

PROCEEDINGS

OF

THE COMMON COUNCIL

OF THE

CITY OF ROCHESTER.

FOR

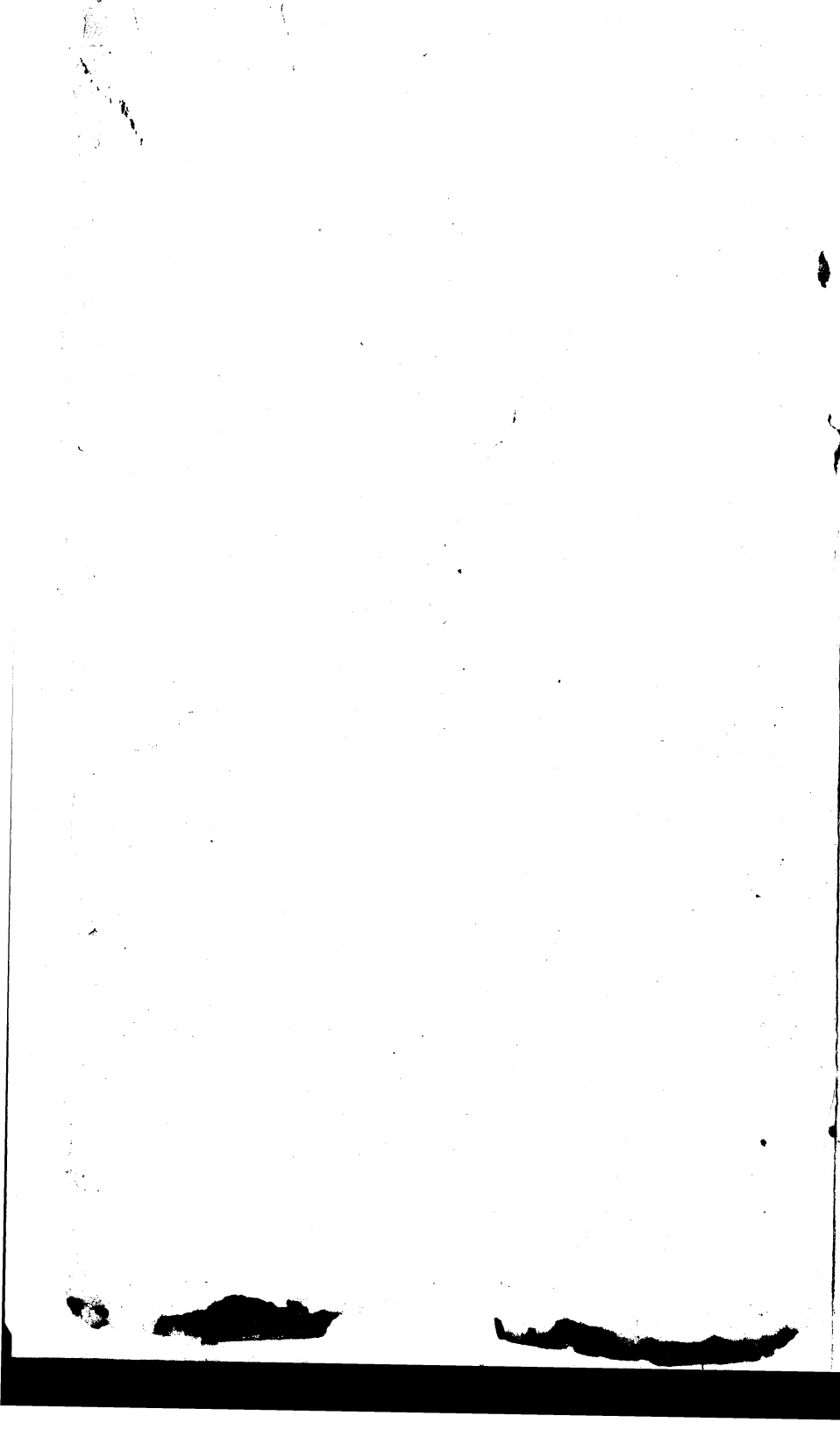
1871-2.

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ROCHESTER, N. Y.

DAILY EXPRESS BOOK AND JOB PRINTING HOUSE, 23 BUFFALO STREET.

1871.



ROCHESTER CITY OFFICERS,

From April 1st, 1871, to April 1st, 1872.

CHARLES W. BRIGGS, - - - - - MAYOR
Office, City Hall. Residence, 25 N. Fitzhugh Street.

JOHN WILLIAMS, - - - - - CITY TREASURER
Office, City Hall. Residence, 84 S. Fitzhugh Street.

JUSTICES OF THE PEACE.

HENRY N. ALLEN,
Office, Powers' Block. Residence, 84 Plymouth Avenue.

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

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

COMMON COUNCIL.

CORNELIUS R. PARSONS, - - - - - PRESIDENT OF THE BOARD
Business, Genesee Falls Saw Mill. Residence, 2 Stillson Street.

FIRST WARD, - - - - - ALONZO G. WHITE
Business and Residence, National Hotel.

" - - - - - GEO. W. ALDRIDGE
Business, 94 Exchange Street. Residence, 20 N. Fitzhugh Street.

SECOND WARD, - - - - - GEORGE WAIT.
Business, 68 West Avenue. Residence, 17 Kent Street.

" - - - - - ROSCIUS K. GOULD.
Business, 31 Mill Street. Residence, 22 John Street.

WARD, - - - - HENRY T. ROGER
Business, 67 and 69 Buffalo Street. Residence, 21 Troup Street.

" - - - - CHARLES F. POND.
Business, S. Water Street. Residence, 65 Plymouth Avenue.

THIRD WARD, - - - - GEORGE HERZBERGER.
Business and Residence, 59 S. Clinton Street, Cor. Monroe.

" - - - - MICHAEL HEAVEY.
Business, Front Street, near Mumford. Residence, 18 Chestnut Street.

FOURTH WARD, - - - - MOSES M. SMITH.
Business, 109 Main Street. Residence, 142 N. St. Paul Street.

" - - - - WILLIAM CARING.
Business, 7 S. St. Paul Street. Residence, 212 N. Clinton Street.

FIFTH WARD, - - - - GEORGE W. CONNOLLY.
Business, 143 Buffalo Street. Residence, 24 Leopold Street.

" - - - - ABRAM STERN.
Business, 66 Mill Street. Residence, 11 Clinton Place.

SIXTH WARD, - - - - EDWIN A. GLOVER.
Business, Union Office. Residence, 89 Alexander Street.

" - - - - ROBERT Y. McCONNELL.
Business, Aqueduct Street. Residence, 86 Court Street.

SEVENTH WARD, - - - - NEWELL A. STONE.
Business, 12 Buffalo Street. Residence, 2 Reynolds Street.

" - - - - H. H. CRAIG.
Business, S. St. Paul Street. Residence, 56 Prospect Street.

EIGHTH WARD, - - - - JAMES H. KELLY.
Business cor. Mill and Furnace Sts. Residence, Saratoga av. cor. Jones av.

" - - - - LEWIS SELYE.
Office, State St., near Market. Residence, Lake av., near city line.

NINTH WARD, - - - - WESLEY MANDEVILLE.
Business, 174 State Street. Residence, 6 Vine Street.

" - - - - JOHN STAPE.
Business and Residence, 104 East Avenue.

TENTH WARD, - - - - ROBERT R. CHARTERS.
Business, 7 Exchange Street. Residence, 2 Lime Street.

" - - - - JACOB GERLING.
Business, 130 Buffalo Street. Residence, 120 Brown Street.

ELEVENTH WARD, - - - - FRANKLIN S. STEBBINS.
Business, Brockport. Residence, 12 Jefferson Street.

" - - - - VALENTINE F. WHITMORE.
Business, Contractor. Residence, 37 Hickory Street.

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THIRTEENTH WARD, - - - - JOHN MAUDER.
Business and Residence, 271 N. Clinton Street.

" - - - - FRIEDERICH STADE.
Business, Contractor. Residence, cor. Hudson and Hope Streets.

FOURTEENTH WARD, - - - - C. R. PARSONS.
Business, Genesee Falls Saw Mill. Residence, 2 Stillson Street.

" - - - - WILLIAM AIKENHEAD.
Business, 55 Front Street. Residence, 62 Tappan Street.

STANDING COMMITTEES FOR 1871.

- Finance*—Ald. Stebbins, Selye, Whitcomb, and the President.
Law—Ald. Pond, Mandeville, Stebbins, and the President.
Contingent Expenses—Ald. Stern, Pond, Glover.
Support and Relief of the Poor—Ald. Stone, Gerling, Herzberger, and the President.
Streets and Bridges—Ald. Kelly, Whitmore, Smith, and the President.
Public Improvements—Ald. Selye, Aldridge, Craig, and the President.
Sewers—Ald. Caring, McConnell, Mauder, and the President.
Opening and Alteration of Streets—Ald. Gould, Heavey, Whitmore.
Fire Department—Ald. Rogers, Connolly, Whitcomb, and the President.
Public Lamps—Ald. Aikenhead, Glover, Charters, and the President.
Wooden Buildings—Ald. Mandeville, Stade, Gerling.
Schools—Ald. Wait, Stern, Craig.
Public Parks—Ald. McConnell, Kelly, Mauder.
City Property—Ald. Stade, Charters, Heavey.
Sprinkling of Streets—Ald. Connolly, Whitmore, McConnell.
Ordinances and Rules—Ald. Heavey, Stape, Gould.
Grievances—Ald. Craig, Rogers, Stone.
Charter Amendments—Ald. Smith, Selye, Aikenhead.
Reservoirs and Water Works—Ald. Wait, Connolly, Stape.
House for Idle and Truant Children—Ald. Aldridge, Pond, Herzberger.
Assessments—Ald. Glover, Caring, Mandeville.
Police—Ald. Charters, Stade, Smith.
Markets—Ald. Herzberger, Gerling, Gould.
Surveys, Maps and Records—Ald. Stern, Aikenhead, Selye.
Hackney Coaches, &c.—Ald. Heavey, Caring, Stade.
Excise—Ald. Whitmore, Whitcomb, Stone.
Mount Hope—Ald. Wait, Rogers, Kelly.
Public Health—Ald. Stape, Aldridge, Stebbins.

APPOINTED OFFICERS.

W. F. MORRISON,	- - - -	CITY CLERK.
Office, City Hall.	Residence, 9 Oregon Street.	
THOMAS H. HOPWOOD,	- - - -	MESSENGER.
Office, City Hall.	Residence, 50 Smith's Block.	
JESSE SHEPHERD,	- - - -	CITY ATTORNEY.
Office, Powers' Block.	Residence, 59 Nassau Street.	
WM. S. GRANTSINN,	- - - -	CITY SURVEYOR.
Office, City Hall.	Residence, 29 Pearl Street.	
JOHN FRICK,	- - - -	STREET SUPERINTENDENT.
Office, Centre Market.	Residence, 24 Hamilton Place.	
WM. BROWN,	- - - -	OVERSEER OF THE POOR.
office, Centre Market.	Residence, Lime Street cor. Orchard.	
DAVID McKAY,	- - - -	CITY ASSESSOR.
Office, City Hall.	Residence, 5 Caledonia Avenue.	
EBENEZER T. OATLEY,	- - - -	CITY ASSESSOR.
Office, City Hall.	Residence, 42 Allen Street.	
JOHN J. SHAEFFER,	- - - -	CITY ASSESSOR.
Office, City Hall.	Residence, cor. Clinton and Atwater Streets.	
FRED. W. CARING,	- - - -	CITY SEALER.
Office, 7 S. St. Paul Street.	Residence, 212 N. Clinton Street.	
JAMES P EVANS,	- - - -	CLERK OF THE MARKETS.
Office City Hall.	Residence, 6 S. Chatham Street.	
FRANCIS LOCKHART,	- - - -	KEEPER CITY HALL.
Residence, 7 S. Chatham Street.		

HEALTH DEPARTMENT.

HON. CHARLES W. BRIGGS,	- - - -	CHAIRMAN BOARD OF HEALTH.
Office, City Hall.	Residence, 25 N. Fitzhugh Street,	
W. F. MORRISON,	- - - -	CLERK.
Office, City Hall.	Residence, 9 Oregon Street.	

COMMISSIONERS.

GEORGE W. ALDRIDGE,	
Business, 94 Exchange Street.	Residence, 20 N. Fitzhugh Street.
ROBERT Y. McCONNELL,	
Business, Aqueduct Street.	Residence, 85 Court Street.
ROBERT R. CHARTERS,	
Business, 7 Exchange Street.	Residence, 3 Lime Street.
WILLIAM AIKENHEAD,	
Business, 55 Front Street.	Residence, 62 Tappan Street.
BRACKETT H. CLARK,	
Business, Lyell St. and Erie Canal.	Residence, 57 Lake av.
JAMES KANE, SEN.,	
Business, Monroe, av.	Residence, 62 Chestnut Street.

PHYSICIANS.

- DAVID LITTLE, - - - - - HEALTH OFFICER.
Office and Residence, 82 Plymouth Avenue.
- JOHN F. OAKS, - - - - - FOR EAST SIDE OF RIVER.
Office and Residence, 36 Atwater Street.
- CHARLES BUCKLEY, - - - - - FOR EAST SIDE OF RIVER.
Office, S. St. Paul near Main Street. Residence, Hand Street.
- W. H. LAKEMAN, - - - - - FOR WEST SIDE OF RIVER.
Office and Residence, 3 Smith Street.
- L. B. BAKER, - - - - - FOR WEST SIDE OF RIVER.
Office and Residence, City Hospital.

GERMAN PHYSICIANS.

- C. C. H. MILLER, - - - - - FOR EAST SIDE OF RIVER.
Office and Residence, 19 S. Clinton Street.
- J. F. REICHENBACH, - - - - - FOR WEST SIDE OF RIVER.
Office and Residence, 24 King Street.

POLICE DEPARTMENT.

- HON. CHARLES W. BRIGGS, - - - - - COMMISSIONER.
Office, City Hall. Residence, 25 N. Fitzhugh Street.
- HENRY S. HEBARD, - - - - - COMMISSIONER.
Office, 122 S. 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, Centre Market. Residence, 14 Smith Street.
- SAMUEL W. SHERMAN. - - - - - CHIEF OF POLICE.
Office, Centre Market. Residence, 11 Gardiner Park.
- B. FRANK ENOS, - - - - - CLERK.
Office, Centre Market. Residence, 15 W. Alexander Street.

FIRE DEPARTMENT.

- O. L. ANGEVINE, - - - - - FIRE MARSHAL.
Office, Centre Market. Residence, 29 Frank Street.
- L. S. GIBSON, - - - - - CHIEF ENGINEER.
Office, Centre Market. Residence, Allen Street.

EXCISE COMMISSIONERS.

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

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BOARD OF EDUCATION.

SCHOOL COMMISSIONERS.

FIRST WARD,	-	-	-	-	-	H. S. DEAN.
	Business, 100 Buffalo Street. Residence, 33 N. Fitzhugh Street.					
SECOND WARD,	-	-	-	-	-	JOHN FAY.
	Business, 53 Main Street. Residence, 5 Kent Street.					
THIRD WARD,	-	-	-	-	-	P. H. CURTIS.
	Business, Powers' Block. Residence, 45 Spring Street.					
FOURTH WARD,	-	-	-	-	-	HIRAM E. EDGERTON.
	Business, S. St. Paul Street, near Griffith. Residence, 52 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, S. St. Paul Street. Residence, 83 Court Street.					
EIGHTH WARD,	-	-	-	-	-	JONAS JONES.
	Business and Residence, Rochester City Hospital.					
NINTH WARD,	-	-	-	-	-	T. DRANSFIELD.
	Business, 20 Arcade. Residence, 20 Spencer Street.					
TENTH WARD,	-	-	-	-	-	A. S. JAYNE.
	Business, Hall's Machine Shop, S. Water Street. Residence, 24 East Street.					
ELEVENTH WARD,	-	-	-	-	-	NICHOLAS KASE.
	Business and Residence, Jay Street, cor. Whitney.					
TWELFTH WARD,	-	-	-	-	-	H. G. OTIS.
	Business, Evening Express Office. Residence, 94 South Avenue.					
THIRTEENTH WARD,	-	-	-	-	-	ALEXANDER MOSER.
	Business, 175 S. St. Paul Street. Residence, 299 N. Clinton Street.					
FOURTEENTH WARD,	-	-	-	-	-	GEORGE P. DAVIS.
	Business, 93½ State Street. Residence, 21 Concord Avenue.					
D. COPELAND, JR.,	-	-	-	-	-	PRESIDENT OF THE BOARD.
S. A. ELLIS,	-	-	-	-	-	SUPERINTENDENT, CLERK AND LIBRARIAN.
	Office, No. 11 Baker's Block.					
Mrs. S. M. DRANSFIELD,	-	-	-	-	-	ASSISTANT LIBRARIAN.
W. H. ARMITAGE,	-	-	-	-	-	MESSENGER.
	Central Library, 10 Baker's Block.					

MOUNT HOPE COMMISSIONERS.

JONATHAN H. CHILD,	
Business, Saw Mill, Aqueduct Street. Residence, 45 Mt. Hope Avenue.	
GEORGE G. COOPER,	
Office at Daily Union Office. Residence, 66 Kent Street.	
JAMES H. KELLY,	
Business, cor. Mill and Furnace Streets. Residence, Saratoga av. cor. Jones av.	

MAP, SURVEY AND RECORD DEPARTMENT.

CYRUS BEARDSLEY,	-	-	-	-	-	SURVEYOR.
	Office, 100 Powers' Block. Residence, 4 Greig Street.					

IN COMMON COUNCIL,

For 1871-72.

In Common Council, April 3d, 1871.

SPECIAL MEETING CALLED BY HIS HONOR THE
MAYOR FOR THE PURPOSE OF ORGANIZATION.

Present—Ald. Whitcomb, Aldrich, Wait, Gould, Rogers, Pond, Herzberger, Heavey Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

Ald. Parsons moved that Ald. Stebbins be chosen temporary President. Carried.

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

Ald. Kelly moved that a committee of three be appointed to wait upon his Honor the Mayor and inform him that the Common Council has organized and is ready to receive any communication he may desire to transmit to that body. Carried.

The President appointed as such committee Ald. Kelly, Smith and Stone.

The proceedings were opened with prayer by Rev. Dr. Mann.

Ald. Kelly, from the Committee to wait upon his Honor the Mayor, presented the following:

MESSAGE FROM HIS HONOR THE MAYOR.

MAYOR'S OFFICE.
ROCHESTER, N. Y. April 3, 1871. }

Gentlemen of the Common Council:

Your Board and myself have been elected by the citizens of Rochester, from a population of nearly 70,000, to watch over, and to a large extent, to transact the official business of our city. The occasion which placed us in the position we occupy, and have accepted, imposes upon us obligations and labors which I trust we shall be able to discharge in such a manner as shall be for the best interests of Rochester, and satisfactory to our constituents.

Rochester, surrounded by a fine farming country, rich in its extensive gardens and nurseries, and owing to its healthy location, its many natural advantages for manufacturing; its substantial business enterprises, being the center of many important avenues of trade; the high character of its citizens, schools and colleges; and its many and varied church accommo-

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datations has an enviable reputation as well abroad as at home. Let every act of ours, so far as possible, make Rochester still more desirable for all classes and conditions of society, as a place of business and residence.

Allow me to suggest that the financial condition of the city should be familiar to you, as such a knowledge may affect to a considerable extent the results of voting upon various questions that may come before your Board. For the condition of the city's finances I would refer you to the report of the late City Treasurer and to Gen. Williams.

The Fire Department is an important branch of the city's service, has been ably conducted during the past year, and should be maintained in a first-class working order. The improvements inaugurated by the Committee of the late Board, when completed, will put the Department in better condition than at any time heretofore, with the exception of engine power. I believe that it was the opinion of the committee, as well as that of the Chief and others connected with the Department, that the engines are insufficient for emergencies that are likely to occur; there being really but one engine in the service upon which full reliance can be placed, in which opinion I concur, and would, therefore, recommend the purchase, at no distant day, of another fire engine.

A supply of water for fire and domestic purposes, has been a long time desired and expected by our citizens. What the present prospect is, I am not informed. It would be well, however, that the city should extend every encouragement for the construction of water works that can be put forward with perfect safety to the tax payers of the city. Questions as they arise in regard to the water works, in which it would be for the interest of the city to take a part, should be under the control of the citizens at large, or their direct representatives, and not that of an outside body, the creation of a bill, whose author is yet undiscovered. I trust that the resolution, unanimously passed by the last Board, at the last regular meeting, will be regarded by our representatives and the Legislature.

For the rapid and healthy development of the manufacturing interests of our city, and its increase in population and wealth, I know of no enterprises more promising than the two railroads now projected, namely: The Rochester and State Line Railroad and the Rochester, Nun-

da and Pennsylvania, or extension of the Mt. Morris Railroad. The certainty that the first-named enterprise will open to our city the trade of a large and wealthy region, which is now practically cut off from us for want of railroad communication; that it will bring us in direct communication with the bituminous coal, iron and oil regions of Pennsylvania, and by a connection with the Atlantic and Great Western railroad, open a new avenue to the West, render it one of the most important enterprises ever projected for the benefit of our city—and I learn with great satisfaction that the prospects of its being carried to a successful issue are encouraging.

The Rochester, Nunda and Pennsylvania railroad, projected from Mount Morris to the Erie railroad, near Belvidere, is an extension of the Genesee Valley railroad, of great importance to our city. The proposed road is about forty miles in length, and its directors have already advertised for proposals to build a portion of the road. The towns along the city, including Mount Morris, have agreed to contribute about three hundred thousand dollars toward the enterprise. And the fact that for a comparatively small expenditure, the towns of Nunda, Hornellsville, Angelica, Wellsville, Cuba, Olean, &c., with their large and increasing trade, their immense lumber and other important interests, can be made to contribute to the growth and prosperity of Rochester, should incite our citizens to a deeper interest in the work than has been hitherto displayed.

This whole region south and south-west of us looks to Rochester as its natural center, and no policy would seem more suicidal to our interests than that which seeks to exclude it.

I have been requested to favor the establishment of a large public park; but in view of the expenditures in prospect for the river bridge, the Free Academy and City Hall building, I could not now strongly recommend any movement in that direction, though desirable a park might be. I would not, however, oppose, if it should appear to be the will of a majority of the citizens that the improvement should be made.

I recommend the securing by your Board of a site upon which to erect a monument in memory of the soldiers who fell in the preservation of the Union. No doubt sufficient funds could in a short time be collected by subscription to construct a suitable memorial. The public owe this testimonial, not only to the brave dead, but as well to their surviving relatives and friends, by whom the dead are so sadly missed. Let us show by our acts that patriotism in Rochester is an ever-living principle.

A strict and common sense economy is the rule that should govern us. It is due to the taxpayers, and I mean by tax payers all classes of society, for the laborer who rents the house he occupies pays his tax through the landlord. I do not speak of the rule, because I am of opinion that you and I differ as to our duties, but as an introduction to the advising against an economy that will strain itself to save a dollar and lose ten in the operation. I recommend avoiding a penny wise and pound foolish economy as well as against extravagance.

I shall communicate with you through the year, as occasion, may seem to require, and shall regard it my duty to co-operate with you in every undertaking that shall be for the advantage of our citizens. As the executive officer of

the city, I shall endeavor to do my duty, hoping you may give me advice and aid, as circumstances may require, and as you may deem proper.

CHARLES W. BRIGGS.

Ald. Kelly moved that the message be received, filed and ordered published. Carried.

By Ald. Kelly—Resolved, That the salaries to be paid all city officers for the ensuing year shall be as follows, and in no case shall the amounts thus designated be varied from by any additional amount of compensation for their services.

Mayor.....	\$1,500
Mayor's Clerk.....	800
City Treasurer.....	3,500
City Clerk.....	1,600
Superintendent of Streets.....	1,800
City Attorney.....	1,500
Overseer of Poor.....	1,200
City Surveyor.....	3,000
Health Officer.....	500
City Physicians, each.....	500
Police Justice.....	2,000
City Assessors, each.....	1,800
City Messenger.....	800

Adopted.

Ald. Stone moved that the Board now adjourn until to-morrow (Tuesday) evening at 7½ o'clock. Lost.

Ald. Kelly moved that the Board now proceed to ballot for President of the Board.

Ald. Selje moved that the Board adjourn until this evening at 7½ o'clock.

Ald. Kelly moved to table Ald. Selje's motion.

Carried by the following vote:

Ayes—Ald. Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, McConnell, Kelly, Charters, S ebbs, Whitmore, S ade, Parsons, Aikenhead—15

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Heavey, Glover, Stone, Craig, Selje, Maendeville, Stape, Gerling, Mauder—13.

Ald. Kelly's motion to proceed to ballot for President of the Board was then carried.

FIRST BALLOT.

Cornelius R. Parsons received.....	20 votes.
Moses M. Smith received.....	5 "
Newell A. Stone received.....	2 "
James H. Kelly received.....	1 vote.

Cornelius R. Parsons having received the requisite number of votes was declared appointed President of the Board.

Ald. Whitmore moved that the Board now proceed to ballot for Superintendent of Streets. Carried.

FIRST BALLOT.

John Frick received.....	16 votes
Benjamin F. Butler received.....	8 "
M. Henricus received.....	2 "
Henry Groft received.....	1 vote
Blank.....	1 "

John Frick having received the necessary number of votes was declared appointed Superintendent of Streets.

Ald. Charters moved that the Board now proceed to ballot for Overseer of the Poor. Carried.

FIRST BALLOT.

William Brown received.....	14 votes
Hubbard W. Jones received.....	9 "
Henry E. Rochester received.....	5 "

No choice.

SECOND BALLOT.

William Brown received.....12 votes.
 Hubbard W. Jones received.....14 "
 Henry E. Rochester received..... 1 vote.
 S. R Woodruff received..... 1 "
 No choice.

THIRD BALLOT.

William Brown received.....15 votes.
 Hubbard W. Jones received.....13 "

William Brown having received the requisite number of votes was declared appointed Overseer of the Poor.

Ald. Caring moved that the Board now proceed to ballot for Sealer of Weights and Measures. Carried.

Ald. Craig moved that the Board now adjourn. The President decided the motion out of order.

Ald. Mauder appealed from the decision of the President.

The President in his decision was sustained by the following vote:

Ayes—Ald. Aldridge, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, McConnell, Stone, Kelly, Selye, Charters, Whitmore, Stade, Parsons, Aikenhead—17.

Nays—Ald. Whitcomb, Wait, Gould, Heavey, Glover, Craig, Mandeville, Stape, Gerling, Mauder—10

Ald. Caring's motion to proceed to ballot was then—Carried.

FIRST BALLOT.

F. W. Caring received.....16 votes.
 David Niven received..... 5 "
 R. Miller received..... 3 "
 D. Nagel received..... 1 vote
 J. H. Wilson received..... 1 "
 J. Meyer received..... 1 "
 D Moran received..... 1 "

F. W. Caring having received the requisite number of votes was declared appointed Sealer of Weights and Measures.

Ald. Aldridge moved that the Board now proceed to ballot for a City Surveyor. Carried.

FIRST BALLOT.

Wm. S Grantsyn received.....23 votes.
 George Arnold received..... 5 "

Wm. S. Grantsyn having received the necessary number of votes, was declared appointed City Surveyor.

Ald. Kelly moved that the Board now proceed to ballot for a City Messenger. Carried.

FIRST BALLOT.

Thos. H. Hopwood received.....15 votes.
 Robert Vaughn.....13 "

Thomas H. Hopwood having received the requisite number of votes was declared appointed City Messenger.

Ald. Herzberger moved that the Board now proceed to ballot for Health Officer. Carried.

FIRST BALLOT.

Dr. B. L. Hovey received.....11 votes.
 Dr. David Little received.....14 "
 Dr. H. F. Montgomery received..... 3 "

No choice.

SECOND BALLOT.

Dr. David Little received.....14 votes.
 Dr. B. L. Hovey received.....11 ..

Dr. H. F. Montgomery received..... 3 ..
 No choice.

THIRD BALLOT.

Dr David Little received.....15 votes.
 Dr. B. L. Hovey received.....10 ..

Dr. H. F. Montgomery received..... 3 ..

Dr. David Little having received the necessary number of votes was declared appointed Health Officer.

Ald. Herzberger moved that the Board proceed to appoint three Physicians for the Poor for the East side of the river. Carried.

Whereupon—

Dr. C. C. H Miller received.....19 votes
 Dr. Charles Buckley received.....25 "
 Dr. John F Oaks received.....19 "
 Dr. S E Pierce received..... 5 "
 Dr. M. Weighel received..... 5 "
 Dr. Wagner received..... 2 "
 Dr. Dolley received..... 2 "

Drs. C. C. H. Miller, Charles Buckley and John F Oaks having received the necessary number of votes were declared appointed Physicians for the Poor for the East side of the river.

Ald. Kelly moved that the office of City Messenger be declared vacant.

Ald. Mandeville moved to indefinitely postpone Ald. Kelly's motion.

Ald. Craig moved as a substitute that the office of Overseer of the Poor be declared vacant. Lost by the following vote:

Ayes—Ald. Whitcomb, Wait, Gould, Heavey, Smith, Glove, Stone, Craig, Mandeville, Stape, Gerling, Mauder—12.

Nays—Ald. Aldridge, Rogers, Pond, Herzberger, Caring, Connolly, Stern, McConnell, Kelly, Selye, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—16.

Ald. Kelly moved the previous question.

The President stated the question "shall the previous question" be now put, which was carried.

Ald. Kelly's original motion to declare the office of Messenger vacant was then acted on declared lost by the following vote:

Ayes—Ald. Aldridge, Pond, Connolly, Stern, McConnell, Kelly, Selye, Charters, Whitmore, Stade, Parsons, Aikenhead—12.

Nays—Ald. Whitcomb, Wait, Gould, Rogers, Herzberger, Heavey, Smith, Caring, Glover, Stone, Craig, Mandeville, Stape, Gerling, Stebbins, Mauder—16.

Ald. Rogers moved that the Board now proceed to appoint three Physicians for the Poor for the West side of the river. Carried.

FIRST BALLOT.

Dr. J. F. Reichenbach received.....21 votes
 Dr. L. B Baker10 ..
 Dr. W. H. Lakeman17 ..
 Dr. B. L. Hovey 4 ..
 Dr. Vail 4 ..
 Dr. Casey 5 ..
 Dr. Curran 3 ..
 Dr. Lung 1 vote

Drs. J. F. Reichenbach, L. B. Baker and W. H. Lakeman having received the requisite number of votes were declared duly appointed Physicians for the Poor for the West side of the river.

Ald. Craig moved that the offices of Street Superintendent and Overseer of the Poor be declared vacant.

The President declared the motion out of order.

Ald. Craig appealed from the decision of the President.

The ruling of the President was sustained by the following vote:

Ayes—Ald. Rogers, Pond, Herzberger, Caring, Connolly, Stern, McConnell, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—14.

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Heavey, Smith, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape—13.

Ald. Rogers moved that the Board proceed to ballot for six members of the Board of Health, three from the East side and three from the West side of the river.

Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons, Aikenhead—19

Nays—Ald. Wait, Gould, Smith, Craig, Kelly, Selye, Mandeville, Stape, Mauder—9.

FIRST BALLOT.

William Aikenhead received.....	15	voter.
Robert Y. McConnell ..	15	..
James Kane, Sr., ..	14	..
Robert R. Charters ..	15	..
George W. Aldridge ..	14	..
Bracket H. Clark ..	14	..
W. Mandeville ..	8	..
M. Heavey ..	8	..
S. R. Woodruff ..	8	..
H. H. Craig ..	8	..
George Wait ..	8	..
Daniel Warner ..	8	..

William Aikenhead, Robert Y. McConnell and Robert R. Charters, having received the requisite number of votes, were declared appointed members of the Board of Health.

Ald. Stone moved that the offices of Overseer of the Poor and City Physicians be declared vacant.

The President decided the motion out of order.

Ald. Stone appealed from the decision of the Chair.

The President was not sustained as follows:

Ayes—Ald. Aldridge, Rogers, Pond, Smith, Connolly, Stern, McConnell, Charters, Whitmore, Mauder, Stade, Parsons, Aikenhead—13.

Nays—Ald. Whitcomb, Wait, Gould, Herzberger, Heavey, Caring, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling—14.

Ald. Rogers moved that Ald. Stone's motion be amended by adding Health Officer. Carried.

Ald. McConnell moved that Ald. Stone's motion be further amended by adding, Sealer of Weights and Measures. Lost as follows:

Ayes—Ald. Wait, Gould, Rogers, Pond, Heavey, Smith, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape—14.

Nays—Ald. Whitcomb, Aldridge, Herzberger, Caring, Connolly, Stern, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—14.

Ald. Stone's motion as amended was then taken and declared lost by the following vote:

Ayes—Ald. Whitcomb, Wait, Gould, Heavey, Smith, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling—13.

Nays—Aldridge, Rogers, Pond, Herzberger, Caring, Connolly, Stern, McConnell, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—15.

Ald. Aikenhead moved that the Board now proceed to ballot for the three remaining members of the Board of Health. Carried.

Whereupon—

Geo. W. Aldridge received.....	18	voter.
Bracket H. Clark received.....	18	..
James Kane, Sr., received.....	18	..

W. Mandeville received.....	7	..
S. R. Woodruff received.....	5	..
Geo. Wait received.....	2	..
Jacob Gerling received.....	2	..
John Stape received.....	1	voter.

Geo. W. Aldridge, Brackett H. Clark and James Kane, Sen., having received the requisite number of votes, were declared appointed members of the Board of Health.

Ald. Herzberger moved that the Board now proceed to ballot for Police Commissioner in place of George G. Cooper, whose term of office expired April 1st, 1871. Carried.

FIRST BALLOT.

George G. Cooper received.....	14	voter.
Alonzo G. Whitcomb received.....	13	..
John H. Wilson received.....	1	voter.
No choice.		

SECOND BALLOT.

George G. Cooper received.....	19	voter.
Alonzo G. Whitcomb received.....	6	..
John H. Wilson received.....	2	..
Jacob Howe received.....	1	voter.
No choice.		

THIRD BALLOT.

Geo. G. Cooper received.....	21	voter.
Alonzo G. Whitcomb received.....	5	..
John H. Wilson received.....	1	voter.
Jacob Howe received.....	1	..

Geo. G. Cooper having received the requisite number of votes was declared appointed Police Commissioner for the term of four years from the first day of April, 1871.

On motion of Ald. Charters, adjourned until to-morrow (Tuesday) evening at 7½ o'clock.

W. F. MORRISON, City Clerk.

In Common Council, April 4th, 1871.

REGULAR AND ADJOURNED MEETING

In the absence of the President Ald. C. R. Parsons, on motion of Ald. Herzberger, Ald. Stebbins was chosen President pro tem.

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Rogers—Bills of Tracy & Rew, Horace, Hoyt and John Quin. Street Committee.

Bills of Henry Hook, Geo. Schofield, H. & P. Bender, Hoffman & Meyer, St. Patrick's Girls Orphan Asylum, Mrs. Clemmison, St. Mary's Boys Orphan Asylum, H. W. Jones, Industrial School, Church Home, Frank W. Caring, B. Waugh Jones, A. L. Morris, St. Joseph's Orphan Asylum and Louis Wehn. Poor Committee.

By Ald. Herzberger—Bills of James D. McIntosh & Co., J. W. Adams and salaries. Committee on House for idle and Truant Children.

By Ald. Aikenhead—Bills of J. E. Relyea, John Keefe, W. I. Hanford, Philip Box and Z. Dobbs. Lamp Committee.

REPORTS.

Ald. Rogers, from the Street Committee (old) reported in favor of the bills of Tracy & Rew, Horace Hoyt and John Quin. Finance Committee.

Ald. Rogers, in behalf of the Poor Committee, (old) reported in favor of the bills of Henry Hook, Geo. Schofield, H. & P. Bender, Hoffman & Meyer, St. Patrick's Girls Orphan Asylum, Mrs. Cleminson, St. Marys Boys Orphan Asylum, H. W. Jones, Industrial School, Church Home, Frank W. Caring, B. Waugh Jones, A. L. Morris, St. Josephs Orphan, Asylum, and Louis Wehn. Finance Committee.

Ald. Herzberger, from the Committee on House for Idle and Truant Children (old) reported in favor of the bills of James D. McIntosh & Co., J. W. Adams and salaries. Finance Committee.

Ald. Aikenhead, from the Lamp Committee (old), reported in favor of the bills of J. E. Relyea, John Keefe, W. I. Hanford, Philip Box and Z. Dobbs.

At this stage of the proceedings, President Ald. Parsons appearing, took the chair.

PRESIDENT'S INAUGURAL ADDRESS.

GENTLEMEN OF THE COMMON COUNCIL:—In assuming the duties of the position to which I have been elected, it is with a heart filled with gratitude towards those to whom I am indebted for the honor, and with nothing but feelings of the utmost kindness to those who have seen fit to cast their votes in a different direction. The Common Council of 1871 is now duly and lawfully organized, and I trust that the business which shall from time to time devolve upon us will be so conducted and disposed of as to meet the approbation of every tax-payer, be he rich or be he poor. Gentlemen, I consider each of you my friend, and as such shall expect your assistance and co-operation in all matters which shall regularly come before us. The rules of the Board of last year, and which you have again adopted, I shall endeavor to enforce, and, realizing that my knowledge of parliamentary matters is limited, shall expect you to bear with me, at the same time rendering all necessary assistance. I trust also that the time of the Board will not be taken up unnecessarily in debate, thereby prolonging our sessions and bringing us here repeatedly. Order I am determined shall be preserved, and no business emanating from the Chair or Clerk's desk shall be considered until the members of the Board are prepared to pay attention and receive it. I hope no gentleman will find fault with me if I am severe in this respect, for if I succeed I shall have accomplished a great deal, and the business of the Board will consequently be transacted quickly and with a realizing sense to every member's to what is going on. Gentlemen, again thanking you for the honors conferred, I present you with a list of the standing committees for the year 1871:

The President appointed the following

STANDING COMMITTEES:

- On Finance—Ald. Stebbins, Seyle, Whitcomb.
- On Law—Ald. Pond, Mandeville, Stebbins.
- On Contingent Expenses—Ald. Stern, Pond, Glover.
- On Support and Relief of the Poor—Ald. Stone, Gerling, Herzberger.
- On Streets and Bridges—Ald. Kelly, Whitmore, Smith.
- On Public Improvements—Ald. Selye, Aldridge, Craig.
- On Sewers—Ald. Caring, McConnell, Mauder.
- On Opening and Alterations of Streets—Ald. Gould, Heavey, Whitcomb.

