, Mandeville, Gerling, Charters, Stebbins, Nagle, Mauder, Aikenhead, Parsons—25.

Absent—Ald. Barker, Dagge.—2.  
APPROVAL OF MINUTES.

On motion of Ald. Kelly the minutes of meetings March 21st, 23rd and 31st were approved as recorded by the Clerk.

The Clerk presented the following from his Honor the Mayor:

MAYOR'S OFFICE,  
ROCHESTER N. Y., April 1, 1871. }  
*To the Common Council of the City of Rochester:*  
I have to advise you that Gen. John Williams, the Treasurer elect, has duly filed in this office his official bond in conformity with the resolution of your Board. Also, that the Constables elect for the several wards, excepting the 10th, 11th and 13th, have filed their bonds in this office. Respectfully yours,

JOHN LUTES, Mayor.  
Ordered received, filed and published.

Ald. Craig moved that a committee of three be appointed to wait upon His honor, the Mayor, and ascertain if he has any communication to present to the Board. Carried.

The President appointed as such committee Ald. Craig, Mandeville and Stebbins

#### ANNUAL REPORT OF THE LAMP COMMITTEE.

Ald. Aikenhead, from the Lamp Committee, presented the following:

To the Honorable Common Council:

GENTLEMEN:—Your Lamp Committee would respectfully submit the following as their Annual Report:

RECEIPTS.	
By General Tax.....	\$21,000 00
By Special Appropriation.....	20,000 00
<b>Total receipts.....</b>	<b>\$40,000 00</b>
EXPENDITURES.	
Gas for Public Lamps, lighting and extinguish- ing the same.....	\$23,661 25
Care of Kerosene Lamps.....	8,056 20
Lamp Posts.....	3,026 50
Lamp Glass, &c.....	1,411 58
Repairs.....	1,631 61
Cartage and Labor.....	308 13
Sundries.....	18 55
<b>Total expenditures.....</b>	<b>\$38,019 82</b>

WM. AIKENHEAD,  
ROBERT CHARTERS,  
JOHN NAGEL,  
Lamp Committee.

Ordered received, filed and published.

Ald. Craig, from the Committee to wait upon His Honor the Mayor, presented the following:

#### VALEDICTORY OF MAYOR LUTES.

MAYOR'S OFFICE,

ROCHESTER, April 3d, 1871.

To the Common Council of the City of Rochester:

GENTLEMEN—At the close of the fiscal year in our municipal government, and of my term of office, it is appropriate that I should present a very brief review of the affairs of the city.

I have to congratulate you on the continued healthfulness of our city the past year, sustaining its reputation, in this regard, as the most healthful city in the Union. Its growth in wealth and population has been most gratifying, and there is every indication and promise of its continued prosperity.

The several departments of the city government have been, in the main, successful in meeting the requirements of the public service.

The increase of our police force has secured better order in the outer wards, where such increase was detailed for duty.

My observation and experience for several years past, in the business of the department for the relief of the poor, has strongly impressed my mind with the importance of devising some plan, through the street department or otherwise, to furnish employment in the winter to those thrown upon the city for aid, by reason of the failure to find other employment. Some such arrangement would afford the desired relief to the poor and dependent who are able to work, and would really be an economical plan for the city. A large number of our day-laborers are quite im-provident, and when employment ceases are immediately dependent upon the Poor Department for aid.

It will not, I trust, be regarded inappropriate if, indeed, it is not due to the public that I take this occasion to present a brief review of the financial operations of the city government for the past year or two. It may be suggestive of the directions in which to apply our efforts to

secure retrenchment in public expenditures, and reduce our present high rate of taxation.

As the most convenient way to present a view of the financial affairs of the city, I append two tabular statements derived from the Treasurer's accounts, but in a form more intelligible to the large body of the taxpayers.

In view of the fact that \$62,700 less of the bonded debt became due the past year than the year next preceding, and that only \$23,500 is payable this year, the hope has been entertained that we would experience the relief of a diminution in the amount of the general city tax. This hope is not likely to be realized.

Table Exhibiting the Amount Placed to the Credit of the Several Departments in the Years

	1869-70	1870-71.
Poor Fund.....	\$57,311 29	\$69,710 43*
Parks.....	1,406 80	1,712 36
Sewer repair.....	1,087 37	1,538 29
Contingent.....	52,773 53	55,374 29
Board of Health.....	4,000 00	5,000 00
Lamps.....	38,170 37	40,000 00
Police.....	61,623 50	53,759 00
Highway.....	26,271 11	33,965 45
House of Truants.....	6,167 71	18,320 71
Board of Education.....	94,106 40	139,718 25
Fire Department.....	50,048 84	60,036 51
	\$392,966 92	\$476,597 25

\*The Excise Commissioners have paid into this fund, the past year, about \$17,000, about double the amount derived from this source in any previous year.

Table Exhibiting the Amount of Expenditures of the Several Departments in the Years

	1869 70	1870-71
Poor Fund.....	\$53,657 40	\$60,490 16
Parks.....	1,194 24	1,757 24
Sewer repairs.....	1,079 14	1,304 37
Contingent.....	50,820 16	53,210 16
Board of Health.....	3,853 68	5,158 34
Lamp Fund.....	28,594 14	31,841 06
Police.....	49,843 42	50,152 59
Highway.....	23,553 45	33,264 84
House of Truants.....	4,312 09	16,973 02†
Board of Education.....	98,645 35	125,512 35
†Fire Department.....	54,915 69	41,395 38
	\$371,008 76	\$421,160 41

†Largely increased by expenditures for new house.

‡The expenditures of the Fire Department this year were largely increased in erection of new engine house No. 3 and purchase of two new steam engines.

The above exhibits do not embrace unsettled accounts yet to be presented, nor the large interest account against the city.

I cannot omit the occasion to bring to view a circumstance affecting very seriously the tax question in this city, the full extent of which I do not think the public generally are aware. I allude to the amount of property exempt from taxation. A fair estimate of the value of churches, hospitals, orphan asylums, sectarian schools and colleges, and the property of clergymen exempt, I find an aggregate of \$1,762,000, upon which no tax is imposed to support the city government, and when we come to add to this the very large amount of general government bonds and other property that in one way or another escape taxation, the subject presents an alarming aspect to those of our citizens who have to support the burthens of government, and should engage the attention and efforts of tax-payers to remedy an existing and increasing evil in our system of taxation.

Municipal bodies have no direct control over this subject, but may bring their influence to bear in shaping the legislation in regard thereto.

In closing our official relations, I feel it due alike to the members of your Board and myself to say, that while I have felt constrained at times to differ with the Board in regard to some measures taken by you in the discharge of your duties, I did so in no unkind spirit, nor do I

cherish any but the most friendly regards to the several members of your Board and the city officials, and trust that in the good providence of God your lives may be long preserved and attended with prosperity and happiness, and that our highly favored city may enjoy an uninterrupted career of growth and prosperity.

Respectfully yours, &c,  
**JOHN LUTES, Mayor.**

Ald. Kelly moved that the communication be received, filed and published. Carried.

**VALEDICTORY OF PRESIDENT ANDREWS.**

**GENTLEMEN OF THE COMMON COUNCIL.**—One year ago, when I entered upon the duties which you assigned to me, it was with the determination to exercise every power placed in my hands to promote what seemed to me to be for the interest of the whole city; to preside over your deliberations with entire impartiality, and to conduct with your assistance, the business of the Council in such a manner as to give to all matters of importance full consideration, and to despatch all business of mere form with the least expense of your time. I have not been conscious during the year of an intentional departure from this rule. How well I have succeeded, I leave for you to decide.

For the uniform, and I may add, even excess of courtesy which you have exhibited towards me, I cannot find words to adequately express my sense of obligation, but from an overflowing heart I thank you. I can but believe that whatever you may have thought of the correctness of my action, you have given me credit for purity of motive.

I can say with truth that whatever may be the impressions in the minds of the citizens of this city, the instances have been rare indeed in which the actions of each member of this Board have not been based upon the desire to promote the best interests of our city. I regret to say, however, that this conscious rectitude is too frequently the only reward which you have for the arduous labors you have to perform. The interests of the city have become so numerous with its increasing growth that Aldermen cannot discharge their duties properly except at great pecuniary disadvantage, and it is not too much to ask that they should receive the confidence and support of the public.

So much has been said of excessive taxation in our city that I have prepared, and herewith present, the following statement of expenditures during the year just closed, chiefly compiled from the reports of the committees.

STATEMENT:	
CONTINGENT EXPENSE DEPARTMENT.	
Bills paid.....	\$ 53,210 16
Outstanding bills.....	4,750 99
Additions to salaries...	1,200 00
Total expenditures.....	\$59,141 15
Bills paid belonging to previous year.....	7,158 30
Transferred to Bridge Fund.....	600 00
	7,758 30
Total expense chargeable to present year..	\$ 51,382 85
Of this amount there was received from interest, licenses, &c.....	15,374 29
Leaving to be collected by tax.....	36,008 56

POOR DEPARTMENT.	
Bills paid.....	\$ 62,960 68
Bills now outstanding..	7,692 92
Goods, wood and coal from last year.....	2,185 53

Total expenditure.....	\$ 72,859 18
Paid bills of previous year.....	11,426 13
Paid for expenses to county poor.....	4,987 15
Due from county.....	1,604 27
Due from towns.....	715 75
Goods, wood, coal, &c, on hand.....	4,925 19
Total deductions.....	23,658 49
Total cost for present year.....	\$ 49,180 64
Received from excise, licenses, &c.....	16,044 00
Amount to be collected by tax.....	33,136 64

**STREET DEPARTMENT.**

Bills paid.....	\$ 34,003 16
Bills outstanding.....	1,841 69
Addition to salary.....	300 00
Total expenditure.....	\$ 36,144 85
Paid bills of previous year.....	2,000 00
Lumber on hand now...	3,125 00
Total deductions.....	5,125 00
Expenses for the year..	\$ 31,019 85
Collected for dirt, &c., To be collected by tax	2,500 00
Appropriations to avenues.....	28,519 85
	3,200 00

**FIRE DEPARTMENT.**

Bills paid.....	\$ 46,395 38
Bills audited March 31st	5,045 25
Due on contracts for buildings and sites...	14,300 00
Total expenses and contracts.....	\$ 65,740 66
Paid bills of previous year.....	8,332 59
Contracts for sites and houses.....	19,130 00
Total deductions.....	27,522 59
Expenses for support of departments.....	\$ 38,218 07

**LAMP DEPARTMENT.**

Total expenditures.....	\$ 38,013 8 2
-------------------------	---------------

**PUBLIC PARKS.**

Total expenditures.....	\$ 1,757 24
-------------------------	-------------

**TRUANT HOUSE.**

Bills paid.....	\$ 16,791 84
Bills outstanding.....	2,153 85
Total expenditures.....	18,945 69
Paid on building.....	9,391 81
Outstanding on building	2,153 85
Total deductions.....	11,545 69
Total expense for the year.....	\$ 7,400
Received from labor of boys.....	1,320 80

**POLICE DEPARTMENT.**

Total expenditures.....	50,152 59
-------------------------	-----------

**SEWER REPAIRS**

Appropriation ..	1,500
------------------	-------

**SCHOOLS.**

Appropriations.....	131,000 00
Paid last year's deficiency.....	\$ 15,000 00
Paid for school houses.....	15,000 00
	30,000 00
Cost to sustain schools.	\$101,000 00
Appropriations for new survey.....	\$ 5,000 00
Paid interest on bonds.....	42,907 04
Total expense of city	420,782 10
City bonds paid.....	62,500 00
Total expenses and debt paid.....	483,282 10
Deduct amount received from licenses, &c.....	30,318 29
Deduct bonds paid.....	62,500 00
	92,818 29
Expense of City Government for the year..	\$389,413 81

This is about 36 10 per cent on the assessed valuation of the property in the city subject to taxation, and but for the mistaken policy that was pursued some years before the war, of borrowing money on bonds of the city for the purchase of city property, nearly all of the \$42,000 of interest paid during the past year would have been saved.

As it is the taxation for the past year, aside from expenditures in paying indebtedness and for permanent improvements has been but about one per cent of the actual value of property.

Rochester for the past five or six years has had an unenviable reputation in comparison with other cities in the matter of percentage of taxation, because our assessed values are lower in comparison with actual values, and because we have been paying off our indebtedness. The debt resulting from the late war is all paid but \$80,000 which sum was borrowed to furnish relief to the families of soldiers, and the entire bonded

indebtedness of the city is but about \$620,000, to which must be added the Flood Damage Loan of \$30,000; money borrowed to pay deficiencies caused by the non-payment of taxes, \$100,000; and deficiencies which have been accumulating and augmenting for several years to the amount of \$150,000, making the total indebtedness about \$900,000, from which should be deducted the indebtedness caused by unpaid taxes, and the indebtedness for Rochester and Genesee Valley railroad stock of \$244,000, which can be provided for by assets, leaving the actual indebtedness to be provided for during the next ten years \$550,000. It is doubted if another city in this country, of the same size, can show as good a financial statement.

In severing our official relations, allow me again to thank you for your extreme kindness to me in all our official and personal relations.

Ordered received, filed and published.

On motion of Ald. Kelly the Board adjourned sine die. W. F. MORRISON, City Clerk.

# CITY TREASURER'S ANNUAL REPORT.

To the Honorable the Common Council:

GENTLEMEN—The Treasurer herewith presents his annual report, as required by section 64 title 4, of the City Charter.

H P LANGWORTHY, Treasurer.

BALANCE SHEET OF THE CITY TREASURER'S  
LEDGER, MARCH 4, 1871.  
Dr.

Park Fund.....	\$ 44 68
North St. Paul Street Repair Fund.....	7 82
Metropolitan National Bank.....	485 00
Mechanics' Savings Bank in account with Mt. Hope Cemetery General Account.....	1,018 06
St. Joseph Street Plank Walk.....	597 62
Mechanics' Savings Bank, in account with Mt. Hope Repair and Sinking Fund.....	2,169 54
Mount Hope Cemetery.....	8,912 28
Bonds and Mortgages.....	490 00
Erroneous Assessments.....	15,865 65
Tremont Street Sewer.....	3,238 60
Wilson Street Sewer.....	1,795 96
Relief Loan, 1864.....	80,000 00
Bounty Loan, 1864.....	27,435 10
Floating Debt Loan, 1868.....	57,000 00
Floating Debt Loan, 1862.....	66,000 00
City Hall Loan.....	25,000 00
Bridge Loan, 1857.....	50,000 00
Main Street Bridge Loans.....	45,000 00
Clarissa Street Bridge Loan.....	15,000 00
Steam Fire Engine Loans.....	20,000 00
R & G. V. Railroad Stock Loan.....	244,000 00
Damages by Flood Loan.....	32,720 49
N. Y. S. Arsenal Loan.....	18,688 13
Helena Street Plank Walk.....	6 86
Oak Street Improvement.....	11,472 01
James Street Improvement.....	2,851 62
Pindle Alley Improvement.....	2,126 63
North Fitzhugh Street Sewer.....	1,416 08
Mt. Vernon Avenue Extension.....	763 72
Hoelzer Street Plank Walk.....	16 96
Smith Street Plank Walk.....	43 35
North Water Street Improvement.....	208 41
Marsh Street Improvement.....	4,350 87
Almira Street Sewer.....	693 38
South St. Paul Street Improvement.....	1,542 91
Saxton Street Outlet Sewer.....	291 95
William Street Improvement.....	7,410 49
Fire Hydrants.....	23 22
Repairing Walks.....	141 15
Repairing Street Sewer.....	56 32
North Washington Street Sewer.....	1,073 65
Cayuga Street Plank Walk.....	22 73
Tremont Street Improvement.....	308 11
Maple Street Sewer.....	449 63
Repairing South Fitzhugh Street.....	201 04
Tappan Street Improvement.....	23 56
Troup Street Improvement.....	358 67
Plymouth Avenue Improvement.....	81 21
Chapin Street Improvement.....	562 30
Lewis Street Plank Walk.....	2,039 22
Saratoga Avenue Plank Walk.....	351 20
Allen Street Sewer.....	201 04
Scranton Street Outlet Sewer.....	687 95
Almira Street Plank Walk.....	1,593 19
Appropriation for Deficiencies, 1870.....	24 41
	149,000 00

Hanover Street Sewer.....	73 27
Vienna Street Sewer.....	183 85
Buffalo Street Improvement.....	8,265 73
Phelps Avenue Sewer.....	416 70
Exchange Street Improvement.....	2,846 72
South Fitzhugh Street Sewer.....	398 57
Hudson Street Sewer.....	647 25
Lands Sold for Taxes, &c.....	1,153 96
House for Truants.....	53,480 25
Wilder Street Sewer.....	1,646 69
Hunter Street Sewer.....	610 48
Monroe Avenue Sewer.....	437 26
Flatt Street Improvement.....	991 79
Powers' Banking House.....	1,041 91
Union Street Sewer.....	21,441 93
First Presbyterian Church Lot.....	1,845 67
Jefferson Street Improvement.....	26,381 20
Free Academy Site.....	133 42
Champlain Street Improvement.....	15,000 00
North Street Flag Walk.....	916 20
Marietta and Pitt Streets Sewer.....	107 82
Fitzhugh Street Improvement.....	225 34
Arsenal Square Improvement.....	271 80
Joiner Street Sewer.....	8,830 02
Lateral Sewers.....	81 46
Union Street Improvement.....	157 83
North Clinton Street Improvement.....	1,166 45
West Avenue Flag Walk.....	4,363 63
Whitney Street Improvement.....	1,335 53
Machine Street Sewer.....	2,124 02
Lake Avenue Sewer.....	201 11
Glasgow Street Sewer.....	20,733 40
Caroline Street Improvement.....	48 47
Stilson Street Sewer.....	49 10
Bloss Street Sewer.....	35 15
	481 57
	\$1,082,896 69

Cr.

Sewer Repair Fund.....	\$ 195 63
South Avenue Repair Fund.....	9 00
Lyell Street Repair Fund.....	7 24
North Avenue Repair Fund.....	82 93
St. Paul Street Repair Fund.....	197 86
Monroe Avenue Repair Fund.....	816 27
Mt. Hope Avenue Repair Fund.....	27 78
Plymouth Avenue Repair Fund.....	9 01
West Avenue Repair Fund.....	11 77
Lake Avenue Repair Fund.....	123 89
East Avenue Repair Fund.....	15 86
General Interest Account.....	868 51
Bills Payable.....	295,728 40
Certificates Tax Sales.....	10 60
Certificates Tax Sales.....	4 05
Certificates Tax Sales.....	18 83
Certificates Tax Sales.....	18 75
Bonds Debt.....	619,286 13
Mt. Hope Cemetery B. & M. Account.....	2,169 54
Fractional Checks.....	10,000 00
Pindle Alley Sewer.....	3,022 35
Acceptances.....	483 01
Poor Fund.....	96,351 80
Board of Health.....	4,219 75
Lamp Repair Fund.....	706 73
Poles Fund.....	8,138 94
Board of Education.....	5,606 44
Highway Fund.....	14,205 41
City Survey Fund.....	1,528 79
	1,532 04

Atkinson Street Sewer.....	29
Favor Street Plank Walk.....	8 11
Savannah Street Sewer.....	217 33
Cross Walks.....	2 73
Fire Department.....	13,641 12
Contingent Fund.....	2,164 13
	<hr/>
	\$1,082,896 69

**DEBIT BALANCES.**  
*Park Fund, Dr.*

To total disbursements.....	\$ 1,757 24
By balance.....	\$ 212 56
By total receipts.....	1,500 00
	<hr/>
	\$ 44 68

*North St. Paul Street Repair Fund, Dr.*

To total receipts.....	\$ 309 45
	<hr/>
By balance.....	\$ 1 63
By total receipts.....	300 00
	<hr/>
	\$ 301 63
	<hr/>
	\$ 7 82

*Metropolitan National Bank, New York, Dr.*

To balance.....	\$ 895 00
By amount remitted to pay bonds and interest.....	62,295 00
	<hr/>
	\$ 62,690 00

*Cr.*

By amount bonds and interest paid when due.....	\$ 62,205 00
	<hr/>
	\$ 485 00

*Mechanics' Savings Bank in account with Mt. Hope Cemetery Fund, Dr.*

To cash on deposits.....	\$ 1,018 06
--------------------------	-------------

*Mechanics' Savings Bank in account with Mt. Hope Repair and Sinking Fund, Dr.*

To cash on deposit.....	\$ 2,19 54
-------------------------	------------

*St. Joseph Street Plank Walk, Dr.*

To total disbursements.....	\$ 1,083 63
-----------------------------	-------------

*Cr.*

By total receipts.....	436 01
	<hr/>
	\$ 597 62

*Erroneous Assessments, Dr.*

To balance.....	\$ 11,293 57
To re assessment 1870.....	585 20
To re assessment Mt. Hope Avenue Improvement.....	1,148 41

To Taxes on Personal Property unpaid, 1869..... \$ 1,084 25

To Taxes on Personal Property unpaid, 1867..... 551 73

To Taxes on Personal Property unpaid, 1868..... 843 17

To Taxes on Personal Property unpaid, 1869..... 652 93

To Taxes on Personal Property unpaid, 1870..... 256 39

---

\$ 2,338 47

---

\$ 15,865 65

*Mt. Hope Cemetery General Account, Dr.*

To balance.....	\$ 9,104 26
To 10 per cent. on gross receipts deposited in Mechanics' Savings Bank for Repair and Sinking Fund.....	1,798 65
To Superintendent's disbursements, labor, &c.....	14,767 58
To Interest on Bond and Mortgage to A. F. & G. F. Wolcott.....	700 00
To paid for land purchased of Geo. W. Kurtz.....	1,200 00
	<hr/>
	\$ 27,570 49

*Cr.*

By cash received from Superintendent..... \$ 4,469 32

By cash received from rent Pest House..... 116 66

By Interest..... 54 65

By this amount of Superintendent's disbursements..... 14,017 58

---

\$ 18,658 21

---

\$ 8,912 28

*Bonds and Mortgages, Dr.*

To balance..... \$ 400 00

*Tremont Street Sewer, Dr.*

Total disbursements..... \$ 5,206 68

*Cr.*

By total receipts..... 1,968 18

---

\$ 3,238 50

*Nelson Street Sewer, Dr.*

Total disbursements.....	\$ 3,110 79
--------------------------	-------------

*Cr.*

By total receipts..... \$ 1,314 83 \$ 1,795 96

*Relief Loan, 1864, Dr.*

To balance..... \$ 80,000 00

*County Loan, 1864, Dr.*

To this amount..... \$ 27,425 00

*Floating Debt Loan, 1858, Dr.*

To balance..... \$ 57,000 00

*Floating Debt Loan, 1865, Dr.*

To balance..... \$ 66,000 00

*City Hall Loan, Dr.*

To balance..... \$ 25,000 00

*Bridge Loan, 1857, Dr.*

To balance..... \$ 50,000 00

*Main Street Bridge Loan, Dr.*

To balance..... \$ 45,000 00

*Clarissa Street Bridge Loan, Dr.*

To balance..... \$ 15,000 00

*St. am Fire Engine Loan, Dr.*

To balance..... \$ 20,000 00

*R. & G. V. R. R. Stock Loan, Dr.*

To balance..... \$244,000 00

*Flood Loans, Dr.*

To balance..... \$ 32,720 49

*New York State Arsenal Fund, Dr.*

To balance..... \$ 15,686 13

*Helena Street Plank Walk, Dr.*

To total disbursements..... 6 86

*Oak Street Improvement, Dr.*

To balance..... \$ 11,567 00

*Cr.*

By total receipts..... 94 99

---

\$ 11,473 01

*James Street Improvement, Dr.*

To total disbursements..... 4,109 31

*Cr.*

By total receipts..... 1,257 69

---

\$ 2,851 62

*Pindle Alley Improvement, Dr.*

To total disbursements..... 4,603 70

*Cr.*

By total receipts..... 2,477 17

---

\$ 2,126 53

*North Fitzhugh Street Sewer, Dr.*

To total disbursements..... 3,277 26

*Cr.*

By total receipts..... 1,861 18

---

\$ 1,416 08

*Mt. Vernon Avenue Eixtenston, Dr.*

To total disbursements..... \$ 1,347 48

*Cr.*

By balance..... 563 76

By total receipts..... 20 00

---

\$ 583 76

*Hoeltzer Street Plank Walk, Dr.*

To total disbursements..... \$ 16 66

*Smith Street Plank Walk, Dr.*

To total disbursements..... 172 29

*Cr.*

By total receipts..... 128 43

---

\$ 43 86

*North Water Street Improvement, Dr.*

To balance..... 1,518 33

To total disbursements..... 210 58

---

\$ 1,753 96

*Cr.*

By total receipts..... \$ 1,550 55

*Marshall Street Improvement, Dr.*

To total disbursements..... \$ 208 41

*Cr.*

By total receipts..... 6,968 73

---

\$ 2,618 36

---

\$ 4,350 87

*Almira Street Sewer, Dr.*  
 To total disbursements..... 878 04  
*Cr.*  
 By total receipts..... 184 66 \$ 693 38

*South St. Paul Street Improvement, Dr.*  
 To total disbursements..... 2,606 06  
*Cr.*  
 By total receipts..... 1,063 15 \$ 1,542 91

*Saxton Street Outlet Sewer, Dr.*  
 To total disbursements..... 329 20  
*Cr.*  
 By total receipts..... 57 25 \$ 291 95

*Willam Street Improvement. Dr.*  
 To total disbursements.... \$ 11,010 00  
*Cr.*  
 By total receipts..... \$ 3,559 51 \$ 7,410 49