On Fire Department—Ald. Rogers, Connolly, Whitcomb

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

On Wooden Buildings—Ald. Mandeville, Stade, Gerling.

On Schools—Ald. Wait, Stern, Craig.

On Public Parks—Ald. McConnell, Kelly, Mauder.

On City Property—Ald. Stade, Charters, Heavey.

On Sprinkling of Streets—Ald. Connolly, Whitmore, McConnell.

On Ordinances and Rules—Heavey, Stape, Gould.

On Grievances—Ald. Craig, Rogers, Stone.

On Quarter Amendments—Ald. Smith, Seyle, Aikenhead.

On Reservoirs and Water Works—Ald. Wait, Connolly, Stape.

On House for Idle and Truant Children—Ald. Aldridge, Pond, Herzberger.

On Assessments—Ald. Glover, Caring, Mandeville.

On Police—Ald. Charters, Stade, Smith.

On Markets—Ald. Herzberger, Gerling, Gould.

On Surveys, Maps and Records—Ald. Stern, Aikenhead, Seyle.

On Hackney Coaches, &c—Ald. Heavey, Caring, Stade.

On Excise—Ald. Whitmore, Whitcomb, Stone.

On Mount Hope—Ald. Wait, Rogers, Kelly.

On Public Health—Ald. Stape, Aldridge, Stebbins.

ORDINANCES.

ASSESSMENT ROLLS.

The Clerk presented the following Assessment Rols, and they were referred to the Assessment Committee:

- Sprinkling Mill street.
- .. Spring street.
- .. Exchange Place.
- .. Market street.
- .. Buffalo and Main streets.
- .. State street.
- .. South Clinton street.
- .. Hanford street.
- .. Exchange street.
- .. East avenue.
- Improvement of Evergreen street.
- Plank walk on Conkey avenue.
- .. On Bay street.
- Plank walks on North avenue and North street.
- Stone Bridge on Outlet Sewer, Court and William streets.

PLANK WALK ON BLOSS STREET.

On motion of Ald. Seyle, 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. Seyle submitted the following:

An ordinance to construct a plank walk on Bloss street, from Frank street to the western end of said street.

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

That we construct 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 cross-walks.

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 \$81 which estimate was and is hereby approved, the sum of \$81, 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 Bloss street, from Frank street to the western end of said street.

On which described portion of the city the said sum of \$81 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 April, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Carling, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

HOLLISTER STREET IMPROVEMENT.
Ald. Selye presented the final ordinance for 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.

The whole estimated expense thereof is \$2,527, 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 Hollister street, from Channing street to the city line

Ald. Whitcomb moved that the ordinance be indefinitely postponed. Carried.

IMPROVEMENT OF NORTH AVENUE.
Ald. Selye presented the final ordinance for the grading of the roadway of North Avenue, from the New York Central Railroad to Bay street.

The whole estimated expense thereof is \$2,005, 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 Avenue, from the New York Central Railroad to Bay street.

Ald. Aikenhead moved that action on the ordinance be postponed until the next regular meeting. Carried.

SPRINKLING NORTH AND SOUTH ST. PAUL STREETS.
On motion of Ald. Selye, 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. Selye submitted the following:

An ordinance to sprinkle North and South St. Paul streets, from the Erie Canal to the New York Central Railroad.

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

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 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 \$1,469, which estimate was and is hereby approved, the sum of \$1,469, 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 St. Paul streets, from the Erie Canal to the N. Y. C. R.R.

On which above described portion of the city the said sum of \$1,469 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 8th day of April 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Aikenhead—23.

Nays—Ald. Smith, Parsons—2.

EXECUTIVE

Ald. Stone moved that the President be added to the following Standing Committees: On Finance, Law, Poor, Streets and Bridges, Improvements, Sewers, Fire Department, Public Lamps, and that such appointment be made by ballot.

Ald. Kelly moved to amend by striking out "ballot" and insert therefor "acclamation." Carried.

Ald. Stone's motion as amended was then carried. All ayes.

Ald. Mauder moved that the Board now proceed to ballot for a Constable in the Thirteenth ward, in place of Daniel Burk, who failed to qualify. Carried.

FIRST BALLOT.

Daniel Burge received.....24 votes
Scattering " 2 "

Daniel Burge having received the requisite number of votes was declared appointed Constable for the Thirteenth ward.

Ald. Stape moved that the Board proceed to ballot for Constable in the Tenth ward, in place of J. E. Robb, who had not furnished the necessary bond. Lost as follows:

Ayes—Ald. Whitcomb, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Carling, Glover, Crrig, Mandeville, Stape, Mauder—14.

Nays—Ald. Aldridge, Connolly, Stern, McConnell, Stone, Kelly, Selye, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons, Aikenhead—14.

MISCELLANEOUS.

By Ald. Aldridge—Resolved, That Henry S. Hebard be and is hereby permitted to build a wooden building, for manufacturing purposes, upon his lot on South St. Paul street, in rear of his marble works, under the direction of the Fire Marshal.

Ald. Rogers moved to refer to the Wood Building Committee, with power to act. Carried.

By Ald Rogers—Resolved, That the Mayor be requested to execute a contract with Fred C. Lauer & Son for the improvement of South Fitzhugh street, according to their proposition therefor, the time of completion of the work to be fixed by the Improvement Committee. Adopted.

By Ald. Glover—Resolved, that the Street Superintendent notify the owners of property on Manhattan street, and also those on Broadway street, between Monroe avenue and Howell street, to repair the walks in front of their premises within twenty days from notice thereof, and in neglect of same that he repair them at the expense of said owners. Adopted.

EXTENSION OF COURT STREET.

Ald. Glover moved a reconsideration of resolutions and resolution presented Aug. 24, 1870 (at folio 123 of proceedings), in reference to the extension of Court street to East avenue. Carried.

Ald. Glover moved their reference to the Law Committee to report to this Board as soon as possible. Carried.

By Ald. Glover—Petition of taxpayers residing on Alexander street, between East and Monroe Avenues, asking that the ordinance for the improvement of Alexander street be rescinded and a new ordinance adopted for a Wykoff pavement, instead of a gravel roadway, as heretofore ordered.

To the Honorable Common Council of the city of Rochester:

We, the undersigned, consent to the change of the ordinance in relation to the improvement of Alexander street, as requested by the petition

of the taxpayers, and agree to do the work for the amount specified in said petition.

Yours respectfully,
MCCONNELL & JONES.

Rochester, April 4, 1871.

Ald. McConnell moved the reconsideration of the vote confirming the Assessment Roll for the improvement of Alexander street from East avenue to Monroe avenue, November 1st, 1870, (at page 176 of proceedings.) Carried.

Ald. McConnell moved the indefinite postponement of the Assessment Roll for the improvement of Alexander street from East avenue to Monroe avenue. Carried.

Ald. Glover moved a reconsideration of the vote on the ordinance for the improvement of Alexander street September 20th, 1870, (at page 141 of proceedings.) Carried.

Ald. Glover moved the indefinite postponement of the ordinance. Carried.

By Ald. Stone—Resolved, That no person whose authority proceeds from this Common Council by virtue of appointment, make any purchase or incur any debts, unless permission be granted by the committee having in charge the fund to which the same would be chargeable, and that the City Treasurer pay no moneys to any committee unless the same be first ordered by this Board.

Ald. Selye moved to amend the resolution by striking out the word "committee" in the fifth line, and insert therefor the words "Common Council." Lost.

Ald. Stone's resolution was then taken and declared Carried.

By Ald. Stone—Resolved, That the Poor Committee be authorized to make such purchases as may be needed from time to time to supply the wants of the poor. Adopted.

By Ald. Rogers—Resolved, That the Fire Department Committee be and are hereby authorized to make such purchases of ordinary supplies for the department, as they may deem necessary. Adopted.

By Ald. Charters—Petition of Jacob Barry and others for the construction of a stone sewer in Orange street.

Referred to Sewer Committee with instructions to bring in an ordinance.

By Ald. Stebbins—Resolved, That the Treasurer make the city's note at three months for an amount sufficient to realize the sum of \$25,460 40, and get the same discounted, (the discount to be charged to First Church lot loan) to renew note of that amount falling due the 7th inst. Also, one of \$31,000, same time, and pay discount and charge same to Flood loans, for same purpose. Adopted.

By Ald. Stebbins—Resolved, That his Honor the Mayor is hereby requested to execute a contract in the sum of twenty-four hundred dollars with the proprietors of the Rochester Daily Express, for the publishing of the proceedings of this Board from the twentieth day of April, 1871, to the twentieth day of April, 1872, said contract to include all work heretofore done under contract for the city by the Rochester Daily Democrat.

Ald. Rogers moved to table the resolution and refer the matter to a Special Committee of three to report to this Board.

Ald. Whitcomb moved to amend the resolution by inserting the following: "Also enter into a contract with the proprietors of the Daily Union and Advertiser upon same terms as above."

Ald. Stone moved as a substitute for the whole matter, that the subject matter of printing be referred to a special committee of three, and said committee be and is hereby instructed to advertise for proposals, and report to this Board at its next regular meeting. Carried.

The President appointed as such committee Ald. Rogers, Stebbins and Heavey.

By Ald. Mauder—Resolved, That the City Treasurer is hereby directed to receive two per cent. in full of all persons assessed for plank walk on Baden street. Adopted.

By Ald. Mauder—Remonstrance of Charles J. Hill & Son and others against the occupation of South Water street by the hackmen as a stand for their carriages. Referred to the Committee on Hackney Coaches, with instructions to bring in an ordinance designating a location for hackmen on the East side of the river.

By Ald. Stade—Petition of George Alt for permission to erect a wood building on his lot No. 213, situate on Nassau street. Referred to Wood Building Committee, with power to act.

By Ald. Aikenhead—Resolved, That all property owners on Bay street, from North Avenue to Hibbard street, have permission to construct plank walks in front of their premises within twenty days, under the direction of the Improvement Committee and City Surveyor, upon their paying 2 per cent. into the Treasury. Adopted.

By Ald. Herzberger—Resolved, That permission be granted to Joseph Apple to open a meat market, to sell fresh meat on the corner of Smith and Saxton streets, upon his paying \$25 00 into the Treasury. Adopted.

On motion of Ald. Stone Adjourned

W. F. MORRISON,
City Clerk.

**In Common Council, April 10th,
1871.**

SPECIAL MEETING.

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

Present—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gering, Stebbins, Whitmore, Stade, Parsons, Aikenhead, 24.

Absent—Ald. Wait, Smith, Connolly, Mauder—4

The Clerk presented the following:

ROCHESTER, April 8th, 1871.

W. F. MORRISON, CITY CLERK:

Sir:—Please call a special meeting of the Common Council Monday evening, April 10th, at the Common Council chamber for the purpose of considering the "right of way" to the proposed bridge across the river at Vincent Place.

CHAS. W. BRIGGS,
Mayor.

PROPOSALS

Ald. Caring presented the following propositions for territory necessary to be taken for a street from St. Paul street to the eastern terminus of the bridge across the river at Vincent Place:

Rosanna Burns.....	\$3,150 00
S. D. Porter.....	250 00
David F. Worcester.....	1 00
Total.....	\$3,401 00

By Ald. Caring—Resolved, That the City Treasurer be authorized to pay Jesse Shephard, Esq., City Attorney, the sum of \$151, and that the City Attorney is hereby authorized as soon as he deems expedient, to pay said sums as follows: \$100 to Rosanna Burns, \$50 to S. D. Porter, and the sum of \$1 to David F. Worcester, to apply upon the consideration by and between said parties for right of way from St. Paul street to the Genesee River. The said sum of \$151 to be charged to the Contingent Fund, to be repaid when the Assessment Roll for said right of way is confirmed and the money raised thereon.

Alderman Kelly moved, as a substitute, to refer to the Improvement Committee with instructions to bring in an ordinance for opening a street from the east bank of the river to St. Paul street, to connect with the proposed bridge across the river at Vincent Place, the whole expense thereof to be assessed upon the Fifth Ward.

Alderman Selye moved as an amendment, to strike out "Improvement Committee," and insert therefor "Committee on Opening and Alteration of Streets." Amendment accepted by Alderman Kelly. The substitute of Alderman Kelly as amended was then taken and declared carried.

On motion adjourned. W. F. MORRISON,
City Clerk.

Common Council, April 18th, 1871.

REGULAR MEETING.

President Ald. C. R. Parsons presiding.

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Ponce, Heizerger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenshead—28.

APPROVAL OF MINUTES.

The minutes of previous meetings April 3d and 4th were approved as published.

PETITIONS AND CLAIMS.

By Ald. Aldridge—Bill of Amsden & Son. Committee on House for Idle and Frivolous Children.

By Ald. Caring—Remonstrance of E. J. Keeney and others against the confirmation of the assessment roll for the opening and extension of Shamrock street. Tabled for the present.

By Ald. Stern—Bills of Erasmus Darrow, Steele & Avery, W. S. Falls, Frank Masseth, Patrick Burns, Edward Tanner, Thomas Knowles, John King, W. H. St. John, Thos. H. Hopwood, Jesse Shephard, Francis Lockhart, A. G. Wheeler and W. C. Thomas. Contingent Expense Committee.

By Ald. Glover—Petition of George A. Redman, for permission to erect a wood building on his lot, situated on Meigs street. Referred to Wood Building committee with power to act.

By Ald. Kelly—Petition of Jonathan Reynolds, for permission to erect a wood building on his lot, situated on Montrose street. Referred to Wood Building committee with power to act.

Petition of Charles Donahar for permission to remove a wood building on his lot, situated on Moore street. Referred to Wood Building committee, with power to act.

Petition of B. F. Penny and others for the passage of an ordinance for the construction of plank walks on each side of Varnum street, from Puelps avenue to Brisbane street. Referred to the Improvement committee, with instructions to bring in an ordinance.

Petition of Bartholomew Cain for permission to erect a wood building on his lot situated on Costar street, corner Saratoga avenue. Referred to the Wood Building committee with power to act.

Petition of Mrs Robert S. Walker for permission to erect a wood building on her lot, number 214 situated on the west side of Frank street. Referred to the Wood Building committee with power to act.

Remonstrance of Wm. S. Thompson against the erection of an oil refinery on Spencer street in the ninth ward. Referred to the Wood Building committee and Fire Marshal.

Petition of James Murray for damages in the sum of \$500, caused by being run over by a fire department hose carriage. Referred to fire department committee.

Bills of John Frick, W. D. Oviatt, John Quin, Michael O'Brien, Horace Hoyt and Jacob Young. Street committee.

By Ald. Selye—Petition of Curtis Clark and others for the passage of an ordinance for the improvement of Alexander street from East avenue to Monroe avenue, by setting curb stones, laying Medina stone walk on each side and paving roadway with Wyckoff pavement. Referred to the Improvement committee.

Petition of John Straub and others for the passage of an ordinance for the construction of a plank walk from Lake avenue to the city line. Referred to the improvement committee.

Petition of Thomas Glidhill and others for the passage of an ordinance for the improvement of Adams street, from Prospect street to Francis street. Referred to the Improvement committee.

Petition of Frederick Goetzman and others for the passage of an ordinance for the improvement of Atwater street, from St. Paul street to Clinton street. Referred to the Improvement committee.

Estimates of W. I. Hanford, Logan & Creagan and Rauber & Viciens. Referred to the Improvement committee.

By Ald. Charters—Bills of S. M. Sherman, W. C. Thomas and Goringinger, Allen & Co. Referred to Police committee.

By Ald. Gerling—Petition of J. F. Reichenbach for permission to erect a wood building on his lot situated number 18 King street. Referred to the Wood Building committee, with power to act.

Petition of B. Swalbro for permission to remove a wood building on his lot situated on Lyell street. Referred to the Wood Building committee, with power to act.

Ald. Gerling presented the following:

ROCHESTER, April 16th, 1871.

To the Common Council of the City of Rochester:

The undersigned Special Assessors of the bridge across the Genesee river would respectfully represent that they were sworn in as such assessors December 5th, 1870, and that before they took the oath to that effect they had the assurance from members of the Common Council that their pay would not be less than the pay allowed the regular assessors, that is, \$150 per month. They immediately proceeded with due

diligence to accomplish the work assigned them, which by resolution of the Common Council, offered by ex Ald. Remington, had to be finished about March 1st, 1871. That in order to accomplish it within that time they had to use extraordinary efforts and diligence; that they have labored 113 days without counting the night work; that at the end of this period their work was sanctioned and approved by about $\frac{2}{3}$ (two-thirds) of the members of the Common Council and therefore they respectfully ask your honorable body to allow them the same compensation, and at the same rate as allowed the regular assessors for the time they were so engaged.

Yours respectfully,

W. E. LATHROP,
WM. GUGGENHEIM,
HENRY E. WHITE.

Ordered received, filed and published.

By Ald. Gerling—Resolved that the Treasurer pay William E. Lathrop, Henry E. White and William Guggenheim the sum of \$465 each in full of all compensation due them as special assessors of the bridge across the Genesee river, and charge contingent fund when there are funds available; also,

Resolved, that the resolution offered March 31st, by Ald. Remington, concerning the pay to the said assessors, be and is hereby rescinded.

Ald. Stebbins moved to amend by striking out contingent fund and inserting therefor bridge fund.

Ald. Glover moved to postpone all action in the case until the next regular meeting. Lost by the following vote:

Ayes—Ald. Whitcomb, Wait, Gould, Pond, Heavey, Glover, McConnell, Selye, Mandeville, Sade, Stebbins, Whitmore, Parsons, Aikenhead—14

Nays—Ald. Aldridge, Rogers, Herzberger, Smith, Caring, Conolly, Stern, Stone, Craig, Kelly, Charters, Gerling, Mauder, Sade—14.

Action was then had on Ald. Stebbin's motion to amend which was declared carried.

Ald. Stone moved to further amend Ald. Gerling's resolution by striking out "\$465" and insert therefor "\$272." Carried.

Ald. Gerling's motion as amended was then taken and declared adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Conolly, Stern, Glover, McConnell, Stone, Craig, Selye, Mandeville, Sape, Charters, Whitmore, Sade, Aikenhead—32

Nays—Ald. Caring, Kelly, Gerling, Stebbins, Mauder, Parsons—6

By Ald. Whitmore—Petition of George Kimpel and others for the passage of an ordinance for the construction of plank walks on each side of Pinnacle avenue from Nelson street to the city line. Referred to the improvement committee, with instructions to bring in an ordinance. Petition of Henry Goetzman and others for the passage of an ordinance for the construction of a pipe sewer in Holley and Cayuga streets, between South avenue and Hamilton street. Referred to the Sewer committee.

By Ali. Mauder—Remonstrance of S. C. Donnelly and others against the passage of an ordinance for the improvement of North avenue, between the New York Central railroad and Bay street. Tabled for the present.

By Ald. Aikenhead—Petition of George Fisher to remove a wood building on his lot, number 14, situate on University avenue. Referred to the Wood Building committee with power to act.

Bills of N. H. Galusha and J. E. Relyea. Lamp committee

By Ald. Rogers—Petition of William Cribben, for permission to erect a wood building on his lot situate on Caledonia avenue. Referred to the Wood Building committee with power to act.

Petition of Frederick Van Dorn, for permission to erect a wood building on his lot, number 28, situate on Fitzhugh street. Referred to Wood Building committee, with power to act.

Bills of D. R. Barton & Co., J. C. Barnard, B. F. Blackall, F. Tulley, William Boon, Gommenginger, Allen & Co., and the monthly pay roll. Fire Department committee.

Estimate of William Wolf & Co. on contract for engine houses numbers one and four Referred to Fire Department committee.

Remonstrance against the improvement of Fitzhugh street. Tabled for the present.

Petition of John McMullen and others for the passage of an ordinance for the improvement of Edinburgh street from Plymouth avenue to Caledonia avenue. Tabled.

By Ald. Mandeville—Petitions of J. E. Booth for permission to remove a wood building on his lot, situate on Jones street, lot number 40. Alfred Bell, for permission to erect a wood building on his lot, situate on the corner of Goodman street and South avenue. Mrs. Margaret Wise, for permission to erect a wood building on her lot, number 25, situate on Moore street. Stephen Charles, for permission to erect two wood buildings on his lot, situate on Monroe avenue. J. S. Stott, for permission to erect a wood building on his lot, number 35, situate on Charlotte street. John Elliott, for permission to erect a wood building on his lot, number 23, situate on the corner R-yolds and Adams streets. Referred to the Wood Building committee, with power to act.

By Ald. Caring—Bill of Charles Reiber. Sewer committee.

Bill of Isaac V. Mosier. Referred to Law committee.

REPORTS OF STANDING COMMITTEES.

Ald. Rogers, from the Fire Department committee, reported in favor of the bills of D. R. Barton & Co., J. C. Barnard, B. F. Blackall, F. Tulley, Wm. Boon, Gommenginger, Allen & Co., and monthly pay roll, and estimate of William Wolf & Co. Finance committee.

Ald. Kelly, from the Street committee, reported in favor of the bills of W. D. Oviatt, John Quin, John Frick, Michael O'Brien, Horace Hoyt and Jacob Young. Finance committee.

By Ald. Stern, from the Contingent Expense committee, reported in favor of the bills of Eneasus Darrow, Steele & Avery, Wm. S. Falls, Frank Massett, Patrick Burns, Edward Tanner, Thos. Knowles, John King, W. H. St. John, Thos. H. Hopwood, Jessie Shepherd, A. G. Wheeler and W. C. Thomas, Finance committee.

Ald. Charters, from the Police committee, reported in favor of the bills of S. M. Sherman, W. C. Thomas and Gommenginger, Allen & Co. Finance committee.

FINANCE BUDGET.

ROCHESTER, March 31, 1871.

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

CONTINGENT FUND.

W. S. Grantsyn, Surveyor, salary 1 month to May 1st.....	\$250 00
W. F. Morrison, City Clerk, salary 1 month to May 1st.....	183 38
Jesse Shepherd, City Attorney, salary 1 month to May 1st.....	125 00
David McKay, City Asses.or, salary 1 month to May 1st.....	150 00
E. P. Oastley, City Assessor, sal. 1 month to May 1st.....	150 00
John J. Shafer.....	150 00
Thos. H. Hopwood, City Messenger, salary 1 mo. May 1st.....	66 66
Francis Lockhart, Watchman, salary 1 month to May 1st.....	35 00
And charge that fund.....	

POOR FUND.

Geo. Schofield, transportation.....	\$ 9 04
H. & P. Bender, undertaker's services.....	147 25
Hoffman & Meyer.....	345 00
St. Patrick's Girls' Orphan Asylum, board.....	339 42
St. Mary's Boys'.....	795 71
Industrial School.....	156 00
Church Home.....	139 05
St. Joseph's Orphan Asylum.....	457 15
Henry Hooks, boarding and lodging.....	24 00
Louis Wehn, soap.....	142 56
A. L. Morris, meat.....	139 00
B. Waugh Jones, groceries.....	273 12
Frank W. Carling, bacon.....	14 00
H. W. Jones, disbursements.....	114 66
Mrs. Cleminson, boarding and lodging.....	19 50
William Brown, overseer, one month salary to May 1st.....	100 00
Dr. Chas. Buckley, one month salary to May 1st.....	41 66
And charge that fund.....	

HIGHWAY FUND.

John Quin, Superintendent Streets, Pay Roll, &c. (pay treasurer).....	\$ 490 90
Tracy & Rew, printing.....	39 20
John Frick, Superintendent, Pay Roll.....	1,095 00
salary one month to May 1st.....	150 00
And charge that fund.....	

LAMP FUND.

J. E. Relyea, repairs for March.....	\$145 30
John Keefe, setting lamp posts, (pay Wm. Aikenhead).....	2 00
W. I. Hanford, setting lamp posts.....	1 00
Philip Box, carting lamp posts.....	3 00
Z. Hobbs, removing lamp posts.....	12 50
And charge that fund.....	

ST. PAUL STREET, FROM SCRANTON STREET TO CITY LINE, REPAIR FUND.

Horace Hoyt, Commissioner, disbursements, (pay Treasurer).....	\$22 00
And charge that fund.....	

HEALTH FUND.

John Wienting, Insp'r, 1 month salary to May 1st.....	\$50 00
August Woelart.....	50 00
Daniel McTaggart.....	50 00
Robert Neely.....	50 00
Jonathan Reynolds.....	50 00
John Baker.....	50 00
W. F. Morrison, Clerk.....	33 33
And charge that fund.....	

HOUSE FOR IDLE AND TRUANT CHILDREN FUND.

J. D. McIntosh & Co., soap and candles.....	\$ 20 87
J. W. Adams, disbursements.....	243 74
Salaries (pay J. W. Adams).....	346 70
And charge that fund.....	

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Carling, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gering, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

Ald. Stebbins moved that when the board adjourn it be until Tuesday evening next, April 25th, at 7½ o'clock, for the purpose of fixing the funds for the present year. Carried.

Ald. Carling, from the Sewer committee reported in favor of the bills of Charles Reiber.—Finance committee.

Ald. Aikenhead, from the Lamp committee, reported in favor of the bills of N. H. Galusha, (two bills) and J. E. Relyea. Finance committee.

Ald Mandeville, from the committee on Wood Buildings reported in favor of the petitions of DeWitt Green, John Kelly, George Myerhoff, Henry S. Hebard, Franklin Miles and Frank Haley.

By Aid, Mandeville—Resolved, That DeWitt Green, John Kelly, George Myerhoff, Henry S. Hebard, Franklin Miles, and Frank Haley have permission to erect and remove wooden buildings, in accordance with their several petitions, under the direction of the Wood Building committee and the Fire Marshal.

Ald Gerling moved to amend the resolution by adding the names of J. F. Riechenbach and Barnard Schwalbro. Carried.

The resolution of Aid. Mandeville, as amended, was then adopted.

Ald. Alridge, from the committee on the House for Idle and Truant Children, reported in favor of the bill of Amsden & Son. Finance committee.

Ald. Rogers, from the special committee on Printing, reported the following:

Your special committee to whom was referred the matter of the public printing, respectfully report: That they have received proposals from the several publishers of newspapers in the city as follows:

Democrat and Chronicle.....	\$2,000
Union and Advertiser.....	2,000
Express.....	2,000
Rochester Observer.....	2,000
Volksblatt.....	1,500

Your committee in view of the above bids do not feel willing to make any recommendation in the matter,

Ald. Glover moved to receive, file and publish. Carried.

Ald. Pond, from the Law committee, reported progress in the Chapin street extension matter. Granted further time.

COMMUNICATIONS.

The Clerk presented the following:

FROM HIS HONOR THE MAYOR.

MAYOR'S OFFICE,
ROCHESTER, N. Y., April 18, 1871. }

Gentlemen of the Common Council:

I have this date received a notice to the city of Rochester by the county of Monroe, requiring possession by said county, at the end of thirty days from this date of delivery of said notice, of the Assessor's and Surveyor's office, I herewith hand you said notice. I also present with this a communication addressed to me by Thos. C. Montgomery, chairman of the committee of the Board of Supervisors of Monroe county, which I shall be pleased to have the Clerk read to you.

Respectfully,

CHARLES W. BRIGGS, Mayor.

ROCHESTER, April 18, 1871.

Hon. Charles W. Briggs, Mayor, &c.:

SIR:—Herewith I hand you the formal notice required by the contract between the city and county. This is rendered necessary by the resolution just adopted by the Board of Supervisors to make the first and second stories of the western section of the Court House fire-proof, and to proceed with the work without delay. I am instructed to say that if the city could give possession sooner than thirty days hence, the convenience of the county and of the public would be greatly promoted; and as it is desir-

able of course that the work should be prosecuted with the utmost dispatch.

Very respectfully yours, &c.,

THOS. C. MONTGOMERY.

To the City of Rochester:

Whereas, By the terms of the contract entered into by the county of Monroe and city of Rochester, acknowledged the seventh day of February, 1871, it was stipulated that the city would at any time, upon thirty days' notice, give the possession of the two rooms now occupied as assessor's and surveyor's offices,

Now, therefore, in pursuance of authority conferred upon the undersigned, as chairman of the Board of Supervisors of the county of Monroe, the said notice is hereby given, and at the end of thirty days from the delivery thereof, the county requires possession of the said rooms. April 18th, 1871.

THOS. C. MONTGOMERY,

Chairman of Select Committee, &c.,

To the Honorable CHARLES W. BRIGGS,
Mayor of the City of Rochester.

Ordered received, filed and published.

Ald. Rogers moved to refer the matter of providing offices for the City Surveyor and Assessors to the Committee on city property. Carried.

MAYOR'S OFFICE,
ROCHESTER, N. Y., April 18, 1871. }

Gentlemen of the Common Council:

In the matter of the opening and extension of Chapin street, a writ of certiorari has been granted to the Messrs. Frost by his honor, C. C. Dwight, justice of the supreme court, requiring you to certify and return all and singular your proceedings, as well as all proceedings, notices, orders, &c., by officers or agents of the city in said matter to the general term of said court; also, enjoining any further proceedings in the matter until the further order of the court.

I have placed the subject in the hands of the City Attorney, who will give the matter such attention as the case requires.

Respectfully,

CHARLES W. BRIGGS, Mayor.

Ordered received, filed and published.

MAYOR'S OFFICE,
ROCHESTER, April 18, 1871. }

Gentlemen of the Common Council:

As per resolution of the Board of Health, passed at a special meeting held the 14th inst., I request your board to fix the number of health inspectors at six for the present season.

Respectfully,

CHARLES W. BRIGGS, Mayor.

By Ald. Stape—Resolved, That the Board of Health be and is hereby authorized and empowered to employ six health inspectors for the present season. Adopted.

By Ald. Stape—Resolved, That the Board of Health may and is hereby authorized to pay each health inspector the sum of fifty dollars per month, as compensation for services as health inspectors. Adopted.

The President of the board presented the following:

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., April 18, 1871. }

To the Honorable the Common Council:

GENTLEMEN:—The following certified copies of acts in relation to our city was this day received by me:

CHAPTER 208.

AN ACT To enable the city of Rochester to raise \$5,000 to finish rooms in the state arsenal in said city for the use of the fifty-fourth regiment of the New York state national guard. Passed March 28th, 1871, three-fifths being present.

The people of the State of New York represented in senate and assembly, do enact as follows:

SECTION 1. The city of Rochester is hereby authorized to raise a sum not to exceed \$5,000 for the purpose of fitting up and furnishing rooms in the state arsenal in said city for the use and occupancy of the fifty-fourth regiment of the New York state national guard.

§ 2. The amount so authorized to be raised shall be included in the amount to be raised and assessed as and for the general annual tax upon and in said city in the year one thousand eight hundred and seventy-one.

§ 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 the 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 17th day of April, in the year one thousand eight hundred and seventy-one.

D. WILLERS, JR.,
Dept. Sec'y of State.

[L. s.]

CHAPTER 229.

AN ACT to amend chapter two hundred and ninety seven of the laws of eighteen hundred and sixty five, entitled "An Act to amend the charter of the city of Rochester, so as to provide police commissioners for said city.

Passed March 30th 1871, three fifths being present.

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

SECTION 1. Section four of an act entitled "An Act to amend the charter of the city of Rochester, so as to provide Police Commissioners for said city," passed April sixth, eighteen hundred and sixty five, is hereby amended so as to read as follows:

§ 4. The said commissioners of police, when entering upon the duties of their office respectively, shall take upon themselves the usual oath of office, and shall meet at the Mayor's office, or other suitable place, at such time as may be expedient, and as they shall from time to time designate, and on special occasions, as the Mayor may appoint in writing, notice of which shall be served on such commissioners personally, or be left at the place of residence or business of such commissioners respectively; and if any of said commissioners should be elected to, and except the office of Mayor, then the Common Council shall proceed, as in case of vacancy, except in case of re-election of the Mayor, and no Alderman shall be eligible for appointment to the office of police commissioner and any commissioner except the Mayor, who shall be publicly nominated for, or appointed to any political office, and shall not, within ten days after being notified thereof, publicly decline the same, shall be deemed to have vacated his office of said commissioner.

§ 2. The said commissioners of police, other than the Mayor, shall receive an annual salary of one thousand dollars to be paid quarterly out

of the current expenses of the police department, the same to begin at the commencement of the official year in which this act shall be passed.

§ 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 said original law.

Given under my hand and seal of office, at the city of Albany, this seventeenth day of April in the year one thousand eight hundred and seventy-one.

[L. S.]

D. WILLERS, JR.,
Deputy Secretary of State.

CHAPTER 318.

AN ACT to authorise the city of Rochester to borrow moneys to pay off its present floating debt, and to issue its bonds for the payment thereof.

Passed April 6, 1871, three-fifths being present.

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

SECTION 1. The city of Rochester is hereby authorised 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, eighteen hundred and seventy-four, and seventy-five thousand dollars on the first day of January, eighteen hundred and seventy-five; but such bonds shall not be offered or disposed of at any rate less than the par value thereof.

§ 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 and seal of office, at the city of Albany, this seventeenth day of April, in the year one thousand eight hundred and seventy-one.

[L. S.]

D. WILLERS, JR.,
Deputy Secretary of State.

CHAPTER 370.

AN ACT to authorise the Common Council of the city of Rochester to raise money for the purpose of continuing and completing the survey and map of said city already commenced and now in progress.

Passed April 8th, 1871, 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 powers heretofore granted thereto, is hereby authorised and empowered to raise with the general annual taxes for the year eighteen hundred and seventy-one, a sum not to exceed ten 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 whatever.

§ 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 the said original law.

Given under my hand and seal of office, at the city of Albany, this seventeenth day of April, in the year one thousand eight hundred and seventy-one.

[L. S.]

H. A. NELSON,
Secretary of State.

CHAPTER 476.

AN ACT authorizing and empowering the city of Rochester to extend its drainage and sewerage beyond the city limits. Passed April 13th, 1871, three fifths being present.

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

SECTION 1. The provisions of the act entitled "An act to amend title sixteen, chapter eight, part three of the Revised Statutes, relative to proceeding for the drainage of swamps, marshes, and other low or wet lands, and for draining farm lands," passed May 12 h, 1869, and an act amendatory thereof, passed March 2d, 1870, are hereby made applicable to the city of Rochester, except as hereinafter provided.

§ 2. Whenever, for the purpose of drainage, sewerage, or to promote the public health, the common council of said city shall deem, and by resolution declare it necessary to extend such drainage or sewerage to and beyond the limits of said city, and across private lands or highways in adjoining towns, the Mayor of said city may petition the county court as provided in said acts of 1869, and 1870, herein before mentioned.

§ 3. The commissioners appointed by the county court shall be three in number, and shall be no more than one from each of the three assembly districts in the county of Monroe.

§ 4. Upon the determination of the commissioners appointed under the provisions of said act, that such drainage or sewerage is necessary, and upon the filing of such determinative notice thereof, published for ten days in the official paper or papers of said city, shall be deemed equivalent to personal service on all owners or occupants of lands to be benefited thereby and situate within the limits of said city.

§ 5. It shall only be requisite for said commissioners in presenting the map required by section six of said amendatory act, so far as the lands in said city are concerned, to show the territory to be drained, bounding it by streets as far as possible and showing the several streets and alleys included in said territory; but said commissioners shall not be required to report the names of owners of lands within said city.

§ 6. When said commissioners shall have determined the portion and amount of cost and expenses of such drainage or sewerage to be paid by said city, they shall report the same to the common council of said city, who shall pass an ordinance describing the territory which they deem benefited by such drainage or sewerage, and direct an assessment of the whole amount so apportioned to said city upon the lands and houses within such territory, according as the same shall be deemed to be benefited.

§ 7. 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 seventeenth day of April, in the year one thousand eight hundred and seventy-one.

[L. S.]

D. WILLERS, JR.,

Deputy Secretary of State.

Yours respectfully,

W. F. MORRISON, City Clerk.

Ordered received, filed and published.

The Clerk presented the following :

REPORT OF THE OVERSEER OF THE POOR FOR MARCH.

OVERSEER POOR OFFICE,
ROCHESTER, April 18th, 1871.

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

The Overseer of the Poor respectfully reports that during the month of March, 1871, he relieved 865 families in the following manner, viz :

Orders on Poor Store.....	\$1,577 00	
“ Wood Yard.....	428 00	
“ Coal Yard.....	1,198 00	
“ B. Waugh Jones.....	347 75	
“ Fred wartz.....	62 00	
“ S. F. & W. Winterspoon.....	85 75	
“ H. Brewster & Co.....	120 00	
“ John Nagel.....	56 25	
“ C. Merlau.....	37 75	
“ C. Zimmer.....	23 00	
“ C. Seell.....	14 00	
“ H. F. Van Dake.....	38 50	
“ Beck & Meyer... ..	27 50	
“ W. Roades.....	20 50	
“ Adam Schmitt... ..	4 25	
“ Geo. Mannel.....	10 20	
“ F. Tully.....	6 00	
“ Bier & Stern.....	2 50	
“ Mrs. Clemison.....	6 25	
“ Henry Hook.....	5 00	
“ H. & P. Bender.....	73 00	
“ C. V. Jeffrey.....	24 00	
“ Hoffman & Meyer.....	24 00	
“ B. O'Reilly.....	24 00	
“ A. W. Mudge.....	12 00	
“ George Schofield.....	10 44	
“ J. E. Butterfield.....	1 50	\$4 805 04

Less county and towns, 933 10

Total for city \$3,805 04

All of which is respectfully submitted

H. W. Jones, Overseer of the Poor.

Ordered received, filed and published.