*Fire Hydrants. Dr.*  
 To total disbursements.... \$ 605 41  
*Cr.*  
 By total receipts..... \$ 580 19 \$ 25 22

*Repairing Walks. Dr.*  
 To total disbursements..... \$ 1,373 58  
*Cr.*  
 By balance..... \$ 398 28  
 By total receipts..... 834 13 \$ 1,234 41  
 \$141 15

*Comfort Street Sewer. Dr.*  
 To total disbursements.... \$ 725 00  
*Cr.*  
 By total receipts..... \$ 668 68 \$ 56 32

*North Washington Street Sewer. Dr.*  
 To total disbursements.... \$ 2,007 44  
*Cr.*  
 By total receipts..... \$ 928 79 \$ 1,078 65

*Glasgow Street Sewer. Dr.*  
 To total disbursements.... \$ 234 64  
*Cr.*  
 By total receipts..... \$ 186 17 \$ 48 47

*Cayuga Street Plank Walk. Dr.*  
 To total disbursements.... \$ 681 01  
*Cr.*  
 By total receipts..... \$ 658 28 \$ 22 73

*Tremont Street Improvement. Dr.*  
 To total disbursements.... \$ 1,795 64  
*Cr.*  
 By total receipts..... \$ 1,487 53 \$ 308 11

*Tappan Street Improvement. Dr.*  
 To total disbursements.... \$ 1,453 25  
*Cr.*  
 By total receipts..... \$ 1,114 58 \$ 338 67

*Troup Street Improvement. Dr.*  
 To total disbursements.... \$ 735 32  
*Cr.*  
 By total receipts..... \$ 654 11 \$ 81 21

*Plymouth Avenue Improvement. Dr.*  
 To balance..... \$ 1,490 17  
 To total disbursements.... 22 34 \$ 1,512 51  
*Cr.*  
 By total receipts..... \$ 950 21  
 \$562 30

*Chapin Street Improvement. Dr.*  
 To total disbursements.... \$ 3,115 84  
*Cr.*  
 By total receipts..... \$ 1,076 62 \$ 2,039 22

*Lewis Street Plank Walk. Dr.*  
 To total disbursements.... \$331 20  
*Saratoga Avenue Plank Walk. Dr.*  
 To total disbursements.... \$201 04

*Allen Street Sewer, Dr.*  
 To balance..... \$ 1,790 98  
*Cr.*  
 By total receipts..... 1,123 63 \$ 667 35

*Serantom Street Outlet Sewer, Dr.*  
 To balance..... 3,983 00  
 To total disbursements.... 61 33 \$ 4,044 38  
*Cr.*  
 By total receipts..... 2,451 19  
 \$ 1,593 19

*Almira Street Walk, Dr.*  
 To total disbursements.... 64 05  
*Cr.*  
 By total receipts..... 39 64 \$ 24 41

*Appropriation for Deficiencies, 1870.*  
 To this amount..... \$149,000 00  
*Hanover Street Sewer, Dr.*  
 To total disbursements.... 261 21  
*Cr.*  
 By total receipts..... \$ 187 94 \$ 73 20

*Vienna Street Sewer, Dr.*  
 To balance..... \$ 405 17  
*Cr.*  
 By total receipts..... \$ 221 32 \$ 183 85

*Buffalo Street Improvement, Dr.*  
 To balance..... \$14,416 62  
*Cr.*  
 By total receipts..... \$ 6,150 89 \$ 8,265 73

*Phelps Avenue Sewer, Dr.*  
 To total disbursements.... \$ 416 70  
*Exchange Street Improvement, Dr.*  
 To balance..... \$ 7,082 80  
 To total disbursements.... 88 00 \$ 7,170 80  
*Cr.*  
 By total receipts..... \$ 4,324 08  
 \$ 2,846 72

*Exchange Street Sewer, Dr.*  
 To balance..... \$ 1,472 47  
*Cr.*  
 By total receipts..... \$ 1,073 90 \$ 398 57

*South Fitzhugh Street Sewer, Dr.*  
 To total disbursements.... \$ 647 25  
*Hudson Street Sewer, Dr.*  
 To balance..... \$ 1,153 96

*Lands Sold for Taxes and Assessments, Dr.*  
 To amount held by City.... \$53,480 25  
*House for Truants, Dr.*  
 To total disbursements.... \$16,793 02  
*Cr.*  
 By total receipts..... \$15,146 33 \$ 1,646 69

*Wilder Street Sewer, Dr.*  
 To balance..... \$ 796 46  
*Cr.*  
 By total receipts..... \$ 455 98 \$ 310 88

*Hunter Street Sewer. Dr.*  
 To balance..... \$ 1,471 37  
*Cr.*  
 By total receipts..... \$ 974 11 \$ 497 26

*Monroe Avenue Sewer. Dr.*  
 To balance..... \$ 1,908 05  
 To acceptances..... 224 30 \$ 2,132 35  
*Cr.*  
 By total receipts..... \$ 1,466 56  
 \$991 79



*Platt Street Improvement. Dr.*  
 To balance..... \$ 2,376 01  
 To total disbursements..... 570 15 \$ 2,946 16  
 Cr.  
 By total receipts..... \$ 1,904 25  
 \$1,041 91

*Powers' Banking House. Dr.*  
 To cash on deposits..... \$21,441 93  
*Union Street Sewer. Dr.*  
 To balance..... \$ 2,067 72  
 To total disbursements..... 329 86  
 Cr. \$2,397 58  
 By total receipts..... \$ 1,051 91 \$ 1,345 67

*First Presbyterian Lot Purchase Dr.*  
 To total disbursements.... \$ 26,881 20  
*Free Academy Site. Dr*  
 To total disbursements..... \$ 15,000 00  
*Jefferson Street Improvement Dr.*  
 To balance..... \$ 261 87  
 Cr.  
 By total receipts..... \$ 128 45 \$ 133 42

*Champlain Street Improvement. Dr.*  
 To balance..... \$ 1,518 92  
 Cr.  
 By total receipts..... \$ 602 72 \$ 916 20

*North Street Flag Walk. Dr.*  
 To total disbursements.... \$ 910 82  
 Cr.  
 By total receipts..... \$ 803 00 \$ 107 82

*Marietta and Pitts Street Sewer. Dr.*  
 To balance..... \$ 535 26  
 Cr.  
 By total receipts..... \$ 309 92 \$ 225 34

*Fitzhugh Street Improvement. Dr.*  
 To balance..... \$ 1,638 77  
 Cr.  
 By total receipts..... \$ 766 97 \$ 271 80

*Arsenal Square Improvement. Dr.*  
 To total disbursements..... \$8,830 02

*Joiner Street Sewer. Dr.*  
 To balance..... \$ 171 23  
 Cr.  
 By total receipts..... \$ 89 79 \$ 81 46

*Lateral Sewers, Dr.*  
 To balance..... 58 01  
 To total disbursements..... 199 00 \$ 257 01  
 Cr.  
 By total receipts..... 99 63  
 \$ 157 38

*Union Street Improvement, Dr.*  
 To balance..... 2,508 33  
 Cr.  
 By total receipts..... 1,341 88 \$ 1,166 45

*North Clinton Street Improvement, Dr.*  
 To balance..... 8,866 50  
 To total disbursements..... 300 00 \$ 9,106 50  
 Cr.  
 By total receipts..... 4,742 87  
 \$ 4,363 64

*West Avenue Flag Walk, Dr.*  
 To balance..... 2,968 94  
 Cr.  
 By total receipts..... 1,683 41 \$ 1,335 53

*Whitney Street Improvement, Dr.*  
 To total disbursements..... 3,807 26  
 Cr.  
 By total receipts..... 1,688 24 \$ 2,124 02

*Lake Avenue Sewer, Dr.*  
 To total disbursement..... 35,072 67  
 Cr.  
 By total receipts..... 14,533 27 \$ 20,733 40

*Caroline Street Improvement, Dr.*  
 To total disbursements..... \$ 40 10  
*Bloss Street Sewer. Dr.*  
 To total disbursements..... 1,263 13  
 Cr.  
 By total receipts..... 771 56 \$ 491 57

*Silston Street Sewer, Dr.*  
 To total disbursements.....; \$ 35 15

CRREDIT BALANCES.  
*Sewer Repair Fund. Cr.*  
 By total receipts..... \$ 1,500 00  
 Dr.  
 To total disbursements.... \$ 1,304 37 \$ 195 63

*South Avenue Repair Fund. Cr.*  
 By total receipts..... \$ 306 00  
 Dr.  
 To total disbursements... \$ 300 00 \$ 6 00

*Lyell Street Repair Fund. Cr.*  
 By balance..... \$ 149 88  
 By total receipts..... 300 00 \$ 449 88  
 Dr.  
 To total disbursements..... 442 14  
 \$7 24

*North Avenue Repair Fund. Cr.*  
 By balance..... \$ 45 5  
 By total receipts..... 316 53  
 Cr. \$331 68  
 To total disbursements..... \$ 248 75 \$ 82 93

*North St. Paul Street Repair Fund. Cr.*  
 By balance..... \$ 66 19  
 By total receipts..... 200 00 \$ 266 19  
 Dr.  
 To total disbursements..... \$ 128 33  
 \$137 86

*Monroe Avenue Repair Fund. Cr.*  
 By balance..... \$ 341 04  
 By total receipts..... 300 00  
 Cr. \$601 04  
 To total disbursements..... \$ 324 77 \$ 316 27

*Mt. Hope Avenue Repair Fund. Cr.*  
 By balance..... \$ 7 34  
 By total receipts..... 300 00  
 Cr. \$307 34  
 To total disbursements..... \$ 279 56 \$ 27 78

*Plymouth Avenue Repair Fund. Cr.*  
 By balance..... \$ 36 64  
 By total receipts..... 200 00 \$ 336 64  
 Dr.  
 To total disbursements..... \$ 327 63  
 \$9 01

*West Avenue Repair Fund. Cr.*  
 By total receipts..... \$ 300 00  
 Dr.  
 To balance..... \$ 7 52  
 To total disbursements..... 289 71 \$ 288 23  
 \$11 77

*Lake Avenue Repair Fund Cr.*  
 By balance..... \$ 2 00  
 By total receipts..... 360 00  
 Cr. \$362 00  
 To total disbursements.... \$ 576 11 \$ 123 89

<i>East Avenue Repair Fund, Cr.</i>		
By balance.....	\$ 55 23	
By total receipts.....	300 00	
<i>Dr.</i>		
Total disbursements.....	\$ 339 87	\$ 15 36

<i>General Interest Account, Cr.</i>		
By balance.....	754 49	
By total receipts.....	\$ 40,772 04	
Total disbursements.....	\$ 41,526 53	\$ 868 51
	40,658 02	

<i>Bills Payable, Cr.</i>		
By balance.....	240,000 00	
By notes discounted and renewed.....	798,111 20	
	\$1,033,111 20	
<i>Dr.</i>		
To notes paid and renewed.....	742,382 80	\$ 295,728 40

<i>Certificates, Tax Sales, Cr.</i>		
By amount to cr. A. H. ones.....	10 60	
By amount to cr. C. Huntington.....	4 65	
By amount to cr. C. Huntington.....	18 85	
By amount to cr. D. F. Luckey.....	13 75	

<i>Bonded Debt, Cr.</i>		
By balance.....	\$681,286 13	
By total receipts.....	8,600 00	
<i>Dr.</i>		
To total disbursements.....	\$684,286 13	\$ 519,286 13
	65,000 00	

<i>Mt. Hope Cemetery Repair and Sinking Fund, Cr.</i>		
By balance.....	\$ 322 95	
To 10 per cent. on gross receipts.....	1,798 65	
To interest on deposits.....	47 94	\$ 2,169 54

<i>Mt. Hope Cemetery Bond and Mortgage Account, Cr.</i>		
By balance.....	\$ 10,000 00	

<i>Fractional Checks, Cr.</i>		
By balance.....	\$ 3,023 60	
<i>Dr.</i>		
Total amount redeemed.....	1 25	\$ 3,022 35

<i>Pindie Alley Sewer, Cr.</i>		
By total receipts.....	\$ 2,179 90	
<i>Dr.</i>		
Total disbursements.....	\$ 1,697 89	\$ 482 01

<i>Acceptances, Cr.</i>		
By balance.....	\$ 89,423 68	
By total amount issued.....	58,940 70	\$ 148,363 47
<i>Dr.</i>		
Total amount paid when due.....	55,911 67	\$ 93,351 80

<i>Poor Fund, Cr.</i>		
By total receipts.....	\$ 69 610 45	
<i>Dr.</i>		
Total disbursements.....	60,490 56	\$ 9,219 89

<i>Board of Health, Cr.</i>		
By total receipts.....	\$ 5,865 13	
<i>Dr.</i>		
Total disbursements.....	\$ 5,158 34	\$ 706 78

<i>Lamp Fund, Cr.</i>		
By total receipts.....	40,000 00	
<i>Dr.</i>		
To total disbursements.....	31,841 06	\$ 8,158 94

<i>Police Fund, Cr.</i>		
By total receipts.....	55,759 00	
<i>Dr.</i>		
To total disbursements.....	50,152 59	\$ 5,606 41

<i>Board of Education, Cr.</i>		
By total receipts.....	139,718 26	
<i>Dr.</i>		
To total disbursements.....	125,512 85	\$ 14,205 41

<i>Highway Fund, Cr.</i>		
By total receipts.....	34,893 63	
<i>Dr.</i>		
To total disbursements.....	33,364 84	\$ 1,528 79

<i>City Survey Fund, Cr.</i>		
By balance.....	2,350 83	
By total receipts.....	5,000 00	
	\$ 7,350 23	
<i>Dr.</i>		
To total disbursements.....	5,798 28	\$ 1,552 04

<i>Atkinson Street Sewer Cr.</i>		
By total receipts.....	854 25	
<i>Dr.</i>		
To total disbursements.....	853 96	\$ 29

<i>Favor Street Plank Walk, Cr.</i>		
By total receipts.....	46 08	
<i>Dr.</i>		
To total disbursements.....	42 97	\$ 3 11

<i>Savannah Street Sewer, Cr.</i>		
By balance.....	333 25	
By total receipts.....	1,153 00	
	\$ 1,391 25	
<i>Dr.</i>		
To total disbursements.....	1,173 92	\$ 217 33

<i>Crosswalks, Cr.</i>		
By balance.....	124 43	
By total receipts.....	686 24	
	\$ 810 66	
<i>Dr.</i>		
To total disbursements.....	807 94	\$ 2 72

<i>Fire Department Fund, Cr.</i>		
By total receipts.....	60,036 50	
<i>Dr.</i>		
To total disbursements.....	46,335 38	\$ 13,641 12

<i>Contingent Fund, Cr.</i>		
By total receipts.....	55 374 29	
<i>Dr.</i>		
To total disbursements.....	53,210 16	\$ 2,164 13

STATEMENT OF THE DEBT OF THE CITY OF ROCHESTER.

Date of Bonds.	Number of bonds and Amount of each.	Aggregate Amount.	For what purpose issued.	When payable	
1850—July	1 15 Bonds of \$1,000 each	\$15,000	City Hall.....6 per cent.	July	1, 1872
.. ..	1 10 .. ..	10,000	.. ..	.. ..	1, 1873
1858—May	10 20 .. ..	20,000	Floating Debt.....7 .. ..	May	10, 1873
.. ..	10 20 .. ..	20,000	.. ..	.. ..	10, 1876
.. ..	10 17 .. ..	17,000	.. ..	.. ..	10, 1878
1862—April	15 3 .. ..	3,000	.. ..	April	5, 1874
.. ..	15 3 .. ..	3,000	.. ..	.. ..	15, 1875
.. ..	15 3 .. ..	3,000	.. ..	.. ..	15, 1876
.. ..	15 3 .. ..	3,000	.. ..	.. ..	15, 1877
.. ..	15 3 .. ..	3,000	.. ..	.. ..	15, 1878
.. ..	15 3 .. ..	3,000	.. ..	.. ..	15, 1878
.. ..	15 3 .. ..	3,000	.. ..	.. ..	15, 1882
.. ..	15 51 .. ..	51,000	.. ..	.. ..	15, 1877
1864—June	10 20 .. ..	20,000	Relief Soldiers' Families..6	Sept.	1, 1871
.. ..	10 20 .. ..	20,000	.. ..	.. ..	1, 1877
.. ..	10 20 .. ..	20,000	.. ..	.. ..	1, 1880
.. ..	10 20 .. ..	20,000	.. ..	.. ..	1, 1881
.. ..	10 20 .. ..	20,000	.. ..	.. ..	1, 1873
1853—January	1 100 .. ..	100,000	Roch. & G. V. R.R. Stock..6	Jan.	1, 1873
.. ..	1 140 .. ..	140,000	.. ..	.. ..	1, 1873
.. ..	1 2 .. ..	2,000	.. ..	.. ..	1, 1872
.. ..	1 2 .. ..	2,000	.. ..	.. ..	1, 1873
.. ..	1 2 .. ..	2,000	.. ..	.. ..	1, 1876
1835—August	25 20 .. ..	20,000	Building Main St. Bridge..6	Aug.	13, 1877
1837 .. ..	12 18 .. ..	18,000	.. Andrews .. ..7	.. ..	1, 1877
.. ..	1 32 .. ..	32,000	Court and Main st. .. ..6	Sept.	1, 1881
1861—July	1 6 .. ..	6,000	Steam Fire Engines.....6	July	1, 1881
.. ..	1 1 .. ..	1,000	.. ..	.. ..	1, 1881
.. ..	1 1 Bond of \$800 .. ..	800	.. ..	.. ..	1, 1881
.. ..	1 1 .. ..	250	.. ..	.. ..	1, 1882
1862—July	1 15 Bonds of \$1,000 each	15,000	Building Clarissa st. bridge7	.. ..	1, 1882
.. ..	1 25 .. ..	25,000	widening Main street.....6	.. ..	16, 1882
.. ..	1 13 .. ..	12,000	Steam Fire Engines.....6	Sept.	16, 1882
.. ..	1 13 .. ..	12,000	.. ..	.. ..	16, 1882
.. ..	1 1 Bond of \$950 .. ..	950	.. ..	.. ..	15, 1872
1860 .. ..	15 1 Bond of \$1,500 .. ..	1,500	State Arsenal.....6	Feb.	15, 1873
.. ..	15 1 .. ..	1,500	.. ..	.. ..	15, 1873
.. ..	15 1 .. ..	1,500	.. ..	.. ..	15, 1874
.. ..	15 1 .. ..	1,500	.. ..	.. ..	15, 1875
.. ..	15 1 .. ..	1,500	.. ..	.. ..	15, 1876
.. ..	15 1 .. ..	1,500	.. ..	.. ..	15, 1877
.. ..	15 1 .. ..	1,500	.. ..	.. ..	15, 1878
.. ..	15 1 .. ..	1,500	.. ..	.. ..	15, 1879
.. ..	15 1 .. ..	1,500	.. ..	.. ..	15, 1880
.. ..	15 1 .. ..	1,500	.. ..	.. ..	15, 1881
.. ..	15 1 .. ..	1,500	.. ..	.. ..	15, 1881
.. ..	15 1 .. ..	686	.. ..	.. ..	15, 1882
Total.....		\$617,686 00			

RECAPITULATION.

Amount Due, 1871.....	\$ 20,000 00
.. .. 1872.....	18,500 00
.. .. 1873.....	273,500 00
.. .. 1874.....	1,500 00
.. .. 1875.....	4,500 00
.. .. 1876.....	44,500 00
.. .. 1877.....	74,500 00
.. .. 1878.....	21,500 00
.. .. 1879.....	1,500 00
.. .. 1880.....	21,500 00
.. .. 1881.....	23,530 00
.. .. 1882.....	104,686 00
	\$617,686 00

W. F. MORRISON, City Clerk.

# INDEX.

A	PAGE.
Adams st. improvement.....	134, 247, 260, 304
do repairs.....	155, 164, 190, 192, 265
Anthracite Coal Co.....	157
Academy of the Sacred Heart.....	169
Arch. stone covering over race.....	175, 196, 274
Angevine, O. L.....	7, 106, 122, 284
Alley between Adams and Atkinson sts.....	12
Alley between Jones avenue and Ambrose st.,	29, 71,
83, 101, 116, 117, 139, 145	
Alley running from Finney st.....	29
Allen and Adams st. sewers.....	46
Alexander st. W. B. committee.....	46
Alley from Francis st. to Boughton's.....	48, 59
Andrews, A. G.....	74
Arsenal square.....	76
Alexander st. church.....	97
Alley between Elmira and Cole sts.....	108
Arsenal.....	110
Allen, Elmer F.....	111
Alexander st. improvement, 121, 125, 129, 134, 141, 176	179, 181
Allen, H. N.....	126, 255, 269
Andrews, Ald. E. R.....	126, 213, 305, 306
Allen st. repairs.....	126, 144, 157, 224
Angevine, Edward.....	144, 149, 279
Allen and Sophia st. hydrant.....	177
Alley between East avenue and Court sts.....	192
Assessor, city election.....	204
Angle, James L.....	216, 219, 232
Agreement, Board of Sup. and city.....	245
Assessments, (amendment).....	246
Alley from William st. to Court st.....	251, 263, 275, 286
Alley from Litchfield st. to Canal st.....	38, 63, 257, 286,
Allen, Geo. N.....	258
Alley running from Exchange Place to Front st.....	264, 274
Amsden, C. T.....	293
Atkinson st. sewer.....	24, 29, 45, 57, 98, 107
Aiton, Samuel.....	25
Aikenhead, Mary.....	28, 270
Almira st. extension.....	29
Almira st. plank walk.....	144, 153, 176, 192, 193, 215
Almira st. sewer, 163, 176, 186, 194, 214, 224, 225, 255,	256
Achilles, Chas. P.....	269
Aldridge, Geo. W.....	269
Appointment of officers, (city).....	6
Anson Park extension.....	13, 60
Appointment of Inspectors of Election.....	13
Arnold Park sewer.....	286
Austin, Caroline.....	28
Andyke, Henry.....	57
Ayres, Chas. B.....	85
Allyn, L.....	192
Aqueduct st. sewer.....	297, 223, 237, 285
Atwater st. improvement.....	233, 250, 276, 288, 289

B	PAGE.
Badge, committee.....	13, 89
Bailey, John.....	25
Blackhall, B. F.....	45, 137, 248, 256
Barry, P. and others.....	52, 118
Brantigan, Henry.....	58
Batterson, Geo. W.....	62
Baden street.....	98, 296
Barnard, Geo. T.....	110
Baden st. plank walk.....	12, 133, 142, 148, 164, 176
Blackford, E.....	129
Brandt, Louis.....	144, 149, 279
Brady, John 145, 148, 169, 170, 178, 192, 99, 111, 199, 216	146
Barth, Leonard.....	137, 157, 178
Babcock, H. H.....	157, 178
Blackney, Samuel.....	157
Black, P.....	178
Backus, J.....	179
Bacon, Theodore.....	191, 258, 268, 280, 283
Bartholic, Geo. A.....	63, 193
Bracket, James.....	194, 247
Brady, Gilbert.....	207
Babcock, Geo. S.....	216
Blackmer, Charles.....	219
Barker, John.....	243, 264, 274
Bay st. plank walk.....	255
Barron, Martin.....	256
Bradstreet, E. C.....	258
Brayer, Nicholas.....	280, 295
Barhydt, Jerome.....	282
Bamber, John B.....	288
Bauer, Louis.....	295
Bassett, J. C.....	14
Beobachter, Rochester, (contract).....	24
Bennett, A. M.....	25
Becknell, Mrs. Abigail.....	25
Bennett, R.....	44
Bennett, J. B.....	57, 76, 118
Bell, Thos.....	62
Bhennerhasset, Robert.....	74
Bete, Valentine.....	89, 95
Beche, Mary M.....	
Bevelr, H. H. & Co., petition.....	137
Bergen, Wm.....	144, 149, 279
Benjamin, C. S.....	180
Brewster, H. Austin.....	210
Bentley, Almira.....	211
Bend, Samuel.....	25
Brittenbach, M.....	45, 297
Bridge committee, (special).....	71, 84, 102, 103, 116, 121, 136,
142, 145, 146, 159, 167, 169, 170, 178, 208, 269, 279,	281, 293
Bridge at Vincent Place.....	79
Bridge at Glasgow street.....	98
Bickle, John.....	115, 128, 202, 213, 219, 222, 232,
259	
Bridge over the Race, 115, 128, 202, 213, 219, 222, 232,	259
Bridge at Buffalo street, repair.....	119