ORDINANCES.

SPRINKLING NORTH CLINTON STREET.

By Ald. Smith—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling North Clinton street, from Main street to Franklin street. Adopted.

The Surveyor submitted as such estimate \$276.

By Ald. Smith—Resolved, That the following improvement is expedient, viz :

The sprinkling of North Clinton street, from Main street to Franklin 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 \$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 each side of North Clinton street, from Main street to Franklin 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 2d, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Mauder moved to amend the ordinance by striking out the words “ Franklin street” and insert therefor the words “ New York Central railroad.” Lost.

The ordinance was then adopted by the following vote :

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Stern, Glover, McConnel, Stone, Craig, Kelly, Selye, Mandeville, Stape, Stebbias, Whitmore, Stade, Parsons, Aikenhead—25.

Nays—Ald. Coartars, Mauder—3.

Ald. Stone moved that the City Treasurer, be and is hereby instructed to pay Wm. Gutzwiller, Wm. E. Lathrop and Henry W. White the sum of forty dollars each, being the full amount of all demands against the city, and charge Bridge fund when there are funds applicable.

Adopted by the following vote :

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Heavey, Smith, Connolly, Stern, McConnel, Stone, Craig, Kelly, Selye, Charters, Gerling, Whitmore, Mander, Stade, Parsons, Aikenhead—22.

Nays—Ald. Herzberger, Glover, Mandeville, Stape, Stebbias—3.

ALEXANDER STREET IMPROVEMENT.

By Ald. Aldridge—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 curb stone and laying Medina stone walks on each side thereof, and paving the roadway with Wyckoff or wooden pavement.

The Surveyor submitted as such estimate, \$31,589.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz :

The improvement of Alexander street, from East avenue to Monroe avenue, by setting curb stone and laying Medina stone walks on each side thereof, and paving the roadway with Wyckoff or wooden pavement.

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 \$31,589, 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 each side of Alexander street, from East avenue 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 improvement, are required to attend the Common Council, on Tuesday evening, May the 2d, 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, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Stern, Glover, McConnel, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbias, Whitmore, Mauder, Stape, Parsons, Aikenhead—27.

IMPROVEMENT OF ADAMS STREET.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Adams street, from Prospect street to Francis street, by grading the roadway and sidewalks and laying a plank walk 5 feet 4 inches wide on each side.

Adopted.

The Surveyor submitted as such estimate, \$2,499.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz :

The improvement of Adams street, from Prospect street to Francis street, by grading the roadway and sidewalks, and laying a plank walk 5 feet 4 inches wide on each side thereof, and constructing 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 \$2,499, 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 Adams 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, May the 2d, 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, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

PLANK WALK ON ROWE STREET.

By Ald. Aldridge—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 north side of Rowe street, from Lake avenue to the west line of the city. Adopted.

The Surveyor submitted as such estimate, \$920.

Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The construction of a plank walk 4 feet 8 inches wide on the north side of Rowe street, from Lake avenue to the west line of the city.

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 \$920, 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 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, May the 2d, 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, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

OPENING A STREET FROM THE EAST HIGH BANK OF THE RIVER TO ST. PAUL STREET.

Ald. Gould presented the first ordinance for opening a street from the east high bank of the river across the lands owned by S. D. Porter and Henry Bartholomay.

The territory to be assessed upon all of the houses and lands situate in that portion of the Fifth ward of the city of Rochester lying north of Gorham street and the alley running from St. Paul street to the river bank, on the south side of lands owned by Henry Bartholomay and others.

Ald. Caring moved that the ordinance be amended by assessing a portion of the Ninth ward.

Ald. Selye moved that further action on the ordinance be postponed until the next regular meeting.

Carried by the following vote:

Ayes—Ald. Whitcomb, Ald. Idge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons, Aikenhead—26.

Nays—Ald. Craig, Mauder—2.

OPENING OF UNITY STREET.

On motion of Ald. Gould, 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. Gould submitted the following:

An ordinance to open Unity street from Draper street to Grace street.

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

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 135½ 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 83 feet distant therefrom at right angle; to the south line of Draper street; thence westerly along the south line of Draper 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 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 Unity street, as opened from Draper street to Grace street.

On which above described portion of said 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 22d day of April, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Rogers moved the indefinite postponement of the ordinance.

Ald. Mauder moved that further action on the ordinance be postponed until the next regular meeting.

Lost by the following vote:

Ayes—Ald. Caring, Craig, Stape, Mauder, Parsons, Aikenhead—6.

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Stern, McConnell, Stone, Caring, Selye, Mandeville, Charters, Gerling, Stebbins, Whitmore, Stade—21.

Ald. Whitcomb moved the previous question, "Shall the previous question be now had," was declared carried.

Action was then taken on Ald. Rogers' motion to postpone indefinitely, which was declared carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Stern, Glover, McConnell, Stone, Selye, Mandeville, Charters, Gerling, Stebbins, Whitmore, Stade—21.

Nays—Ald. Caring, Craig, Kelly, Stape, Mauder, Parsons, Aikenhead—7.

WIDENING OF GERMAN ALLEY.

Ald. Gould presented the final ordinance for 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.

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 next regular meeting. Carried.

IMPROVEMENT OF ATWATER STREET (WEST.)

By Ald. Craig—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Atwater street from St. Paul street to Clinton street. Adopted.

The Surveyor submitted as such estimate, \$3,250.

By Ald. Craig Resolved, That the following improvement is expedient, viz:

The improvement of Atwater street, from St. Paul street to Clinton street, by paving the gutter and Macadamizing the roadway, 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 \$3,250, 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 St. Paul street to Clinton 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 2d, 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, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

PLANK WALK ON PINACLE AVENUE.

By Ald. Craig—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 5 feet 4 inches wide on each side of Pinnacle avenue, from Nelson street to the city line.

The Surveyor submitted as such estimate \$1,157.

By Ald. Craig—Resolved, That the following improvement is expedient, viz:

The construction of a plank walk 5 feet 4 inches wide on each side of Pinnacle avenue, from Nelson 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 \$1,157, 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 Pinnacle avenue, from Nelson 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, May the 2d, 1871, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

STONE SEWER IN ORANGE AND MAGNE STREETS.

Ald. Caring presented the first ordinance for a stone sewer 1½ feet by 2 feet, in Magne street, from a point forty feet south of Jay street, to the sewer in Romeyn street. Also in Orange street, from a point ninety-five feet east of Grape street to Magne street, and the necessary lateral sewers.

The whole estimated expense thereof is \$1,964, 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 Magne street, from Jay street to Romeyn street. Also one tier of lots on each side of Orange street, from grape street to Magne street.

Ald. Gerling moved that action on the ordinance be postponed until the next regular meeting. Carried.

STONE ARCH COVERING OVER THE RACK ON NORTH WATER STREET.

Ald. Selye presented the final ordinance for the construction of a stone arch cover over the rack on 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 \$20,655, 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 that action thereon be postponed until the second regular meeting in May. Carried.

IMPROVEMENT OF NORTH AVENUE.

Ald. Selye presented the final ordinance for the grading of the roadway of North avenue, from the New York Central Railroad to Bay street.

The whole estimated expense thereof is \$2,005, 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 avenue, from the New York Central Railroad to Bay street.

And moved its indefinite postponement. Carried.

STONE WALK ACROSS OAKLAND STREET.

Ald. Selye presented the final ordinance for the construction of a stone cross-walk across Oakland street, at the south line of South avenue.

The whole estimated expense thereof is \$188, 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 Oakland street, from South avenue to Mt. Vernon avenue.

And moved that action on the ordinance be postponed until the next regular meeting. Carried.

Ald. Mauder moved that members having resolutions appertaining to the payment of money be allowed to present sub h resolution. Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Herzberger, Heavey, Smith, Caring, Connolly, Stone, Craig, Kelly, Selye, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Aikenhead—20.

Nays—Ald. Rogers, Pond, Glover, McConnell, Mandeville, Stape, Parsons—7.

IMPROVEMENT FUND.

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

W. I. Hanford, on his contract for improving Huron street.....\$200 00
And charge that fund.

Logan & Cregan, on their contract for improving Chapin street.....\$200 00
And charge that fund.

Also—That the Clerk draw an order for \$1,000 in favor of Hauber & Vicienus, and payable to their order in one year from the 18th day of April, 1871, with interest, and the Treasurer is hereby authorized to accept the same in behalf of the city and charge Court street Improvement Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

By Ald. Whitcomb—Resolved, That the City Treasurer be and is hereby authorized to pay Thomas Knowles four dollars for a sack hire, and charge the same to the Contingent Expense fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

By Ald. Stebbins—Resolved, That the City Treasurer be authorized to make the city's notes for an amount not to exceed \$100,000, and get the same discounted at D. W. Powers's banking house, and credit the proceeds to a special account for the purpose of paying accounts rendered valid and due by action of this board, the amount and dates of such notes to be approved by the Finance committee.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Nays—Ald. Heavey—1.

By Ald. Stebbins—Resolved, That the City Treasurer be directed to make the following city's notes and get them discounted: One of \$50,000, dated April 12th, three months; one of \$125,000, dated April 17th, three months; to renew notes coming due on those days of like amounts, and charge the discount to Contingent fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

By Ald. Stebbins—Resolved, that the City Treasurer be and he is hereby authorized to pay to the order of William Wolf & Co. two thousand five hundred (\$2,500) dollars on their contract for building steam fire engine houses numbers 1 and 4, and charge the same to Fire Department fund.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Nays—Ald. Whitcomb—1.

By Ald. Mauder—Resolved, That the City Clerk be and is hereby instructed to draw an order on the City Treasurer for forty-five dollars, payable to the order of Jesse Shepther, to reimburse him for expenses to, at, and from Albany, in the matter of securing the passage by the Legislature of the drainage law for the city of Rochester, and charge Contingent fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

Nays—Ald. Glover, Selye 2.

✓Ald. Stebbins moved to suspend the rule to adjourn at 11 o'clock.

Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

Nays—Ald. Stape, Gerling 2.

CONFIRMATION OF ASSESSMENT ROLLS.

Ald. Glover from the Assessment committee presented the following Assessment Rolls and moved their confirmation:

Improvement of Evergreen street.

Plank walk on Bay street.

Plank walk on Conkey avenue.

Extension of Shamrock street.

Plank walk on North avenue and North streets.

Plank walk on Sellinger street.

Plank walk on South York street.

Stone Bridge over Outlet Sewer.

Ald. Caring moved to amend Ald. Glover's motion by striking out improvement of Evergreen street and extension of Shamrock street. Carried.

Ald. Glover's motion as amended was then carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

Ald. Caring moved that action on the confirmation of the assessment roll for the improvement of Evergreen street be postponed until the next regular meeting. Carried.

Ald. Caring moved that action on the confirmation of the assessment roll for the extension of Shamrock street be postponed until the second regular meeting in May next. Carried.

Ald. Glover, from the Assessment committee, presented the following:

ASSESSMENT ROLLS FOR SPRINKLING STREETS.

State street,

East avenue,

Market street,

Mill street,

Mumford street,

Exchange place,

and moved their confirmation.

Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

Ald. Glover presented the Assessment Roll for

SPRINKLING EXCHANGE STREET,

and moved its confirmation. Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey,

Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

Ald. Glover presented the assessment roll for sprinkling Spring street, and moved its confirmation.

Ald. Pond moved that action on the confirmation of the assessment roll for sprinkling Spring street, be indefinitely postponed. Carried.

Ald. Glover presented the assessment roll for sprinkling Main and Buffalo streets, and moved its confirmation.

Ald. Gerling moved its reference back to the Assessors for correction. Lost.

The assessment roll was then confirmed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

Ald. Glover presented the assessment roll for sprinkling South Clinton street, and moved its confirmation.

Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

By Ald. Glover—Resolved, That the Assessment committee, be authorised to employ a suitable person to extend the bridge assessment rolls, and rule the same, so that they can be used for collecting said assessment, the expense to be charged to the Bridge fund, and paid when there are funds applicable. Adopted.

The Clerk presented the following assessment rolls from the Assessors, and they were referred to the Assessment committee:

Improvement of Glasgow street.

Plank walk on Favor street.

Sprinkling Main street.

Sprinkling North and South Fitzhugh street.

Sprinkling Front street.

Consent given Ald. Connolly to present the following:

PROPOSALS FOR SPRINKLING STREETS.

Mill street, George Pringle & Co., . . .	\$ 980 00
Exchange Place, George Pringle & Co., . . .	128 34
Market street, George Pringle & Co., . . .	128 34
Buffalo and Main streets George Pringle & Co.,	2,000 00
State street, George Pringle & Co., . . .	1,799 28
South Clinton street, George Pringle & Co.,	588 00
Mumford street, George Pringle & Co., . . .	216 58
Exchange street, George Pringle & Co.,	735 00
East avenue, George Pringle & Co., . . .	980 00

By Ald. Connolly—Resolved, That his Honor the Mayor be and is hereby requested to execute a contract with George Pringle & Co., for sprinkling the following named streets for the season of 1871, in accordance with their propositions. Season, from April 18th to November 1st.

Mill street from Exchange Place to Brown street, Exchange Place from State street to Front street, Buffalo and Main streets from the Erie canal to North street, State street from Buffalo street to Jay street, South Clinton street from Monroe

avenue to Main street, Mumford street from State street to Genesee river, Exchange street from Buffalo street to Lafayette street, East avenue from Main street to Alexander street.

Ald. Rogers moved to amend by striking out Exchange street from Buffalo street to Lafayette street. Lost by the following vote:

Ayes—Ald. Rogers, Pond, Caring, McConnell, Mandeville, Stebbins, Whitmore, Parsons, Aikenhead—9.

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Heavey, Smith, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Mander, Stade—18.

The resolution of Ald. Connolly was then adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mander, Stade, Parsons, Aikenhead—24.

Nays—Ald. Rogers, Pond, Stebbins—3.

Ald. Pond presented the following:

ROCHESTER, April 18, 1871.

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

The Rochester City & Brighton Railroad Company respectfully asks permission of your honorable body to extend the double track on Exchange street to a point 350 feet south of Court street, so that the drivers can see the cars on the switch at the Valley depot.

Also to extend the Edinburgh street switch from the south point about 300 feet, and from the north point about 300 feet.

The object of these extensions is to enable the company to run the cars oftener than is now possible, and your petitioners will ever pray &c.

For the Company.

C. B. WOODWORTH,
Secretary and Treasurer.

Ald. Pond moved to refer the communication to the Street committee with power to act.

Ald. Selye moved to amend by striking out "power to act" and insert therefor the words "to report to this board at its next regular meeting." Carried.

Ald. Pond's motion, as amended, was then carried.

By Ald. Aldridge—Resolved, That Hon. A. C. Wilder, by filing the proper bond with the Mayor, have permission to construct an area under Basin street covering the same with Medina stone flagging.

Ald. Selye moved to postpone action on the resolution until the next regular meeting. Carried.

By Ald. Aldridge—Resolved, That the Street Superintendent notify owners of property corner of Liberty and Main streets to close stairways leading to basements in Liberty street within ten days' notice, or the same will be done by the city and the expense thereof charged to the said owners.

Ald. Caring moved to refer the matter to the Aldermen of the fifth ward. Lost.

The resolution of Ald. Aldridge was then adopted.

Ald. Caring moved the reconsideration of Ald. Selye's motion to postpone Ald. Aldridge's resolution in reference to Hon. A. C. Wilder. Carried by the following vote:

Ayes—Ald. Aldridge, Wait, Pond, Heavey, McConnell, Craig, Kelly, Stape, Charters, Stebbins, Whitmore, Parsons, Aikenhead.—15.

Nays—Ald. Gould Rogers, Smith, Connolly, Stern, Glover, Stone, Selye, Mandeville, Gerling, Mander, Stade.—12.

Ald. Kelly moved to refer the resolution to the Street committee, with power to act. Carried.

On motion of Ald. Charters adjourned.

W. F. MORRISON,
City Clerk.

Common Council, April 25th, 1871.

ADJOURNED AND SPECIAL MEETING.

President Ald. C. R. Parsons presiding.

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mander, Stade, Parsons, Aikenhead—27.

Absent—Ald. Craig—1.

COMMUNICATIONS.

The Clerk presented the following from His Honor the Mayor:

MAYOR'S OFFICE,
ROCHESTER, April 24, 1871. }

W. F. Morrison, City Clerk:

Dear Sir:—You will please call a special meeting of the Common Council for Tuesday evening, the 25th inst., for the transaction of business generally.

CHAS. W. BRIGGS, Mayor.

Ordered, received, filed and published.

MAYOR'S OFFICE,
Rochester, April 25th, 1871. }

Gentlemen of the Common Council:

It becomes my duty to advise you that in the matter of the construction of an iron bridge across the Genesee river at Vincent Place, in this city, that a writ of certiorari has been granted Isaac Butts, E q., and others, by His Honor James C. Smith, one of the Justices of the Supreme Court, requiring you to certify and return fully and at large to the general term of the Supreme Court, to be held at the Court House in Syracuse, in the Fourth Department of the State of New York, on the 12th day of May, 1871, at the opening of the Court on that day, all and singular you acts, votes and proceedings touching the construction of an iron bridge across the Genesee river at Vincent Place, in the city of Rochester, together with the Assessment Rolls therefor, as they were when confirmed by the Common Council of said city, and as they now are, and all proceedings and acts of the Special Commissioners appointed by said Common Council to make such assessments and all the proceedings and acts of said Common Council, and of any and all its committees, and of any and all the officers, agents and servants of said city in relation to the contract for building said bridge, also the contract itself, and the specifications and bonds relating thereto, and all the acts, notices and proceedings of the Treasurers of said city to collect said assessments, together with all the proceedings of said Common Council, and of the officers and agents of said city in relation to acquiring the right of way for said bridge from the top of the west high bank of the Genesee river to the proposed eastern termination of said bridge, and as to whether the city of Rochester has ever acquired such right of way, and you are to have then and

there the writ which has been served upon the city. I have placed the matter in the hands of the City Attorney, who will give the subject such attention as the case requires.

Respectfully,

CHARLES W. BRIGGS, Mayor.

Ordered received, filed and published.

MAYOR'S OFFICE,
ROCHESTER, April 25, 1871.

Gentlemen of the Common Council:

Accompanying this is a communication addressed to me officially by Edward Harris, Esq., in reference to a claim of Mrs. Adeline L. Johnson, and which was handed me on the day of its date. The communication will explain itself. Would it not be well for your Board to take action at the earliest moment to prevent further difficulty from that source. Respectfully,

CHARLES W. BRIGGS, Mayor.

ROCHESTER, April 21, 1871.

Hon. Charles W. Briggs, Mayor:

DEAR SIR:—Mrs. Adeline L. Johnson has placed in my hands for collection a claim for damages occasioned by the overflow of the Court and William street sewer on her premises in the fall of 1869 and 1870, subsequent to the overflow for which the verdict was rendered in her favor at the last February circuit. The amount of the present claim is \$257.88, as per items which she has furnished. As the liability of the city for these damages has been established, I trust it will not be necessary to have any further litigation, and also, that proper measures will be adopted on the part of the city to prevent damages in the future. Yours respectfully,

EDWARD HARRIS

Ordered received, filed and published.

ORDINANCES.

PIPE SEWER IN SOUTH FITZHUGH STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer in South Fitzhugh street. Adopted.

The Surveyor submitted as such estimate, \$630. By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a pipe sewer in South Fitzhugh street, from a point 18 feet north of Edinburgh street to the sewer in Lafayette street, with the necessary 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 \$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 South Fitzhugh street, from Lafayette street to a point 118 feet north of Edinburgh 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 2, 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, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

IMPROVEMENT OF EDINBURGH STREET.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Edinburgh street, from Plymouth avenue to Caledonia avenue. Adopted.

The Surveyor submitted as such estimate, \$6,936. By Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The improvement of Edinburgh street, from Plymouth avenue to Caledonia avenue, by setting curb stone, paving the gutters and laying a flag walk 4 feet wide in one course on each side of said street, macadamizing the roadway 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 \$6,936, 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 lot, on each side of Edinburgh 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, May the 2, 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, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

EXECUTIVE.

Ald. Kelly presented the following:

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

The undersigned hereby respectfully resigns the office of Commissioner of Deeds.

Rochester, April 25, 1871.

CHARLES S. BAKER.

Ald. Kelly moved the acceptance of the resignation. Carried.

Ald. Kelly moved that the board now proceed to ballot for Commissioners of Deeds, two for the Ninth ward, one for the Tenth ward, and one for the Eleventh ward, to fill vacancies existing in those wards. Carried.

FIRST BALLOT.

Wm. W. Cady received.....	16 votes
C. F. Dean ..	16 ..
M. W. Noyes ..	22 ..
Henry Harrison ..	20
Wm. Crowley ..	5 ..
Sca ttering ..	3 ..

Wm. W. Cady, C. F. Dean, M. W. Noyes and Henry Harrison having received the requisite number of votes, were declared appointed Commissioners of Deeds.

Ald. Kelly moved that the board now proceed to ballot for Clerk of the Market

Ald. Selye moved to postpone balloting until the next regular meeting.

Ald. Rogers moved as a substitute to refer the subject to the Market Committee, with instructions to report the names of two or more suitable persons to this Board at its next regular meeting, from which one shall be appointed to the office of Clerk of the Market.

Ald. Kelly moved the indefinite postponement of Ald. Rogers' motion. Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Heavey, Smith, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Whitmore, Parsons—15

Nays—Ald. Gould, Rogers, Pond, Herzberger, Caring, Selye, Stape, Gerling, Stebbins, Mauder, Stade, Aikenhead—12

Ald. Kelly moved to postpone action on Ald. Selye's motion indefinitely. Lost by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Heavey, Smith, Connolly, Stern, Stone, Kelly, Mandeville, Whitmore, Parsons—12.

Nays—Ald. Gould, Rogers, Pond, Herzberger, Caring, Glover, McConnell, Selye, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Aikenhead—15

Action was then had on Ald. Selye's motion to postpone action until the next regular meeting, which was carried by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Pond, Herzberger, Caring, Glover, Selye, Stape, Charters, Gerling, Mauder, Stade, Aikenhead—14.

Nays—Ald. Whitcomb, Aldridge, Heavey, Smith, Connolly, Stern, McConnell, Stone, Kelly, Mandeville, Stebbins, Whitmore, Parsons—13.

MISCELLANEOUS.

Ald. Aikenhead moved a reconsideration of the vote on his resolution in reference to Bay street, April 4th, (at folio 16 of printed proceedings.) Carried.

Ald. Aikenhead moved the indefinite postponement of the resolution. Carried.

By Ald. Aikenhead—Resolved, That all property on Bay street, from North avenue to Hubbard street, have permission to construct plank walks in front of the premises within twenty days, under the direction of the Improvement committee and the City Surveyor, upon their paying two per cent. into the City Treasury. Adopted.

By Ald. Mauder—Resolved, That the name of the street now called Bardwell street be changed to Herman street, the same being but a continuation of Herman street, and that the Street Superintendent be instructed to cause the name to be posted on the various street corners, and also number the houses on said street, the former to be charged to the Highway Fund and the latter to the owners and occupants of the several premises.

Ald. Stebbins moved to amend by inserting after the word "various" the words "public lamps on." Also, the naming of streets to apply to all the streets within the city.

Ald. Rogers moved to refer the matter to the Street Committee to ascertain the cost and report to this Board. Carried.

By Ald. Mauder—Resolved, That the St. Joseph Church Society have permission to remove the wooden steps in front of their church and replace the same by stone steps, under the direction of the Street committee. Adopted.

By Ald. Mauder—Resolved, That the Street Superintendent be directed to notify all parties on North Clinton street, north of the railroad, to remove all obstructions on said street within ten days, if not, that he remove the same and charge owners. Adopted.

By Ald. Mauder—Resolved, That the Sewer committee be instructed to bring in an ordinance for the construction of a sewer on North avenue. Adopted.

By Ald. Whitmore—Whereas, Upwards of a year ago the Common Council passed an ordinance for the extension of Mount Vernon avenue; and whereas, certain party or parties served an injunction upon the city, restraining them from performing the work, and at the same time preventing the tax payers from paying for said improvement; and whereas, said injunction has recently been removed by the court, therefore,

Resolved, That the City Treasurer be and is hereby directed to receive from all the tax payers, excepting those enjoining the city, the amount of their tax for said improvement, without interest. Adopted.

By Ald. Whitmore—Resolved, That John Kraze, George Burger, William Weeks and John G. Hart have permission to construct cement walks in front of their lots on Comfort street, under the direction of the Improvement committee and City Surveyor. Adopted.

By Ald. Stebbins—Resolved, That the Committee on Streets and Bridges be and they are requested to ascertain from the canal authorities whether the bridge over the mouth of Childs basin can be removed so as to connect the east end of the aqueduct with South St. Paul street, and if permission is so given,

Resolved, That the Street Superintendent be and is hereby authorized to cause it to be so removed, and that the expense thereof be charged to the Highway fund.

Ald. Kelly moved to amend by striking out the words "Street Committee," and insert therefor "Superintendent of Streets;" also after the words "St. Paul street" insert the words "and report the same to this Board." Carried.

Ald. Stebbins's resolution as amended was then adopted.

By Ald. Charters—Resolved, That the President of this Board appoint a committee of three to procure badges for the Mayor and newly elected Aldermen.

Adopted by the following vote:

Ayes—Ald. Gould, Rogers, Herzberger, Heavey, Smith, Caring, Connolly, Glover, Kelly, Mandeville, Stape, Charters, Gerling, Mauder, Stape, Parsons—16.

Nays—Ald. Whitcomb, Aldridge, Wait, Pond, Stern, McConnell, Stone, Selye, Stebbins, Whitmore, Aikenhead—11.

Ald. Stebbins moved that the committees of the Common Council having charge of funds be, and they are hereby, requested to meet me in the Mayor's office on Thursday evening next at 7½ o'clock. Carried.

By Ald. Charters—Resolved, that the owners of property on Grape street, south of Campbell street, have permission to lay plank walks in front of their premises, the walk to be 6 feet wide in front of lots No. 2, 3, 17 and 19. on Grape street, under the direction of Improvement committee and City Surveyor. Adopted.

By Ald. Gerling—Resolved, that the Street Superintendent be, and is hereby, directed to notify property owners on Allen street, from Kent street to Brown street, Tonawanda and Lowell streets, to repair the walks in front of their premises within ten days of service of notice, and in default thereof he repair the same and charge the expense to the owners.

Ald. Selye moved to amend by striking out 10 days and insert therefor 20 days. Carried.

Ald. Gerling's motion as amended was then adopted.

By Ald. Gerling—Resolved, That Joseph Dorsback have permission to lay a flag walk in front of his premises on Lume street, under the direction of Improvement committee and City Surveyor. Adopted.

By Ald. Gerling—Resolved, That a committee of three be appointed by the President of this Board to inquire into and prosecute all parties found violating sections 1, 2, 3, 4 and 5 of penal ordinances relating to railroads, passed Feb. 17th, 1863. Adopted.

By Ald. Mandeville—Resolved, That the Street Superintendent be directed to notify the owners of property on the north side of Seldon street to repair their walks within ten days of the service of this notice; and in case they neglect or refuse, that he repair the same and charge the owners of said property.

Ald. Selye moved to amend by striking out 10 and inserting therefor 20 days. Carried.

Ald. Mandeville's resolution as amended was then adopted.

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 New York Central 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. Mandeville, from the Wood Building committee, reported in favor of the petitions of George Alt, Charles Donaher, Wm Cribbin, F. Van Doorn, Alfred B. Hill, J. E. Booth, Margaret Wise, Stephen Charles, John A. Stott, J. F. Reichenbach, B. Swalbro, R. S. Walker, George A. Redman, John Elliott, Geo. Fisher and Geo. Huck. Accepted.

By Ald. Mandeville—Resolved, That George Alt, Charles Donaher, Wm. Cribbin, F. Van Doorn, Alfred B. Hill, J. E. Booth, Margaret Wise, Stephen Charles, John A. Stott, J. F. Reichenbach, B. Swalbro, R. S. Walker, Geo. A. Redman, J. Elliott, Geo. Fisher and Geo. Huck have permission to erect and move wooden buildings in accordance with their petitions under the direction of the Wooden Building committee and Fire Marshal.

Ald. Aikenhead moved to amend by adding the name of John Vedder. Carried.

Ald. Mandeville's resolution as amended was then adopted.

By Ald. Mandeville—Petition of Charles Tibbles for permission to erect a wood building on his lot situate No. 7 Asylum street. Referred to the Wood Building committee.

Petition of Leyl Hey for permission to erect a wood building on his lot No. 215 situate on State street. Referred to Wood Building committee.

By Ald. Stade—Petition of Jacob Oesterheld and others for the passage of an ordinance for the construction of a plank walk on the east side of Scio street, from the New York Central railroad to German street. Referred to the Improvement committee with instructions to bring in an ordinance.

Remonstrance of William J. Sheridan and others against granting permission to David Little to erect a wood building on his lot situate corner of Lorimer and Thompson streets. Referred to the Wood Building committee and Fire Marshal.

Petition of Mrs. Conway for permission to erect a wood building on her lot situate on Thompson street.

Also remonstrance of D McCormick and others against granting the petition of Mrs. Conway.

On motion of Ald. Kelly referred to the Wood Building Committee and Fire Marshal.

Petition of Patrick McGorray for permission to construct an addition to his house on lot No. 20, situate on Cliff street. Referred to the Wood Building Committee, with power to act.

Petition of Robert Currie for permission to erect a wood building on his lot No. 19, situate on Thompson street. Referred to the Wood Building Committee, with power to act.

By Ald. Kelly—Resolved, That the taxpayers on Vernon street are hereby authorized to construct a sewer in said street, to discharge into Bloss street sewer, the same to be done under the direction of the Sewer Committee and City Surveyer. Adopted.

By Ald. Kelly—Resolved, That the Street Superintendent is hereby directed to notify the Rochester and Brighton Railroad Company to

remove the branch to their track in Court street, also the branch in Alexander street, within ten days, or the same will be removed by the city at their expense. Adopted.

By Ald. Kelly—Resolved, That the taxpayers for Lake avenue, Phelps avenue and Varnum Street sewer, shall be required to make their second and third payments with interest from April 13th, 1870, only, and the City Treasurer is hereby directed to refund to said taxpayers all the interest he may have received when said interest has been computed and paid prior to April 13th, 1870. Adopted.

By Ald. Kelly—Whereas, The official duties of Mayor Lutes, Ald. Andrews and Ald. Remington have expired in consequence of the ending of their term of office, and inasmuch as said gentlemen were members of the committee which was last year appointed in regard to the city's interest in the Genesee Valley Railroad, therefore be it

Resolved, That the President of this Board is hereby requested to fill the vacancies now existing in said committee, in consequence of the retirement of the gentlemen above named, and be it further

Resolved, That the President appoint the following Special Committees, to be constituted as follows:

Five members of the Board to look after the city's claim against the State in the matter of "flood d mages."

Six members of the Board to constitute a new committee on the "Vincent Place Bridge," whose duty it shall be to provide for matters in general connected with the construction of the same.

Six members of the Board to compose a committee who are hereby requested and authorized to provide plans and specifications for a new City Hall building, and also in due time to solicit proposals for the construction of the same and to immediately advertise for sale the property known as the Center Market and other pieces of real estate now owned by the city and comparatively useless, and make known from time to time, to this Board, their information in regard to said matters.

Also a committee of five to confer with the proper authorities of the Board of Education to ascertain what action they may propose as relates to the erection of a new Free Academy building.

And a committee of three members who are hereby instructed to take charge of the improvements at the Arsenal, which the act so recently passed by the Legislature enables them to do.

Ald. Rogers presented the following as a substitute for the portion of Ald. Kelly's resolution appertaining to city buildings:

By Ald. Rogers—Resolved, That a Building Committee, of three and the President be appointed to procure plans, for the new city buildings, and that they report the same to this Board as early as possible.

Ald. Stone moved the indefinite postponement of Ald. Kelly's resolution.

Action was had on Ald. Rogers's resolution, which was declared lost by the following vote:

Ayes—Ald. Rogers, Pond, Herzberger, Heavey, Glover, McConnell, Stone—7.

Nays—Ald. Waincomb, Aldridge, Wait, Gould, Smith, Caring, Connolly, Stern, Kelly, Selye, Mandeville, Stape, Charters Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—19.

Ald. Stone's motion to indefinitely postpone was then acted on and lost by the following vote:

Ayes—Ald. Rogers, Pond, Herzberger, Heavey, Connolly, Stern, Glover, McConnell, Stone, Mauder, Stade—11.

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Smith, Caring, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Parsons, Aikenhead—15.

Ald. Kelly moved the previous question "shall the main question be now taken" was declared carried.

The original resolution as presented by Ald. Kelly was then adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Smith, Caring, Connolly, McConnell, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Parsons, Aikenhead—17.

Nays—Ald. Rogers, Pond, Herzberger, Heavey, Stern, Glover, Stone, Mauder, Stade—9.

Ald. Kelly moved that President Ald. Parsons be, and is hereby, appointed Chairman of the Committee on City Hall building, and added to all the other committees mentioned in his resolution. Carried.

By Ald. McConnell—Resolved, That the Law Committee be, and they hereby are, authorized to secure the services of E. A. Raymond, Esq., to examine and report as to the title of lands in the continuation of Court street to East avenue.

Adopted by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Glover, McConnell, Kelly, Selye, Stebbins, Whitmore, Stade, Parsons—16.

Nays—Ald. Whitcomb, Wait, Mauder, Aikenhead—4.

The matter of printing proceedings, &c., was called up by Ald. Kelly, and on motion of Ald. Selye, postponed until the next regular meeting.

By Ald. McConnell—Resolved, That the City Clerk be, and hereby is, authorized to draw an order on the City Treasurer for \$217 70, being for costs in the case of Williams against the city, and Phelps against the city, said order to be payable to E. A. Raymond, and charge Contingent Expense fund, when there are funds applicable.

Ald. Glover moved that action on the resolution be postponed until the next regular meeting.

Ald. Stade moved so refer the matter to the Law Committee. Carried.

Ald. Wait moved that the Board now adjourn. Lost.

Ald. Connolly moved that the rule to adjourn at 11 o'clock be suspended. Lost as follows, requiring a two-thirds vote:

Ayes—Ald. Aldridge, Gould, Caring, Connolly, McConnell, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—16.

Nays—Ald. Wait, Rogers, Pond, Herzberger, Smith, Stern, Glover, Stone, Mandeville—9.

Ald. Wait moved that the Board now adjourn. Lost.

By Ald. Connolly—Resolved, That the portion of Ald. Connolly's resolution appertaining to awarding the contract to Geo. Fringle & Co. for sprinkling Exchange street, adopted at the last meeting of this Board, be, and is hereby, rescinded.

Ald. Selye moved that action on the resolution be postponed until the next regular meeting. Lost.

Action was then had on Ald. Connolly's resolution, which was declared lost by the following vote:

Ayes—Ald. Rogers, Pond, Herzberger, Caring, Connolly, McConnell, Stone, Kelly, Charters, Parsons, Aikenhead—11.

Nays—Ald. Whitcomb, Aldridge, Wait, Smith, Selye, Mandeville, Stape, Gerling, Stebbins, Whitmore, Mauder, Stade—15.

Ald. Connolly presented the following:

ROCHESTER, April 25, 1871.

To the Hon. Mayor and Common Council of the City of Rochester:

GENTLEMEN: You are hereby respectfully invited by the "Arion Singing Society" to attend their promenade concert at Schlitz's Hall, corner Clinton and Andrew streets, this Tuesday evening, April 25th, 1871. The society will be highly honored and pleased by your attendance, and will entertain you to the best of their ability.

Respectfully, yours,

GEORGE CARING.

On motion of Ald. Connolly, the invitation was accepted.

Ald. Caring, from the Sewer Committee, presented the following:

REPORT OF THE SEWER COMMITTEE.

ROCHESTER, April 18, 1871.

To the Honorable the Common Council:

GENTLEMEN:—Your committee to whom was referred the petition of F. A. Hettig and others, in reference to the assessment for the sewer in Vienna street, would respectfully report that we have examined all circumstances in the case and find no cause of complaint, and would so report.

Respectfully,

WM. CARING.

ROBERT Y. MCCONNELL,

JOHN MAUDER,

Committee.

Ald. Gerling moved that the report be received, filed and published. Carried.

By Ald. Caring—Resolved, That the property owners on Lake avenue, between McCracken street and the city line, on said avenue, be authorized to construct a sewer between the points above mentioned, under the direction of the Sewer committee, to be completed by the first day of July next. Adopted.

Ald. Herzberger called the attention of the Board to the following resolution, adopted February 19th, 1867, (at folio 190 of published proceedings):

By Ald. Mutchler—Resolved, That Wolff & Bachman have leave to reopen the cellarway, corner of Main and Liberty streets, the entrance from Liberty street, and said cellarway to be guarded by a good iron railing. Adopted.

By Ald. Herzberger—Petition of Manley Tooker, and others, in reference to the assessment for the Marshall street crosswalks.

By Ald. Herzberger—Resolved, That the Treasurer credit Manley Tooker, Sarah F. Tooker and John Timon, in full for their assessment for the Marshall street crosswalks, and charge Erroneous assessments.

Ald. Glover moved that the resolution of Ald. Herzberger be indefinitely postponed.

Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Con-

nolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26

By Ald. Rogers—Resolved, That the Treasurer be directed to charge the sum of \$34 52 to erroneous assessments and credit account of lands sold for taxes, the same being difference between the sum accepted from Richard Tanner, per resolution of Common Council, March 31st, and amount called for by the Register of Lands sold on Treasurer's books. Adopted.

By Ald. Rogers—Resolved, That the Street Superintendent be and is hereby directed to notify the owners of property on Tremont street, between Plymouth and Caledonia avenues, to repair their respective walks within twenty days, and in default thereof that he repair the same at the expense of the owners. Adopted.

By Ald. Rogers—Resolved, That the Fire Department committee be authorized to have the two fire engines numbers 2 and 4 repaired, as speedily and economically as possible, with due regard to efficiency and permanency. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

By Ald. Rogers—Resolved, That in view of the legal proceedings instituted in the matter of Vincent Place bridge, that the clerk be directed to notify the contractor thereof, to discontinue all further progress until further advised by the board. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Connolly, Stern, Glover, McConnell, Stone, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Parsons, Aikenhead—21.

Nays—Ald. Smith, Caring, Kelly, Mauder, Stade—5.

Ald. Pond presented the following:

CITY CLERKS OFFICE, }
ROCHESTER, April 22, 1871, }

To the Honorable Common Council:

GENTLEMEN: I this day received the following certified copies of acts in relation to our city.

CHAPTER 557.

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.

Passed April 18, 1871, three-fifths being present. The People of the State of New York, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section six 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 the several acts amendatory thereof, as hereinafter designated, 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."

§ 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," but the provisions of this section shall not apply to the present Mayor incumbent.

§ 3. Section eight of said act, as amended by chapter one hundred and thirty-two, of the laws of eighteen hundred and sixty-two, and further amended by chapter five hundred and fifty-three of the laws of eighteen hundred and sixty-five, and chapter six hundred and ninety-nine of the laws of eighteen and sixty-six, is hereby amended by inserting after the words "one City Clerk," the following, to wit: "one City Surveyor"; also, after the words "one Sealer of Weights and Measures," erase the words "one City Surveyor," and insert in place thereof the words "one Clerk of Markets."

§ 4. Subdivision nine of section twelve of said act, as amended by chapter 297 of the laws of 1865, is hereby amended so as to read as follows:

9. The said chief of police, and every policeman only 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 a civil process, proceedings venue 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.

§ 5. Section forty-eight of said act, as amended by chapter 699 of the laws of 1866, is hereby amended so as to read as follows:

§ 48. On the last Tuesday in the month of March in each year, the Common Council shall audit and settle the accounts of the City Treasurer, and the accounts of all other officers and persons having claims against the city, or accounts with it; and shall make out a statement in detail of the receipts and expenditures of the corporation during the preceding year, in which statement shall be clearly and distinctly specified the several items of expenditure made by the Common Council, the objects and purposes for which the same were made, and the amount of money expended under each; and the amount of taxes raised for the general contingent expense; the amount raised for lighting and watching the city; the amount of highway taxes and assessments; the amount of assessments for opening, paving, repairing and altering streets, and for building and repairing bridges; amount borrowed on the credit of the corporation, and the terms on which the same was obtained; and such other information as shall be necessary to a full understanding of the financial concerns of the city, which statement shall be signed by the Mayor and Clerk, and filed with the Clerk of the city; and the same shall be published by the Clerk, at the expense of the city, in some newspaper thereof. The Common Council may, at its first regular meeting for business in each year, or as soon thereafter as may be, designate and select two 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, 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.

§ 6. Section fifty of said act as amended by chapter one hundred and twenty-one of the laws of eighteen hundred and sixty-three 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:

§ 7. Section eighty-six of said act, as amended by chapter two hundred and sixty-seven of the laws of eighteen hundred and sixty-nine, 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:

§ 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 and distinguished, without reference to the owner or occupant.

§ 8. Section one hundred and ninety-eight of said act, as amended by chapter five hundred and fifty-three of the laws of eighteen 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:

§ 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 shall proceed to hear all objections and 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 all objections or objections upon five days' notice by publication as heretofore required for the Assessors, 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.

§ 9. Section two hundred and nine of said act, as amended by chapter one hundred and thirty-two of the laws of eighteen hundred and sixty-two, is hereby amended so as to read as follows:

§ 209. Every tax or assessment authorised by this act, which has been 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 and real estate, on which, or in respect to which, the same have been 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 by 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 reassessed 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 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 to be 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 such expenses, according to the benefit received, and proceed in all respects as in cases 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 re-assessment 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 assessment, whereby the amount so paid shall exceed the amount re-assessed 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 re-assessed, 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.

§ 10. Section two hundred and forty-five of said act of eighteen hundred and sixty-one is hereby amended so as to read as follows :

§ 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 Courts of Special Sessions for the trial of all offenses triable in a court of special sessions.

§ 11. Said act of eighteen hundred and sixty-one is hereby amended by adding thereto the following as section two hundred and seventy-five.

§ 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 effect 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.

§ 12. Nothing in this act contained shall effect any suit now pending or rights accrued.

§ 13. 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, this twentieth day of April, in the year one thousand eight hundred and seventy-one.

D. WILLERS, JR.,
Deputy Secretary of State.

Ordered received filed and published.

Yours respect fully,

W. F. MORRISON,
City Clerk.

By Ald. Pond—Petition of C. J. Hayden and others for permission to remove the corner stone and contents from the Old First Church building to their new building. Tabled.

By Ald. Pond—Resolved, That the prayer of the petitioners (the First Presbyterian Church Society) be granted. Adopted.

By Ald. Wait—Resolved, That the Water Works Company be required to put the several streets in as good repair as when they commenced laying their pipes, within fifteen days after the service of this notice, or that the Street Superintendent do the same, and charge Water Works Company. Adopted.

By Ald. Gould—Resolved, That the Improvement Committee be and is hereby directed to bring in an ordinance for the construction of a stone crosswalk across Jones street, at the north line of Dean street. Adopted.

By Ald. Aldridge—Resolved, That the Treasurer is hereby directed to receive eighty-four per cent. in full of all persons assessed for the improvement of Huron street; also, that the Treasurer is hereby directed to receive \$3.88 in full of Flora Reiche for her assessment for Marshall street cross-walks. Adopted.

On motion of Ald. Charters, adjourned.

W. F. MORRISON, City Clerk.

IN COMMON COUNCIL, May 2d. 1871.

REGULAR MEETING.

President, Ald. C. R. Parsons, presiding.
Present—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.
Absent—Ald. Rogers—1.

APPROVAL OF MINUTES.

Ald. Stone moved that the approval of the minutes of previous meetings, April 18th and 25th, be deferred for the present. Carried by the following vote:

Ayes—Ald. Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Stone, Craig, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade—19.

Nays—Ald. Whitcomb, Aldridge, McConnell, Kelly, Mandeville, Parsons, Aikenhead—7.

Ald. Stape moved a reconsideration of Ald. Kelly's resolution in reference to the appointment of special committees, adopted April 25th, (at folio 28 of printed proceedings).

Ald. Kelly moved the indefinite postponement of Ald. Stape's motion. Lost, as follows:

Ayes—Ald. Whitcomb, McConnell, Kelly, Mandeville, Parsons, Aikenhead—6.

Nays—Ald. Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, Stone, Craig, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade—21.

Ald. Stape's motion was then carried by the following vote:

Ayes—Ald. Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, Stone, Craig, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade—19.

Nays—Ald. Whitcomb, Aldridge, McConnell, Kelly, Selye, Mandeville—8.

Ald. Stone moved the indefinite postponement of Ald. Kelly's resolution. Carried by the following vote:

Ayes—Ald. Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Stone, Craig, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade—19.

Nays—Ald. Whitcomb, Aldridge, Glover, McConnell, Kelly, Mandeville, Parsons, Aikenhead—8.

PETITIONS AND CLAIMS.

By Ald. Aldridge—Petition of C. A. Kellogg & Co. for the removal of hackney coaches, cabs and carriages from front of their building on Front street. Referred to Committee on Hackney Coaches.

Estimates of W. I. Hanford and others. Improvement Committee.

By Ald. Stern—Bills of W. H. Yerkes, A. L. Mabbett, John Williams and W. F. Morrison. Contingent Expense Committee.

Bills of Lindley L. Barrett, J. M. Aikenhead, Sidney G. Gwynne, D. W. Powers and Scrantom & Wetmore. Map, Survey and Record Committee.

By Ald. Connolly—Bills of L. S. Gibson, John Hannah, Wilson & Pond, N. Winn and P. & J. Kirley. Fire Department Committee.

By Ald. Glover—Petition of H. E. Boardman and others, for the straightening of Nelson street. Referred the Committee on Opening and alteration of Streets.

By Ald. Stone—Bills of City Hospital, Wm. Brown, Home for the Friendless, Fred Wurtz, S. F. & W. Witherspoon, John Nagle, H. Brewster & Co., W. Carlton Brown, George Wait, Protestant Orphan Asylum, Adam Vogel, S. J. Wagner, G. & C. Herzberger, H. Mutschler, Anthony Hefner, Geo. Bastian, Eisenmenger & Kissel and Peter Fishler. Committee on Relief and Support of the Poor.

By Ald. Kelly—Bills of Joseph Cochrane, Jacob Young, John Quin, W. D. Oviatt, Gibbons & Stone, C. R. Parsons and Superintendent's pay roll. Street Committee.

By Ald. Stape—Report of Health Officer, H. F. Montgomery, for the year ending April 3d, 1871. Referred to the Committee on Public Health.

By Ald. Mandeville—Petition F. S. Hunn for permission to erect wood building on his lot No. 83, situate on corner of Pearl and Alexander streets. Wood Building Committee.

Petition of C. A. Milliner for permission to erect a wood building on her lot No. 460 situate on West Alexander street. Wood Building Committee.

Petition of Geo. E. Ely for permission to erect a wood building on his lot No. 22, situate on Ambrose street. Wood Building Committee.

Petition of R. N. Warfield, for permission to erect a wood building on his lot L, situate on Cliff street. Wood Building Committee.

Petition of David Little for permission to erect a wood building on his lot situate on Lorimer street. Wood Building Committee.

By Ald. Charters—Bills of S. M. Sherman and Reynolds Brothers. Police Committee.

Ald. Stebbins presented the following:

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE,
May 2d, 1871.

To the Hon. the Common Council:

Gentlemen—The Treasurer herewith submits the monthly statement of the balances of the principal funds on the 1st day of May, 1871, as required by the city charter:

	Credit Balance.
Contingent Fund.....	\$ 309 47
Police	243 59
Fire Department Fund.....	6,136 74
Highway	271 55
Lamp	753 96
Poor	1,579 32
Board of Health	195 11
Park Fund overdrawn \$44 68	
Home for Truants Fund over'd'n \$1,480 81	
Sewer Repair Fund.....	99 63
Llyell street	7 24
North street	82 93

St. Paul street Fund (N. Y. C. R.R. to Scrantom street) overdrawn \$7 82

St. Paul street Fund (Scrantom street to city line).....	115 86
Monroe avenue Fund.....	316 27
Mt. Hope	27 78
Plymouth	9 01
West	11 77
Lake	48 89
East	15 36
Cash balance in bank.....	28,317 60

JOHN WILLIAMS, Treasurer.

Subscribed and sworn to before me this 2d day of May, 1871.

GEORGE D. WILLIAMS,
Notary Public.

Ordered received, filed and published.

Ald. Stebbins moved that the Clerk furnish a copy of the Treasurer's Statement to the Chairman of each Committee having funds in charge. Carried.

By Ald. Stade—Bill of E. Emrick. City Property Committee.

By Ald. Aikenhead—Bills of John Creegan and Gommenginger, Allen & Co. Lamp Committee.

Petition of William Lockhard, for permission to erect a wood building on his lot, situate on the corner of North and Hudson streets. Wood Building Committee.

Petition of Elizabeth F. Blanchard, for refunding tax. Referred to Assessment Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Aikenhead, from the Lamp Committee, reported in favor of the bills of John Creegan and Gommenginger, Allen & Co.—Finance Committee.

Ald. Charters, from the Police Committee, reported in favor of the bills of S. M. Sherman and Reynolds Brothers—Finance Committee.

Ald. Kelly, from the Street Committee, reported in favor of the bills of Joseph Cochrane, Jacob Young, John Quin, W. D. Oviatt, Gibbons & Stone, C. R. Parsons and Street Superintendent's pay roll—Finance Committee.

Ald. Kelly, in behalf of the Street Committee, reported in favor of granting the petition of the Rochester City and Brighton Railroad Company, to extend their double track on Exchange street—Accepted and adopted.

Ald. Stern, from the Contingent Expense Committee, reported in favor of the bills of W. H. Yerkes, A. L. Mabbet, John Williams and W. F. Morrison—Finance Committee.

Ald. Stern, from the Map, Survey and Record Committee, reported in favor of the bills of Lindley L. Barrett, J. M. Aikenhead, Sidney Geo. Gwynne, D. W. Powers and Scrantom & Wetmore—Finance Committee.

Ald. Connolly, from the Fire Department Committee, reported in favor of the bills of L. S. Gibson, John Hannah, Wilson & Pond, N. Winn and P. & J. Kirley—Finance Committee.

Ald. Stade, from the Committee on City Property, reported in favor of the bill of E. Emrick—Finance Committee.

Ald. Stone, from the Committee on the Relief and Support of the Poor, reported in favor of the bills of City Hospital, Protestant Orphan Asylum, Home for the Friendless, Wm. Brown, Fred. Wurtz, S. F. & W. Witherspoon, John Nagle, H. Brewster & Co., W.

Carlton Brown, George Wait (two bills), Adam Vogel, S. J. Wagner, G. & C. Herzberger, H. Mutschler, Anthony Hefner, Geo. Bastion, Eisenmenger & Kissel, and Peter Fishler. Finance Committee.

Ald. Pond, from the Law Committee, presented the following:

Rochester, May 2d, 1871.

To the Hon. Common Council:

GENTLEMEN.—The Law Committee to whom was referred the matter of E. A. Raymond, Esq., for costs in suits of city vs C. H. Williams and Mrs. Julia Phelps, would respectfully report favorable to the payment of said costs.

CHAS. F. POND.
W. MANDVILLE.
Law Committee.

Ordered received filed and published.

Rochester, May 2d, 1871.

To the Hon. the Commou Council:

GENTLEMEN.—The Law Committee to whom was referred the matter of I. V. Mosier, Esq., for fees in case of Williams & Phelps for Hudson street sewer would report adversely to the payment of said claim.

CHAS. F. POND.
W. MANDVILLE.
Law Committee.

Ordered received filed and published.

COMMUNICATIONS.

The Clerk presented the following:

From the Superintendent of Common Schools.

IN BOARD OF EDUCATION, }
May 1st., 1871. }

By Com. Curtis, Resolved—That the Board do certify to the Common Council, that the sum needed for

- Teachers' wages and contingent ex-
pense for the ensuing year.....\$80 000
 - For repair of School Houses..... 5 000
 - For building, purchase of sites, &c.... 15 000
- Adopted—all ayes.

I hereby certify that the above is a true copy from the minutes in Board of Education.

S. A. ELLIS,
Superintendent.

Ordered received, filed and published.

CITY CLERK'S OFFICE, }
Rochester, N. Y., May 2, 1871. }

To the Honorable the Common Council:

GENTLEMEN:—At an adjourned meeting of the Board of Health, held on the evening of April 21st, action was taken as follows:

Com. McConnell, from the Grievance Committee, reported the pond on Julia street in a very bad condition and detrimental to the public health, and moved that the said pond be, and is hereby declared a public nuisance, and the Common Council be requested to pass an ordinance for the construction of a twelve inch tile sewer, from Troup street, into the Canal street sewer, and the Clerk to notify the Council.

Yours Resp'tly,
W. F. MORRISON,

Clerk of Board of Health.

Ordered, received filed and published.

REPORT OF THE POLICE JUSTICE FOR MONTH OF MARCH, 1871.

POLICE DEPARTMENT OFFICE, }
May 2d, 1871. }

To the Hon. the Common Council:

GENTLEMEN:—I submit the monthly report of moneys received by me for fines and penalties during the month of March, 1871. Total amount received, \$207.00.

Respectfully yours,
E. W. BRYAN, P. J.

Ordered, received, filed and published.

ROCHESTER, April 25, 1871.

To the Common Council of the City of Rochester:

GENTLEMEN:—We, the undersigned, publishers of the daily papers in said city, having made proposals to publish the proceedings, &c., of your honorable body for the current year, desire to be understood that the price named in said proposals was not intended to cover any job printing for the City Attorney.

CURTIS, MOREY & Co.
TRACY & REW.
ROCHESTER PRINTING Co.

Ordered received, filed and published.

ORDINANCES.

PIPE 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 pipe sewer in South Fitzhugh street, from a point 118 feet north of Edinburgh street to the sewer in Lafayette street.

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

The construction of a pipe sewer in South Fitzhugh street, from a point 118 feet north of Edinburgh street to the sewer in Lafayette street, with the necessary 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 directions of this Board, having made an estimate of such expenses, and reported the same at six hundred and thirty dollars, which estimate was and hereby approved: the sum of six 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 South Fitzhugh-st., from Lafayette-st. to point 118 feet north of Edinburgh street.

On which above described portion of the city the sum of six hundred and thirty dollars is hereby assessed.

And David McKay, John J. Shaffer, and E. T. Oatly, the Assessors of said city, not interested in any of the property so benefitted, 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 6th day of May, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Chalmers, Gerling, Whitmore, Mander, Stade Parsons, Aikenhead—28.

ALEXANDER STREET IMPROVEMENT.

On motion of Ald. Selye, 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. Selye 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 curb stone and laying Medina stone walks on each side thereon, and paving the roadway with Wyckoff or wooden pavement.

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 expense, and reported the same at thirty-one thousand five hundred and eighty-nine dollars, which estimate was and is hereby approved. The sum of thirty-one thousand five 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 Alexander street, from East avenue to Monroe avenue roll, on which above described portion of the city the said sum of thirty-one thousand five hundred and eighty-nine dollars is hereby ordered to be assessed.

And the tax payers to be assessed for making such improvement, 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 such 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 6th day of May, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Whitmore, Stade, Parsons, Aikenhead—22.

Nays—Ald. Whitcomb, Aldridge, Gerling, Mauder—4.

IMPROVEMENT OF EDINBURGH STREET.

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

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

An ordinance to improve Edinburgh street, from Plymouth avenue to Caledonia avenue.

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

The improvement of Edinburgh street, from Plymouth avenue to Caledonia avenue, by setting curb stone, paving the gutters and laying a flag walk four feet wide in one course on each side of said street, McAdamsing the roadway, and constructing the necessary crosswalks and 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 \$6,936, which estimate was and is hereby approved; the sum of \$6,936 being the whole 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:

On tier of lots on each side of Edinburgh street, from Plymouth avenue to Caledonia avenue, on which above described portion of the city the said sum of \$6,936 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 seven per cent. per annum, within one year from the confirmation of such 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 6th day of May, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

PLANK WALK ON PINNACLE AVENUE.

On motion of Ald. Selye, 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. Selye submitted the following:

An ordinance to construct a plank walk on Pinnacle avenue, from Nelson street to the city line.

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

The construction of a plank walk 6 feet 4 inches wide on each side of Pinnacle avenue, from Nelson street to the city line.

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 \$1,157, which estimate was and is hereby approved; the sum of \$1,157, 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 Pinnacle avenue, from Nelson street to the city line, on which above described portion of the city the said sum of \$1,157 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 6th day of May, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

PLANK WALK ON ROWE STREET.

On motion of Ald. Selye, 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. Selye submitted the following:

An ordinance to construct a plank walk on Rowe street, from Lake avenue to the west line of the city.

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 north side of Rowe street, from Lake avenue to the west line of the city.

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 \$920, which estimate was and is hereby approved; the sum of \$920, 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 Rowe street, from Lake avenue to the west line of the city.

On which the above described portion of the city the said sum of \$920 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 ex-

pense, 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 6th day of May, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

IMPROVEMENT OF ADAMS STREET.

Ald. Aldridge presented the final ordinance for the improvement of Adams street, from Prospect street to Francis street, by grading the roadway and sidewalks, and laying a plank walk 5 feet 4 inches wide on each side thereof, and constructing the necessary crosswalks.

The whole estimated expense thereof is \$2,499, 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 Adams street, from Prospect street to Francis street.

And moved its indefinite postponed. Carried.

IMPROVEMENT OF ADAMS STREET.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Adams street, from Reynolds street to Francis street.

The Surveyor submitted as such estimate \$1,549.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The improvement of Adams street, from Reynolds street to Francis street, by grading the roadway and sidewalks, and laying a plank walk 5 feet 4 inches wide on each side thereof.

And whereas, The City Surveyor, under direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,549, which estimate 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 Adams street, from Reynolds 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, May the 16th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Whitcomb, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Stade, Parsons, Aikenhead—26.

IMPROVEMENT OF ATWATER STREET (WEST.)

Ald. Aldridge presented the final ordinance for:

The improvement of Atwater street, from St. Paul street to Clinton street, by paving the gutter and McAdaming the roadway, and constructing the necessary crosswalks and lateral sewers.

The whole estimated expense thereof is \$3,250, 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 Atwater street, from St. Paul street to Clinton street.

And moved its indefinite postponement. Carried.

PLANK WALK ON VARNUM STREET.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk on Varnum street.

The Surveyor submitted as such estimate \$2,325.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The construction of a plank walk 5 feet 4 inches wide on each side of Varnum street, from Phelps avenue to Brisbane street.

And whereas, The City Surveyor, under the direction of this Board, has an estimate of the whole expense thereof, and reported the same at \$2,325, 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 Varnum street, from Phelps avenue to Brisbane 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 16th, 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, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

PLANK WALK ON SCIO STREET.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk on Scio street.

The Surveyor submitted as such estimate \$577.

By Ald. Aldridge—Resolved, That the following improvement is expedient viz:

The construction of a plank walk 4 feet 8 inches wide on the east side of Scio street, from German street to the N. Y. C. R. R.

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 \$577, 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 Scio street, from German street to the N. Y. C. R. R. track.

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 16th, 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, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

WALNUT STREET IMPROVEMENT.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to the Board the expense of improving Walnut street from Wilder street to Magne street.

The Surveyor submitted as such estimate \$4,236.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The improvement of Walnut street from Wilder street to Magne 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.

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 \$4,236, 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 Walnut street, from Wilder street to Magne 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 16th, 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, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

IMPROVING ALLEY RUNNING FROM EXCHANGE PLACE TO FRONT STREET.

Ald. Aldridge 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.

Ald. Stone moved that action on the ordinance be postponed until the 2d regular meeting in June next. Carried.

CHARLOTTE STREET IMPROVEMENT.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Charlotte street, from Scio street to Alexander street.

The Surveyor submitted as such estimate \$12,332.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The improvement of Charlotte street from Scio street to Alexander street, by setting curbstone, paving the gutters and laying a flag walk 5 feet wide on each side, graveling the roadway and constructing the necessary crosswalks, and lateral sewers for surface drainage.

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 \$12,332, 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 Charlotte street, from Scio 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, May 16th, 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, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

STONE WALK ACROSS OAKLAND STREET.

On motion of Ald. Aldridge 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. Aldridge submitted the following:

An ordinance to construct a crosswalk 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 crosswalk across Oakland street at the south line of South avenue.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands so benefited, and thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$138, which estimate was and is hereby approved; the sum of \$138, 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 shall 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 \$138 is hereby ordered to be assessed.

And David McKay, 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 6th day of May, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed, by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

IMPROVEMENT OF ATWATER STREET (WEST).

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Atwater street, from St. Paul street to Clinton street.

The Surveyor submitted as such estimate, \$8,583. By Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The improvement of Atwater street from St. Paul street to Clinton street, by paving the roadway with Medina stone, 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 \$8,583, 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 St. Paul street to Clinton 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 im-

provement, are required to attend the Common Council, on Tuesday evening, May 16th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

COVERING AREAS IN LIBERTY STREET.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of covering the areas on each side of Liberty street, between street and Mortimer street, with Medina stone flags.

The Surveyor submitted as such estimate, \$1,511.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The covering of all of the areas on both sides of Liberty street, between Main street and Mortimer street, with Medina stone flags.

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 \$1,511, 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:

The lots owned and assessed to the following named persons, viz: Wolf & Bachman, City of Rochester, Martin Frison, George Bridgeman, Nicholas Keller, John Kalb, heirs of M. McCarthy and heirs of Jas. Kavanaugh.

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 16th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Herzberger, Heavey, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Stade, Parsons—21.

Nays—Ald. Gould, Caring, Mauder—3.

IMPROVEMENT OF (PORTION) JAMES STREET.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving that portion of James street, between William street and Court street.

The Surveyor submitted as such estimate, \$257.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The improvement of James street, from William street to Court street, by setting a curb-stone, paving the gutter, and laying a 4 feet flag walk on the north 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 \$257, 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 James street, from William street and 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, May 16th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Pond, Heavey, Caring, Connolly, Stern, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons—22.

Nays—Ald. Herzberger, Aikenhead—2.

PIPE SEWER IN PINNACLE AVENUE.

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 Pinnacle avenue and Holley street.

The Surveyor submitted as such estimate, \$2,122.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The constructing of a pipe sewer, one foot in diameter, in Pinnacle avenue and Holley street, from Hamilton Park to South avenue, as follows: In Holley street, from the sewer in South avenue to a point 25 feet west of the angle in Holley street and Pinnacle avenue, and from a point 25 feet south of said angle in Holley street and Pinnacle avenue to a point 25 feet north of Alexander street, to discharge into Comfort street sewer, and from a point 25 feet south of Alex-

ander street to the sewer in Pinnacle avenue, at Hamilton 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 \$2,122, 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 Pinnacle avenue and Holley street, from Hamilton Park 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, May 16th, 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, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

STONE SEWER IN ORANGE AND MAGNE STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer in Orange and Magne streets, from Grape street to Jay street.

The Surveyor submitted as such estimate, \$1,964.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a stone sewer, 1 1/2 feet by 2 feet, in Magne street, from a point 40 feet south of Jay street to the sewer in Romeyn street; also in Orange street, from a point 35 feet east of Grape street to Magne street, and the necessary 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 \$1,964, 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 Magne street, from Jay street to Romeyn street; also one tier of lots on each side of Orange street, from Grape street to Magne 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 16th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Caring moved that the ordinance be amended by increasing the estimate to \$2,001. Carried.

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

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

PIPE SEWER IN LORIMER STREET.

By Ald. Caring—Resolved that the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer, 15 inches in diameter, in Lorimer street.

The Surveyor submitted as such estimate, \$2,513.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The constructing of a pipe sewer, 15 inches in diameter, in Lorimer street, from the sewer in Varnum street to a point 25 feet east of West 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 Lorimer street, from Varnum street to West 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 16th, 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, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

PIPE SEWER IN WARD AND EMMETT STREETS.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of construction of a pipe sewer in Ward and Emmett streets, from the sewer in Clinton street to a point 70 feet south of Hand street.

The Surveyor submitted as such estimate, \$1,300.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a pipe sewer in Ward and Emmett streets, from the sewer in Clinton street to a point 70 feet south of Hand 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 \$1,300, 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 Ward street and Emmett street, from Clinton street to a point 50 feet south of Hand 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 16th, 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, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Stade, Parsons, Aikenhead—25.

Nays—Ald. Mauder—1.

WIDENING OF GERMAN ALLEY.

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

After hearing allegations from all persons appearing—

Ald. Gould submitted the following:

An ordinance to widen German alley, from German street to Bay street.

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

The widening of German alley (so called) 5 feet on each side thereof, from German street to Bay street, 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 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; and the said 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 said alley as widened from German street to Bay street on which above described portion of the city the said sum of \$1,000 is hereby ordered to be assessed.

And David McKay, John J. Sawyer 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 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 6th day of May, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

SPRINKLING NORTH CLINTON STREET.

On motion of Ald. Connolly 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. Connolly submitted the following:

An ordinance to Sprinkle North Clinton street from Main street to Franklin street.

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

The sprinkling of North Clinton street, from Main street to Franklin 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 \$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, and the City Surveyor, by said improvement is described as follows: to be benefited by said improvement is described as follows: One tier of lots on each side of North Clinton street, from Main street to Franklin street, on which above described portion of the city the sum of \$276 is hereby ordered to be assessed.

And David McKay, John J. Schaffer 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 lanes 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 owner or occupant is deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 6th day of May, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Heber, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Gerling, Whitmore, Mauder, Stape, Parsons, Aikenhead—26.

The Clerk presented the following assessment rolls, as received from the Assessors, certified and sworn to:

Plank walk on Bloss street.
Sprinkling North and South St. Paul streets.

Ald. Kelly moved that action on the confirmation of the assessment roll for plank walk on Bloss street be postponed until the 2d regular meeting, in May. Carried.

After hearing allegations from all persons appearing, Ald. Glover moved the confirmation of the assessment roll for sprinkling North and South Fitzhugh streets. Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Parsons, Aikenhead—26.

EXECUTIVE.

Ald. Glover moved that the Board now proceed to ballot for two daily papers (English) to publish the proceedings, &c.

Ald. Selye moved to amend by striking out "two" and insert, therefor, "three" and add the following: at a compensation not to exceed \$1,200, each per year.

Ald. Stape moved the indefinite postponement of Ald. Selye's motion. Carried as follows:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Charters, Gerling, Stebbins, Stape, Aikenhead—23.

Nays—Ald. Selye, Whitmore, Mauder, Parsons—4.

Ald. Stebbins moved, as an amendment, to add the words, "at a compensation of \$2,000 per year."

Ald. Kelly moved, as a substitute, that the Board proceed to ballot for two English daily papers, on one ballot, to publish the Common Council proceedings, &c. Compensation to be fixed hereafter. Carried.

FIRST BALLOT.

Rochester Democrat and Chronicle received..... 9 votes
Rochester Daily Union and Advertiser received..... 26 "
Rochester EVENING EXPRESS received..... 16 "
Blank..... 6 "

No choice, there being an excess of votes. Ald. Stebbins moved to suspend the rule to adjourn at 11 o'clock, for the purpose of finishing, executive, action upon, estimate for funds, and finance budget, and for no other purpose. Carried as follows:

Ayes—Ald. Whitcomb, Aldridge, Wait, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Charters, Gerling, Stebbins, Whitmore, Mauder, Parsons, Aikenhead—23.

Nays—Ald. Gould, Mandeville, Stape, Stade—4.

SECOND BALLOT.

Rochester Democrat and Chronicle received..... 11 votes.
Rochester Union and Advertiser received..... 25 "
Rochester EVENING EXPRESS received..... 16 "

The Rochester EVENING EXPRESS and the Rochester Union and Advertiser, having received the highest number of votes were declared selected for the publication of the proceedings, resolutions and ordinances of the Common Council.

Ald. Kelly moved that that the Board now proceed to ballot for two German daily papers to publish the proceedings, resolutions and ordinances of the Common Council. Carried.

FIRST BALLOT.

Rochester Beobachter received..... 22 votes.
Rochester Volksblatt received..... 21 "
Scattering..... 5

The Rochester Beobachter and Rochester Volksblatt, having received the requisite number of votes, were declared selected to publish the proceedings, resolutions and ordinances of the Common Council.

Ald. Stebbins moved that the compensation be fixed at the sum of \$1,000 to each paper.

Ald. Stone moved to postpone the matter of compensation until the next meeting of the Board. Carried.

Ald. Kelly moved that the Board now proceed to ballot for Clerk of the Markets. Carried.

FIRST BALLOT.

James P. Evans received 12 votes.
Conrad Herzberger " 8 "
John H. Credde " 3 "
Henry Becker " 2 "
Louis Zahn " 1 vote.
No Choice

SECOND BALLOT.

James P. Evans received 13 votes.
Conrad Herzberger " 10 "
John H. Credde " 2 "
Henry Becker " 1 vote.
No Choice

Ald. Kelly moved that when the Board

adjourn it be until Tuesday evening next, at 7 1/2 o'clock.

Ald. Selye moved to amend by substituting "next regular meeting" for Tuesday evening. Lost by the following vote:

Ayes—Ald. Whitcomb, Pond, Stern, Craig, Selye Mandeville, Stape, Charters, Stebbins, Whitmore, Parsons, Aikenhead—12.

Nays—Ald. Aldridge, Wait, Gould, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stone, Kelly, Gerling Mauder—14.

Ald. Kelly's motion was then taken and declared carried.

THIRD BALLOT.

James P. Evans received	12	votes
Conrad Herzberger	12	"
John H. Credde	1	vote
Henry Beeker	1	"

No choice.

Ald. Stape moved to postpone further balloting until the next regular meeting. Lost.

FOURTH BALLOT.

James P. Evans received	13	votes
Conrad Herzberger	10	"
Henry Beeker	2	"
John H. Credde	1	vote

No choice.

FIFTH BALLOT.

James P. Evans received	15	votes
Conrad Herzberger	10	"
John H. Credde	1	vote

James P. Evans having received the requisite number of votes, was declared appointed "Clerk of the Market."

Ald. Stone moved that the office of Overseer of the Poor be and is hereby declared vacant.

Ald. Caring moved to table Ald. Stone's resolution until the next meeting. Carried by the following vote:

Ayes—Ald. Aldrich, Pond, Herzberger, Caring, McConnell, Stern, Kelly, Selye, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—14.

Nays—Ald. Whitcomb, Wait, Gould, Heavey, Smith, Connolly, Glover, Stone, Craig, Mandeville, Stape, Gerling, Mauder—13.

IN COMMON COUNCIL—May 2, 1871.

REGULAR MEETING.

By Ald. Stebbins—Resolved That in pursuance of section 87, of the City Charter, the following be fixed as the amounts necessary to be appropriated for the purposes herein mentioned:

For lighting the city	\$42,000
For support of Police Department	62,000
For General contingent expenses	-45,000
For the construction and repair of streets, alleys, lanes and bridges	-31,000
For the support and relief of the poor of the city	40,000
For defraying the expenses of the Board of Health	6,500
For maintaining and repairing sewers	2,000
For improving the public parks	2,200
For the support of the common schools, viz., to lease, alter and improve school houses and their outhouses and appurtenances	5,000
For wages to teachers, and to defray the contingent expenses of the common schools, (including \$10,000 deficiency from last year, which is to take up note of that amount)	90,000
For the purchase and to improve sites and build and enlarge school houses	15,000
For the expenses of the fire engines, engine houses and fire apparatus	60,000

For cleaning and keeping in repair the following streets and avenues, viz:

South avenue from Erie canal to city line	\$300
North street from Main street to N Y C RR	300
Lyell street from State street to city line	300
St Paul street from N Y C RR to Scrantom street	300
St Prul street from Scrantom street to city line	200
Monroe avenue from Clinton street to Alexander st	300
Mt Hope avenue from Erie canal to Mt Hope Cemetery entrance	300
West avenue from Erie canal to city line	300
Plymouth avenue from Genesee Valley canal to city line	300
Lake avenue from Lyell street to McCracken st	500
For maintaining the House for Idle and Truant Children	300
For six months' interest on \$66,000, 7 per cent bonds, issued for the floating debt of 1862, due and paid April 15th, 1871	\$10,000
For six months' interest on \$80,000, 6 per cent bonds, issued for relief of soldiers' families, due and paid May 1st, 1871	2,310
For six months' interest on \$57,000, 7 per cent bonds, issued for the floating debt of 1868, due and paid May 1st, 1870	2,400
For six months' interest on \$3,210.50, 6 per cent bonds, given for the following objects, due July 1st, 1871: Rochester and Genesee Valley RR stock	1,995
Main street bridge	\$244,000
Steam fire engines	20,000
City Hall	7,050
Widening Main street	25,000
	25,000

For six months' interest on \$65,000, 7 per cent bonds, given for the following objects, due July 1st, 1871: Clarissa street bridge \$15,000 Bridge loan 50,000

\$821,050—9,631 50

For six months' interest on \$15,686.13, 7 per cent bonds, given for the New York State Arsenal site, due Aug. 15th, 1871

549 01

For six months' interest on \$12,950, 6 per cent bonds, given for steam fire engines, Sept. 16th, 1871

388 50

For six months' interest on \$66,000, 7 per cent bonds, given for floating debt of 1862, due October 15th, 1871

2,310 00

For six months' interest on \$57,000, 7 per cent bonds, given for the floating debt of 1868, due Nov. 1st, 1871

1,995 00

For six months' interest on \$80,000, 6 per cent bonds, given for relief of soldiers' families, due Nov. 7th, 1871

2,400 00

For six months' interest on \$321,050, 6 per cent bonds, given as follows, due Jan. 1st, 1872: Rochester and Genesee Valley RR stock

\$244,000

Main street bridge 20,000

Steam fire engines 7,050

City Hall 25,000

Widening Main street 25,000

\$821,050—9,631 50

For six months' interest on \$65,000, 7 per cent bonds, given as follows, due Jan. 1st, 1872:

Clarissa street bridge \$15,000

Bridge loan 50,000

\$65,000—2,275 00

For six months' interest on \$15,686.13, 7 per cent bonds, given for the New York State Arsenal site, due Feb. 15th, 1872

\$549 01

For six months' interest on \$12,950, 6 per cent bonds, given for steam fire engines, due March 16th, 1871

388 50

For six months' interest on \$150,000, 7 per cent bonds, given for the floating debt of 1870

5,250 00

To pay notes given Dec. 7th, 1870, for deficiency of 1870

25,000 00

For the payment of bonds given for relief of soldiers' families, due Sept. 1st, 1871,

20,000 00

For the payment of bonds given for Genesee Valley RR stock, due Jgn. 1st, 1872,

2,000 00

For amount charged to erroneous assessments, as per section 117, of the city charter

15,890 17

For the purchase of the First Church, (Presbyterian Church) lot, and interest on notes to date

27,000 00

For making a survey of the city

5,000 00

Ald. Kelly moved to amend by striking

out \$31,000 for construction and repairs of streets, Bridges, &c., and insert therefor \$35,000. Carried.