	PAGE.
Bridges, (examined) .....	122
Briggs, Lyman W .....	126
Bridge over outlet sewer, 163, 175, 179, 187, 197, 203, 207, 223	207, 223
Bigelow, Louisa .....	203, 245, 257, 258
Briggs, Chas. W .....	269, 307
Bingamer, Anthony .....	282
Bridge, swing .....	286
Bridge Assessors, election of, .....	198
Bridge Assessors .....	201, 243
Brigade, 25th N. G. S. N. Y. .....	256
Bridge, foot, at N. Y. C. R. R. .....	298
Board of Education, 17, 110, 120, 137, 169, 213, 218, 224, 246, 249	246, 249
Botsford, David .....	23, 86, 119
Bosley, Mrs. J. G. .....	59
Brown, William S. .....	63, 193
Bronson, Amon .....	65, 90, 220
Bork, Anna .....	28, 76, 155, 164
Broadway repairs .....	118, 137, 148, 289
Bowen, John J. .....	118, 156
Brooks, Emily .....	129, 150
Boddy, H. .....	130
Brownell, Wm. .....	137, 145, 146, 191, 202
Bloss st. sewer .....	145, 150, 156
Bronner, Moses .....	170, 220
Boston city .....	178
Board of Supervisors .....	190
Block, Philip .....	12, 190
Brown's Race Company .....	212
Bohrer, Peter .....	315
Brown, D. D. S. .....	321
Board of Health .....	247, 306
Brost, Carl .....	255, 258
Bonds, city, to pay floating debt .....	260
Boyd, R. G. .....	269
Brooklyn, city of .....	270
Board of canvassers .....	282
Boyd, John F. .....	286
Brown, J. R. .....	28
Bloss street plank walk .....	29, 45, 55, 57
Buffalo st. improvement .....	44, 62, 63, 71, 186
Buchan Park st .....	59
Buffalo city .....	60, 74, 99, 111, 118, 159, 170
Buell avenue improvement .....	63
Buckley, James .....	88
Burke, Wm .....	95
Burns, Robert .....	106
Buchan Park street .....	107
Busby, William .....	137
Butler, B. F. .....	148
Burns, M. .....	159
Budlong, S. A. .....	160
Bruff, E. K. .....	170, 180, 232
Bull, Henry .....	177
Butts, Isaac .....	210
Buchchecker, Fred .....	245
Burroughs, Mrs. Augustus .....	252, 263, 276
Buckland, A. B. .....	269
Buckland, A. B. .....	296
Buffalo and Main st. sprinkling .....	296
Bruff, W. W. .....	383
Buell, Geo. C. .....	383
Buell, A. D. .....	383

C

Channing street walk .....	5, 18
Chatham st. sewer .....	13, 76
Chapin st. extension, 14, 22, 29, 30, 61, 267, 275, 304	14, 22, 29, 30, 61, 267, 275, 304
Clark, Goodman .....	25
Charter amendments, 81, 49, 228, 229, 230, 238, 245, 246	81, 49, 228, 229, 230, 238, 245, 246
Chapin st. improvement, 30, 53, 68, 102, 114, 133, 143, 148, 163, 178, 193	30, 53, 68, 102, 114, 133, 143, 148, 163, 178, 193
Caroline st. sewer .....	57, 243
Chatham and Harrison sts .....	62
Chase, W. P. .....	77, 86
Cameron, John J. .....	83
Carrington, Richard .....	96
Caledonia avenue, repairing walks .....	98, 155, 164
Charlotte and Lawrence sts. lateral sewer, 104, 115, 133	104, 115, 133
Chapin st. improvement, 143, 146, 151, 201	143, 146, 151, 201
Cayuga st. plank walk, 123, 135, 155, 164, 170, 193, 210, 215	123, 135, 155, 164, 170, 193, 210, 215
Charters, old rail road .....	129, 137

	PAGE.
Callaghan, Jeremiah V .....	130, 146
Cain, John .....	130
Callister, Wm. D. ....	139, 159, 181, 202
Charter amendment committee .....	60, 227, 231
Clarissa st. bridge .....	100, 146
Cayuga st. repairs .....	146, 178
Craig, H. H. ....	155, 166, 269
Chapman, B. C. ....	155
Champlain st. re-number .....	156
Cady street repairs .....	157
Caldwell, John S. ....	159
Cattle Police .....	165, 186, 215
Carr, John .....	171
Clark, Freeman .....	121, 183
Carter, E. W. ....	193
Clapp & Jones' proposal .....	227
Carroll, Chas. H. ....	265, 267
Caring, Wm. ....	269
Casey, Timothy .....	288
Campbell st. repairs .....	291
Clark, L. Ward .....	293
Craighead, John .....	295
Castleman, Jacob .....	296
Celebration, Fourth of July .....	75, 81
Clerk of Markets .....	231, 246
Center Market property .....	244
Creelman, John .....	247, 258
Clinton st. North, sewer .....	20, 36, 54, 97, 127
Christie, Jane .....	25, 58
City property committee, 43, 44, 62, 139, 228, 244, 255	43, 44, 62, 139, 228, 244, 255
City charter, to print .....	61
Chief Engineer .....	74, 78, 97, 132, 249
Clifton st. plank walk, 81, 94, 97, 98, 109, 117, 126, 156	81, 94, 97, 98, 109, 117, 126, 156
City Clerk .....	95, 96, 288
Christman, Jacob .....	119
Childs street .....	121
Clinton st. sewer .....	137, 139, 145
City bell at Brown square .....	139
Clinton st. re-assessment .....	142, 172
Cliff st. repairs .....	146, 188, 201
City Attorney .....	149, 256, 284, 289, 306
Clifton st. repairs .....	155, 164, 201
Clinton st. North, repairs .....	166, 214, 224
Clinton st. North, extras .....	183
Cline, John A. ....	215
City property, sale of .....	255, 283
Clinton st., sprinkling of .....	252, 263
Cline, John .....	282
Communications from the Mayor, 3, 5, 7, 10, 11, 15, 17	3, 5, 7, 10, 11, 15, 17
23, 30, 46, 49, 166, 91, 101, 112, 131, 132, 149, 151, 159	23, 30, 46, 49, 166, 91, 101, 112, 131, 132, 149, 151, 159
161, 171, 172, 188, 195, 205, 213, 221, 244, 249, 254, 272, 284, 307	161, 171, 172, 188, 195, 205, 213, 221, 244, 249, 254, 272, 284, 307
Communications from the Fire Marshal .....	7, 284
do do Secretary of State .....	11
do do the Treasurer .....	11, 296
Court st. 11, 15, 18, 81, 99, 102, 114, 117, 122, 124, 128, 164, 179	11, 15, 18, 81, 99, 102, 114, 117, 122, 124, 128, 164, 179
Commissioner of Lyell st. ....	13, 22
Chronicle, Rochester Daily .....	14
Communications from City Clerk, 18, 32, 67, 113, 133, 141, 223, 294	18, 32, 67, 113, 133, 141, 223, 294
Cole st. sewer .....	21, 85, 87, 97
Commissioner of Mount Hope, 22, 42, 56, 74, 106, 95, 86	22, 42, 56, 74, 106, 95, 86
Cook, Cyrus F. ....	25
Crouch, James .....	25
Coapman, Edgar, and others, petition .....	27
Cole street sewer .....	28, 36, 74, 97
Committee on title to parks .....	28, 30, 49
Cobb st. plank walk, 34, 53, 69, 79, 97, 14, 108, 116, 118	34, 53, 69, 79, 97, 14, 108, 116, 118
Concord avenue improvement .....	137, 148, 156
Commissioner of Deeds, 43, 74, 85, 106, 126, 149, 207, 214, 216, 223, 224, 237, 238, 245, 255, 265	43, 74, 85, 106, 126, 149, 207, 214, 216, 223, 224, 237, 238, 245, 255, 265
Corinthian Hall .....	45, 128, 139
Comfort st. sewer, 61, 99, 103, 105, 116, 128, 136, 155, 169, 191	61, 99, 103, 105, 116, 128, 136, 155, 169, 191
Connolly, John .....	78
Communication from Superintendent of Schools, 78, 213, 218	78, 213, 218
do do Police Coms. ....	78, 185
Closing Saloons .....	86
Communication from City Attorney, 87, 91, 152, 171, 284	87, 91, 152, 171, 284
do do Com. Union .....	91

	PAGE.		PAGE.
Cook, Nelson.....	95	Elletson, Chas. H.....	270
Court st. bridge.....	97	Engelhardt, Paul.....	14, 270
Communication, from the Surveyor.....	106, 107, 157, 206	Excise Commissioners.....	15, 43, 46, 55, 56
Cogswell, W. F.....	107	Eighth Ward, map of sewerage.....	57, 84, 89, 95
Committee on foot bridge.....	108	Elizabeth st. sewer.....	57, 84, 89, 95
Combs, Mary J.....	108	Elmira st. obstructions.....	146, 167
Cook, Sophia.....	119, 156	Engine House.....	146, 167
Collinson, Wm.....	121	Eicerman, J.....	148
Committee on receiving proposals.....	121	Edinburgh st. repairs.....	345
Court st. improvement, from Chesnut st. to Union st.....	124, 136, 155, 176, 181, 188	Erickson, Aaron.....	369
Communication for Chief Engineer.....	132, 249	Ellis, DeWitt C.....	117
Coogan, Andrew.....	145, 192	Elon, Yerah "invitation".....	173
Communication from the Assessors.....	152, 171, 233	Eppugh, F.....	137
Committee on bridge to confer with Supervisors.....	170	Edward st. repairs.....	198, 253
Covering arch over the race.....	175, 188, 196, 250, 274	Ely st. Opera House.....	255
Court st. flag walk.....	202, 713, 232, 254, 285	Embry, Frank W.....	255
Coots, Alderman.....	203		
Crouch, Chas. T.....	210	<b>F</b>	
Cullen, Peter.....	61	Faist, Joseph.....	29
Curtis, H. N.....	100, 111, 132	Falls Field Garden.....	45
Curtis, Geo. E.....	161, 205	Favor st. plank walk.....	53, 69, 95, 101, 148, 215, 274, 285
Curry, Andrew.....	215	Frankfort alley.....	65
Curtis, Joseph.....	265, 267	Francis st. north.....	77, 109
		Fay, Patrick.....	112
<b>D</b>		Frank st. repairs.....	126, 188, 201
Draper and Milo sts. improvement.....	34, 53, 81, 97, 111	Francis st. repairs.....	128, 155, 164, 188, 201
Dana, C.....	62, 76	Falls st., repairs to bridge.....	264
Dake, W. H. and others.....	90	Fay, John.....	270
Dransfeld, Richard.....	24, 29, 45, 57, 98, 107	Fay, John D.....	273, 295
Dailey, Thomas.....	98	Farragut, Admiral, monument.....	273
Dana, Frank.....	118, 137, 156, 170, 191, 193, 198, 215	Falls st. repairs.....	288
Darsou, Peter.....	148	Fletcher, Malcomb.....	25
Daniels, H. C.....	144, 149, 202	French, M. A.....	28
Draude, August.....	201, 202	Free Floating Bath House.....	109
Dransbaugh.....	270, 295, 298	Fec, James and others.....	133
Davis, Geo. P.....	305	Feichler, Joseph.....	150, 192
Davison, C. C.....	14	French, Charlotte.....	152
Democrat, Rochester Daily.....	30	Fenn, Wm. A.....	170
Debeis, Catherine.....	46	Free Academy.....	169, 178, 204, 205, 210, 211, 216, 201
DeGraft, A. V.....	86	Frederick & Meyer.....	170, 179
Deep Hollow.....	119	Ferner, Leonard.....	182
Decas, Adam.....	126	Feeley, D. C.....	245
Decker, Miles.....	150	French Sufferer's Aid Committee.....	255
Denny, William.....	157, 178	Fean, Alexander.....	282, 295
Densmore, Aden.....	170, 192	Finance Budget.....	7, 26, 44, 56, 59, 75, 87, 96, 109, 119, 128, 129, 137, 138, 147, 153, 167, 179, 192, 199, 200, 209, 217, 225, 226, 231, 242, 256, 266, 279, 282, 288, 306
Dell, John.....	192	Fitzhugh st. north, sewer.....	12, 21, 70, 95, 101, 107, 127, 216, 139, 145, 166, 181, 191, 202, 208
Denio, Erastus.....	210	Fire Department Committee.....	25, 48, 138, 146, 156, 177, 216, 256
Deficiencies in funds, supply.....	224	Fire Alarm Telegraph.....	59, 86, 167, 248, 256
Deuel, John W.....	269	Fish, Henry S.....	48, 59
Detlof, John.....	271	Flint, Joseph.....	65, 122
Disbrow, Sanford.....	25	First Church Property.....	79, 96, 224, 255
Dickinson, W. C.....	28	Finch, Joseph H.....	89
Divide Wards.....	110	Fleescher, Henry.....	98
Dill, Frank.....	112, 117	Fitzhugh st., south 100, 114, 124, 135, 155, 164, 182, 190	106
Donovan, Timothy.....	119, 156	Fire Marshal, Election of.....	112
Doty, E.....	129	Fisher, Geo. W.....	112, 123
Douglas, W. B.....	219, 258, 304	Flint st.....	144
Donoughue & Lauer.....	289	Fitzhugh st. repairs.....	145
Durand, F. S.....	67	Filon, M.....	145
Duerr, L. C.....	279	Fitzhugh South st., sewer.....	154, 163, 170, 188, 201, 213, 215, 216
Dusenbury, E. R.....	282	Frierson, M.....	180
		Fitzgerald, Robert.....	198
<b>E</b>		Fire Engine, purchase.....	223
Erbach, Casper.....	27	Fitzhugh, N. & S. sts., sprinkling.....	252, 276, 287
Exchange st. repairs.....	46, 139, 188, 201	Fifty-Fourth Regiment.....	258, 271, 280, 283, 284, 305
East Avenue cross walk.....	60, 173, 189	Flood ordinances.....	21, 95, 134, 135, 260, 261
Eastman, M.....	74	damages.....	24, 262, 265, 270
Eagan, H. W.....	98	Ford st. (east side).....	27, 32
Evans, John.....	121, 145	Fourth, seventh, and eleventh ward sewer.....	27
Elbs, Geo.....	232	Ford st. (repairs).....	46, 60, 126, 155, 164, 202.
Exchange st., sprinkling.....	237, 253, 263, 276	Frost, Geo.....	74
Exchange Place, sprinkling of.....	252, 263, 277	Forsyth Scale Works.....	112
East Avenue, sprinkling of.....	253, 263, 275	Forepaugh, Adam.....	125
Evergreen street improvement.....	43, 52, 68, 79, 264	Front st. sewers, (lateral).....	137, 143, 154, 191, 192, 202
Express, Daily.....	77	Ford, South st. nuisance.....	159
Empress, Eugenia, "invitation".....	119	Fourth of July.....	75, 81
Exemption certificates.....	146	Fox, Daniel M. Hon.....	186
Election holding.....	165, 228		
Election polls, pay.....	190, 279		
Edgerton, Hiram H.....	270		