Ald. Selye moved to postpone further action on Ald. Stebbins' resolution until the next meeting. (Tuesday evening next.) Carried.

Ald. Stone moved that the minutes of the previous meetings be approved as published in book of proceedings. Carried.

FINANCE BUDGET.

ROCHESTER, May 2, 1871.

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

CONTINGENT FUND.	
D M Dewey, stationery Jan 3, 1871	\$ 9 25
Tracy, printing " 28, " "	35 00
Brown & Williams, balze, Clerk's office, Jan 28, '71	1 63
Jos Hoffman, hack hire, Jan 31, 1871	3 00
Boyd & Hart, repair furnace, Feb 2, 1871	17 62
W C Thomas, stationery, " 3, " "	124 70
Hunn, Smith & Spencer, table, " 6, " "	5 00
Thos Knowles, hack, " 9, " "	170 14
W F Holmes, insurance, " 9, " "	50 00
S B Raymond, " 9, " "	31 25
L A Ward, " 9, " "	3 50
J C Miller & Son, " 9, " "	48 35
C T Amsden & Son, insurance, " 10, " "	31 35
S B Raymond, " 10, " "	4 25
A Kasseal, hack, " 13, " "	2 50
T Knowles, " 14, " "	2 00
W C Thomas, stationery, " 14, " "	49 80
Jesse Shepherd, disbursements, " 14, " "	12 87
M Heavey, hack, " 14, " "	9 00
J P Hat, " 20, " "	35 00
T H Hopwood, disbursements, " 20, " "	25 00
D McKay, Jr, bridge assessment roll, Feb 21, '71	300 00
E N Buell, insurance, Feb 21, 1871	37 50
Smith & Elwood, " 21, " "	37 50
E R Andrews, printing, " 21, " "	88 00
Levett & Stevens, insurance, Feb 21, 1871	31 25
McLean & Johnson, " 21, " "	25 09
W H Morrison, disbursements, " 21, " "	24 75
French & Smith, insurance, " 21, " "	23 00
Connolly & Matthews, " 21, " "	5 61
J Van Auker, hack, " 23, " "	2 00
D McKay, salary February, " 23, " "	150 00
E T Oatley, " 22, " "	150 00
Jesse Shepherd, salary Feb, " 27, " "	83 33
T H Hopwood, " 27, " "	65 96
J J Shaffer, " 27, " "	150 00
W S Grantsyn, " 27, " "	233 33
W F Morrison, " 27, " "	100 00
F Lockhart, " 27, " "	35 00
D McKay, salary March, March 21, 1871	150 00
John Lutes, " 21, " "	375 00
F Lockhart, " 21, " "	35 00
W S Grantsyn, " 21, " "	233 33
J Shepherd, " 21, " "	83 33
T H Hopwood, " 21, " "	66 66
E T Oatley, " 21, " "	150 00
W F Morrison, " 21, " "	100 00
J J Shaffer, " 23, " "	150 00
H P Langworthy, salary to April 1, Feb 23, 1871	875 00

\$4,407 86

Payable to D W Powers,

Erastus Darrow, stationery for 1870	\$ 26 15
Steele & Avery	264 48
Wm S Falls, printing 1870	1 50
Frank Massetch, hack hire W B Com., &c.	9 50
Patrick Burns, hack hire, funeral	3 00
Edward Tanner	3 00
Thomas Knowles	6 00
John King	15 75
W H S John, legal services	4 60
Thos H Hopwood, disbursements	10 50
Jesse Shepherd	22 61
A G Wheeler	5 05
W C Thomas, stationery to March 27	88 15
W F Morrison, disbursements	20 00

And charge Contingent Fund.

POOR FUND.

H Brewster & Co., groceries	\$ 580 87
Home of the Friendless	275 00
Rochester Orphan Asylum	41 64
Rochester City Hospital	2,000 00
Geo Wait, groceries on orders	257 00
John Nagle	68 00
S F & W Witherspoon, groceries on orders	277 50
V C Brown	47 00
Fred Wurtz	166 25

G & C Hertzberger, meat	150 00
H Mutchler	10 10
A Hefner, bread and crackers	275 40
Peter Fistler	49 40
Geo Bastian	82 47
Eisenmayer & Kissell, bread and crackers	123 25
S J Wagner, delivering coal and wood	161 68
Wm Brown, bill disbursements	139 61
William Peck, 1 month's salary	66 75
Dr C C H Miller, salary	41 66
Dr J F Reichenbach	41 66
Dr L B Baker	41 66
Dr W H Lakeman	41 66
Dr J F Oaks	41 66
Adam Vogel, meat	105 10
And charge Poor Fund.	

FIRE DEPARTMENT FUND.

D R Barton & Co., repairs, &c.	\$ 4 50
J C Barnard, oil, &c.	29 18
B F Blackall, disbursements	198 13
F Tully, repairs	8 20
Wm Boon, hay	12 20
Gommenginger, Allen & Co., repairs	2 50

MONTHLY PAY ROLL FOR APRIL, 1871.

Steam Fire Engine Co No 1.

William De Garmo, for 1 month's services as Engineer to May 1, 1871	75 00
Jerome Dowd, for 1 month's services as Driver to May 1, 1871	50 00
Richard Mills, for 1 month's services as Driver to May 1, 1871	50 00

Steam Fire Engine Co No 2.

Seneca Dobbs, for 1 month's services as Engineer to May 1, 1871	75 00
Michael Lumbert, for 1 month's services as Driver to May 1, 1871	50 00
John Bauer, for 1 month's services as Driver to May 1, 1871	50 00

Steam Fire Engine Co No 3.

Edmund Whittier, for 1 month's services as Engineer to May 1, 1871	75 00
John Ransom, for 1 month's services as Driver to May 1, 1871	50 00
D Gommenginger, for 1 month's services as Driver to May 1, 1871	50 00

Steam Fire Engine Co No 4.

J P Foreman, for 1 month's services as Engineer to May 1, 1871	75 00
James Snyder, for 1 month's services as Driver to May 1, 1871	50 00
Barney Kearney, for 1 month's services as Driver to May 1, 1871	50 00

Hook and Ladder Co No 1.

Anthony Andrus, for 1 month's services as Driver to May 1, 1871	50 00
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Superintendent of Hose Depot.

R B Paine, for 1 month's services as Superintendent of Hose Depot to May 1, 1871	75 00
Monthly Washing Bills	15 00

Chief Engineer.

L S Gibson, for 1 month's services as Chief Engineer to May 1, 1871	125 00
Payable to L S Gibson, May 1, 1, 1871	365 00

Superintendent Telegraph.

B F Blackall, for 1 month's services as Superintendent of Fire Alarm Telegraph to May 1	83 33
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And charge Fire Department Fund.

HIGHWAY FUND.

A B Buckland, 200 yards of sand, Nov 15, 1870	\$ 30 00
John Quin, pay roll, Feb 6, 1871	353 63
" " " " " " " "	352 89
CR Parsons, lumber, " 21, " "	1,125 17
Payable to D W Powers	
John Quin, salary in April	19 20
Michael O'Brien, cattle police, 25 days salary	41 35
Patrick Golden, 1 month's salary to May 1, cattle police	50 00
Charles Radcliffe, 1 month's salary to May 1, cattle police	50 00
McCue, 1 month's salary to May 1, cattle police	50 00
John Baker, 1/2 month's salary to May 1, cattle police	12 50
Pay James M Andrews	
John Erick, pay roll	2,006 06

And charge that Fund.

HEALTH FUND.

John R Stiles, inspector, 1/2 month's salary to May 1	\$ 12 50
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And charge that Fund.

LAMP FUND.

N N Galusha, lamp posts.....	\$ 175 00
J E Relyea, oil, lighting and extinguishing lamps for April.....	801 60
And charge that Fund.	

POLICE FUND.

S M Sherman, disbursements.....	\$ 37 99
W C Thomas, stationery.....	24 00
Gommenginger, Allen & Co, coal hod, &c.....	1 63
S M Sherman, 1 month's salary to May 1, 1871.....	141 37
P H Sullivan,	90 00
Alex McLean,	85 00
Wm J Rogers,	85 00
Wm S Fickett,	85 00
Jona'n Dresser,	85 00
Peter Hughes, 33 days	98 50
Wm Rogers, 29	72 50
Henry D Shove, 1 month's	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, 28½ days	71 25
John Barry, 29	72 50
Barth Crowley, 1 month's	75 00
E Van Vorst,	75 00
A H Franklin,	75 00
James McKelvey,	75 00
Joseph P Cleary,	75 00
Frank Goodwin, 20 days	50 00
J C McQuarters, 27½	68 75
Peter E Lauer, 27	67 50
Robert Burns, 29½	73 75
Frank Schaffer, 1 month's	75 00
John Ragan, 12 days	32 50
Ralph Bendon, 29	72 50
Jacob Harter, 1 month's	75 00
James Murray,	75 00
Thomas A Crouch, 29 days	72 50
And'w Connolly, 1 month's	75 00
Frank Bemis,	75 00
Older Oliver,	75 00
Martin A Bemis,	75 00
Jacob Frank,	75 00
Michael Wolf, 29 days	72 50
C McCormick, 1 month's	75 00
Jos A Rowarth,	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 Hecce,	75 00
Samuel Brown,	75 00
Ferry Marzluff,	75 00
B Horcheller,	75 00
J Twaig,	75 00
George Lathrop, 28½ days	71 25
Hugh Clark, 27	67 50
Wm F Lush, 1 month's	75 00
Isaac Speers, 25½ days	63 75
Thomas Lynch, 29	72 50
J Gommenginger 29	72 50
Michael Hyland, 1 month's	72 50
William O'Neil, 29 days	72 50
George W Lord, 27½	68 75
James K Poster, 23	57 50
John C Hagle, 1 month's	75 00
C B McKibben, 29 days	72 50
E W McBurney, 1 month's	75 00
J Denzer,	50 00

Examined and approved.

CHARLES W. BRIGGG,
HENRY S. HEBARD,
GEORGE G. COOPER,
Police Commissioners.

And charge Police Fund.

HOUSE FOR IDLE AND TRUANT CHILDREN FUND.

Gerling Brothers, flour, &c., Feb 14, 1871.....	\$ 186 55
D Mura, on contract, March 11, 1871.....	1,600 00
George Taylor, shoes, &c., March 16, 1871.....	13 00

\$1,799 55

Payable to D W Powers.	
Hubbard & Northrop, dry goods to Feb 1, 1871.	\$ 15 15
Herman Mutschler, bill of crockery from Jan, 1870, to Jan, 1871.....	55 65
J W Adams, disbursements for Jan, 1870.....	135 75
..... Feb.....	98 05
C T Amsden & Son, insurance.....	47 50
And charge that Fund.	

SOUTH AVENUE REPAIR FUND.

W D Oviatt, Commissioner, disbursements... \$	110 62
And charge that Fund.	

SEWER REPAIR FUND.

Charler Reiber, repairing Hudson-st sewer.. \$	12 00
And charge that Fund.	

ST. PAUL STREET, FROM SCRANTOM STREET TO CITY LINE REPAIR FUND.

Horace Hoyt, Commissioner, disbursements. \$	8 00
And charge that Fund.	

MT. VERNON AVENUE FUND.

J Van Anker, hack, Feb 21..... \$	2 00
Payable to D W Powers.	
And charge that Fund.	

MONROE AVENUE REPAIR FUND.

Jacob Youngs, Commissioner, disbursements. \$	46 50
And charge that Fund.	

Adopted by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Connolly, Stern, Glover, McConnell, Stone, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

CONFIRMATION OF ASSESSMENT ROLLS.

Ald. Glover, from the Assessment Committee, presented the following assessment rolls, and moved their confirmation:

- Sprinkling Main street.
- Sprinkling Front street.
- Sprinkling North and South Fitzhugh streets.

Plank walk on Favor street.
Improvement of Evergreen street.

Confirmed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Smith, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead.—25.

Ald. Glover presented the Assessment Roll for the improvement of Glasgow street, and moved its confirmation. Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Herzberger, Smith, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons Aikenhead—22.

Nays—Ald. Pond, Craig—2.
By Ald. McConnell—

Resolved, That Francis Chaffy be and is hereby granted permission to build a 4 inch brick partition in the brick building he is now erecting on the corner of Court and Manhattan streets, under the direction of the Fire Marshal. Adopted.

The President announced the following committees in accordance with resolutions adopted at the last meeting of the Board.

On Badges—Ald. Charters, Stern and Glover.

On Penal Ordinances relating to Railroads—Ald. Gerling, Aikenhead and Wait.

On motion of Ald. Stone, adjourned.

W. F. MORRISON, City Clerk.

IN COMMON COUNCIL, May 9th, 1871.

ADJOURNED MEETING.

President, Ald. C. R. Parsons, presiding.
Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville.

vill, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

ORDINANCES.

WIDENING AND STRAIGHTENING NELSON STREET.

By Ald. Gould—Resolved, That the City Surveyor ascertain and report to this Board the expense of widening and straightening Nelson street, from the Erie Canal to Monroe avenue. Adopted.

The Surveyor submitted as such estimate \$3,500.

By Ald. Gould—Resolved, That the following improvement is expedient, viz:

To widen and straighten Nelson street, from the north side of the Erie Canal to Monroe avenue, and the following described territory is necessary to be taken for said improvement, viz:

Beginning at a point on the north bank of the Erie Canal where the present east line of said Nelson street intersects the same, running thence northerly in a direct line to point in the south line of Monroe avenue, where its east line of Meigs street produced southerly would intersect the same; thence westerly along the south line of Monroe avenue to a point 60 feet distant at right angles from the first described line; thence southerly on a line parallel to and 60 feet distant at right angles from the first described line, until it shall intersect with the present east of Nelson street, thence southerly along the present east line of Nelson 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 \$3,500, 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 Nelson street, and said street as widened and straightened, from the Erie Canal 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 improvement, are requested to attend the Common Council on Tuesday evening, May the 16th, 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.

Ald. Wait moved to postpone action on the ordinance until the next regular meeting. Lost.

The ordinance was then adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Nay—Ald. Wait—1.

UNFINISHED BUSINESS.

The Clerk presented the following from his Honor the Mayor (veto):

MAYOR'S OFFICE, ROCHESTER,
May 2d, 1871.

GENTLEMEN OF THE COMMON COUNCIL:—I have approved the proceedings of your Board of April 25th, 1871, except the resolution of Ald. Rogers, which reads as follows: "That, in view of the legal proceedings instituted in the matter of the Vincent Place bridge, the Clerk be directed to notify the contractor therefor to discontinue all further progress until further advised by the Board." I disapprove the resolution for the reason that it can legally have no force or effect upon the party designed to be controlled by it. The city, as one party to a contract, cannot by resolution restrain the acts of the other party to the contract. As the resolution, if approved, might, by misapprehension, result

in difficulty and loss, I address you this communication. Respectfully,

CHAS. W. BRIGGS, Mayor.

The President 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:

Ayes—Ald. Gould, Selye, Mandeville, Stape, Stebbins, Whitmore, Aikenhead—7.

Nays—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Charters, Gerling, Mauder, Stade, Parsons—21.

The resolution as offered by Ald. Stebbins in reference to fixing amounts to be appropriated for city purposes the present year (as folio 41 of printed proceedings) was read by the Clerk.

Ald. Stern moved that the sum of \$45,000 for general contingent expenses be stricken out and the sum of \$60,000 be inserted therefor. Carried by the following vote:

Ayes—Ald. Pond, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Charters, Gerling, Stade, Parsons, Aikenhead—16.

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Selye, Stape, Stebbins, Whitmore, Mauder, Smith, Heavey—12.

The original resolution of Ald. Stebbins as amended by Ald. Kelly and Stern was then adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

Ald. Stebbins' motion to pay each of the daily papers the sum of \$1,000 for printing the proceedings, resolutions, ordinances, &c., of the Common Council (at folio 39 of printed proceedings) was read by the Clerk.

Ald. Stebbins moved as an amendment to pay the two English papers the sum of \$2,000 per year each, and the German papers the sum of \$1,000 each per year.

Ald. Caring moved as a further amendment to strike out \$1,000 to be paid the German papers and insert therefor \$2,000.

Ald. Stone called for a division of the question. Granted.

Ald. Mauder moved that a vote to be first taken upon the German papers. Lost, by the following vote:

Ayes—Ald. Caring, Stern, Craig, Mandeville, Stape, Gerling, Whitmore, Mauder, Stade, Parsons—10.

Nays—Ald. Whitcomb, Wait, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Glover, McConnell, Kelly, Selye, Charters, Stebbins, Aikenhead, Stone.—18.

Ald. Kelly moved the previous question, "Shall the main question be now put?" was declared carried.

Action was then had on Ald. Caring's amendment, which was declared lost.

Ald. Stebbin's amendment was then taken and declared lost, as follows:

Ayes—Ald. Gould, Heavey, Smith, Caring,

Connolly, Glover, Stone, Craig, Kelly, Mandeville, Charters, Stebbins, Parsons.—13.

Nays—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Stern, McConnell, Selye, Stape, Gerling, Whitmore, Mauder, Stade, Aikenhead.—15.

Ald. Aldridge moved as an amendment to pay the two English papers each the sum of \$1,500, and the two German papers the sum of \$1,000.

Ald. Caring moved to further amend to pay the two English and the two German papers the sum of \$1,500 each. Lost by the following vote:

Ayes—Ald. Herzberger, Smith, Caring, Connolly, Stern, Selye, Stape, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons.—13.

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Heavey, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Charters, Aikenhead.—15.

Ald. Kelly moved as an amendment to pay the two English papers the sum of \$1,800 each. Lost.

Ald. Stern moved as an amendment to pay the two English papers the sum of \$2,000 each and the two German papers the sum of \$1,500 each. Lost by the following vote:

Ayes—Ald. Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Charters, Stebbins, Parsons.—13.

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Heavey, Smith, Selye, Stape, Gerling, Whitmore, Mauder, Stade, Aikenhead.—15.

Ald. Caring moved to amend as follows: To pay each of the four papers the sum of \$1,600. Lost as follows:

Ayes—Ald. Caring, Selye, Stape, Stebbins, Whitmore, Mauder, Stape, Parsons.—8.

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Charters, Gerling, Aikenhead.—20.

Ald. Herzberger moved that further action in the matter of fixing the compensation for printing be postponed until the next regular meeting. Lost.

Ald. Whitmore moved, as an amendment, to Ald. Stebbins' motion, "to pay the two English papers the sum of \$1,800 each, and the two German papers the sum of \$1,500 each. Lost by the following vote:

Ayes—Ald. Herzberger, Smith, Caring, Stern, Stape, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons.—11.

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Heavey, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Gerling, Aikenhead.—17.

Ald. Whitcomb moved the previous question, "Shall the main question be now taken," was declared lost.

Ald. Stebbins moved, as an amendment, that the two English papers be paid \$2,000 each, and the two German papers be paid \$1,600 each. Carried by the following vote:

Ayes—Ald. Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead.—21.

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Gerling.—7.

The original motion of Ald. Stebbins, as amended, was then taken and declared adopted.

MISCELLANEOUS.

By Ald. Whitcomb—Resolved, That L. B. Lent's New York Circus have a license to show on Falls Field on the 6th day of June next by his paying twenty-five dollars into the City Treasurer's office for the same. Adopted.

By Ald. Whitcomb—Resolved, That the President of this Board be and is hereby requested to appoint a Committee of three, of which he shall be a member, to act with the City Property Committee in regard to procuring plans for a new City Hall, and to dispose of real estate now owned by the city and report from time to time all actions to this Board.

Ald. Stone moved to table the resolution. Carried.

Ald. Aldridge presented the following:

PROPOSALS FOR GLASGOW STREET.

Whitmore, Carson & Co.....	\$4,587 50
John Brady.....	4,589 00
John J Bowen.....	5,270 50
McConnell & Jones.....	5,514 50

PROPOSALS FOR EVERGREEN STREET.

D F Worcester.....	\$ 809 00
Roderick & Granger.....	919 20
Logan & Cregar.....	947 00
Donoghue & Lauer, Jr.....	1,063 80

By Ald. Aldridge—Resolved, That his honor the Mayor be and he hereby is requested to execute a contract with Whitmore, Carson & Co for the improvement of Glasgow street; also with D. F. Worcester for the improvement of Evergreen street, in accordance with their propositions. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead.—28.

Ald. Aldridge, from the Improvement Committee, reported in favor of the estimates of John Rauber and W. I. Hanford. Finance Committee.

IMPROVEMENT FUND.

By Ald. Aldridge—Resolved, That the Treasurer pay, when there are funds applicable, as follows: W. I. Hanford, in full, on his contract for improving Huron street, \$399.83, and charge that 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 2d day of May, 1871, with interest, and the Treasurer is hereby authorized to accept the same and charge to Court street improvement fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Mauder, Stade, Parsons, Aikenhead.—20.

Nays—Ald. Gould, Rogers, Pond, Heavey, Stebbins, Whitmore.—6.

By Ald. Aldridge—Bills of Henry L. Smith, Sherlock & Sloan, D. Mura, J. W.

Adams, Moore & Cole, Gerling Bros., Hubbard & Northrop. Committee on House for Idle and Truant Children.

Ald. Aldridge, from House for Idle and Truant Children Committee, reported in favor of the bills of Henry L. Smith and others (as above). Finance Committee.

By Ald. Gould—Resolved, That the Law Committee and City Attorney be and they are hereby directed to report at the next regular meeting, regarding the west line of Kent street, in front of lots owned by Barnard, Hawley, Sexton and others. Adopted.

By Ald. Gould—Resolved, That the City Surveyor be and is hereby directed to establish the grade of Jones street, between Platt and Brown streets. Adopted.

By Ald. Rogers—Communication from Owen W. Fee, Foreman of Active Hose Co. No. 2, in reference to John Kislisbury, who was injured by being run over by one of the fire department hose carriages. Referred to the Fire Department Committee.

By Ald. Rogers—Resolved, That the salary of the Clerk of the Market be hereby fixed at \$300.

Ald. Stone moved to postpone action on the resolution until the next regular meeting. Carried.

By Ald. Pond—Resolved, That the offer of E. S. Hayward, Esq., referred to in the report of the Law Committee made to this Board, Feb. 21st, 1871, (recorded on page 260 of the proceedings of this Board) be accepted, and that the City Clerk draw an order upon the City Treasurer in favor of E. S. Hayward, Esq., for \$500, to be in full for all unadjusted claims arising out of flooding of lands from the Court and William streets sewer upon his discontinuing all suits now pending and unsettled, and charge Contingent Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Charters, Stebbins, Stade, Parsons, Aikenhead—23.

Nays—Ald. Selye, Gerling, Whitcomb—3.

By Ald. Pond—Resolved, That the City Clerk draw an order upon the City Treasurer for \$217.70 in favor of E. A. Raymond, Esq., to be in full for costs in the cases of C. H. Williams and Julia Phelps vs. the city of Rochester, and charge the same to the Contingent Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons, Aikenhead—26.

By Ald. Pond—Resolved, That the City Treasurer pay to Edward Harris, Esq., (\$100) one hundred dollars in full for legal services rendered in the case of the city of Rochester against the First Presbyterian Church Society and charge Contingent Fund.

Ald. Selye moved to amend the resolution by striking out the sum of \$100, and insert therefor the sum of \$25, in full of all demands against the city in this case. Carried.

Ald. Kelly moved the indefinite postponement of the resolution. Lost as follows:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Smith, Caring, Connolly, Glover, Kelly, Selye, Stape, Charters, Gerling—13.

Nays—Ald. Rogers, Pond, Heavey, Stern, McConnell, Stone, Craig, Mandeville, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—14.

Ald. Caring moved to postpone further action on the resolution until the next regular meeting. Carried.

By Ald. Heavey—Petition of Otis Seymour in reference to the erection of a wood building on University avenue as a slaughter house. Referred to the Board of Health.

By Ald. Heavey—Whereas, the Asbury Church by Hiram Davis, one of its present trustees, has consented to grant permission to hackmen waiting for employment with their hackney-coaches, cabs or carriages to stand in front of the church, corner of Main and South Clinton streets, therefore

Resolved, That all hackney-coaches, cabs and carriages on the east side of the river shall stand on Main and South Clinton streets in front of the Asbury M. E. Church, and that the owners of hackney-coaches, cabs and carriages occupying said premises shall cause the streets so occupied to be kept clean and in good order. Adopted.

By Ald. Caring—Bill to Rauber & Viceinus. Sewer Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the bill of Rauber & Viceinus. Table.

By Ald. Caring—Resolved, That the City Treasurer be directed to pay Rauber & Viceinus the sum of eighty-five dollars, when there are funds applicable, and charge the same to Sewer Repair Fund. Adopted by the following vote:

Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

By Ald. Caring—Petition of Ann Buckley and others, for the passage of an ordinance for the construction of a sewer in Ward street, from Clinton street to St. Paul street. Referred to the Sewer Committee.

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

GENTLEMEN:—I find by your proceedings of April 18th that you voted to pay the Assessors for their services, for making the assessment for the bridge at Vincent Place, the sum of \$312 each, payable from the bridge fund. As there are no funds applicable from that source, and no probability that there will be for some time to come, I ask your honorable body to provide for the payment of the amount from the contingent fund, or some other, that I may be enabled to get my pay, having devoted my time through the winter to that business. I am really in want of the money, the payment of which will oblige me much.

Yours, &c.,

W. E. LATHROP.

Rochester, May 9, 1871.

By Ald. Caring—Resolved, That the

amount of \$312.00 ordered to be paid to each of the assessors, W. E. Lathrop, Henry E. White and William Guggenheim for assessing for bridge at Vincent Place, and David Niven the sum of \$30 as assistant be transferred from the bridge fund be paid from and charged to the Contingent Fund for the present, and credit said fund when there are funds applicable and charge Bridge Fund. Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

Nays—Whitcomb—1.

By Ald Caring. Resolved, That the Committee which was some time ago appointed in relation to the construction of foot bridge in connection with the new bridge soon to be built by the N. Y. C. R. R. Co., across the Genesee River be, and they are hereby requested to use their utmost endeavors to accomplish the object had in view, and proceed if necessary to "headquarters" for the purpose of conferring with the proper authorities in regard to the matter.

Ald. Mauder moved the indefinite postponement of the resolution—Carried.

COMMISSIONER OF ST PAUL STREET.

Ald. Smith moved that the office of Commissioner of St. Paul street from Scrantom street to the city line, be and is hereby declared vacant—Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Heavey, Smith, Caring, Stern, Glover, McConnell, Craig, Kelly, Selye, Gerling, Stebbins, Whitmore, Stade, Parsons—19.

Nays—Ald. Pond, Connolly, Mandeville, Stape, Charters, Mauder—6.

Ald. Caring moved that the Board now proceed to ballot for Commissioner of St. Paul street, from Scrantom street to the city line.

Ald. Mandeville moved that further action in the matter be postponed until the next regular meeting. Lost.

Ald. Caring's motion was then carried.

Ald. Smith nominated David Yanney.

FIRST BALLOT.

David Yanney received.....17 votes.

Ald. M. M. Smith received.....9 votes.

David Yanney having received the necessary number of votes was declared appointed Commissioner of the St. Paul street, from Scrantom street to the city line.

Ald. Connolly presented the following

PROPOSALS FOR SPRINKLING.

Main street from North st to Asylum st	
Geo Pringle & Co.....	\$900
James Butler.....	873
Front street from Buffalo st to the N Y C R R:	
Geo Pringle & Co.....	480
North and South Fitzhugh street from Troup st to Allen st:	
Geo Pringle & Co.....	\$810
James Butler.....	774

By Ald. Connolly—Resolved, That His Honor the Mayor be and is hereby requested to execute a contract with Geo. Pringle & Co. for sprinkling the following named streets, for the season of 1871, in accordance with their propositions:

Front street, from Buffalo street to the New York Central Railroad; North and South Fitzhugh streets, from Troup street to Allen street.

Adopted by the following vote:

Ayes—Ald. Gould, Rogers, Heavey, Smith, Connolly, Stern, Glover, McConnell, Stone, Selye, Mandeville, Stape, Charters, Gerling, Mauder, Stade, Parsons, Aikenhead—18.

By Ald. Connolly—Resolved, That His Honor the Mayor be and is hereby requested to execute a contract with James Butler for sprinkling the following named street for the season 1871, in accordance with his proposition:

Main street, from North street to Asylum street.

Adopted by the following vote:

Ayes—Ald. Gould, Rogers, Heavey, Smith, Connolly, Stern, Glover, McConnell, Stone, Selye, Mandeville, Stape, Charters, Gerling, Mauder, Stade, Parsons, Aikenhead—18.

Ald. Stern presented the following:

ROCHESTER, May 1st, 1871.

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

GENTLEMEN:—The undersigned, in behalf of the veteran organization of the survivors of the 108th Reg't N. Y. Volunteers, known as the "Hancock Guard," would respectfully represent that since their organization they have been using arms and equipments which are the property of the State, and loaned them by resident military authorities. To secure this loan individual members of the organization are bound in the sum of two thousand dollars; an amount far exceeding the actual value of said arms and equipments, yet conforming to the State appraisal. The organization, with a view to relieving these members from this responsibility and placing themselves on an equal footing with the other veteran organizations of our city, are desirous of purchasing suitable arms and equipments for their use, and for this purpose they now petition your honorable body for such pecuniary aid as you may see fit to grant them. This is the first time we have ever appeared before your honorable body as petitioners, and we sincerely trust it may be deemed proper and expedient to grant our request.

Respectfully, your obedient servants,

ALFRED ELWOOD, Capt. Hancock Guard.

A. J. LOCKE, 1st Lieut. " "

O. S. HASKINS, 2d Lieut. " "

Ordered received, filed and published.

By Ald. Stern—Resolved, That the City Treasurer be and is hereby directed to pay to Capt. Alfred Elwood, of the "Hancock Guards," (old 108th), the sum of four hundred dollars, for the purpose of procuring arms and equipments, and charge the amount to the Contingent Fund. Adopted by the following vote:

Ayes—Ald. Gould, Rogers, Pond, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Nays—Ald. Whitcomb, Wait—2.

Ald. Kelly moved to suspend the rule to adjourn at 11 o'clock. Lost as follows:

Ayes—Ald. Gould, Connolly, Stern, McConnell, Kelly, Selye, Gerling, Stebbing, Whitmore, Parsons, Aikenhead—11.

Nays—Ald. Whitcomb, Wait, Rogers, Pond, Caring, Glover, Stone, Craig, Maundeville, Stape, Charters, Mauder Stade—13.

Ald. McConnell moved that when the Board adjourn it be until Wednesday evening next, at 7½ o'clock.

Ald. Kelly moved as an amendment to strike out "Wednesday" and insert therefor "Thursday."

Ald. Selye moved as a further amendment to strike out "Wednesday" and insert therefor "Tuesday." Lost.

Ald. Kelly's amendment was carried.

Ald. McConnell's motion as amended was then carried.

By Ald. Connolly—Resolved, That the Fire Department Committee have leave to dispose of the ladder truck not in use, upon the best terms they can obtain. Adopted.

By Ald. Stern—Resolved, That S. Rosenblatt have permission to set curb stone, pave gutter, and lay flag and brick walk in front of his property on Rome street, and the City Surveyor be instructed to establish the proper grade for the same. Adopted.

By Ald. Glover—Petition of W. R. Seward and others, for the appointment of a committee and City Surveyor to investigate the matter of boundary line of Alexander street, to report to the Board. Tabled.

By Ald. Glover—Resolved, That the Committee on Surveys, Maps and Records, in conjunction with the City Surveyor, be instructed to locate the lines of Alexander street between East avenue and Monroe avenue at once, in order that the same may be determined previous to the commencement of the improvement of the street. Adopted.

By Ald. McConnell—Resolved, That Frederick Klein, Fred Cook and Mr. Bell be and are hereby granted permission to relay their flag walks on East avenue, between Goodman street and Arnold Park, one foot nearer the fence, under the direction of the City Surveyor and Improvement Committee. Adopted.

By Ald. McConnell—Resolved, That Geo. Pringle & Co. be, and are hereby, granted permission to erect a tank to hold water, on S. Miller's lot, on the west side of South St. Paul street, north of Court street. Adopted.

By Ald. McConnell—Resolved, That the City Assessors be, and are hereby, instructed to negotiate for the purchase of such lands as are necessary to carry out the terms of the ordinance for the straightening of Nelson street, and report to this Board. Adopted.

By Ald. McConnell—Petition of F. W. Collins and others requesting the Common Council to change the name of Mechanic square to Madison square, and improvement of walks.

By Ald. McConnell—Resolved, That the prayer of the petition, signed by F. W. Collins and others, relating to the changing of the name of Mechanics square to Madison square, be granted, and the balance of the

petition be referred to the Park Committee. Adopted.

By Ald. Stone—Whereas, the Hon. Jarvis Lord, Senator, and George D. Lord, Member of Assembly from this district, having fully filled every promise made to the people, acting for their interest without distinction of party, and by their influence and judgment did secure for so many of our best and charitable institutions such timely appropriations therefore;

Resolved, That the thanks of this Common Council are hereby tendered to them for their services, and we do so the more cheerfully, because in their political association they differ so much from the dominant party here. Adopted.

By Ald. Stone—Petition of S. A. Ellis and others for the passage of an ordinance for the construction of a pipe sewer in the Alley running from Prospect street, and lying between Atkinson and Clifton streets. Referred to the Sewer Committee.

Ald. Stone presented the following:

REPORT OF THE OVERSEER OF THE POOR.

OVERSEER OF THE POOR OFFICE, }
ROCHESTER, May 9, 1871.

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

The Overseer of the Poor would respectfully report that during the month of April, 1871, he relieved 825 families, in the following manner, viz:

Orders on Poor store.....	\$1,281 95
.. Wood yard.....	239 00
.. Coal yard.....	832 00
.. George Wait.....	289 75
.. S F & W Witherspoon.....	77 00
.. H Brewer & Co.....	116 25
.. Adam Schmidt.....	18 75
.. W Carlton Brown.....	42 00
.. H F Van Dake.....	36 25
.. C Merlau.....	10 75
.. Beck & Meyer.....	43 75
.. Beir & Stern.....	22 00
.. W Rhodes.....	47 50
.. Fred Wurtz.....	54 25
.. John Nagle.....	52 50
.. C Zimmer.....	25 00
.. C Seell.....	9 50
.. M Daus.....	8 50
.. George Manvel.....	3 00
.. Henry Hook.....	7 25
.. Mrs Cleminson.....	3 25
.. Scrantom & Wetmore.....	1 40
.. H & P Bender.....	30 50
.. B O'Reilly.....	24 00
.. Hoffman & Meyer.....	6 50
.. A W Mudge.....	6 50
.. George Schofield.....	14 75
.. J E Butterfield.....	1 42
Less County and Towns.....	\$3,303 29
	737 22

Total for City.....\$2,566 07

All of which is respectfully submitted.

WILLIAM BROWN,

Overseer of the Poor.

Ordered received, filed and published.

Adjourned.

W. F. MORRISON,
City Clerk.

◆◆◆◆◆
In Common Council, May 11, 1871.

ADJOURNED MEETING.

There being no quorum present. Adjourned.

W. F. MORRISON,
City Clerk.

IN COMMON COUNCIL, May 16th, 1871.

REGULAR MEETING.

President, Ald. C. R. Parsons, presiding.
Present—Ald. Whitcomb, Aldridge, Wait,
Gould, Rogers, Pond, Herzberger, Heavey,
Smith, Caring, Connolly, Stern, Glover, Mc-
Connell, Stone, Craig, Kelly, Selye, Mandeville,
Stape, Charters, Gerling, Stebbins,
Mauder, Stade, Parsons, Aikenhead.—27.
Absent—Ald. Whitmore.—1.

APPROVAL OF MINUTES.

The minutes of the previous meetings, May 2d and 9th, were approved as published in the "Book of Proceedings."

PRESENTATION OF PETITIONS AND CLAIMS.
By Ald. Caring—Estimate of McConnell & Jones.—Sewer Committee.

By Ald. Stern—Bills of John Williams and W. R. Caulkins.—Contingent Expense Committee. Petition of Henry S. Mackie, for permission to remove a wood building upon his lot, situate on North Sophia street. Referred to the Wood Building Committee and Fire Marshal, with power to act.

By Ald. Connolly—Bills of L. S. Gibson, Wm. Cutting, James Melvin, and Crouch Brothers.—Fire Department Committee.

By Ald. McConnell—Bills of John Rothgangel, Steele & Avery and A. B. McConnell.—Park Committee.

By Ald. Stone—Bill of Buehl & Co. Poor Committee.

By Ald. Kelly—Bills of John C. Mason, Horace Hoyt, Jacob Youngs, W. D. Oviatt, Conrad Zimmer, Wm. Cochlin, Wm. Wolff, C. R. Parsons and Superintendents pay roll. Street Committee.

Treasurers bill against John A. Cline, for assessment for Lake avenue outlet sewer. Referred to the Committee on assessments.

Bill of Mt. Hope Cemetery, and also copy of agreement between the Board of Health and Mt. Hope Cemetery. Referred to the Committee on Public Health.

Petition of John Cochrane and others, for the passage of an ordinance for the construction of a plank walk on the east side of Moore street. Referred to the Improvement Committee with instructions to bring in an ordinance.

Petition of the Rochester city and Brighton Railroad Company, in reference to removing switches. Tabled.

Ald. Kelly presented the following:

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN:—Permission is hereby granted to take down the present wooden foot-bridge across Childs' Basin and remove same to east end of Aqueduct, and rebuild it so as to connect east end of said Aqueduct with South St. Paul street, in accordance with a resolution heretofore passed by the Common Council relating thereto, provided the same is done without expense to the State and under the advice and direction of the Division or Resident Engineer in charge of this division of the canals.

Respectfully Yours,

J. NELSON TUBBS,
Resident Engineer.

Rochester, May 15th, 1871.

Ald. Stebbins moved the reference of the communication to the Street Committee with power to act. Carried.

By Ald. Kelly—Petition of Frank Weber and others for permission to construct their own walks on Rowe street. On motion, granted.

Petition of Conrad Zimmer for permission to erect a wood building on his lot, situate on Mt. Hope avenue. Referred to Wood Building Committee, with power to act.

Petition of R. & T. Whalen for permission to erect a wood building on their lot, No. 113, situate on Mill street. Wood Building Committee, with power to act.

Petition of J. W. Davis for permission to erect a wood building on his lot, situate corner of Lorimer and Thompson streets. Wood Building Committee, with power to act.

Ald. Selye presented the following:

ROCHESTER, May 9, 1871.

To the Honorable the Common Council of Rochester:

GENTLEMEN: I respectfully ask permission of your honorable Board for liberty to erect four dwelling houses on Lorimer street, north side of Jones Square.

Respectfully yours, J. H. KELLY.

By Ald. Selye—Resolved, That the prayer of the petition be granted upon his obtaining the proper consent of persons within 200 feet and depositing the same with the Committee on Wood Buildings. Adopted.

By Ald. Selye—Remonstrance of Samuel Moulson and others against the passage of the final ordinance for a stone arch covering over the race in North Water street. Tabled.

Petition of Samuel Snow and others for the passage of an ordinance for the improvement of Adams street, from Plymouth avenue to Caledonia avenue. Referred to the Improvement Committee, with instructions to bring in an ordinance.

By Ald. Mandeville—Petition of Casper Wiegand for permission to erect a wood building on his lot, Nos. 116 and 118, situate on East avenue. Wood Building Committee.

Petition of William Lockhart for permission to erect a wood building on his lot, situate corner of Hudson and North streets. Referred to the Aldermen of the 6th ward, with power to act.

By Ald. Mandeville—Petition of John A. Reynolds for permission to repair a wood building on his lot, No. 23, situated on East Avenue.

Petition of A. Lerch for permission to erect a wood building on his lot situated on the corner of Brown and Maple streets.

Petition of Robert Currie, for permission to erect a wood building on his lot, No. 19, situated on Thompson street.

Petition of Richard Wright for permission to erect a wood building on his lot, No. 11 situated on Park Avenue.

Petition of John Cline, for permission to erect a wood building on his lot, No. 147, situated on Scio street.

Petition of C. A. Milliner for permission to erect a wood building on her lot, No. 460, situated on West Alexander street.

Petition of F. S. Hunn for permission to erect a wood building on his lot, No. 83,

situated on the corner of Pearl and Alexander streets.

Petition of George E. Ely, for permission to erect a wood building on his lot, No. 22, situated on Ambrose street.

Petition of David Little for permission to erect a wood building on his lot, situated on Lorimer street.

Petition of R. N. Warfield, for permission to erect a wood building on his lot, L., situated on Cliff street.

The foregoing ten petitions were referred to the Wood Building Committee, with power to act.

Remonstrance of John Van Voorhis and others against granting Richard Wright permission to erect a wood building. Referred to the Wood Building Committee.

Communication from James Palmer in reference to bridges over the Court and William street sewer outlet. Received and filed.

By Ald. Mandeville—Resolved, That the City Clerk draw an order on the City Treasurer for three hundred dollars, payable to the order of James Palmer on his executing an agreement with the city to forever maintain all requisite bridges across the Court and William street outlet through his premises, and charge the Bridge over Court and William street sewer outlet fund.

Adopted by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—27.

By Ald. Stape—Board of Health bills. Finance Committee.

Remonstrance of John Woodbury and others against the improvement of Charlotte street. Table.

By Ald. Charters—Bill of Wm. Wolff. Police Committee.

By Ald. Aikenhead—Bills of Gommenginger, Allen & Co., J. E. Relyea, John King, Leo. White and N. H. Galusha. Lamp Committee.

Petition of F. M. Thrasher and others for the passage of an ordinance for sprinkling North street, from Main street to the N. Y. C. Railroad. Referred to the Sprinkling Committee.

By Ald. Aldridge—Estimates of Rauber & Co., Logan & Creegan and F. C. Lauer—Improvement Committee.

Ald. Rogers presented the following:

To the Common Council of the City of Rochester:

There is due Messrs. Wm. Wolff & Co. two thousand dollars (\$2,000) on their contract for building new steam fire engine houses, Nos. 1 and 4. J. R. THOMAS, Architect.

Rochester, May 16, 1871.

By Ald. Rogers—Resolved, That the Treasurer pay to the order of Wm. Wolff & Co. two thousand dollars on their contract for building engine houses, and charge Fire Department Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, Mc-

Connell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—27.

REPORTS OF STANDING COMMITTEES.

Ald. Rogers, from the Fire Department Committee, reported in favor of the bills of James Melvins, Crouch Brothers, Wm. Cutting and Law S. Gibson—Finance Committee.

Ald. Aikenhead, from the Lamp Committee, reported in favor of the bills of N. H. Galusha, Gommenginger, Allen & Co., J. E. Relyea (two bills), John King and Leo White—Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the estimates of McConnell & Jones—Tabled.

Ald. Charters, from the Police Committee, reported in favor of the bill of Wm. Wolff—Finance Committee.

Ald. Charters presented the following:

POLICE JUSTICE REPORT FOR THE MONTH OF APRIL.

POLICE DEPARTMENT,
ROCHESTER, May 16, 1871. }

To the Hon. the Common Council:

GENTLEMEN: I have received for fines and penalties during the month of April, 1871, the sum of \$335.

I certify the foregoing report to be true. Respectfully yours.

(Signed) E. W. BRYAN, J. P.

Ordered received, filed and published.

Ald. Stern from the Contingent Expense Committee, reported in favor of the bills of John Williams and others. Finance Committee.

Ald. Kelly, from the Street Committee, reported in favor of the bills of John C. Mason, Horace Hoyt, Jacob Young, W. D. Oviatt, Conrad Zimmer, Wm. Cochlin, Wm. Wolff, C. R. Parsons and Street Superintendent's pay roll. Finance Committee.

Ald. McConnell, from the Park Committee, reported in favor of the bills of Steele & Avery, John Rothgangel and A. B. McConnell. Finance Committee.

Ald. Stone, from the Poor Committee, reported in favor of the bill of Buell & Co. Finance Committee.

FINANCE BUDGET.

ROCHESTER, May 16, 1871.

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

CONTINGENT FUND.

W H Yerkes, serving redemption notices.....	\$ 74 58
A. L. Mallett, services as County Clerk.....	12 31
John Williams, disbursements.....	23 25
Ed Enrich, care of city clocks.....	62 50
And charge Contingent Fund.	

HOUSE FOR IDLE AND TRUANT CHILDREN FUND.

Gerling Brothers, flour and feed.....	\$ 312 11
Hubbard & Northrop, dry goods to May 1, 1871..	42 44
Dominick Mura, steam heaters, pay Sherlock & Sloan.....	1,760 00
Dominick Mura, on contract for plumbing, pay J Siddons & Son.....	640 00
Sherlock & Sloan, extra plumbing.....	81 31
Henry I. Smith, groceries to May 1, 1871.....	87 64
J W Adams, disbursements to May 1, 1871.....	47 71
Moore & Cole, groceries to April 1, 1871.....	21 98
And charge that Fund.	

FIRE DEPARTMENT FUND.

L S Gibson, Chief Engineer, disbursements, pay Treasurer.....	\$ 880 14
L S Gibson, Chief Engineer, disbursements.....	19 95
John Hannah, horse hire to April 25.....	19 00
Wilson & Pond, feed.....	37 40
N Winn, whips.....	13 50
P & J Kirley, oil.....	6 00
And charge Fire Department Fund.	

POLICE FUND.

S M Sherman, Chief of Police, disbursements. \$ 92 6.
 Reynolds Brothers, repairs. 9 88
 And charge Police Fund.

MAP, SURVEY AND RECORD FUND.

Cyrus Beardsley, Surveyor, 1 month's salary to May 1, pay Treasurer. 250 00
 Lindley L Barrett, Assistant Surveyor, 1 month's salary to May 1, pay Treasurer. 83 33
 J M Aikenhead, 19 days services at \$2 50 a day, pay Treasurer. 47 50
 Sidney G Gwynne, draughtsman, 1 month's salary to May 1, pay Treasurer. 100 00
 D W Powers, one quarter's rent of rooms to May 1. 37 50
 Scrantom & Wetmore, stationery. 53 57
 And charge that Fund.

LAMP FUND.

John Creegan, setting and carting lamp posts. \$ 4 00
 Gomminger, Allen & Co., 32 street lamps, pay Treasurer. 101 20
 Gomminger, Allen & Co., 22 street lamps, pay Treasurer. 147 20
 J E Relyea, oil, lighting and extinguishing lamps for May. 739 68
 J E Relyea, re-airing lamps for April. 146 5.
 And charge that Fund.

HIGHWAY FUND.

Gibbons & Stone, one quarter's rent of lot to May 1. \$ 12 50
 C R Parsons, lumber. 289 55
 John Frick, Superintendent's pay roll from May 1, to May 13. 1,969 41
 And charge that Fund.

ST. PAUL STREET, FROM SCRANTON STREET TO THE N. Y. C. RR., REPAIR FUND.

Joseph Cochrane, Commissioner, disbursements, pay Treasurer. \$ 260 59
 And charge that Fund.

MONROE AVENUE REPAIR FUND.

Jacob Youngs, Commissioner, disbursements, pay Treasurer. \$ 111 93
 And charge that Fund.

SOUTH AVENUE REPAIR FUND.

W D Oriatt, Commissioner, disbursements. \$ 110 48
 And charge that Fund.

NORTH AVENUE REPAIR FUND.

John Quin, Commissioner, disbursements, from April 16, 1870, to January 21st, 1871. \$ 164 93
 And charge that Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Rogers, Herzberger, Heaver, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—27.

Ald. Aldridge, from the Improvement Committee, reported in favor of the bills of F. C. Lauer, Rauber & Co. and Logan & Creagan. Table.

By Ald. Connolly, petition of R. B. Wood, and others, for the passage of an ordinance for the improvement of Rome street from Clinton place to Atwater street. Referred to the Improvement Committee.

COMMUNICATIONS.

The Clerk presented the following communication from the Board of Health:

CITY CLERK'S OFFICE,

Rochester, N. Y., May 15, 1871.

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

GENTLEMEN:—At a meeting of the Board of Health, Friday evening, May 12th, the cellars of premises situate on Ward and Emmett streets were declared a public nuisance, and in a state detrimental to public health. The undersigned was directed to notify your honorable body, with a request that you cause sewers to be constructed in said streets for the purpose of abating said nuisance.

Respectfully yours,

W. F. MORRISON,
 Clerk Board of Health.

Ordered received, filed and published.

ASSESSORS' OFFICE,
ROCHESTER, May 16, 1871.

To the Hon. the Common Council:
 GENTLEMEN—The undersigned, in accordance with the resolution instructing us to negotiate for the purchase of such lands as are necessary to carry out the terms of the ordinance for the straightening of Nelson street, beg leave to report that we have been unable to effect any agreement with the owners of the property referred to. We would, therefore, recommend your honorable body to institute such legal measures as may be necessary to perfect such improvement.

D. MCKAY,
 E. T. OATLEY,
 J. J. SHAFFER,

Assessors.

Ordered received, filed and published.

ROCHESTER, May 15, 1871.

To the Honorable Common Council of the City of Rochester:

GENTLEMEN—It is desirable that on Decoration Day, May 30, the various military and civic societies and other associations of our city should all be represented in paying honor to the memory of our departed heroes. It is therefore with great pleasure that we invite your body to take part in the procession on that day. The procession will form at the City Hall and move at two o'clock P. M. If you decide to accept, please report to Gen. Williams, Chief Marshal, City Treasurer's office, on or before Saturday, May 27th.

GEO. A. BEGY,

ALFRED ELWOOD,

JOSEPH ERBELDING,

Com. on Invitation.

Ordered received, filed and published.

ORDINANCES.

PIPE SEWER IN WARD AND EMMETT 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 presented the following:

An ordinance to construct a sewer in Ward and Emmett streets, from the sewer in Clinton street to a point 70 feet south of Hand street.

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

The construction of a pipe sewer in Ward and Emmett streets, from the sewer in Clinton street to a point 70 feet south of Hand 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 direction of this Board, having made an estimate of such expense, and reported the same at \$1,300, which estimate was and is hereby approved; the sum of \$1,300, 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 benefitted by said improvement is described as follows:

One tier of lots on each side of Ward street and Emmett street, from Clinton street to a point 50 feet south of Hand street.

On which above described portion of the city the said sum of \$1,300 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 lots 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, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rog-

ers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Stade, Parsons, Aikenhead—28.
Nay—Ald. Mauder—1.

PIPE SEWER IN LORIMER 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 Lorimer street, from the sewer in Varnum street to a point 25 feet east of West street.

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

The constructing of a pipe sewer, 15 inches in diameter, in Lorimer street, from the sewer in Varnum street to a point 25 feet east of West 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 \$2,533, which estimate was and is hereby approved; the sum of \$2,533, 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 Lorimer street, from Varnum street to West street.

On which above described portion of the city the sum of two thousand five hundred and thirteen dollars is hereby ordered to be assessed.

And the tax levied 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 such roll; and the remaining one third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, J. J. Shaffer and E. T. Otley, 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, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed, by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—27.

PIPE SEWER IN PINNACLE AVENUE.

Ald. Caring presented the final ordinance for a sewer in Pinnacle Avenue and Holley street, and moved the ordinance be amended by striking out the word "Park" wherever it occurs and insert therefor "Place." Carried.

Ald. Caring moved to postpone further action on the ordinance until the next regular meeting. Carried.

PIPE SEWER IN ORANGE AND MAGNE STREETS.

Ald. Caring presented the final ordinance for a pipe sewer in Orange and Magne streets.

Ald. Gerling moved to amend the ordinance by increasing the estimate to \$200. Carried.

Ald. Caring moved that further action on the ordinance be postponed until the next regular meeting. Carried.

PIPE SEWER IN WARD STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer in Ward street from St. Paul street to Emmett street. Adopted.

The Surveyor submitted as such estimate, \$507.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a pipe sewer, one foot in diameter, in Ward street, from the sewer in St. Paul street to a point 25 feet west of the west line of Emmett st.

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 \$507, which estimate is hereby approved.

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

One tier of lots on each side of Ward street, from St. Paul street to Emmett 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 8th, 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, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—27.

COVERING AREAS IN LIBERTY STREET.

On motion of Ald. Aldridge 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. Aldridge submitted the following:

An ordinance to cover areas on Liberty street, from Main street to Mortimer street.

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

The covering of all of the areas on both sides of Liberty street, between Main street and Mortimer street, with Medina stone flags.

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 \$1,511, which estimate was and is hereby approved; the sum of \$1,511 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:

The lots owned and assessed to the following named persons, viz: Wolff & Bachman, City of Rochester, Martin Prison, George Bridgeman, Nikolas Keller, John Kalb, heirs of Mrs. M. McCarthy and heirs of Mrs. J. S. Kavanaugh.

On which above described portion of the city the said sum of one thousand five hundred and eleven dollars is hereby ordered to be assessed.

And David McKay, John J. Shaffer and E. T. Otley, 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, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Selye moved that action on the ordinance be postponed until the next regular meeting.

Ald. Rogers moved that the persons owning the premises on Liberty street be and are hereby granted permission to cover the areas with stone flags, or fill up the same within 10 days. Carried.

Action on Ald. Selye's motion was then had and declared lost.

The ordinance was then declared lost by the following vote:

Ayes—Ald. Aldridge, Rogers, Pond, Herzberger, Stern, Glover, McConnell, Craig, Kelly, Selye, Charters—11.

Nays—Ald. Whitcomb, Wait, Gould, Heavey, Smith, Caring, Connolly, Stone, Mandeville, Stape, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—16.
Ald. Mauder moved a reconsideration of the vote just taken. Carried.

Ald. Mauder moved to postpone action on the ordinance until the next regular meeting. Carried.

ATWATER STREET CROSS-WALKS.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing flag crosswalks across Atwater street. Adopted.

The Surveyor submitted as such estimate, \$918.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The construction of flag crosswalk across Atwater street, as follows: One at Oregon street, one at Rome street, one at Leopold street, two at Chatham street, two at St. Joseph street, and one at Joiner 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 \$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 Oregon street, from Atwater street to Harrison street; also, on each side of Home street, from Atwater street to Clinton place; also, on each side of Leopold street, from Atwater street to Harrison street; also, on each side of Chatham street, from Atwater street to the N. Y. C. R. R.; also, on each side of St. Joseph street, from Atwater street to the N. Y. C. R. R.; also, on each side of Joiner street, from Harrison street 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, May 30th, 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, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Parsons, Aikenhead—24.

Nays Ald. Connolly—1.

IMPROVEMENT OF (PORTION) JAMES STREET.

On motion of Ald. Aldridge, 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. Aldridge submitted the following:

An ordinance to improve James street, from William street to Court street.

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

The improvement of James street, from William street to Court street, by setting a curb-stone paving the gutter, and laying a 4 feet flag walk on the north 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 \$257, which estimate was and is hereby approved; the sum of \$257, 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 James street, from William street and Court street.

On which above described portion of the city the said sum of \$257 is hereby ordered to be assessed.

And David McKay, John J. Schaffer 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, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Parsons, Aikenhead—23.

Nays—Ald. Herzberger, Heavey—2.

IMPROVEMENT OF ATWATER STREET (WEST.)

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

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

An ordinance to improve Atwater street, from St. Paul street to Clinton street.

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

The improvement of Atwater street, from St. Paul street to Clinton street, by paving the roadway, with Medina stone, and constructing the necessary crosswalks and 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 direction of this Board, having made an estimate of such expense, and reported the same at \$8,333, which estimate was and is hereby approved; the sum of \$8,333 being the whole 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 St. Paul street to Clinton street.

On which above described portion of the city the said sum of \$8,333 is hereby ordered to be assessed.

And the tax payers to be assessed for making such improvement, 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 such 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. Schaffer, 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, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Parsons, Aikenhead—23.

WALNUT STREET IMPROVEMENT.

Ald. Aldridge presented the final ordinance for the improvement of Walnut street, from Wilder street to Magna street. Estimate \$4,236 Territory to be assessed:

One tier of lots on each side of Walnut street, from Wilder street to Magna street, as now laid out.

Ald. Gerling presented a remonstrance, and moved the indefinite postponement of the ordinance. Carried.

CHARLOTTE STREET IMPROVEMENT.

On motion of Ald. Aldridge, 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. Aldridge submitted the following:

An Ordinance, to improve Charlotte street, from Scio street to Alexander street.

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

The improvement of Charlotte street from Scio street to Alexander street, by setting curbstone, paving the gutters and laying a flag walk a feet wide on each side, graveling the roadway and constructing the necessary crosswalks and lateral sewers for surface drainage.

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 expense, and reported the same at twelve thousand three hundred and thirty-two dollars, which estimate was and is hereby approved. The sum of twelve thousand three hundred and thirty-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 Charlotte street, from Scio street to Alexander street.

On which above described portion of the city the said sum of \$12,332 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 such 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. Schaffer 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, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Ayes—A. D. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Stebbins, Mauder, Stade, Parsons, Aikenhead—24.

IMPROVEMENT OF ADAMS STREET.

On motion of Ald. Aldridge, 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. Aldridge submitted the following:
An ordinance to improve Adams street, from Reynolds street to Francis street.

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

The improvement of Adams street, from Reynolds street to Francis street, by grading the roadway and sidewalks, and laying a plank walk 5 feet 4 inches wide 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 directions of this Board, having made an estimate of such expenses, and reported the same at \$1,549, which estimate was and is hereby approved: the sum of \$1,549, 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 Adams street, from Reynolds street to Francis street.

On which above described portion of the city the said sum of \$1,549 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 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, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—25.

PLANK WALK ON VARNUM STREET.

On motion of Ald. Aldridge, 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. Aldridge submitted the following:
An ordinance to construct a plank walk on Varnum street, from Phelps avenue, to Brisbane street.

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

The construction of a plank walk 5 feet 4 inches wide on each side of Varnum street, from Phelps avenue to Brisbane 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 \$2,325, which estimate was and is hereby approved: the sum of \$2,325 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 Varnum street, from Phelps avenue to Brisbane street, and the portion of the city the said sum of \$2,250 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 from the confirmation of such 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, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—26.

PLANK WALK ON SCIO STREET.

On motion of Ald. Aldridge, 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. Aldridge submitted the following:
An ordinance to construct a plank walk on Scio street, from German street to the N. Y. C. R. R.

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 Scio street, from German street to the N. Y. C. R. R.

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 \$577, which estimate was and is hereby approved: the sum of \$577, 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 Scio street, from German street to the N. Y. C. R. R. track.

On which above described portion of the city the said sum of \$577 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, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons Aikenhead—26.

FLAG WALK ON NORTH SIDE OF COURT STREET

Ald. Aldridge 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 the portion of the city that action be postponed until the next regular meeting. Carried.

SOUTH CLINTON STREET IMPROVEMENT.

By Ald. Craig—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving South Clinton street from Main street to Monroe avenue, adopted.

The Surveyor submitted as such estimate, \$27,846.
By Ald. Craig—Resolved, That the following improvement is expedient, viz:

The improvement of South Clinton street from Main street to Monroe avenue, by resetting the present curbstone and paving the roadway with Nicholson pavement, laying a flag walk on each side five feet wide in one course, with brick on either side from the flags to the line of the street, between Main street and Court street, and constructing a sewer drain at each lot, where there is not one now built; also the necessary lateral sewers for surface drainage.

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 \$27,846, 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 South Clinton street, from Main street to Monroe avenue.

And the Clerk is hereby directed to publish notice in pursuance to 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 30th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Man-deville, Stape, Charters, Gerling, Stebbins, Mauder-Stade, Parsons, Aikenhead—26.
Nay—Ald. Whitcomb—1.

WIDENING AND STRAIGHTENING NELSON STREET.

On motion of Ald. Gould, 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. Gould submitted the following:

An ordinance to widen and straighten Nelson street, from the north side of the Erie Canal to Monroe avenue.

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

To widen and straighten Nelson street, from the north side of the Erie Canal to Monroe avenue, and the following described territory is necessary to be taken for said improvement, viz:

Beginning at a point on the north bank of the Erie Canal where the present east line of said Nelson street intersects the same, running thence northerly in a direct line to point in the south line of Monroe avenue, where the east line of Meigs street produced southerly would intersect the same; thence westerly along the south line of Monroe avenue to a point 61 feet distant at right angles from the first described line; thence southerly on a line parallel to and 61 feet distant at right angles from the first described line until it shall intersect with the present east line of Nelson street; thence southerly along the present east line of Nelson 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 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, the whole 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 Nelson street, and said street as widened and straightened, from the Erie Canal to Monroe avenue.

On which above described portion of the city the said sum of \$3,500 is hereby ordered to be assessed.

And the taxpayers to be assessed for making such improvement, may, by paying interest as hereinafter provided, or 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 two years from the confirmation of such roll.

And David McKay, John J. Hafler and E. T. Oatley, the Assessors of said city, not interested in any of the property so interested in, 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 that, for this purpose, on Saturday the 20th day of May, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Gould moved to amend by striking out the words "on the north bank of the Erie canal where the present east line of Nelson street intersects the same," and insert in lieu thereof—"in the present east line of Nelson street at the north line of property owned by John Kratz." Carried.

Ald. Gould moved to postpone action on the ordinance as amended until the next regular meeting. Carried.

PIPE SEWER IN HAMILTON PLACE.

By Ald. Caring—Resolved that the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer in Hamilton place. Adopted.

The Surveyor submitted as such estimate, \$2,000.
By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The constructing of a pipe sewer 1 foot in diameter in Hamilton place, from the sewer in South avenue to a point 100 feet west of Cayuga street, with the necessary 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 \$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 Hamilton place, from South avenue to Cayuga 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 30th, 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, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stade, Parsons, Aikenhead—24.

Nays—Ald. Stebbins, Mauder—2.

PIPE SEWER IN ALLEY BETWEEN CLIFTON STREET AND ATKINSON 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 Clifton street and Atkinson street. Adopted.

The Surveyor submitted as such estimate \$510.
By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The constructing of a pipe sewer 1 foot in diameter in the alley between Clifton street and Atkinson street, from the sewer in Prospect street westerly to Atkinson street.

And whereas, The City Surveyor, under direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$510, which estimate 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, from Prospect street to Atkinson 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 30th, 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, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Stade, Parsons, Aikenhead—22.

Nays—Ald. Gerling, Stebbins, Mauder—3.

PIPE SEWER IN SARATOGA AVENUE.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer in Saratoga avenue, from Lorimer street, north. Adopted.

The Surveyor submitted as such estimate \$1,423.
By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a pipe sewer 1 foot in diameter in Saratoga avenue, from the centre of Lorimer street to the south line of lot No. 1, section M, of the Jones 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 \$1,423, 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 Saratoga avenue, from Lorimer street to the north line of the Jones 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 30th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

All ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—26.

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 in Thompson street, from Lorimer street, north. Adopted.

The Surveyor submitted as such estimate \$1,594.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a pipe sewer 1 foot in diameter in Thompson street, from the center of Lorimer street to the south line of lot No. 1, section Q, of the Jones tract.

And whereas, The City Surveyor, under the direction of this Board, has an estimate of the whole expense thereof, and reported the same at \$1,594, 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 Lorimer street to the north line of the Jones 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 30th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

All ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—24.

PIPE SEWER IN LAKE AVENUE (AT DEEP HOLLOW)

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 Lake avenue, from Deep Hollow to the north line of the city. Adopted.

The Surveyor submitted as such estimate, \$4,058.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a pipe sewer one foot in diameter in Lake avenue, from the sewer in said avenue at Deep Hollow to the north line of the city.

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 \$4,058, 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 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, May the 30th, 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, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—26.

STONE ARCH COVERING OVER THE RACE ON NORTH WATER STREET.

Ald. Selye 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 \$20,665, 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 street, from Main street to a point 50 feet north of the north line of Mortimer street.

And moved its indefinite postponement. Carried.

ASSESSMENT ROLLS.

The Clerk presented the assessment roll for the extension of Shamrock street.

Ald. Smith moved its indefinite postponement. Carried.

The Clerk presented the assessment roll for a plank walk on Bloss street. After hearing allegations from all persons appearing, the roll was confirmed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—26.

MISCELLANEOUS.

Ald. Caring moved that when the Board adjourn it be to Tuesday evening next at 7½ o'clock.

Ald. Kelly moved as a substitute that the Board now adjourn until Thursday evening next, at 7½ o'clock. Carried by the following vote:

Ayes—Ald. Aldridge, Rogers, Herzberger, Heavey, Smith, Connolly, Stern, Stone, Craig, Kelly, Charters, Gerling, Stebbins, Mauder, Stade, Aikenhead—16.

Nays—Ald. Whitcomb, Wait, Gould, Pond, Caring, Glover, McConnell, Selye, Stape, Parsons—10.

Adjourned.

W. F. MORRISON, City Clerk.

In Common Council, May 18, 1871.

ADJOURNED MEETING.

President Ald. C. R. Parsons, presiding.

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

MISCELLANEOUS.

By Ald. Aikenhead—Resolved, That the following named persons have permission to construct cement walks in front of their premises: Henry Billingshurst, No. 2 Alexander street, M. W. Fleisch, 129 Brown street, Mrs. Pullis, 21 Peal street, and 87, 89 and 90, Union street, and Samuel C. Gifford, 176 North street, under the direction of the Improvement Committee and City Surveyor. Adopted.

GERMAN ALLEY WIDENING.

Ald. Aikenhead moved a reconsideration of the vote on the ordinance for widening German alley, May 2, 1871, (at folio 38 of printed proceedings.) Carried.

Ald. Aikenhead moved the indefinite postponement of the ordinance for widening German alley from German street to Bay street. Carried.

By Ald. Mauder—Resolved, That the City Treasurer be directed to refund to Valentine Long \$6.76, to C. Thorn \$5.76, and charge Selinger street widening fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

By Ald. Mauder—Resolved, That a market license be granted to Herman Langknecht, upon his paying into the City Treasury the sum of twenty-five dollars. Adopted.

By Ald. Mauder—Resolved, That the City Treasurer be requested to receive two per cent. in full of all parties who have built their own walks on Sellinger street. Adopted.

By Ald. Stebbins—Resolved, That the City Treasurer be authorized to draw the city's note for \$24,000 at three months' date, and get the same discounted, for the purpose of renewing one of like amount coming due on the 9th inst., and charge discount to Contingent Fund. Adopted.

By Ald. Stebbins—Resolved, That all parties interested in the matter of building side walks on Pinnacle avenue, be and are hereby authorized to construct their own side walks upon the grade established by the City Surveyor, and under the direction of the Improvement Committee, if the same be done within thirty days from the confirmation of the assessment roll. Adopted.

By Ald. Stebbins—Whereas, certain real estate belonging to Mary Stebbins has been sold for taxes, and on such sale purchased by the city; now therefore,

Resolved, That the right and claims of the city therein be assigned to Levi A. Ward on payment by him of all taxes, interest, per centage and fees due the city, its officers or agents, and a certificate be given him.

Ald. Caring moved that action on the resolution be postponed until the next regular meeting. Carried.

By Ald. Whitmore. Resolved, That the Street Superintendent notify the owners of property on Munger, Gregory, Marrietta, Ward, Gorham, Tyler and Romain streets to repair their sidewalks within ten days, and in case they do not repair the same, then the Superintendent shall cause them to be repaired and charge to owners. Adopted.

By Ald. Whitmore. Resolved, That Bernard, Horcheler and others, owners of property on South ave., between Grand street and City Line are hereby granted permission to construct cement walks under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Whitmore. Resolved, That the Street Superintendent be directed to renumber the houses and lots on Pinnacle ave., between South ave. and Monroe avenue and City Line, Rhine, Herman, West Maple, Campbell, Wilder, Smith, and Buffalo sts., at the expense of the owners.

Ald. Gerling moved to amend by striking out "Buffalo street." Lost by the following vote:

Ayes.—Ald. Wait, Gould, Rogers, Pond, Heavey, Caring, Stern, McConnell, Craig, Mandeville, Stape, Charters, Gerling, Parsons—14.

Nays.—Ald. Whitcomb, Aldridge, Herzberger, Smith, Connolly, Glover, Stone, Kelly, Selye, Stebbins, Whitmore, Mauder, Stade, Aikenhead—14.

Ald. Rogers moved as an amendment, to add the words, "and be it further Resolved, That the owners be granted 10 days to do the work, after receiving the numbers of their houses and lots from the Superintendent." Carried by the following vote:

Ayes.—Ald. Rogers, Pond, Herzberger, Heavey, Stern, Glover, Craig, Mandeville, Stape, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—15.

Nays.—Ald. Whitcomb, Aldridge, Wait, Gould, Smith, Caring, Connolly, McConnell, Stone, Kelly, Selye, Charters, Whitmore—13.

Ald. Kelly moved to amend Ald. Whitmore's resolution by inserting after Buffalo street, "State street and Lake avenue, from Buffalo street to the City Line."

Ald. Whitcomb accepted the amendment. Ald. Gerling moved to amend by incorporating in the resolution, "every street in the city needing renumbering." Carried as follows:

Ayes.—Ald. Wait, Rogers, Pond, Heavey, Smith, Connolly, Stern, Glover, McConnell, Stone, Craig, Stape, Gerling, Mauder, Stade—15.

Nays.—Ald. Whitcomb, Aldridge, Gould, Herzberger, Caring, Kelly, Selye, Mandeville, Charters, Stebbins, Whitmore, Parsons, Aikenhead—13.

Ald. Whitmore moved that action on his resolution as amended, be postponed until the next regular meeting of the Board. Carried by the following vote:

Ayes.—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, Stone, Kelly, Selye, Mandeville, Charters, Whitmore, Stade, Parsons, Aikenhead—21.

Nays.—Ald. Heavey, McConnell, Stape, Gerling, Stebbins, Mauder—6.

By Ald. Whitmore—Resolved, That all property owners on the north side of Munger street, east of South avenue, have permission to construct cement walks in front of their premises, under direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Whitmore—Resolved, That the City Surveyor be directed to determine the lines of Bond street, from Hamilton Place to Grand street. Adopted.

By Ald. Whitmore—Resolved, That the Commissioner of North street be and is hereby instructed to cause the said street to be properly cleaned without delay. Adopted.

By Ald. Gerling—Resolved, That Casper Burr have permission to construct a box sewer from his premises on Child street to the Jay street sewer, under the direction of the Sewer Committee.

Ald. Mauder moved to amend the resolution by striking out "box" and insert therefor "file." Carried.

The original resolution as amended was then adopted.

Ald. Gerling moved that the Penal Ordinance in relation to hogs, passed Nov. 1st, 1870, (at folio 177 of printed proceedings of 1870) be and is hereby repealed.

Ald. Kelly moved the indefinite postponement of Ald. Gerling's resolution.

Ald. McConnell moved the previous question.

"Shall the main question be now taken?" was declared carried.

Ald. Kelly's motion to indefinitely postpone was then carried by the following vote:

Ayes.—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Stade, Aikenhead—22.

Nays—Ald. Gould, Craig, Gerling, Mauder, Parsons—5.

Ald. Stape, from the Committee on Public Health, presented the following:

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., May 9, 1871.

To the Honorable the Common Council:

GENTLEMEN:—In Board of Health, April 28th, 1871—Health Inspector Neary reported Mrs. Ellen Connall's premises, Child street; cellar in a wet, unhealthy condition.

Com. Charters moved that the Common Council be requested to grant Mrs. Connall permission to construct a lateral sewer from her premises on Child street, into the main sewer in Jay street. Carried.

W. F. MORRISON,
Clerk Board of Health.

By Ald. Stape—Resolved, That Mrs. Ellen Connall be and is hereby granted permission to construct a tile lateral sewer from her premises, situate on Child street, into the

main sewer in Jay street, under the direction of the Street Superintendent, upon her filing the requisite bond with His Honor the Mayor. Adopted.

By Ald. Stape—Resolved, That E. B. Robinson have permission to construct a cement walk in front of his premises on North Avenue under the direction of the Improvement Committee and City Surveyor.—Adopted.

Ald. Stape presented the following

ANNUAL REPORT OF THE HEALTH OFFICER.
To the Honorable Common Council of the City of Rochester, March 31, 1871:

GENTLEMEN:—I have the honor to make my annual report as follows:
The whole number of burial was.....1,188
Deduct still born..... 106

Annual mortality.....1,082
Population, 62,424; percentage of mortality, .017.

ANNUAL MORTALITY REPORT—1870 '71.
TABLE NO. 1.

	April.	May.	June.	July.	August.	September.	October.	November.	December.	January.	February.	March.	Total.
Whole number of deaths	87	94	92	119	122	113	99	87	82	98	88	107	1188
SEX.													
Males,	43	46	53	63	67	65	42	43	44	47	55	58	631
Females,	19	44	35	54	55	47	54	41	35	48	31	47	588
Not given,	—	4	4	2	2	1	3	3	3	3	2	2	29
Total,	87	94	92	119	122	113	99	87	82	98	88	107	1188
COLOR.													
White Males,	43	46	52	61	64	64	42	43	44	45	55	58	622
Colored Males,	—	—	1	2	3	1	—	—	2	—	—	—	9
White Females,	38	44	35	54	53	44	54	41	33	48	31	46	521
Colored Females,	1	—	—	—	3	3	—	—	—	—	—	—	7
Unknown,	—	4	4	2	2	1	3	3	3	3	2	2	29
Total,	87	94	92	119	122	113	99	87	82	98	88	107	1188
NATIVITIES.													
American,	49	54	57	83	89	83	68	51	52	71	64	61	782
German,	10	11	7	9	10	9	9	11	6	16	12	19	129
Irish,	12	14	12	12	10	6	6	10	14	7	4	14	121
English,	3	1	3	3	1	3	5	6	3	—	5	5	58
Canadian,	4	3	4	2	5	7	5	2	—	2	2	1	37
Holland,	—	—	3	1	2	—	—	1	—	—	—	1	8
Scotch,	1	2	1	4	—	1	3	1	1	—	—	2	16
French,	—	1	—	1	—	—	—	—	—	—	—	—	2
Swiss,	—	—	1	—	—	—	—	—	—	—	—	—	2
Russian,	—	—	—	—	—	2	—	—	1	—	—	—	7
Poland,	—	—	—	—	1	—	—	—	—	—	—	—	1
Unknown,	6	7	5	4	4	2	3	3	5	2	1	3	45
Total,	87	94	92	119	122	113	99	87	82	98	88	107	1188
PARENTAGE.													
United States,	13	17	11	24	40	26	15	30	18	27	20	20	261
Foreign,	59	53	65	85	72	80	67	48	49	64	62	80	794
Unknown,	15	24	16	10	10	7	17	9	5	7	6	7	133
Total,	87	94	92	119	122	113	99	87	82	98	88	107	1188
CONDITION.													
Married Males,	15	15	11	18	11	11	8	8	8	13	17	17	157
Married Females,	14	12	9	9	10	7	12	14	14	15	8	13	137
Single,	42	52	60	80	96	88	71	44	48	58	58	62	757
Widowers,	10	2	1	3	3	2	3	5	3	1	5	5	41
Widows,	6	5	2	6	2	3	7	6	7	4	5	5	53
Unknown,	—	8	9	3	2	3	2	5	3	2	2	5	42
Total,	87	94	92	119	122	113	99	87	82	98	88	107	1188
AGES.													
Still Born,	5	9	10	7	8	4	13	8	6	13	10	13	106
Under 1 year,	16	18	25	42	44	32	29	9	17	18	18	21	280
Between 1 and 5 years,	8	10	12	13	18	31	16	12	13	6	11	12	162
.. 5 .. 10 ..	5	5	6	4	2	4	5	4	3	2	4	3	41
.. 10 .. 20 ..	3	5	5	8	11	11	11	9	3	8	9	3	86
.. 20 .. 30 ..	3	12	7	7	10	8	8	11	8	16	7	12	114
.. 30 .. 40 ..	18	6	5	7	6	6	5	9	6	10	10	12	90
.. 40 .. 50 ..	5	6	8	2	4	5	5	7	9	4	4	7	53
.. 50 .. 60 ..	8	8	8	5	5	4	5	7	6	4	4	11	83
.. 60 .. 70 ..	6	6	3	5	4	3	5	2	7	5	3	8	57
.. 70 .. 80 ..	—	1	3	2	1	2	—	3	1	2	4	2	21
.. 80 .. 90 ..	—	—	—	—	—	—	—	1	1	—	—	—	1
.. 90 .. 100 ..	3	6	2	—	1	—	—	4	4	1	—	—	21
Unknown,	1	7	4	12	8	3	6	4	2	7	—	5	68
Total,	87	94	92	119	122	113	99	87	82	98	88	107	1188

TABLE NO. 2.