	PAGE.
Front st. repairs	190
Frost, E. A.	269
Forman, J. P.	271
Front street, sprinkling	254, 278, 287

## G

Grape st. gas main	21
Gamewill & Co.	167, 44
Gardiner Park sewer	45, 55, 57, 85, 100, 103, 125, 133, 139, 157, 159, 166
Galusha, N. H.	62
Grand st. sewer	73, 83, 101, 117, 139
Gannon, Patrick	77, 270
Glasgow st. sewer	166, 104, 115, 133, 143, 145, 146, 166
Gatens, Dan'l. & Co.	108, 117, 127, 145, 157, 166, 179, 186, 190, 201, 208, 215
Garety, Thomas	258, 270
Gatens, Daniel	265
Gardner, George	270
Glasgow st. improvement	281, 285
Gamble, Jane	282
Garland, L.	295
Garrigan, Michael	266
Grantsynn, W. S.	304
Genesee River, obstructions in	46, 47, 57
General assessment rolls	71
Green, James	74
Genesee Power Rowing Association	74
Gleason, Martha	117
Genesee Valley Railroad	121
Gerling, Ald. Jacob	126, 270
Genesee st. repairs	128, 188, 201
Gender, Fred	130, 192
Galusha, M.	143
German Protestant Church	152
Green st. widening	182, 233, 251, 275
German alley widening	192, 201, 207, 213, 233, 250, 275
Gleek, John	199
German street remonstrance	203
Gledhill, Thomas	304
Green, De Witt	304
Gibson, Law S.	78
Gibbons & Stone	156
Gibbs, William	157, 178, 289
Griffin, H.	201
Grimshaw, Phillip	211
Gilbert, F.	219, 238
Gilman, A. W.	255
Gorshine, Rich'd.	6
Gomminginger, Louis	44
Gomminginger, Allen & Co.	62
Goldsmith, J. F.	78
Gorham st., repair gas	106, 110, 288
Gunter, Mrs.	108
Groves, John B.	112
Goodman st. plank walk	125, 134, 141
Groot, Wm. H.	126
Gross, Louis	139
Gorsline, Wm. H.	210
Goodwin, James	215
Gordon, Homer	255, 270
Gould, Roscius K.	269
Glover, Charles	284
Guggenheimer, Wm.	159, 167, 169, 178, 304

## H

Hamilton Avenue sewer	20
Hanford, Wm. I.	24, 28, 99, 111, 129, 137, 145, 148, 166, 170, 193, 210, 243
Harrison street sewer	24
Harris, Orrin	25, 265, 279
Hall, Chas. S.	28, 46
Hamilton Avenue sewer	45
Hannings, Geo. T.	74
Hart, Christ.	74
Hanna, Edward	97
Harris, Edward	108, 211, 283, 289
Haley, J.	112, 126
Halsey, Michael	119
Hason, James	119
Hart, Felix	126, 146
Haringzi Lodge, invitation	137

	PAGE
Hayward, Edwin S.	151, 211, 259, 260, 266, 305, 306
Haywood, John jr.	169, 193
Harmon, Sam'l. B.	171
Hart, Benedict.	178
Hart, Samuel	181, 202, 215
Hayden, James E.	183, 215
Hammen, Catherine	202
Hawks, Cornelia	205, 210
Hamp, Henry	243
Harder, J. N.	255
Harvey, J. B.	258
Hafner, Frank	258
Hancock, John	282, 295
Haley, Frank	14, 59
Health Inspectors	14, 25
Hermans, Mrs. M.	25
Helsler, Valentine	48
Hebard, Robert E.	62
Heldenschmid	96, 129
Henderson, Fanny	118
Herman st. repairs	137, 193
Henry st. repairs	127, 139
Hering, Joseph	169
Herring, John	169
Henry st. plank walks	196, 199, 203, 207
Hebbard, Henry S.	255
Heberger, Jacob	255, 281
Hettig, F. A.	266
Heavey, Michael	269
Hetzler, John G.	270, 280
Highway Fund credit	207
Hill, M.	148
Hinold, Edward M.	178
Hinkle, John	181
Hibbard, Rev. F. G.	193
Hill, C. J. & Son.	258
Hilliker, John	283
Hills, E.	296
Hoeltzer street side walk	22, 23, 80, 91, 117, 125
House for I. and T. Children.	23, 30, 46, 55, 75, 117, 126, 127, 132, 138
Hope st. side walk	29, 52, 55, 70, 281
Hopwood, Thos. H.	85, 146, 149, 155
Hollister, E. H.	98, 103
Holmes, W. F.	106
Howard, Robert	76, 118
Holloway & Normington	130, 148, 149, 169, 178, 198, 210, 228, 289
Hospitals, (West Avenue)	205
Hollway, A. H.	247
Hollister st. improvement	285
Hindel, John	30
Hunt, John	44, 129, 193
Hunter st., (repairs)	46, 109, 155, 164, 207, 265
Hulburt, John	74
Huntington, D. W. C.	100
Hubbell Park	106
Hudson st. (re-number)	121
Huron st. improvement	162, 174, 208, 197, 210
Hughes, Bernard	165
Hudson st. repairs	170, 214, 224
Hutchinson, John	270
Hubbard, Cely	280
Hubbard, Jane	280
Hieronymo Sister	100

## I

Inrubull, A. W.	170, 192
Inspectors of Election.	13, 22, 46, 57, 155, 165, 177, 255
Inspectors of Election, pay	190, 279
Irving Place, nuisance	166

## J

James st. improvement	11, 49, 55, 60, 111, 118
Jay and Wayne sts. plank walks	24, 54, 81, 97, 111
James st. plank walk	102, 113, 133, 143, 148, 155, 156, 198
James st. from William to Court	119
Jay street, repairs	128
Jaman, Joseph	170, 192
Jansbauch, Joseph	201, 202
Jayne, Asa S.	270

	PAGE.		PAGE.
Jennings, Geo. E.	25	Lewis st. plank walk 100, 153, 161, 179, 188, 193, 201, 210	178
Jefrey, C. V.	58	Leffler, Mr.	192
Jepp, John	215	Leat, Geo.	298
Jeffries, John H.	247, 258	Leighton, Thomas, proposal of	14, 44, 17, 45
Jones avenue, grading of	6	License committee.	74
Jones, M.	28	Line, Mr., Broadway	99, 105, 107
Johns, Frank	44	License	110
Jordan, William L.	48, 245, 270	Litchfield st. gas mains	119
Jordan, Anna E.	112, 121, 148	Link, Geo.	137
Jones, T. W.	119	Lime st.	148
Jones avenue repairs, plank walk	119	Likely, Henry	214, 222, 264, 286, 289
Jones street repairs.	124, 135, 141, 153	Liberty st. improvement	258
Jones avenue flag walk	155	Lidell, Walter	281
Jones, B. Waugh	166, 188, 201, 214, 224	Likely, James	28
Jordan, Elijah	245	Locke, J. C. (lay cement walk)	57
Jordan, Christopher	270	Lorimer st. sewer	96
Jones, Jonas	283, 289	Love, James	166, 169, 178, 191, 201, 208, 210
Johnson, A. de laide L.	24, 283, 289	Logan & Creegan, 97, 117, 127, 139, 145, 146, 148, 157,	122
Junamen, Adam	182, 192	166, 169, 178, 191, 201, 208, 210	148, 280
Julia, Trroup, Prospect, and Clifton st. sewer	189, 250	Lotta, Dorothea	182, 270, 280
Judson, Junius	256	Lovecraft, Wm	255
<b>K</b>			
Kavanagh, James	49	Loder, Geo. F.	269
Knapp, W.	112, 117	Loomis, Isaac	269
Krause, Louis	169	Lord, Frank N.	269
Kay, Mary	215	Loebs, Fred	271, 280
Kase, Nicholas	270	Long, R.	63, 205
Kane, James, Scur.	270, 280, 284	Lutes, Hon. John	121, 167
Kramer, Nicholas	295	Luther, John	270, 271, 280
Kent st. sewer	12, 55, 57, 97, 97	Luscher, Samuel	97
Kelly street repairs, walks	28	Lynch, Margaret	160
Klem, Elizabeth	99	Lyoming, Jos.	160
Kelly, James H.	106, 118, 244	<b>M</b>	
Krennet, Henry	148	Marsloff, Ferry	295
Kehoe, James	144, 157	McManus, Wm	304
Kendall, H. R.	182	Mayor's Valedictory	308
Kent st. encroachments	182, 206, 280	Magnolia st. assessment roll	22, 35
Kennedy, James	270, 280	Maple street, West	27
Kelly, John	291	Magne st. repair walks	28, 88, 97, 119, 156, 164
King, J. C.	44	McArdle, Patrick	28, 58
Kliesley, Simon	62, 121, 139, 166	Masser, J. W.	44
King st. repairs	128	Marietta st. repairs	46
Kinde, Henry	140, 146	Mauder, John	58, 126
Kirley, P.	198	Mayer, George	62
King, Seymour	201	Marshal st. improvement	68, 74, 81, 94, 117, 126, 130
Kondolf, M.	29	148, 169, 178, 198, 199, 210	77
Koeth, August	167	May, L. S.	78
Kondolf street	257	Matthews, H. W.	78
Kolb, Michael	280	Malcomb, James	108
Kurdolph, Henry	27	McNab & Harlan	109, 137, 150, 160, 209
Kurley, P.	198	Maple st.	110
<b>L</b>			
Lawless, Thomas	25, 270, 280	Marietta st.	112, 231
Lawless, Chas	28	Marsh, Dan'l	121
Laughnest, Hermon	29, 58	Marsh st. repairs	121
Lamp committee	43, 118, 155, 193	McCanley, Richard	129, 181
Lafayette st. repairs	46, 155, 164	Main st. repairs	129
Lake avenue sewer, from Deep Hollow to Purcell's	57, 73, 104, 115, 136, 143, 155, 176	Mannel, Gustavus	129
Lot	100, 103, 125, 133, 139, 191	Maril, D. F.	145, 159, 178
Lake avenue sewer, from Phelps avenue, 57, 62, 84, 98,	83, 304	McKay, David	147
148, 166, 170, 181, 182, 191, 201, 202, 208, 210, 216,	89, 97	Matthews st. repairs	157, 178
224, 125	106	McNary, John	160, 171, 209
Lave avenue, Phelps avenue, and Varnum st. sewer,	108, 109, 117, 119, 127, 139, 145, 151, 155, 159, 166,	Martindale, J. H.	161, 175, 188, 195, 214, 224,
181, 191, 202, 208, 215	224, 289	Marshall st. cross walks	182
Lambert, H. H.	129	Magne and Orange sts.	190
Lake avenue, remove obstructions	139	Main st. obstructions	192
Lake avenue sewer	166, 151, 201, 202	Market sites' Committee	202
Law committee	179	Martin st. repairs	210
Lathrop, W. E.	198, 304	McMahon, James L.	112
Lansing, R. K.	216	Marsh, John	213, 228
Lathrop, Emeline	281	Manual of City	246
Lent, L. B. & Co.	57	Mayor, term of office	253, 263, 277
		Market st. sprinkling	254, 278, 287
		Main st. sprinkling	254
		Mandeville, Ald.	255
		Market Lot	257
		Mandeville, J. Newton	260
		Mandeville, Mrs. C.	267
		Mayor, extra compensation	281, 283
		Masseth, George	25
		Merlan, Conrad	28, 44
		McGee, John	32, 71, 76, 85, 99, 111, 118
		Meigs st. plank walk	43
		Meyer, Philipp J.	43