	April.	May.	June.	July.	August.	September.	October.	November.	December.	January.	February.	March.	Total.
Apoplexy,				1									1
Atrophy,													
Abscess,													
Accident, various,			1										1
.. Scalded,	1												1
.. Railroad,	1												1
.. Burned,	1	1											2
.. Drowned,	1	1											2
.. Gunshot,			5			1	1	1	1				9
.. Fall,		1											1
.. Crushed,			1					2					2
.. Fracture, Scull,					3								3
.. Rupture of Intestine,						1							1
.. Pyemia, from,							1						1
.. Minded,								1					1
.. Suicide,								1					1
Albuminuria,	1	1			2								4
Asthma,					1		2		1	1			5
Aneurism of Aorta,							1						1
Aneurism, Rupture of,							1						1
Anemia,								1					1
Bronchitis,	1	1	1				1			1			5
Cancer,	1	2	1	1	2			1	1	1	3	3	15
Consumption,	13	20	12	13	16	12	10	12	16	19	20	16	179
Convulsions,	4	4	11	4	6	8	7		6	6	4	3	64
.. Puerperal,	2												2
.. Epileptic,	1												1
Congestion of Brain,	1						1	1	1				4
.. Lungs,	1			1		3	1		1		1	1	5
Croup,			1	1		3							5
Cholera Morbus,						3	2	2	4				7
.. Infantum,	1		9	26	23	15	4		1		2		79
Cyanosis,				1									1
Calculus,													
Diarrhoea,													
Diabetes Insipidus,			1	7	2	6	5	2	1			2	27
.. Mellitus,		1											1
Diphtheria,						5	1	2					8
Dysentery,	1	1		1	2	4	1	1	1	2		1	11
Dropsy,	1				3	4	1	1				7	13
.. of Pericardium,					2								2
Debility,													
Delirium Tremens,													
Erysipelas,							1			1			2
Empyema,	2	1		3	1			1			1		7
Eczema,													
Fever, Gastric,	2				2				2				6
.. Intermittent,	1												1
.. Malarial Continued,										1	1		2
.. Puerperal,	1				1							1	3

TABLE NO. 3.

	April.	May.	June.	July.	August.	September.	October.	November.	December.	January.	February.	March.	Total.
Fever, Remittent,	3	2	4	4	2	1	3	3	1	2	4	1	30
.. Scarlet,	1	2	1	5		12	14	6	3	2	2	1	53
.. Typhoid,													
.. Typhus,													
Fistula Perineas,		1											1
Heart Disease,	5	2											7
Hemorrhage, Uterus,			2	3	1	2	6	2	1	1		3	26
.. from Lungs,			1										1
.. from Stomach,					1								1
.. from unknown,													1
Hydrocephalus,	2	8	8	6	3	1	2	1	4			3	27
Inanition,	1	4	1	4		2	2	1	1				13
Inflammation of Brain,		3	3	4	4	17	1	5	1	2	1	3	33
.. Bladder,		4	1	1	1	1		1					10
.. Bowels,	3	4	2	1	1	4		2					17
.. Heart,	1									3			4
.. Kidneys,		2				1	2			1			6
.. Liver,	1	1	2	2		1	1						7
.. Lungs,	10	5	3	2	4	2	2	8	4	13	5	5	63
.. Hip Joint,				1									1
.. Follicles of Mouth,													
.. Ovaries,					1	1					1		3
.. Pleura,				1		1							2
.. Peritoneum,					1								1
.. Stomach,			1	1	1		2	1		2			6
.. Spleen,													
.. Spine,													
.. Womb,			1										1
Jaundice,	1	3	1	8	11	11	5	1	1			1	43
Marasmus,		1											1
Mumps,													
Melacna,													
Old Age,													
Oedema of Lungs,	2	3	3	4	2	1	1	4	3	4	4	2	33

Paralysis,			1	1					2	2	1	1	3
Pyemia,													
Rheumatism,									2		1		1
Septicaemia,											1		
Spinal Disease,											1	2	
Serofula,			1		1		1			1	1		1
Spina Bifida,			1										
Syphilis,						1				1	1		
Still and Premature Births,	6	12	11	7	12	8	14	9	8	14	10	16	12
Tumor of Bladder,	1												
Ulceration of Stomach,	1												
Unknown,	7	2	2				4		6		1	5	2
Uraethrae Occlusion,					1			1					
Uræmia,													
Whooping Cough	1						1		3	1	2	3	1
Total,	87	94	92	119	122	113	99	87	82	98	88	107	118

TABLE No. 4.

	April.	May.	June.	July.	August.	September.	October.	November.	December.	January.	February.	March.	Total.
INTERRED AT													
Mt. Hope,	46	56	46	76	78	63	58	58	38	63	62	61	707
St. Patrick,	24	25	31	26	25	22	17	17	25	15	17	23	267
St. Joseph,	7	7	11	15	17	23	11	10	12	12	6	14	143
St. Bonifacius,	2	2			1		9		3	4	1		26
St. Peter and Paul,	6	4	4	1	1	4	4		6	1	1	5	36
Away,	2				1				1				9
Total,	87	94	92	119	122	113	99	87	82	98	88	107	1188
FROM OUT OF CITY AT													
Mt. Hope,	8	9	5	8	14	16	16	13	7	13	15	15	139
St. Patrick,	5	5	1	2	4	2	4	3	1	8	1	4	40
St. Joseph,	4	2	1	2	5		5	5	2	6		8	40
St. Bonifacius,	1											1	7
St. Peter and Paul,			1					1		2			2
Total,	18	16	8	14	23	18	25	21	11	29	16	29	288
Total Interments,	105	110	100	133	145	131	124	109	92	127	104	136	1416

TABLE No. 5.

Cause of Death.	
Died from Disease.....	973
" Casualties.....	55
Stillborn and Premature Births.....	127
Died from Old Age.....	33
Total Burials.....	1188

TABLE No. 6.

No. of burials reported.....	1188
Deduct Still Born.....	106
No. of deaths in the year.....	1082
One in 11 are Still B. rn, or about.....	.09 per cent.
About one-half died before 10 years, or.....	.50
.. .. one in four died before one year, .25	.25
.. .. 7 died between 1 and 5 yrs.....	.15
.. .. 26 .. 5 .. 10 ..	.04
.. .. 13 .. 10 .. 20 ..	.08
.. .. 9 .. 20 .. 30 ..	.11
.. .. 12 .. 30 .. 40 ..	.08
.. .. 18 .. 40 .. 50 ..	.05
.. .. 13 .. 50 .. 60 ..	.08
.. .. 16 .. 60 .. 70 ..	.06
.. .. 19 .. 70 .. 80 ..	.05
.. .. 51 .. 80 .. 90 ..	.02
.. .. 162 .. 90 .. 100 ..	.0009

The city of Rochester has been settled about half a century. It is young fresh and beautiful, having most of the advantages of large cities and nearly all those of the rural districts.

It is well drained by a river passing through its midst which has a fall of about one hundred feet, within the city. The city is six miles from Lake Ontario. This large body of water tempers our climate both in winter and in summer.

TABLE No. 7.

COMPARATIVE MORTALITY OF SEVERAL CITIES OF THE UNITED STATES.

City.	Year.	Mortality.	Popul'n.	Per Thousand.	27 of whole population in a year.*
New Orleans,	1870	5,342	191,512	28,	36, or one death out of 27
New York,	1869	24,601	1,000,000	24,	.. .. .. 40
Brooklyn,	1869	8,667	370,000	23,	.. .. .. 42
San Francisco,	1870	3,551	170,380	19,	.. .. .. 53
Providence,	1870	1,263	68,906	18,	.. .. .. 54
Rochester,	1870	1,082	62,424	17,	.. .. .. 57
Cincinnati,	1870	3,740	260,000	14,	.. .. .. 69

The population of New York, Brooklyn and Cincinnati are given in round numbers, and are evidently estimated and probably over-estimated. Of the other cities it is taken from the U. S. Marshal's report. If the population of Cincinnati be overrated, then the rate of mortality is underrated.

*Since the above report was made I have procured the number of population of Cincinnati according to the last U. S. census.
Cincinnati—Deaths, 3,740; Population, 216,239; in a thousand of population, 17, or one in 59.

TABLE NO. 8.

Table of Death Rate of Different Countries.

	Year.	Per Thousand.
Russia,	1842	36
Austria,	1842	30
Prussia,	1841	27
United States,	1841	25
France,	1860	23
England,	1860	20

It will be seen that Rochester is one of the healthiest of cities.

For the purpose of uniformity throughout the United States, I have made my estimate of rate of mortality from the population of our city as given by the late United States census report, which was obtained through the courtesy of United States Marshal Quinby.

The previous estimates have been made up on a larger population, and hence our mortality report this year is not apparently as favorable as on previous years.

The last year has been remarkable for continuous warm and dry weather throughout the spring, summer and autumn. We have had no epidemic diseases. The mortality has been greatest among children of foreign parentage, many of whom died without the attendance of any physician, and many having been seen but once before death. There is no excuse for such neglect in a city when there are two hospitals and a large number of physicians employed by the city to take care of all who have not the means to procure medical attendance. The small mortality at the Arphan Asylums and House of Refuge shows how much human life would be prolonged if the best of care and food could be given to all.

SMALL POX.

We have been highly favored the last year in not having had a single case of small pox in the city.

Many years ago this disease was a great scourge, destroying thousands yearly and marring the beauty and constitutions of many thousands more.

We have nearly forgotten that such a disease ever existed, and in our forgetfulness we are in danger of neglecting the great prophylactic which through Jenner has saved the human race from so much suffering. I feel it to be my duty to remind your Honorable Body that in this matter of vaccination be neglected we shall again have small pox

INFLAMMATION OF THE LUNGS.

The deaths from this disease were twelve less than the year previous, and the largest number of deaths was in January, which was the coldest and most uncomfortable month of the year.

TABLE NO. 13.

Typhoid Fever—No. of Cases in Each Month.		No. Cases.	
April	1	October	14
May	2	November	6
June	1	December	3
July	5	January	3
August	3	February	2
September	12	March	2
Total	32		54

TABLE NO. 14.

Typhoid Fever—No. of Cases for last Four Years.		No. Cases.	
1867	50	1869	32
1868	37	1870	54

raging in our midst. With every person carefully vaccinated I believe we could eradicate the disease, or at least prevent its spreading.

I would suggest that suitable arrangements be made to ensure the vaccination of all children and unprotected persons in the city and suburbs.

TABLE NO. 9.

Consumption—No. of Cases in Each Month. For Year 1870.

April	13	October	10
May	20	November	12
June	12	December	16
July	13	January	19
August	16	February	20
September	12	March	16
Total, 1870.	129		179

TABLE NO. 10.

Consumption—for last Four Years.

1867, No. of cases	165
1868, " "	175
1869, " "	152
1870, " "	179

CONSUMPTION.

From the table of mortality it will be seen that 169 persons died from consumption last year. This is one out of six of all the deaths, and as half of the deaths are under ten years of age, and as consumption is rarely found under that age, it will be seen that nearly one-third of all those who died last year in our city who were over ten years of age died from consumption. Three persons out of every thousand of our population died from this disease.

To avoid this disease, keep your houses and grounds free from dampness, and do not shut out the light and heat of the sun.

TABLE NO. 11.

Inflammation of Lungs—No. of Cases in Each Month, of Years 1869 and 1870.

	1869	1870
April	5	10
May	8	5
June	3	3
July	12	2
August	3	2
September	5	2
October	4	2
November	8	8
December	2	4
January	7	13
February	7	5
March	14	5
Total	85	63

TABLE NO. 12.

Inflammation of Lungs—for last Four Years.

1867	57	1869	85
1868	52	1870	63

TYPHOID FEVER.

There were reported of this disease twelve more fatal cases than in the year previous, and this disease prevailed most in or near imperfectly drained ground.

TABLE NO. 15.

Scarlet Fever—No. of Cases in Each Month.

No. Cases.		No. Cases.	
April	3	October	3
May	2	November	3
June	2	December	1
July	4	January	2
August	2	February	4
September	1	March	1
Total for 1870.	21		30

TABLE NO. 16.

Scarlet Fever—No. of Cases for Last Four Years.

No. Cases.		No. Cases.	
1867	102	1869	25
1868	81	1870	30

SCARLET FEVER.

This disease prevailed to a moderate extent, and there were but a few fatal cases reported, but there were a few cases of dropsy reported of children, which should have been reported as cases of this disease.

TABLE NO. 17.

Summer Diseases—For the last Five Years.	1866	1867	1868	1869	1870
Cholera Morbus.....	7	2	1	0	1
Cholera.....	0	1	0	0	0
Cholera Infantum.....	55	18	35	58	79
Diarrhea.....	5	21	39	60	27
Dysentery.....	16	17	8	12	3
Marasmus.....	3	10	3	26	48
	86	69	86	156	163

Marasmus is put into this table, as from the season when these cases are reported it is presumed to be Chronic Diarrhea.

SUMMER COMPLAINT.

There was a slight increase of deaths from the above diseases over the previous year. The summer was very hot.

MILK.

Milk is the main article of food for children at the age when they are "cutting their teeth." During the hot month our mortality is greatly increased, and this increase is mainly among infants between one and five years of age. These deaths are the result of diarrhea and imperfect digestion or nutrition. Children in the country, where the milk, after being taken from the cow is immediately carried to and kept in a cool place till used, do not suffer from "summer complaints." Hence, we might infer with B. M. Owen, Milk Inspector of Cincinnati, that putrid milk is an active agent in producing these diseases. I will quote from Inspector Owen's report:

FROM INSPECTOR OWEN'S REPORT.

"The importance of removing animal heat from milk before sending it to market, cannot well be over estimated in our city. Thousands of children die during the summer months of diseases of the digestive organs by unwholesome milk alone. There is another condition of milk far more unwholesome than sour milk. It is called tainted milk, and is produced by transporting warm milk during the extremely hot weather to market in closely covered cans. On opening the cans a sickly offensive odor, we might as well call the odor of putrid meat, animal odor rises. The milk is not sour. It has a slimy, alkaline taste. Putrification has commenced in it. It is putrid and poisonous. It is a startling fact, not generally known, but nevertheless true, that milk brought to the city during the extremely hot weather, confined in close cans, and exposed to the noonday sun, reeking hot, with the animal heat not removed, is sometimes sold in this putrid state, and is about as wholesome for food as putrid meat or rotten eggs. Yet it is used under the mistaken notion that because it is not sour, it is not unwholesome. Little, if any, of the milk brought to this city is properly cooled; most of it is not cooled at all, and that which is peddled around usually is not fit to be poured down the throats of helpless infants. No wonder so many children die. The wonder is so many live. The milk ought to be cooled thoroughly, immediately cooled."

DYSENTERY,

which in the earlier period of the settlement of our city was so fatal a disease, has for the last few years nearly ceased to be a cause of death. It is probably a disease of malaric origin, and its disappearance is evidence of the improved condition of our climate.

SEWERS.

There some portions of our city not supplied with sewers. I would remind your Honorable Body that these low undrained lots are a fruitful source of disease, not only to those who live upon their borders, but to those who are comparatively remote from them. Every foot of ground and every cellar should be drained *dry*.

MEASLES.

From this disease we have not had one death reported—the result possibly of our remarkably mild weather throughout the most of the year.

SHADE AND TREES.

One beauty of our city is the luxuriant growth of shade trees, but it should not be forgotten that the warmth and light of the sun are essential to health, and that shade trees and shrubs should not be planted close to the dwelling house, nor too near together in the lawn; grass will not grow under heavy shade, and the ground becomes sour and unwholesome—gasses and dampness are the result. The sun should touch the base of the wall of the dwelling on every side during its course from morning to night.

DISINFECTION OF NIGHT SOIL.

One of the great evils and annoyances of a city is the "night cart," which fills the street where it passes with offensive and unwholesome effluvia. This may be obviated to a certain extent, and I would suggest to the Board of Health to require the Scavengers to procure the proper material and to use it before removing the "night soil" from the vaults. About two pounds (or one quart) of liquid sesqui chloride of iron, full strength, combined with ten percent of its own weight of crude carbolic acid, will disinfect a cubic yard of "night soil," according to experiments made by order of the Metropolitan Board of Health, New York city.

This disinfectant is mixed before use with ten times its volume of water, and then about one-half of this solution is poured upon the contents of the privy and thoroughly stirred with an implement. About half an hour after this has been done they begin to empty the privy, gradually using more of the disinfectant material, as they take the "soil" out. The residue is then sprinkled over the walls of the vault to disinfect them thoroughly. The price of this fluid prepared for use can probably be furnished to the Scavengers at a cost of thirty cents for each load to be removed.

TABLE NO. 18.
MONTHLY MORTALITY FOR LAST ELEVEN YEARS, ENDING MARCH 31, 1871.

	1860	1861	1862	1863	1864	1865	1866	1867	1868	1869	1870	
April.....	86	72	85	84	98	59	70	84	70	77	87	872
May.....	78	77	111	91	108	77	72	97	69	84	94	958
June.....	66	80	105	62	93	79	49	82	65	73	92	846
July.....	81	80	100	73	94	92	87	81	100	101	119	1,018
August.....	105	106	160	155	204	119	79	112	119	117	122	1,386
September.....	94	100	135	120	238	138	83	97	77	140	92	1,070
October.....	65	82	95	87	124	124	74	112	95	113	113	877
November.....	73	86	85	85	80	78	83	77	56	107	87	874
December.....	65	82	105	103	61	69	57	91	83	76	82	829
January.....	76	74	91	78	68	63	46	89	71	75	98	829
February.....	64	72	71	83	73	66	54	94	62	64	88	791
March.....	89	89	110	93	93	70	89	93	93	85	107	1,014
	942	1,000	1,253	1,119	1,334	1,034	843	1,112	960	1,112	1,188	11,897

The report of deaths is probably as nearly correct as in the majority of cities. There are many imperfections in the medical certificates, which, by constant care and attention on the part of the Board of Health, may be gradually corrected.

HEART DISEASE

is the report of many physicians and coroners without any examination of the case before or after death. Two or three years ago I called the attention of the County Medical Society to this subject and requested them to examine after death all such cases in order to correct the erroneous impression that heart disease was the ordinary cause of sudden death. The following notice was published in my monthly report for May:

To Coroners and Physicians:

Coroners and physicians are respectfully requested to report as unknown and sudden cases of sudden death, in which a previous acquaintance or a post-mortem examination has not demonstrated the cause. We are not, in the opinion of the Health Officer, justified in concluding that because a person in apparent health was suddenly stricken dead, the cause of death was disease of the heart. On the contrary, disease of the heart generally is known by decidedly marked symptoms long before it produces death. It is very desirable to obtain the number and locality of all sick with any special disease, that we may be enabled to discover the active cause of disease and death. Much has been accomplished in this way, especially in our large cities, where they have a large fund to expend. Cincinnati expended in years 1869-70, \$43,273.64. That these funds are well expended is shown by the admitted fact that the present mortality of the human family is much less than it was a century ago. Pure air, good food, comfortable clothing, plenty of sunlight and moderate labor are the essentials of health and longevity.

In order to obtain the greatest amount of benefit from an organized Board of Health, the commissioners should be few, and they should be permanent and should give their entire time and attention to the investigation of the subject, and they should have the power to appoint all their inspectors and medical officers.

HEATING AND VENTILATION.

Before closing my report, I would call the attention of your Honorable Body to the subject of heating and ventilating private and public buildings. In a climate where we have so many months in which it is necessary to

have artificial heat this is a matter of the first importance. Of late it has become the fashion to use steam for heating. Where proper arrangements are made for thorough ventilation, steam is probably the best method of heating we have; but where the apartments are heated by local radiators, and where no special arrangements are made for complete and frequent change of air, it is in my opinion the most objectionable. This will be obvious to any one who reflects that the air is heated in a room without a chimney or a draft of any kind to carry off the exhausted and poisoned atmosphere, or who will go into some one of our public buildings heated by steam (and where imperfect arrangements are made for a change of the air) an hour after it has been filled, Persons with weak lungs or feeble constitutions should avoid crowded and unventilated rooms, public or private.

Respectfully submitted.

H. F. MONTGOMERY, Health Officer.

April, 1871.

Ald. Stape, moved that the Health Officers, annual report be received filed and published. Carried.

By Ald. Mandeville, Petition of I. F. Force for permission to remove a wood building on his lot No. 14 situate on Manhattan street, Wood Building Committee.

Petition of A. J. Hall, for permission to move and erect a wood building on his premises No. 31 situate on Court street. Wood Building Committee.

Ald. Mandeville, from the Wood Building Committee reported in favor of the petitions of the following named persons.

Conrad Zimmer, R. N. Warfield, David Little, Geo. E. Ely, C. A. Milliner, F. S. Hunn, John Cline, John A. Reynolds, A. Lerch, Robert Currie, A. J. Hall and I. F. Force, and moved that the prayer of the several petitions be granted. Carried.

By Ald. Selye, Resolved, That the City Surveyor is hereby directed to establish the east line of Lake avenue from McCracken street, to the north line of the city, and that the said City Surveyor and street Superintendent are hereby directed to remove all obstruction in said avenue immediately, and charge the expense to the owners of the property where such obstructions exist. Adopted.

By Ald. Selye, Whereas the ordinance relating to Railroads, is totally disregarded by the New York Central and Hudson River R. R. Co., said company permits its cars and locomotives to run at a much higher rate of speed through the city than the ordinance allows, and the streets to be obstructed by

the switching off of cars and backing up of trains, and whereas great damage and injury result from such violation to citizens who live in the neighborhood of the track of said Railroad and those who have occasion to use and do business in the streets thus obstructed.

Resolved, That any tax payer may prosecute any Railroad Company which shall violate said ordinance, for violations thereof at his own costs, charges and expense in the name of the city and the persons thus prosecuted shall be entitled to retain out of penalties collected of such company, three fourths thereof for his services, trouble and expences in such prosecutions, and the remaining fourth he shall pay to the Treasurer of the city. Adopted.

By Ald. Selye, Resolved, That the City Assessors be and they hereby are requested to report to this board at their earliest convenience:

First—The aggregate valuations of real and personal property respectively in this city annually from 1850 to the present time inclusive.

Second—The amount of the general city tax each year for that period. Adopted.

By Ald. Selye, Petition of F. W. Berg and others in reference to the quarries on Francis street between Magnolia and Flint streets, asking the Common Council to take action in the matter.

Ald. Kelly moved its reference to the Aldermen of the Eighth Ward, in conjunction with the Sewer Committee and School Committee.

Ald. McConnell moved to amend, by striking out the word "Sewer," and insert therefor "street." Lost.

Ald. Kelly's motion to refer was declared carried.

Ald. Kelly presented a petition, in conformity with Ald. Selye's resolution of last meeting, in relation to his erecting wood buildings. Wood Building Committee.

By Ald. Kelly—Resolved, That the taxpayers on Thompson street are hereby permitted to construct a 12-inch tile sewer in said street, from a point 25 feet north of the north line of Jones av., and to discharge into Lorimer street sewer—the same to be done under direction of the Sewer Committee and City Surveyor. Adopted.

By Ald. Kelly—Resolved, That his Honor the Mayor is hereby authorized to appoint, not to exceed two additional temporary Policemen, to serve as cattle police. Said appointments to be discontinued whenever the Mayor shall deem said services not necessary. Adopted.

By Ald. Kelly—Whereas, A number of well-known and respected citizens of Rochester have been greatly annoyed by some of the United States officials, and more so by irresponsible detectives and spies, entering stores and factories either without any legal authority, or overstepping such authority, subjecting honest and good citizens to unnecessary, vexatious and pecuniary losses, at the same time involving the United States Government in enormous expenses.

Resolved, That while we acknowledge the necessity of levying extraordinary taxes to meet extraordinary expenses, created by a

wicked rebellion, and while we consider it the obligation of every good citizen to assist the regular officers of the United States, in the exercise of their respective duties, we at the same time highly condemn the actions of some of the officials; and particularly would we expose those wretched detectives and spies, tolerated and encouraged by some of the officers contrary to the spirit of our glorious republican institutions.

Resolved, That we approve of the resolutions passed by the United States Grand Jury, lately assembled in this city; also, of the course pursued by the United States District Attorney and his assistants, in regard to this matter; hoping that further and more effective steps may be taken by our Legislators in Washington to exterminate the root of this evil, and to that effect a copy of these resolutions be sent to our worthy Senators now in Washington, as the expression of the citizens of Rochester, without distinction of party.

Ald. Gerling moved to postpone action on the resolutions until the second regular meeting in April next. Lost by the following vote:

Ayes—Ald. Gould, Rogers, Pond, Heavey, Connolly, McConnell, Stone, Mandeville, Stape, Stade, Parsons, Aikenhead—12.

Nays—Ald. Whitcomb, Aldridge, Wait, Herzberger, Smith, Caring, Stern, Glover, Craig, Kelly, Selye, Charters, Gerling, Stebbins, Whitmore, Mauder—16.

Ald. Kelly moved the previous question: "Shall the main question be now put?" was declared carried.

The original preamble and resolutions of Ald. Kelly were then declared carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Herzberger, Heavey, Smith, Caring, Stern, Glover, Craig, Kelly, Selye, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade—18.

Nays—Ald. Wait, Rogers, Pond, Connolly, McConnell, Stone, Mandeville, Stape, Parsons, Aikenhead—10.

Ald. Whitmore moved that when the Board adjourn it be to Tuesday evening next, at 7½ o'clock.

Ald. Caring moved as an amendment to strike out "next" and substitute therefor "May 30th." Carried.

Ald. Whitmore's motion as amended, was then declared. Carried.

By Ald. Kelly. Bill of W. C. Rowley, P. M. Bromley and Geo. Wilson, (Commissioners for the Chapin street extension). Referred to the Contingent Expense Committee.

By Ald. Kelly. Resolved, That the owners of land on each side of Pleasant street, be, and are hereby ordered to repair the walks in front of their premises within 20 days, and in case they do not comply, then the Street Superintendent repair the same at the expense of such owners. Carried.

By Ald. Mandeville. Resolved, That it is the sense of this Board, that the course of Ald. Selye in relation to the Bridge at Vincent Place, has been straight forward and consistent, and for the best interest of the city at large.

Ald. Glover moved the previous question, "shall the main question be

now taken." was declared carried as follows:

Ayes.—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Connolly, Stern, Glover, McConnell, Stone, Mandeville, Stape, Stebbins, Whitmore, Stade, Aikenhead—18.

Nays.—Ald. Smith, Caring, Craig, Kelly, Gerling, Mauder, Parsons—7.

Ald. Mandeville's resolution in reference to Ald. Selye, was then adopted by the following vote:

Ayes.—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Connolly, Stern, Glover, McConnell, Stone, Mandeville, Stape, Stebbins, Whitmore, Stade, Parsons, Aikenhead—19.

Nays.—Ald. Smith, Caring, Craig, Kelly, Gerling, Mauder—6.

By Ald. Stone. Resolved, That the Treasurer receive two per cent. from all persons who have built their own walks on South York street. Adopted.

By Ald. Craig. Resolved, That the City Treasurer be, and he is hereby directed to receive from Charles W. White, 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 the following vote:

Ayes.—Ald. Whitcomb, Aldridge, Wait, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Charters, Gerling, Mauder, Stade, Parsons, Aikenhead—18.

Nays.—Ald. Gould, Rogers, Pond, Herzberger, Selye, Mandeville, Stape, Stebbins, Whitmore—9.

By Ald. Craig. Resolved, That the Superintendent be, and he hereby is directed to notify Messrs. Lord & Mudgett to repair the walks on Olean street, torn up last winter by them. Adopted.

By Ald. Craig. Resolved, That the City Messenger be instructed to prepare and provide a suitable lunch for this Board at each of its regular meetings. Lost, as follows:

Ayes.—Ald. Gould, Rogers, Connolly, McConnell, Stone, Craig, Selye, Stape, Charters, Gerling, Stebbins, Whitmore—12.

Nays.—Ald. Whitcomb, Aldridge, Wait, Pond, Herzberger, Smith, Caring, Stern, Glover, Kelly, Mandeville, Mauder, Stade, Parsons, Aikenhead—15.

Ald. Glover moved to suspend the rule to adjourn at 11 o'clock. Lost by the following vote:

Ayes.—Ald. Whitcomb, Aldridge, Connolly, Stern, Glover, McConnell, Kelly, Gerling, Parsons, Aikenhead—10.

Nays.—Ald. Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Mauder, Stade—15.

By Ald. Glover—Resolved, That the City Treasurer refund to the tax-payers on Broadway street 30 per cent. of their assessment, for cross-walks on Marshall street, and the same be charged to erroneous assessments.

Ald. McConnell moved to table the resolution. Carried.

By Ald. Connolly—Resolved, That the Treasurer pay, when there are funds applicable, as follows: George Pringle, on his contract for sprinkling Main, Buffalo and other streets, \$1,000.00, and charge that fund. Adopted by the following vote:

Ayes.—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, McConnell, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

Nays.—Ald. Glover—1.

By Ald. Connolly—Resolved, That the City Clerk draw an order in favor of the Finance Committee of the Grand Army of the Republic for the sum of five hundred dollars, for defraying the expenses of their celebration on Decoration Day, and charge that amount to Contingent Fund. Adopted by the following vote:

Ayes.—Ald. Whitcomb, Aldridge, Wait, Pond, Smith, Caring, Connolly, Stern, Glover, McConnell, Kelly, Selye, Stape, Charters, Gerling, Mauder, Stade, Parsons, Aikenhead—19.

Nays.—Ald. Gould, Rogers, Herzberger, Mandeville, Stebbins, Whitmore—6.

Ald. Connolly presented the following proposals for sprinkling streets: George Pringle & Co., for North and South St. Paul streets for the balance of the season, \$1,200.00; North Clinton street for the balance of the season \$270.00.

By Ald. Connolly—Resolved, That the Mayor be and is hereby requested to execute a contract with George Pringle & Co., for sprinkling North and South St. Paul streets and North Clinton street, in accordance with their proposition.

Ald. Glover moved to table the resolution of Ald. Connolly until the next regular meeting. Carried.

By Ald. Connolly—Resolved, That the Treasurer be and is hereby directed to receive 83¼ per cent. in full of all persons assessed for sprinkling North and South St. Paul streets.

Ald. Glover moved to table the resolution until the next regular meeting. Carried.

Ald. Kelly moved a reconsideration of the vote on the motion of Ald. Whitmore, to adjourn until May 30th. Lost.

Adjourned. W. F. MORRISON,
City Clerk.

IN COMMON COUNCIL—May 30, 1871.

REGULAR MEETING.

President Ald. C. R. Parsons presiding.

Present—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Caring, Connolly, Stern, Glover, Mandeville, Whitmore, Mauder, Stade, Parsons, Aikenhead—15.

Absent—Ald. Whitcomb, Wait, Heavey, Smith, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins—13.

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

Ald. Rogers moved as an amendment to substitute "Thursday" for "Friday." Carried by the following vote:

Ayes.—Ald. Gould, Rogers, Pond, Herzberger, Connolly, Stern, Glover, Mandeville, Whitmore—9.

Stade, Parsons, Aikenhead—6.

Ald. Caring's motion as amended was then declared carried.

Adjourned.

W. F. MORRISON,
City Clerk.

In Common Council, June 1, 1871.

ADJOURNED MEETING.

President Ald. C. R. Parsons, presiding.
Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

APPROVAL OF MINUTES.

The Clerk stated that an error (typographical) had occurred in proceedings of May 16th (at folio 54 of printed proceedings), in the first ordinance for the improvement of South Clinton street. The ordinance reads, in territory to be assessed, "the east side," which should read "each side."

Ald. Mauder moved that the minutes of meeting of May 16th be amended by striking out the words "the east side," and insert therefor "each side." Carried.

The minutes of the previous meetings, May 16th and 18th, as published in the "Book of Proceedings," as amended, were, on motion of Ald. Mauder, approved.

PETITIONS AND CLAIMS.

By Ald. Aldridge—Bills of A. J. Warner & Co., Dominick Mura, J. W. Adams, Fred. Zimmer, and Hulbert & Carpenter. Committee on House for Idle and Truant Children.

By Ald. Rogers—Bills of Isaac Butts, M. Butler & Co., Jacob Lux and Monthly Pay Roll. Fire Department Committee.

Remonstrance of Patrick Barry and others against extending the Lake avenue sewer (at Deep Hollow) farther north than the south line of the Granger farm. Table.

Remonstrance of C. B. Woodworth and others against the passage of the final ordinance for the construction of a sewer in Lake avenue (at Deep Hollow). Table.

By Ald. Herzberger—Remonstrance of Chas. S. Hall and others against granting permission to Glenn & Hall to erect a wood building upon a lot adjoining the Rochester Opera House. Table.

By Ald. Heavey—Remonstrance of P. B. Viele and others against the passage of the final ordinance for the improvement of South Clinton street. Table.

Remonstrance of J. C. Forkel and others against the passage of an ordinance for the improvement of Rome street. Table.

Remonstrance of Geo. Weber and others against being assessed for Atwater street cross-walks. Table.

By Ald. Connolly—Remonstrance of Jacob Guhman and others against being assessed for Atwater street cross-walks. Table.

Remonstrance of William Moore and others against being assessed for Atwater street cross-walks. Table.

By Ald. McConnell—Bills of S. C. McCarn and A. B. McConnell. Park Committee.

Remonstrance of George Chapman and others against the passage of the final ordinance for the construction of a sewer in Hamilton Place. Table.

By Ald. Stern—Remonstrance of Charles Heiter and others residing on St. Joseph street against being assessed for Atwater street cross-walks. Table.

Bills of J. C. Miller & Son, S. B. Raymond, Buell & Hayden, C. T. Amsden & Son, French & Smith, C. F. Wolters, and E. R. Andrews. Contingent Expense Committee.

Bills of Sidney G. Gwynne and Lindley L. Barrett. Map Survey and Record Committee.

By Ald. Stone, Bills of J. E. Butterfield, George Schofield, Rochester Printing association, Sidney B. Roby, S. J. Wagoner, William Brown, George Mannel, E. R. Andrews, H. F. Van Dake, W. Carlton Brown, John Nagel, C. Merlau, George Wait, Homer Gordon, A. L. Morris, and G. & C. Herzberger. Poor Committee.

Ald. Kelly presented the following:

To the Hon. the Common Council:

GENTLEMEN.—We respectfully ask permission of your Hon. Board, to construct a wall at the South East corner of Lake avenue and McCracken street, for the want of the Street Railroad.

Respectfully
C. B. WOODWORTH.

Rochester, June 1871.

Referred to the Street Committee, with instructions to report at next regular meeting.

Petition of Charles M. Deutsch, for permission to erect a wood building on his lot No. 8 situate on the alley between Champlain and Perkins street. Wood Building Committee.

Bills of C. R. Parsons, Geo. Pringle & Co., Rochester Printing Association, Curtis, Morrey & Co., Holloway & Normington, Horace Hoyt, Mathew Daus, and Street Supts pay roll. Street Committee.

Remonstrance of John Rankin and others, against the passage of an ordinance for the improvement of Saratoga avenue from Lyell street to Lorimer street. Referred to the Improvement Committee.

By Ald. Stape—Bills of B. L. Hovey, W. A. White, James O'Connor, Daniel Murphy and Mt. Hope Cemetery—Committee on Public Health.

Bills of S. M. Sherman and Brown, Tuity & Co.—Police Committee.

By Ald. Mandeville—Petition of Henry Cortett for permission to erect a wood building on his lot No. 38, situate on Concord avenue—Wood Building Committee.

By Ald. Gerling—Petition of J. M. Lauer to the Common Council, to restrain Frank Chaffee from erecting an eight inch outside wall of his building corner of Court and Manhattan street.

Ald. Gerling moved to refer the petition to the Committee on Ordinances.

Ald. Rogers—Moved to table—Carried.

Petition of James Hanvey and others for permission to construct walks in front of their premises, situate on the North side of Brown street, between Mague and Clark streets—Table.

Petition of Charles Miller and others, for the passage of an ordinance for the construc-

tion of a stone sewer in Campbell street, from Saxton street to Child street—Table.

Remonstrance of Michael Gruber and others against the construction of a sewer in Campbell street—Table.

By Ald. Aikenhead—Bill of J. E. Relyea—Lamp Committee.