	PAGE.	N	PAGE.
Melvin James.....	58		
Meng, Charles.....	58		
Meyer, C. C.....	62		
Meyer, John.....	74		
Meyer, Geo.....	96		
McDermott, John.....	98		
Mechanics Square.....	112, 157		
McVernon Avenue.....	122, 231, 289		
Merritt, Mrs.....	129		
McPherson, R. A. B.....	146		
Moad, Mathew.....	156, 166		
Meyers, Frank.....	178		
Meyer, John A.....	182		
Mechanics st. improvement.....	187, 196, 214		
McMenomy, Patrick.....	245, 259		
McLellan, James B.....	285, 295		
Miller, Lucas.....	44		
McIntire, Robert.....	60, 156, 159		
Miatt, Geo. T.....	106		
Miles, William.....	108		
Mitchell, Thos.....	121, 167, 194, 269		
Minges, Simon.....	137		
Miller, Edward.....	137		
Miller, George.....	178		
Minerva Alley, repairs, grating.....	190		
Mitchell, Michael.....	201		
Mill st. sprinkling.....	252, 263, 277		
Millcamp, S. W.....	281		
McCConnell & Jones.....	14, 60, 108, 111, 117, 118, 156, 130, 139, 145, 146, 148, 149, 155, 166, 169, 170, 178, 179, 181, 190, 198, 199, 208, 210, 224, 225, 228, 289		
McCormick & Co.....	24, 62, 97, 108, 117, 127, 139, 145, 157, 166, 181, 191		
Morgan, Robert.....	25		
Monies to be raised.....	25, 72, 218, 247		
Monroe St. Cemetery.....	43, 58		
Moore, William.....	58, 228, 295, 304		
McConville, John.....	63, 109, 119, 209, 211		
Monroe st. sewer.....	76		
Moulson, Samuel.....	86, 108, 140, 150, 204		
Monroe Co. Workingmen's Assembly.....	98, 127, 14, 151		
McCConnell & Pringle.....	108, 117, 119, 139, 145, 146, 191, 201, 202, 208, 209, 215, 255		
McCormick, Daniel.....	108, 117, 119, 139, 145, 146, 191, 201, 202, 208, 209, 215, 255		
Montgomery, J. F.....	110		
Morrison, W. F.....	111		
Morris, John.....	119, 156		
Montreal, City of.....	138, 140		
Mortimer st., establish lines.....	139		
McDonald, John H.....	146, 166, 257		
Morrell, Wm.....	148		
Mt. Hope Avenue and Cypress st.....	169		
Moore, L.....	170		
Moore, Thomas.....	170, 192		
McWhorter, Alexander.....	178		
Monroe County Penitentiary.....	178		
Morgan, Thomas.....	181		
Moore, D. D. T.....	210, 213, 217		
Montgomery, John.....	211, 232		
Mousnest, Lenhardt.....	215		
Monroe Avenue, re-number.....	242		
Morris, Elizabeth.....	258		
Montgomery, Thos. C.....	269		
McConnell, Robert Y.....	269		
McConnell, Philip.....	270		
Moshier, Isaac V.....	270		
McConnell, Alexander.....	271, 280		
McCourt, Hugh.....	281		
Morey, John E.....	282		
Monroe Avenue Commissioner.....	296		
Moore, S. W. D. death.....	5		
Munger st. plank walk.....	53, 69, 80, 94		
Mumford st. improvement.....	105, 106, 113, 121, 133, 143, 148, 212		
Murphy, William.....	108		
Mura, D.....	121, 127, 132, 157, 166, 181		
Murray, Mrs.....	148		
Mumford st. repairs.....	178, 190		
Murphy, Dennis.....	203, 258		
Mumford st., sprinkling of.....	252, 263, 277		
Murray, W. H.....	265, 295		
Myers, Frank.....	157		
Myerhoff, George.....	291		
Nelson st. sewer.....	12, 35, 57, 71, 84, 85, 100, 103, 108, 116, 117, 127, 163, 176, 197, 208, 210, 243		
Newcomb, Mrs.....	97		
New York Central Railroad.....	25, 108, 120, 137, 157, 165, 280, 298, 305, 306		
New Jersey Car Spring, and Rubber Co.....	108		
Neville, Thomas J.....	144, 149, 279		
New York & Erie Railroad Co.....	140		
Nelson, Fred.....	210		
Nelson st., remove obstructions.....	296		
Nicholson, Charles.....	25		
Niblong, John.....	93		
Niven, David.....	237, 268, 304		
Nichols, Geo. W.....	281		
North st. walk.....	43, 59, 111, 155, 157, 178, 188		
North Avenue improvement.....	100, 114, 124, 134, 153, 162		
North st. repairs.....	190		
North st. and North Avenue plank walks.....	247, 273		
North Avenue plank walk.....	264		
Nolte, Adolph.....	266, 298		
Noil, C.....	270		
O			
Organization of New Board.....	3		
Olds, William E.....	24		
Oaks, George.....	25		
Orange st. sewer.....	58, 65, 67, 70		
O'Farrell, Margaret.....	110		
Oak st. repairs.....	121, 188, 201		
Old 13th, invitation.....	130		
Orth, Geo.....	137		
Oatley, E. T.....	145, 159, 178		
Oakland st. cross walk.....	162, 174		
Oregon and Harrison st. Assessment Roll.....	13, 52, 58, 62, 76		
Ottenburg, Joseph.....	13		
Opening a st. from Mt. Hope Avenue to the River.....	22		
Oregon and Harrison sts. sewers.....	38		
O'Neill, Edward.....	25		
Opening of an alley from Canal st. to Litchfield st.....	35		
	38, 65, 257		
Oberties, Henry.....	61, 74		
Opening a st. from Hudson st. to Worth st.....	100		
Oregon st.....	108		
Osteg, Geo.....	112, 117		
Olmstead, Geo.....	112, 117		
Otsego st.....	122		
Olean st. repairs.....	144, 188, 201		
Opening of st. from Milo st. to Grace st.....	182		
Owen, Orange.....	191		
Olean st., sewer from.....	269, 275, 286, 294		
Otis, Lyman.....	269		
Ordinance, Penal, "Fruits, sale of,".....	13		
Ordinance, cisterns covered.....	59		
Oliver, O.....	62		
O'Brien, Patrick J.....	76		
Ordinance Penal, Buildings.....	77		
" " Dogs.....	95		
" " Obstructions.....	99, 116		
" " Prostitution.....	104, 120, 124, 131, 126		
" " Hackney Coaches.....	146		
Otis, Sarah.....	139		
Ordinance Penal, hogs and swine.....	136		
Ordinance Penal, Disturbances in Halls, &c.....	177, 181, 189		
Oliver, Wm.....	182, 255		
Official Paper, clerk, file, and bind.....	224		
O'Donoghue, J.....	14		
O'Connor, Michael.....	25		
Oothout, Samuel N.....	28		
O'Rourke Post, communication.....	33		
Osborn, N.....	98, 132, 151, 152		
Orton, Mrs.....	108		
O'Connor, John & Co.....	121, 167		
O'Connor, James.....	170, 182, 183		
Ocuppaugh, E.....	165, 192		
Outlet of Court and William st. sewer.....	203, 204		
Obstructions, River.....	221, 248, 260		
Outlet sewer for Union, Ontario, Kirk, Weld, and Tappan sts.....	283		

## P

	PAGE
Page, C. D.	29, 58
Park, public, locate	59
Platt st.	121
Palmer, James	151, 179, 218, 260
Parsons, C. R.	157, 193
Paine, Chas. F.	192
Parke, J. J.	203
Parrott st. repairs	214, 224
Patterson, Egbert H.	215
Park, public	240, 255, 268
Palmer, H. A.	256, 304
Pratt, Luther A.	269
Parsons, Theron E.	270
President's address	9
President added to committees	13
Penny, Rebecca	74
Pearl st. repair walks	97, 155, 157, 164
Pleasant st. repairs	106
Park st. improvement, (cement walk)	122, 134, 142
Presbyterian Church, First	79, 96, 146
Phelps avenue sewer, 145, 154, 162, 167, 171, 179, 186, 188, 201, 202, 208	156, 166
Peters, Reese	159
Pearl & Bro.	198
Pearl, James	210
Phelps, Newman S.	212
Pentecost & Bro.	228
Perkins & Palmer	309
President's Valedictory	145, 157, 202, 269
Pindell alley sewer, 13, 55, 83, 95, 100, 106, 117, 126, 127	25
Pierce, N. A.	29, 52, 68, 80, 116, 130, 148
Pindell alley improvement, 29, 52, 68, 80, 116, 130, 148	169, 178, 190, 193, 199
Pierpont, J. E.	58
Pinnacle avenue cement walk	170
Pidrick, William	182
Pindell alley, (enforce ordinance)	202
Pierce, Caleb	215
Priest, Geo. and others, petition in ref. to N. Y. C. R. R.	238
Pinnacle avenue	266
Poor committee	23, 126
Proposals, 43, 57, 60, 86, 87, 89, 97, 98, 107, 117, 118, 121, 127, 130, 156, 157, 166, 170, 294	44, 192
Police committee	86, 109, 127, 128, 165, 181, 185, 192, 212, 216
Police department, 86, 109, 127, 128, 165, 181, 185, 192, 212, 216	121
Potter, Henry S.	130, 146
Poppy, Chas. P.	160, 280
Post, Rev. W.	178, 190
Powers, D. W.	165, 182
Police, cattle	185, 186, 197
Police, increase of	188, 181, 165
Police moneys	210
Proctor, Chas. A.	212, 260
Proctor, Jos.	231, 258
Pool, John G.	248
Police station, establish a	258, 269
Pool building	269
Pond, Charles F.	305, 306
Police Commissioner, election of, 272, 281, 282, 288, 304	108
Pagsley, Alvin	57
Plymouth avenue sewer	167
Phye, D. W.	57, 70, 82, 101, 117, 119, 228, 253, 258, 263, 276
Plymouth avenue, sprinkling, 57, 70, 82, 101, 117, 119, 228, 253, 258, 263, 276	207
Plymouth avenue repairs	107, 127, 145
Qualtrough, Joseph	177, 178, 191, 198
Quinn, M. R.	67, 206
Quin, John	297

## Q

Qualtrough, Joseph	107, 127, 145
Quinn, M. R.	177, 178, 191, 198
Quin, John	67, 206

## R

Ranber, John & Co., 24, 52, 75, 87, 97, 107, 111, 117, 127, 130, 139, 145, 148, 157, 166, 169, 178, 179, 181, 188, 191, 193, 199, 201, 202, 208, 210, 215, 225, 256, 280, 297	25
Rail road, Erie	25

## PAGE

Rawlings, Charles	41
Rail road alley, widening, Coms. report	60
Randolph, Mrs.	74
Rau, Elizabeth	76
Ralph, Sarah	100, 108, 130
Rail road sewer	123
Raymond, E. A.	143
Rail road outlet sewer	152
Rauschenbauch, Rev. A.	167
Ratt, William	175, 196
Race, stone arch over	194
Rankin, John	180
Reynolds st. 13, 22, 35, 60, 109, 118, 119, 180	16
Report of committee on Lake avenue	17, 297
do do on licenses	25
Redman, A.	29, 205
Report of Fire Dep. committee	20, 160
sewer committee	39
Commissioners Railroad alley widening York st.	42
Reiber, Charles	43, 111, 159, 192
Report of committee on public health	48
law committee, 61, 90, 119, 148, 161, 178, 203, 204, 259, 260, 283, 289	63
committee on State Line railroad	67, 91, 123, 152, 206, 222, 284
Police Justice, 67, 91, 123, 152, 206, 222, 284	76
special committees	76
bridge	221, 250, 273
Overseer of poor, 78, 123, 141, 152, 186, 206, 221, 250, 273	89, 98, 156
Report of assessment committee	91
Reynolds, E. J.	97
Redman & Ortel	119
Reynolds, Jonathan	119
Reynolds, Mortimer F.	121
Report of the assessors	123, 152
street committee	131
Refreshments for Council	139, 157, 281
Redman, Wm. J.	150
Reichmecker, Mrs.	157
Reynolds st. repairs	166
Report of grievance committee	182, 220
Reche, Flora	210
Report of committee on relief and support of poor	302
Improvement committee	302
Police	305
Lamp	308
committee on House of I. & T. children	298
Dr. C. C. H. Miller	298
Clerk of Board of Health	294
Park committee	295
Sewer committee	296
Committee on free academy	294
Supt. fire alarm telegraph	248
Commissioners of hapin st. extension	267, 275
Contingent expense committee	271, 299
Mt. Hope Commissioners	284, 292
Dr. J. P. Reichenbach	291
Dr. William H. Lakeman	292
City Treasurer	293, 311
Dr. J. C. Lung	294
Committee on streets and bridges	299
Dr. Charles Buckley	397
Richmond, appeal for aid	28, 50
Richards, John E.	25
Rhine st. plank walk	34, 54, 62, 97, 130
Rice, Alvah	98
Riley, Geo. S.	99, 130
Rhines, Peter F.	121
Rielly, James T.	156, 169, 178
Rich, Marvin	160, 192
Rice, Anthony	170
Ritter, Franklin	203, 258
Rice, Sarah M.	210
Rielly, James O.	270
Rochester city and Brighton railroad	14, 59
Roache, John P.	25
Rochester and Genesee Valley railroad, 46, 62, 63, 65, 71, 107, 121, 164, 165, 172, 178, 183, 186, 191, 193, 195, 221, 243, 247, 257	52
Rowe st. plank walk	62
Robinson, James	62
Roby, Sidney B.	62
Robins, Johnson I.	63

PAGE.	PAGE.		
Rochester and State Line railroad .....	63	Shepherd, William H .....	159, 167, 169, 177, 178
Rochester, Henry E. ....	63, 149, 267, 306	Sewer committee .....	160
Royce, J. F. ....	76	Stearns, Geo. ....	170
Rochester Gas Light Co. ....	88, 110, 156	Stebbins, Ald. F. S. ....	178
Roderich & Co., 89, 99, 118, 148, 156, 169, 170, 178, 193, 199, 210		Street, Wm. ....	210
Rogers, S. W. ....	108	Seibert, Casper .....	210
Robb, William R. ....	130, 191	Schlegle, Fred .....	210
Rogers, Mrs. (death) .....	150	Shepherd, Jesse .....	238
Rohr, Henry .....	178	Sheridan, Wm. J. ....	238
Rohr, John .....	178	Sewer from Olean st. ....	269, 275, 286, 296
Rochester and Genesee Valley stock, (meeting) ..	193	Stern, Abram .....	269
Roe, John E. ....	216	Selye, Lewis .....	269
Roberts, B. W. ....	247, 258	Shiller, John .....	27
Robinson, J. B. ....	247	Smith, Nathans & Co. ....	28, 37
Rohr, John .....	247	Scio street improvement .....	34, 53
Rosenbaum, J. ....	257, 268	Sprinkling Buffalo, Main, State, Exchange and Fitzhugh sts. ....	55, 69, 82, 93, 117, 125, 228
Robb, Jos. E. ....	270	Sprinkling North and South Clinton sts 55, 95, 98, 101	
Robinson, S. G. ....	270, 280	"    Plymouth avenue, 57, 70, 82, 101, 117, 228.	
Rowley, W. C. ....	271	"    North street .....	253, 258, 263, 274
Ross, A. P. ....	296	"    North street .....	57, 222
Rules of the Board .....	5, 38, 57, 59	Smith, George .....	5
Rutler, Earnest .....	74	Smith, E. T. ....	6
Rumsey, Mrs. ....	139	Smith st. plank walk, 69, 79, 89, 93, 117, 126, 147, 166	
Rumble, Lucy H. ....	270, 271, 280	Sprinkling East avenue from Main st. to city line, 70	
Ryan Zouaves, communication .....	45, 46, 56, 58	"    Main st. from East avenue to Gibb st. 70.	
Ryan, James .....	140	"    Main st. from East avenue to Gibb st. 70.	79, 82, 228, 101
Ryan, Michael .....	157, 178	Simpson, William .....	74
<b>S</b>		Sprinkling Main st. from Gibb st. to Asylum st., 82	
Savannah st. plank walk, 6, 18, 55, 68, 80, 99, 191, 116, 118, 121, 130, 137, 148		"    West avenue .....	92, 117, 125, 228
Standing committees appointed .....	9, 77	"    North St. Paul st. ....	82, 92, 117, 228, 253
Schake, J. ....	14	Smith, Roswell H. ....	86
Swanton, Elias, ....	24, 30, 58	Silver, R. H. ....	86
Saxon st. walks, repairs .....	28, 155, 164	Stilson st. North, plank walks, 98, 129, 150, 162, 175, 197, 198, 208	
"    outlet sewer .....	44, 61	Smith, M. M. ....	106
State Line railroad .....	46, 57	Sibley, Hiram .....	130
Swan st. sewer .....	58, 71, 95, 101, 107, 127, 139, 145	Sibbel, John .....	157, 178
Shade, Geo. C. ....	78, 99	Smith property .....	166
Swalbach, Casper .....	74	Spring and Washington sts. lateral sewer, 187, 197, 214	
St. Paul, South, improvement, 71, 93, 117, 126, 130, 199, 210		Scio st. repairs .....	224, 225
Shamrock st. extension, 97, 105, 116, 125, 137, 143, 164, 176, 199		Smith, Thomas .....	192, 256
St. Paul st. North, sprinkling .....	98, 125, 127	Smith st. repairs .....	199
Scrantom, H. D. ....	106, 108	Simpson, G. H. ....	203
Starr, Samuel A. ....	106	Smith, John C. ....	210
St. Francis Xavier Society .....	111	Schlitzer, Leo .....	210
Saratoga avenue plank walk, 119, 123, 128, 125, 141, 164, 176, 193, 199		Smith, Hon. E. M. ....	213
Shaffer, John J. ....	145, 156, 159, 178	Spillman, Benjamin .....	232, 243
Schaupp, Anthony .....	147	Sprinkling streets, ordinances .....	237, 238
Strassner, Jacob .....	150, 156	Sprinkling Buffalo and Main sts. ....	251, 263, 276
Strahan, John .....	467	"    South Clinton st. ....	252, 263
Sachs, Louis .....	177	"    North and South Fitzhugh sts. ....	252, 276, 287
St Paul and Andrews st. lateral sewer .....	187, 197	"    Spring st. ....	252, 263, 277
Stanley, James W. ....	215	"    Mumford st. ....	252, 277
St. Paul, North and South, sprinkling. ....	253, 263, 276	"    Mill st. ....	253, 263, 276
Schaffer, Wm. K. ....	250	"    Exchange place .....	252, 263, 277
State street, sprinkling of .....	253, 263, 27	"    Marker st. ....	252, 263, 277
Saunders, M. ....	267	"    East avenue .....	253, 263, 275
Sprague, Thomas T. ....	269	Smith, Thomas .....	258
Stape, John .....	270	Sprinkling State st. ....	259, 263, 276
Stade, Frederick .....	270	"    Main st. ....	254, 278, 287
Schaffer, Anthony .....	270	"    Troup st. ....	254
Savage, Margaretta .....	271, 280	"    Front st. ....	254, 278, 287
Schnapp, George .....	281, 295	"    North and South St. Paul sts. ....	254, 263, 276
Sanborn, C. M. ....	295	Stripp, Michael .....	270, 280
Seymour, O. C. ....	24	South Avenue cross walks, 11, 12, 18, 19, 33, 24, 35, 44, 54, 55, 59, 60, 71, 81, 85, 89, 97, 99, 111, 112, 118, 189, 196, 214, 224, 229	
Sedgwick, S. D. ....	25	St. Joseph st. plank walk .....	12, 18, 28, 33, 65, 71, 85, 89, 111, 118, 148, 156
Sellinger st. widening, 39, 71, 85, 137, 169, 171, 233, 238, 251, 264, 287		Southworth, T. J., (petition) .....	25
Sherman, S. M. ....	9, 58	St. Joseph st. improvement .....	28
Steamer Norseman .....	76	Sophia st. sewer .....	57, 84, 95
St. Peter and St. Paul's Church .....	89	Soldiers' Monument .....	58
Seiser, August .....	97	Schools .....	17, 78, 86
Street committee .....	126, 157	Shoenthaler, Christian .....	98
Sellinger st. plank walk .....	133, 140, 142, 154, 176, 192	South Avenue, cement walks .....	115, 124
Stade, Margaret .....	146	Stott Brothers .....	117
Spencer, S. M. ....	148, 212		
Special meeting .....	149, 150, 218		
Spencer, J. E. ....	157, 178		

	PAGE.
nue, at Munger st.	118
Gregory st.	118
nue, repairs.	118, 157
and Sailors' Festival.	125
st. repairs.	139, 169, 214, 224
ey, improvement.	144, 153, 162, 174
R. H.	149
z & Belmont.	172
ool House No. 9	178
roul, Rev. Mr.	181
Stone st., re-number	202
Stootz, Geo. & Co.	212, 215
Scott alley sewer	265, 267
St. John, C. M.	283
Stott, J. F.	295
Surveys, Maps, and Records.	24
Skuse, John	25
Surveyor City, ordered	55, 109
pp, Susan	95
pend Rule	107
ervisors Monroe Co.	170, 207, 232, 238, 244, 245
ule, Geo. C.	238
pp, Jacob	282, 295
ng Bridge, Buffalo st.	286
acuse st. improvement.	19, 33, 58, 71, 89, 111
ester, Jacob	117
nyder, Mary	243
Syracuse. City of	67, 85

**T**

aylor, P. W. & Co.	62
an st. improvement.	102, 113, 129, 133, 143, 148, 169, 178, 193, 198
t. sewer.	104, 115, 125
' W.	121, 127, 167
ohn L.	210
orter.	231, 289
Bridget.	245
'hard.	302
ity, to make note.	15, 25, 119, 199, 209, 218, 224, 279
sewer.	19, 21, 36, 37, 71, 85, 87, 117, 180
Statement.	90, 113, 133, 152, 172, 206, 222, 249, 273
t. improvement.	94, 100, 102, 114, 143, 169, 178, 198, 199
sewer, from Caledonia Avenue.	121, 139, 145
" Francis st.	121, 127, 302
ery S.	155
" Credit Fund.	215, 224, 302
H.	255
" Report to the Board.	256, 291
t, J.	71
n.	96
Michael	112, 166
s, Fred.	119, 156
n st. sewer.	12, 20, 36, 57, 85, 97, 108, 121, 146
repairs.	46, 144, 155, 164
M. W.	71
on st. plank walk	89
" sewer.	104, 116, 133, 146, 145, 181
" improvement.	123, 135, 155, 164, 170, 193, 199
st. repairs	137
on, Geo. H.	137
John.	157
City of.	171
rs.	192
" sprinkling	254
Joseph	265
orge.	117
ster.	129

**U**

enry.	148
an.	167
Geo.	202
ewer.	20, 37, 71, 85, 108, 121
pair walks.	97, 129, 181, 279
Avenue.	137, 182
ening.	207, 213, 223, 233, 267, 275
s.	297

**V**

	PAGE.
VanVoorhis, John	148, 193
Vay, Rudolph.	150
Vaughan, Robert	208
VanBuren, Ald.	254
VanVoorhis, Quincey.	269
VanSlyke, Ady	270
Veerhoeven, Michael.	270, 280
Vine st. sewer.	20, 37, 71, 85, 117, 121
Vienna st. plank walk.	33, 44, 80, 85, 68, 71, 99, 102, 110, 125, 130, 133, 198
Vicenus, William	108, 117, 127
Viele, M.	137
Vienna st. cross walks.	193
Viele, Platt C.	231
Vogel, John.	25, 108
Volmer, John	157, 178

**W**

Walter, Henry	25
Washington st. South, sewer	45
Water st. South, numbering	46, 48, 57
Washington st. North, sewer	57, 71, 83, 85
Ward, L. A. and others	59
Walters, Lawrence	61
Watson, Mrs.	62
Walbridge, Arthur D.	74
Whalen, Daniel	97, 110, 119
Wray, Louisa	98
Water Works Co.	100, 146, 159, 160, 199, 291
Warfield, R. H.	106, 269
Washington st. North, sewer.	107, 115, 133, 143, 145, 146, 157, 166, 191, 208
Ward st.	110
Wanzer, H. C.	112
Wagstaff, Alfred.	121
Walbridge, S. D.	122, 267, 305
Water st. South, repairs.	126, 182, 214
Watson, E.	127, 130, 145
Washington Hall	145
Wanter, Mathias	146
Warner, A. J.	157
Water st. North, covering.	165, 174, 175, 188, 199, 207, 213, 222
Wagstaff, James	167
Wagner, Lucy	173
Wagner, J. G.	182
Warner, M. G., Jr.	198, 305
Warren, James T.	215
Waldelle, Wendell	203, 258
Webster st. plank walks.	33, 58, 71, 85, 118, 129, 148
Wegman, Andrew	139
West avenue sewer	164
West avenue repairs	167, 214, 224
Webb, William	180
Weisgerber, Geo	203
Willburn, Thomas	215
Wegman, John	288
Wilmot, Orpha	29
Whitmore, Carson & Co.	60, 111, 118, 130, 148, 149, 155, 155, 156, 178, 183, 256, 271, 289
Whitney, Geo. J.	71
Wilder, Lawrence	74
Wiseman, Peter	76, 118
Williamsou, Thomas	77, 269
William st. improvement.	79, 91, 117, 126, 130, 148, 155, 156, 169, 178
Whitcomb, Alonzo G.	95, 106, 126, 178, 282, 288, 306
Whitney st. improvement.	99, 28, 111, 129, 137
Whiting, A. N.	100, 269
Wilder, Samuel.	128, 139
Wier, Geo	146
Witzeman, Casper.	148
William and Court sts. outlet sewer.	151, 260
Wilkin, D.	157
Wisner, M.	160
Whitmore, V. F.	166
White, Henry E.	167, 169, 178, 304
Whirley, Geo	170
Whitelock	177
Wilson, James F.	182, 192
Whittlesey, F.	198
Withall, Eliza.	228