Petition of A. Sloman and others for the passage of an ordinance for the construction of cement walks on Court street, from Chestnut street to William street—Referred to the Improvement Committee.

By Ald. Caring—Bills of McConnell & Jones and Jos. Cochrane—Sewer Committee.

By Ald. Stone—Bill of L. McKay—Police Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Rogers, from the Fire Department Committee, reported in favor of the claim of James Murray.

By Ald. Rogers—Resolved, That the Treasury pay to James Murray, one hundred dollars in full for all claims against the city upon his executing the necessary papers under direction of City Attorney, and charge Fire Department Fund. Adopted by the following vote:

Ayes.—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Gerling, Stebbins, Whitmore, Mauder, Parsons, Aikenhead—23.

Ald. Rogers, from the Fire Department Committee, reported in favor of the claim of John Kisingbury, and presented the following:

By Ald. Rogers—Resolved, That the Treasurer pay to John Kisingbury, one hundred dollars in full for all claims against the city upon his executing the necessary papers, under direction of the City Attorney, and charge Fire Department Fund. Adopted by the following vote:

Ayes.—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Gerling, Stebbins, Whitmore, Mauder, Parsons, Aikenhead—23.

Ald. Rogers, from the Fire Department Committee, reported in favor of the bills of Isaac Butts, M. Butler & Co., Jacob Lux and monthly pay roll—Finance Committee.

Ald. Kelly, from the Street Committee, reported in favor of the bills of C. R. Parsons, George Pringle & Co., Rochester Printing Association, Curtis, Morey & Co., Holloway & Normington, Horace Hoyt, Mathew Daus and Street Superintendent's pay roll—Finance Committee.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bill of J. E. Relyea—Finance Committee.

Ald. Stern, from the Map, Survey and Record Committee, reported in favor of the bills of Sidney G. Gwynne and Lindley L. Barrett—Finance Committee.

Ald. Stern, from the Contingent Expense Committee, reported in favor of the bills of J. C. Miller & Son, S. B. Maymond, Buell & Harden, C. T. Amsden, French & Smith, C. F. Wolters and Ezra R. Andrews—Finance Committee.

Ald. Aldridge, from the Committee on House for Idle and Truant Children, reported in favor of the bills of A. J. Warner & Co., Dominick Mura, John W. Adams, Fred. Zimmer and Hulburt & Carpenter—Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the bills of McConnell & Jones, and Joseph Cochrane—Table.

Ald. McConnell, from the Committee on Public Parks, reported in favor of the bills of S. C. McCarn and A. B. McConnell—Finance Committee.

Ald. Mandeville, from the Committee on Wood Buildings, reported in favor of the petitions of Gasper Weegan and others, and presented the following:

By Ald. Mandeville—Resolved, That Casper Weegan, Richard Wright, I. W. Davis, R. & J. Whalen and Henry Corlett have permission to erect wooden buildings, in accordance with their petitions, under the direction of the Wooden Building Committee and Fire Marshal—Adopted.

Ald. Stape, from the Committee on Public Health, reported in favor of the bills of B. L. Hovey, W. A. White, James O'Connor, Daniel Murphy, Mt. Hope Cemetery—Finance Committee.

Ald. Stone, from the Committee on Relief and Support of the Poor, reported in favor of the bills of J. C. Butterfield, George Schofield, Rochester Printing Association; S. B. Roby, S. J. Wagoner, William Brown, George Manuel, E. R. Andrews, H. F. Van Dake, Conrad Zimmer, W. Carlton Brown, John Nagel, C. Merbau, Geo. Wait, Homer Gorton (two bills), A. L. Morris and G. & C. Herzberger—Finance Committee.

Ald. Stebbins, from the Finance Committee, presented the following:

FINANCE BUDGET.

ROCHESTER, June 1, 1871.

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

CONTINGENT FUND.

John Williams, Treasurer, disbursements to May 9	\$ 71 10
W R Culkins, making unredeemed tax lists, pay Jesse Shepherd	50 01
W S Grantsyn, Surveyor, 1 mo salary to June 1	250 0
W F Morrison, Clerk,	135 33
Jesse Shepherd, Attorney,	125 00
D McKay, Assessor, 1 mo	150 00
E T Oatley,	150 00
J J Shaffer,	150 00
T H Hopwood, Messenger 1 mo	45 68
F Lockhart, Watchman,	35 00
Mayor's Clerk, 2 months salary to June 1, pay C W. Briggs	133 33
And charge Contingent Fund.	

HIGHWAY FUND.

William Wolff, repairing sidewalks	\$ 5 62
Wm Couchlin, 1 month and 4 days services to April 7 as cattle police, pay Treasurer	57 00
C R Parsons, lumber	305 92
John Frick, Street Superintendent, 1 month's salary to June 1	150 00
Patrick Golden, 1 month's salary to June 1, cattle police	50 00
Charles Kadcliffe, 1 month's salary to June 1, cattle police	50 00
John Baker, 1 month's salary to June 1, cattle police	50 00
Owen Smith, 12 days salary to June 1, cattle police	23 07
William Brown, 12 days salary to June 1, cattle police	23 07
Patrick McCue, 1 month's salary to June 1, cattle police	50 00
John Frick, Superintendent's pay roll to June 1	1,014 86
And charge that Fund.	

LAMP FUND.

John King, hack hire, per committee.....\$	3 75
J Leo White, carting lamp posts.....	3 50
J Gommenginger, setting lamp posts.....	3 50
N H Galusha, three lamp posts.....	37 50
And charge that Fund.	

PARK FUND.

Steele & Avery, one pony mower.....\$	86 00
A B McConnell, labor and materials, pay Treasurer.....	235 50
John Rothgangel, labor on parks, pay Treasurer.....	25 00
And charge that Fund.	

HEALTH FUND.

G W & C F Crouch, rent of Island to May 1....\$	35 00
August Woolart, board of patients at Hope Hospital.....	42 00
C Schneider, burying dead animals.....	50
John Raker, scavenger work.....	1 00
Daniel McTaggart, burying dead animals.....	75
August Woolart, Keeper Hope Hospital, 1 mo salary to June 1.....	50 00
Daniel McTaggart, Inspector, 1 month's salary to June 1.....	50 00
John R Stiles, Inspector, 1 month's salary to June 1.....	50 00
August Wagner, Inspector 1 month's salary to June 1.....	50 00
Robert Neary, Inspector, 1 month's salary to June 1.....	50 00
Jonathan Reynolds, Inspector, 1 month's salary to June 1, pay Jesse Shepherd.....	50 00
James M Andrews, Inspector, 1 month's salary to June 1.....	50 00
W F Morrison, Clerk Board of Health, 1 mo salary to June 1.....	33 34
And charge that Fund.	

FIRE DEPARTMENT FUND.

L S Gibson, Chief Engineer, disbursements to May 16.....	16 50
William Cutting, veterinary surgeon, services, per contract.....	48 75
G W & C T Crouch, building dam in feeder.....	50 00
James Melvin, horse-shoeing to May 1.....	33 25
And charge Fire Department Fund.	

POOR FUND.

Buell & Hayden, insurance on wood.....\$	18 75
Wm Brown, Overseer of Poor, 1 month's salary to June 1.....	100 00
William Peck, 1 month's salary.....	66 66
Dr Char es Buckley, City Physician, 1 month's salary to June 1.....	41 66
Dr J F Oaks, City Physician, 1 month's salary to June 1.....	41 66
Dr W H Lakeman, City Physician, 1 month's salary to June 1.....	41 66
Dr L B Baker, City Physician, 1 month's salary to June 1.....	41 66
Dr J F Reichenbach, City Physician, 1 month's salary to June 1.....	41 66
Dr C C H Miller, City Physician, 1 month's salary to June 1.....	41 66
And charge Poor Fund.	

POLICE FUND.

William Wolf, materials and labor at Police office.....\$	97 08
S M Sherman, 1 month's salary to June 1, 1871....	141 67
B Frank Enos, 1 month and 16 days salary to June 1.....	115 00
P H Sullivan, 1 month's salary to June 1, 1871....	90 00
Alex McLean.....	85 00
Wm J Rogers.....	85 00
Wm S Fickett.....	85 00
Jona'h Dresser.....	85 00
Peter Hugher.....	75 00
Wm Rogers.....	75 00
Henry D Slove.....	75 00
Charles Green.....	75 00
George Bingham.....	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
James McKelvey.....	75 00
Joseph P Cleary.....	75 00
J C McQuatters.....	75 00
Peter E Lauer.....	75 00
Robert Burns.....	75 00
Frank Schuler.....	75 00
Ralph Bendon.....	75 00
Jacob Harter.....	75 00
And w Connolly.....	75 00

Frank Bemis.....	75 00
Older Oliver.....	75 00
Martin A Bemis.....	75 00
Jacob Frank.....	75 00
Michael Wolf.....	75 00
C McCormick.....	75 00
Jos A Rowarth.....	75 00
John H Dana.....	75 00
Frank B Allen.....	75 00
William White.....	75 00
Lyman Johnson.....	75 00
Thos A Burcnell.....	75 00
Ferry Marzall.....	75 00
B Hanchler.....	75 00
John C Hagle.....	75 00
J Twaig.....	75 00
Hugh Clark.....	75 00
Thomas Lynch.....	75 00
J Gommenginger.....	75 00
Michael Hyland.....	75 00
William A Post.....	75 00
James K Neeb.....	75 00
Frank Goodwin, 29 days.....	70 00
John J Garrett, 28.....	72 50
E Van Vorst, 28.....	42 50
A H Franklin, 17.....	72 50
James Murray, 29.....	72 50
Thomas A Crouch, 29 days.....	72 50
W B McArthur, 29.....	47 00
Caleb Pierce, 19.....	42 50
Samuel Brown, 25.....	62 50
George Lathrop, 29.....	73 75
Wm F Lush, 29 1/2.....	87 50
Isaac Speers, 29.....	73 95
George W. Crouch, 29 1/2.....	73 75
C B McKibben, 29 1/2.....	67 50
E W McBurney, 27.....	50 00
J Denzer, 1 month's.....	50 00

Examined and approved.
 CHARLES W. BRIGGG,
 HENRY S. HEBARD,
 GEORGE G. COOPER,
 Police Commissioners.

And charge Police Fund.
MT. HOPE AVENUE REPAIR FUND.
 Conrad Zimmer, Commissioner, disbursements, pay Treasurer.....\$ 157 25
 And charge that Fund.

SOUTH AVENUE REPAIR FUND.
 W D Oviatt, Commissioner, disbursements...\$ 48 08
 And charge that Fund.

ST. PAUL STREET, FROM SCRANTON STREET TO THE CITY LINE, REPAIR FUND.
 Hiram Hoyt, Commissioner, disbursements...\$ 22 00
 And charge that Fund.

LAKE AVENUE REPAIR FUND.
 John C Mason, Commissioner, disbursements...\$ 42 50
 And charge that Fund.

MONROE AVENUE REPAIR FUND.
 Jacob Youngs, Commissioner, disbursements, pay Treasurer.....\$ 124 28
 And charge that Fund.

MAP, SURVEY AND RECORD FUND.
 Cyrus Beardsley, Surveyor, 1 month's salary to June 1.....\$ 250 00
 Lindley I Barrett, Assistant Surveyor, 1 month's salary to June 1..... 83 33
 Sidney G Wynne, draughtsman, 1 month's salary to June 1..... 100 00
 And charge that Fund.

Adopted by the following vote:
 Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selva, Mandeville, Stape, Gerling, Stebbins, Whitmore, Mauder, Parsons, Aikenhead—22.
 Nays—ald. Herzberger—1

Ald. Pond, from the Law Committee, presented the following:

ROCHESTER, June 1, 1871.
 To the Honorable the Common Council of the City of Rochester:

The Law Committee, to whom was referred the matter of the of the extension of Court street, from Union street to East avenue, respectfully report:

That the land necessary to be taken for the extension of said street, is a part of lot No. one (1), in Johnson & Mastick's sub-division of "the Bix y farm," as appears upon their

map on file in Monroe County Clerk's office. That the same is now in possession of the heirs of Mary Miller, deceased, claiming title thereto by successive deeds of conveyance from Johnson & Mastick, the original owners, on record in said County Clerk's office. That while there is some evidence that a person claiming to own said premises in 1832 then agreed in writing to open and extend said street across said lot No. one (1) without charge or expense, your Committee are not prepared to recommend that the city should attempt to extend said street without taking the proceedings usual in such cases.

CHAS. F. POND,
W. MANDEVILLE,
F. S. STEBBINS,
Law Committee.

Ordered received, filed and published.

Ald. Aikenhead moved to reconsider the vote on Ald. Mandeville's resolution, granting permission to Henry Corlett and others to erect wood buildings. Lost.

COMMUNICATIONS.

Ald. Connolly presented the following from His Honor the Mayor:

MAYOR' OFFICE,
ROCHESTER, June 1, 1871. }

Gentlemen of the Common Council:

It appears to me fitting that I should call your attention to the death of the wife of ex-Mayor M. Filon. The funeral of Mrs. Filon will take place at the residence, No. 13 North Clinton street, at 2 o'clock Sunday afternoon. You will please take such action in relation to the sad event as your body may deem proper.

Respectfully,
CHAS. W. BRIGGS, Mayor.

Ordered received, filed and published.

By Ald. Connolly—Whereas, it has pleased an all-wise Providence to remove by death the wife of our esteemed fellow-citizen, ex-Mayor M. Filon; therefore,

Resolved, That this Board will attend the funeral in a body, and that the City Clerk make arrangements in accordance with this resolution. Adopted.

The Clerk presented the following from the City Treasurer:

To the Honorable the Common Council:

GENTLEMEN—The undersigned, your City Treasurer, would represent that although he has given bonds for the faithful performance of his duties, article 125, revised charter, provides that authority to sign checks except by himself, be granted by your Board.

As a matter of convenience, for the purpose of accommodating the public, I would ask that such authority be granted George D. Williams, as book-keeper, and I will hold myself responsible for his acts.

Yours respectfully,

JOHN WILLIAMS,
City Treasurer.

Rochester City Treasurer's Office, May 20th, 1871.

Ordered received, filed and published.

Ald. Rogers moved that action be postponed until the next regular meeting. Carried.

TREASURER'S MONTHLY STATEMENT,

CITY TREASURER'S OFFICE,
June 1, 1871. }

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN—The Treasurer herewith submits the monthly statement of the balances of the principal funds on the 1st of June, 1871, as required by section 59 of the city charter:

	Credit Balance.
Contingent Fund.....	\$ 461 94
Police	125 31
Fire Department Fund.....	1,869 29
Highway	12 58
Lamp	601 56
Poor	10,107 83
Park Fund overdrawn \$44 68	
Board of Health Fund.....	195 11
Home for Truants' Fund overdrawn \$1,006 4	
Sewer Repair Fund.....	14 63
Lyell street	7 24
North street	82 93
St. Paul street Fund, (N. Y. C. RR. to Scramtom street) overdrawn \$7 82	
St. Paul street Fund, (Scramtom street to city line).....	107 86
Monroe avenue Fund.....	269 77
Plymouth	9 01
Mt. Hope	27 78
West	11 77
Lake	43 89
East	15 36
South	6 00
Cash on hand in bank.....	49 138 39

JOHN WILLIAMS, Treasurer.

Subscribed and sworn to before me this 1st day of June, 1871.

GEORGE D. WILLIAMS,
Notary Public.

Ordered received, filed and published.

Ald. Stebbins moved that the Clerk furnish each committee having funds in charge a copy of the above statement of the Treasurer. Carried.

FROM THE CITY CLERK.

To the Hon. the Common Council:

GENTLEMEN—At a meeting of the Board of Health, Friday evening, May 24th, the cellars of premises situate on Kirk, Shamrock, Orange and Campbell streets were reported in a wet, unhealthy condition.

On motion, Kirk, Shamrock, Orange and Campbell streets were declared public nuisances, and in a condition detrimental to public health. And I was instructed to notify your hon. Body, with a request that you cause sewers to be constructed in said streets for the purpose of abating said nuisances.

Yours, Respectfully, W. F. MORRISON,
Clerk Board of Health.

Ordered received, filed and published.

ANNUAL ASSESSMENT ROLLS.

The Clerk announced that the Assessors had filed in his office the General Annual Assessment Rolls, in accordance with the provisions of the City Charter.

By Ald. Stebbins—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 Assessment Rolls, which have been delivered by the Assessors to the City Clerk, and reported to the Common Council this evening, which Rolls are hereby confirmed, and which sums are necessary to defray the expenses of the City for the current year, namely:

For lighting the city.....	\$42,000
For support of Police Department	62,000
For general contingent expenses	60,000
For the construction and repair of streets, alleys, lanes and bridges.....	35,000
For the support and relief of the poor of the city.....	40,000

For defraying the expenses of the Board of Health.....	6,500
For maintaining and repairing sewers.....	2,000
For maintaining and improving the public parks.....	2,200
For the support of the common schools, viz: to lease, alter and improve school houses and their outhouses and appurtenances.....	5,000
For wages to teachers, and to defray the contingents and expenses of the common schools, (including \$10,000 deficiency from last year, which is to take up note of that amount).....	90,000
For the purchase and to improve sites and enlarge school houses.....	15,000
For the expenses of the fire engines, engine houses and fire apparatus.....	60,000
For cleaning and keeping in repair the following streets and avenues, viz:	
South avenue from Erie canal to city line.....	\$ 300
North street from Main street to N Y C R R.....	300
Lycell street from State street to city line.....	300
St Paul street from N Y C R R to Scrantom st.....	300
St Paul street from Scrantom street to city line.....	300
Monroe ave from Clinton st to Alexander st.....	200
Mt Hope ave from Erie canal to Mt Hope Cemetery entrance.....	300
West ave from Erie canal to city line.....	300
Plymouth ave from Genesee Valley canal to city line.....	300
Lake ave from Lycell st to McCracken st.....	300
For maintaining the House for Idle and Truant Children.....	10,000
For six months' interest on \$86,000, 7 per cent bonds issued for the floating debt of 1862, due and paid April 15th, 1871.....	2,310
For six months' interest on \$80,000, 6 per cent bonds, issued for relief of soldiers' families, due and paid May 1st, 1871.....	2,400
For six months' interest on \$57,000, 7 per cent bonds, issued for the floating debt of 1858, due and paid May 1st, 1870.....	1,905
For six months' interest on \$321,050, 6 per cent bonds, given for the following objects, due July 1st, 1871:	
Rochester and Genesee Valley R R stock.....	\$244,000
Main street bridge.....	20,000
Steam fire engines.....	7,050
City Hall.....	25,000
Widening Main street.....	25,000
	\$321,050-9,631 50
For six months' interest on \$65,000, 7 per cent bonds, given for the following objects, due July 1st, 1871:	
Charissa street bridge.....	\$15,300
Bridge loan.....	50,000
	\$65,000-2,275 00
For six months' interest on \$15,686.13, 7 per cent bonds, given for the New York State Arsenal site, due Aug. 15th, 1872.....	\$549 01
For six months' interest on \$12,950, 6 per cent bonds, given for steam fire engines, due Sept. 16th, 1871.....	388 50
For six months' interest on \$65,000, 7 per cent bonds, given for flood debt of 1862, due October 15th, 1871.....	2,310 00
For six months' interest on \$57,000, 7 per cent bonds, given for the floating debt of 1858, due Nov 1st, 1871.....	1,995 00
For six months' interest on \$80,000, 6 per cent bonds, given for relief of soldiers' families, due Nov 7th, 1871.....	2,400 00
For six months' interest on \$321,050, 6 per cent bonds, given as follows, due Jan 1st, 1872:	
Rochester and Genesee Valley R R stock.....	\$244,000
Main street bridge.....	20,000
Steam fire engines.....	7,050
City Hall.....	25,000
Widening Main street.....	25,000
	\$321,050-9,631 50
For six months' interest on \$65,000, 7 per cent bonds, given as follows, due Jan 1st, 1872:	
Charissa street bridge.....	\$15,000
Bridge loan.....	50,000
	\$65,000-2,275 00
For six months' interest on \$15,686.13, 7 per cent bonds, given for the New York State Arsenal site, due Feb. 15th, 1872.....	\$549 01
For six months' interest on \$12,950, 6 per cent bonds, given for steam fire engines, due March 16th, 1871.....	388 50
For six months' interest on \$150,000, 7 per cent bonds, given for the floating debt of 1870.....	5,250 00
To pay notes given Dec. 7th, 1870, for deficiency of 1870.....	25,000 00

For the payment of bonds given for relief of soldiers' families, due Sept. 1st, 1871, 20,000 00

For the payment of bonds given for Genesee Valley R R stock, due Jan. 1st, 1872, 2,000 00

For amount charged to erroneous assessments, as per section 117, of the city charter 15,890 17

For the purchase of the First Church, (Presbyterian Church) lot, and interest on notes to date 27,000 00

For making a survey of the city 5,000 00

For the purpose of fitting up and furnishing rooms in the State Arsenal for use of the Fifty-fourth Reg't Adopted by the following vote: 5,000 00

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Stebbins, Whitmore, Mauder, Parsons, Aikenhead—25

ORDINANCES.

SOUTH CLINTON STREET IMPROVEMENT.

On motion of Ald. Aldridge 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. Aldridge submitted the following: An ordinance to improve South Clinton street. The Common Council of the city of Rochester do ordain and determine as follows:

The improvement of South Clinton street from Main street to Monroe avenue, by grading the present curbstone and widening the roadway with Nicholson pavement, laying a flag walk on each side, five feet wide in one course, with brick on either side, from the flags to the line of the street, between Main street and Court street, and constructing a sewer drain at each lot, where there is not one now built; also, the necessary lateral sewers for surface drainage.

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 \$27,846, which estimate was and is hereby approved; the sum of \$27,846, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants as follows: 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 Main street to Monroe avenue.

On which above described portion of the city the said sum of \$27,846 is hereby ordered to be assessed.

And the tax levied to be assessed for making such improvement, may, by paying interest as hereinafter provided, or 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 two years from the confirmation of such roll.

And David McKay, John J. Hafler and E. T. Oatley, the Assessors of said city, not interested in any of the property 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 June, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Mandeville moved that action on the ordinance be postponed until the next regular meeting. Lost.

The ordinance was then passed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stape, Parsons, Aikenhead—27.

COVERING AREAS IN LIBERTY STREET.

On motion of Ald. Aldridge, 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. Aldridge submitted the following: An ordinance to cover the areas in Liberty street.

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

The covering of all of the areas on both sides of Lib-

erty street, between Main street and Mortimer street, with Medina stone flags.

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 \$1,511, which estimate was and is hereby approved; the sum of \$1,511 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:

The lots owned and assessed to the following named persons, viz: Wolf & Bachman, City of Rochester, Martin Frison, George Bridgeman, N. Kolas Keller, John Kalb, heirs of Mrs. M. McCarthy and heirs of Mrs. Jas. Kavanagh.

On which above described portion of the city the said sum of \$1,511 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 parts 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 June, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Smith presented a petition signed by Wolf & Bachman and others, asking to have the passage of the ordinance postponed for ten days, to grant them time to perform the work.

Ald. Smith moved that the persons owning premises on Liberty street be granted ten days further time, to complete covering the areas on said street. Lost.

Action on the ordinance was then had and declared lost by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Herzberger, Heavey, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Parsons—17.

Nays—Ald. Rogers, Pond, Smith, Caring, Charters, Stebbins, Whitmore, Mander, Stade, Aikenhead—10. No petition.

IMPROVEMENT OF SARATOGA AVENUE.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Saratoga avenue from Lyell avenue to Lorimer street. Adopted.

The Surveyor submitted as such estimate, \$3,262.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The improvement of Saratoga avenue from Lyell avenue to Lorimer street, by setting a curb stone and laying a Medina flag stone walk 6 feet wide in two courses, except where such a walk and curb stone are now laid, and constructing seven stone crosswalks across said avenue and the intersecting 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 \$3,262 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 Saratoga avenue from Lyell avenue to Lorimer 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 13th, 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, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore Mander, Stade, Parsons, Aikenhead—27.

ATWATER STREET CROSS-WALKS.

Ald. Aldridge presented the final ordinance for—the construction of flag crosswalk across Atwater street, as follows: One at Oregon street, one at Rome street, one at Leopold street, two at Chatham street, two at St. Joseph street, and one at Joiner street.

The whole estimated expense thereof is \$918, 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 Oregon street, from Atwater street to Harrison street; also, on each side

of Rome street, from Atwater street to Clinton place; also, on each side of Leopold street, from Atwater street to Harrison street; also, on each side of Chatham street, from Atwater street to the N. Y. C. R. R.; also, on each side of St. Joseph street, from Atwater street to the N. Y. C. R. R.; also, on each side of Joiner street, from Atwater street to the N. Y. C. R. R.

PIPE SEWER IN ALLEY BETWEEN CLIFTON STREET AND ATKINSON 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 alley between Clifton street and Atkinson 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 the alley between Clifton street and Atkinson street, from the sewer in Prospect street westerly to Atkinson 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 said alley, from Prospect street to Atkinson 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 3d day of June, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mander, Stade, Parsons, Aikenhead—27.

STONE SEWER IN ORANGE AND MAGNE 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 Orange and Wayne streets.

The Common Council of the city of Rochester do ordain and determine as follows:
The construction of a stone sewer, 1 1/2 feet by 2 feet, in Magne street, from a point 4 feet south of Jay street to the sewer in Romeyn street; also in Orange street, from a point 95 feet east of Grape street to Magne street, and the necessary 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 \$2,001, which estimate was and is hereby approved; the sum of \$2,001, 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 Magne street, from Jay street to Romeyn street; also one tier of lots on each side of Orange street, from Grape street to Magne street.

On which above described portion of the city the said sum of \$2,001 is hereby ordered to be assessed.

And the tax payers to be assessed for making such improvement, 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 date of the assessment roll, without interest; one-third of the amount assessed within the rate of seven per cent. per annum, within one year

from the confirmation of such 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 3d day of June, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore Mauder, Stade, Parsons, Aikenhead—28.

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 pipe sewer in Thompson 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 Thompson street, from the center of Lorimer street to the south line of lot No. 1 section Q, of the Jones 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 \$1,594, which estimate was and is hereby approved; the sum of \$1,594, 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 Lorimer street to the north line of the Jones tract.

And which above described portion of the city the sum of two thousand five hundred and thirteen dollars is hereby ordered to be assessed.

And David McKay, J. 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 3d day of June, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Caring moved to amend the ordinance by increasing the estimate to \$2,001. Carried.

Ald. Kelly moved to further amend by striking out "lot one," and insert therefor "lot two;" also, strike out the words "north line," and insert therefor the words "south line" of lot No. 2, section M. Carried.

Ald. Caring moved to postpone the ordinance as amended until the next regular meeting. Carried.

PIPE SEWER IN WARD STREET.

On motion of Ald. Caring, the Board proceeded to hear allegations in regard 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 Ward street.

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

The construction of a pipe sewer, one foot in diameter in Ward street, from the sewer in St. Paul street to a point 25 feet west of the west line of Emmett 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 direction of this Board, having made an estimate of such expense, and reported the same at \$507, which estimate was and is hereby approved; the sum of \$507, 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 Ward street, from St. Paul street to Emmett street.

On which above described portion of the city the said sum of \$507 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 3d day of June, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Caring moved to amend the ordinance by increasing the estimate to \$2,001. Carried.

Ald. Caring moved that further action on the ordinance be postponed until the next regular meeting. Carried.

PIPE SEWER IN PINNACLE 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 Pinnacle avenue and in Holley street.

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

The construction of a pipe sewer, one foot in diameter, in Pinnacle avenue and Holley street, from Hamilton Place to South avenue, as follows: In Holley street, from the sewer in the avenue to a point 25 feet west of the angle in Holley street and Pinnacle avenue, and from a point 25 feet south of said angle in Holley street and Pinnacle avenue to a point 25 feet north of Alexander street, to discharge into Comfort street sewer, and from a point 25 feet south of Alexander street to the sewer in Pinnacle avenue, at Hamilton 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 direction of this Board, having made an estimate of such expense, and reported the same at \$2,122, which estimate was and is hereby approved; the sum of \$2,122 being the whole 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 Pinnacle avenue and Holley street, from Hamilton Place to South avenue.

On which above described portion of the city the said sum of two thousand one 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-fourth of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of such 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 3d day of June, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed, by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—26.

PIPE SEWER IN SARATOGA 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 Saratoga avenue.

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 Saratoga avenue, from the centre of Lorimer street to the south line of lot No. 1, section M, of the Jones 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 \$1,423, which estimate was and is hereby approved: the sum of \$1,423, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which improvement is described as follows:

One tier of lots on each side of Saratoga avenue, from Lorimer street to the north line of the Jones tract.

On which above described portion of the city the said sum of \$1,423 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 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 to the benefit 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 June, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Kelly moved to amend the ordinance by increasing the estimate to \$2,001, and substitute "lot two" for "lot one," also, strike out the words "north line," and insert therefor "south line" of lot No. 2, section Q. Carried.

Ald. Caring moved that action on the ordinance be postponed until the next regular meeting. Carried.

PIPE SEWER IN HAMILTON PLACE.

Ald. Caring presented the final ordinance for— The construction of a pipe sewer, 1 foot in diameter, in Hamilton Place, from the sewer in South avenue to a point 100 feet west of Cayuga street, with the necessary lateral sewers.

The whole estimated expense thereof is \$2,005, 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 Hamilton Place, from South avenue to Cayuga street.

Ald. Whitmore moved that action on the ordinance be postponed until the next regular meeting. Carried.

PIPE SEWER IN LAKE AVENUE (DEEP HOLLOW).

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 Lake avenue, and the necessary lateral sewers.

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 Lake avenue, from the sewer in said avenue at necessary 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 \$4,658, which estimate was and is hereby approved: the sum of \$4,658, 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 Deep Hollow to the north line of the city.

On which above described portion of the city the said sum of \$4,658 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 from the confirmation of such 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 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 3d day of June, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald Kelly moved to amend the ordinance by striking out the words "city line" wherever they occur, and insert therefor "south line of the Granger farm," so called. Carried.

Action was then taken on the ordinance, which was passed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Parsons, Aikenhead—25.
Nay—Ald. Stade—1.

SPRINKLING WEST AVENUE.

By Ald. Connolly—Resolved that the City Surveyor ascertain and report to this Board the expense of sprinkling West avenue, from the Erie canal to the west line of Litchfield street. Adopted.

The Surveyor submitted as such estimate, \$434. By Ald. Connolly—Resolved, That the following improvement is expedient, viz:

The sprinkling of West avenue, from the Erie canal to the west line of Litchfield 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 \$434 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 to Litchfield street.

And the Clerk is hereby directed to publish notice in pursuance to 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, June 13th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Lost by the following vote: Ayes—Ald. Aldridge, Wait, Gould, Caring, Connolly, Glover, Craig, Kelly, Selye, Caring—10.

Nays—Ald. Rogers, Pond, Herzberger, Smith, Stern, McConnell, Stone, Mandeville, Stape, Charters, Stebbins, Whitmore, Mauder, Stape, Parsons Aikenhead—16.

SPRINKLING OF ALLEN STREET.

By Ald. Connolly—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling Allen street, from State street to the Erie canal. Adopted.

The Surveyor submitted as such estimate \$600. By Ald. Connolly—Resolved, That the following improvement is expedient, viz:

The sprinkling of Allen street, from State street to the Erie canal.

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 Allen street, from State street to the Erie canal.

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, June the 13th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote: Ayes—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Stape, Aikenhead—23.

Nays—Ald. Wait, Mauder, Parsons—3.

WIDENING AND STRAIGHTENING NELSON STREET.

On motion of Ald. Gould 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. Gould presented the following: An ordinance to widen and straighten Nelson street,

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

To widen and straighten Nelson street, from the north side of the Erie Canal to Monroe avenue, and the following described territory is necessary to be taken for said improvement, viz:

Beginning at a point in the present east line of Nelson street, at the north line of property owned by John Kratz, running thence northerly in a direct line to a point in the south line of Monroe avenue, where the east line of Meigs street produced southerly would intersect the same; thence westerly along the south line of Monroe avenue, to a point 60 feet distant at right angles from the first described line; thence southerly on a line parallel to and 60 feet distant at right angles from the first described line until it shall intersect with the present east of Nelson street; thence southerly along the present east line of Nelson 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 thereby, and the City Surveyor, under the direction of this Board, having made an estimate of 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 Nelson street, and said street as widened and straightened from the Erie Canal to Monroe avenue.

On which above described portion of the city the said sum of \$3,500 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, with interest; one-third of the amount, with interest at seven per cent. per annum, within one year from the confirmation of such 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. Schaffer 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 of June, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Char-
ters, Gerling, Stebbins, Stedbins, Mauder, Stade, Parsons, Aikenhead—26.

Nays—Ald. Whitmore—1

SPRINKLING STATE STREET AND LAKE AVENUE.

By Ald. Connolly—Resolved, That the City Surveyor ascertain and report to this Board the expense of sprinkling State street and Lake avenue, from Jay street to the North line of Cliff street. Adopted.

The Surveyor submitted as such estimate \$418.

By Ald. Connolly—Resolved, That the following improvement is expedient, viz:

The sprinkling of State street and Lake avenue, from Jay street to the North line of Cliff 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 \$408 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 and Lake avenue, from Jay street to Cliff 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 13th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Charters, Gerling, Stebbins, Stade, Parsons, Aikenhead—22.
Nays—Ald. Wait, Mandeville, Stape, Whitmore, Mauder—5.

COVERING AREAS IN LIBERTY STREET.

Ald. Rogers moved a reconsideration of the vote on the final ordinance for covering the areas in Liberty street. Carried.

Ald. Rogers moved that action on the ordinance be postponed until the next regular meeting. Carried.
Ald. Rogers moved that the parties to be assessed for the above mentioned improvement be granted 10 days further time to complete the work. Carried.

PENAL ORDINANCE—SALE OF INTOXICATING LIQUOR.

Ald. Stone gave notice that he would present the following at the next regular meeting of the Board.

By Ald. Stone,
The Common Council of the City of Rochester do ordain and determine as follows:

No owner or occupant of any place called a Park, Garden, Hall or Public Resort, shall offer for sale any liquors which are known as intoxicating, neither shall they allow the playing of Bands of Music, or permit any theatrical performances, or make any unusual noises, so as to disturb their neighbors, on their premises, or within their enclosures, on the first day of the week, called Sunday.

Any person violating the provisions of this Ordinance, shall, upon proper conviction before the Police Magistrate, be liable to a fine of not less than twenty-five, nor more than one hundred dollars.

Every execution issued upon a judgment received for a violation of the provisions 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 Jail for a period of 30 days.

ASSESSMENT ROLLS.

The Clerk presented the following assessment rolls from the Assessors:

Plank walk on Rowe street.

Plank walk on Pinnacle avenue.

Stone walk on Oakland street.

sprinkling North Clinton street.

Pipe sewer in South Fitzhugh street.

Improvement of Edinburgh street.

Improvement of Alexander street.

after hearing allegations from all persons appearing.

Ald. Glover moved that the assessment rolls for

Plank walk on Rowe street.

Stone walk on Oakland street.

Sprinkling North Clinton street.

Pipe sewer in South Fitzhugh street.

Improvement of Edinburgh street.

be confirmed. Carried by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

Ald. Glover moved that action on the assessment roll for the improvement of Alexander street be postponed until the next regular meeting. Carried.

Ald. Whitmore moved the indefinite postponement of the assessment roll for plank walk on Pinnacle avenue. Lost.

The assessment roll was then confirmed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Char-

ters, Gerling, Stebbins, Mauder, Stade, Aikenhead—25.

Nays—Whitmore, Parsons—2.

Ald. Stebbins moved that the City Treasurer be, and is hereby, directed to receive of all persons 2 per cent., in full, for their assessment for plank walk on Pinnacle avenue. Carried.

Ald. Caring moved that when the Board adjourn it be until Tuesday evening next, at half-past 7 o'clock.

Ald. Kelly moved as an amendment to substitute "Friday" for Tuesday. Carried by the following vote:

Ayes—Ald. Aldridge, Rogers, Pond, Herzberger, Heavey, Smith, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Stebbins, Whitmore, Stade, Aikenhead.—19.

Nays—Ald. Wait, Gould, Caring, Connolly, Stape, Gerling, Mauder, Parsons—8.

The original motion of Ald. Caring, as amended, was then carried as follows:

Ayes—Ald. Aldridge, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—21.

Nays—Ald. Wait, Gould, Caring, Stape, Gerling, Mauder—6.

On motion of Ald. Stebbins, adjourned.

W. F. MORRISON, City Clerk.

IN COMMON COUNCIL, June 2d, 1871.

ADJOURNED MEETING.

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

Present—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead.—25.

Absent—Ald. Whitcomb, Wait, Stape—3.

ORDINANCES.

IMPROVEMENT OF MUMFORD STREET.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to the Board the expense of improving Mumford street, from Mill street to the Genesee river. Adopted.

The Surveyor submitted as such estimate, \$4,539.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The improvement of Mumford street, from Mill street to the Genesee river, by paying the roadway between the present curb stones with Medina stone pavement, 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 \$4,539, 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 Mill 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, June 13th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

ROME STREET IMPROVEMENT.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of

improving Rome street, from Clinton place to Atwater street. Adopted.

The Surveyor submitted as such estimate, \$4,360.

By Ald. Selye—Resolved, That the following improvement is expedient viz:

The improvement of Rome street, from Clinton place to Atwater street, by setting a curb stone and paving the gutters on each side of said street, McAdams getting the roadway and laying a flag walk with brick on either side, and the flags to the curb and lines of the street on each side thereof, and constructing the necessary 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 \$4,360, 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 Rome street, from Clinton place to Atwater 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 13th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

FLAG WALK ON COURT STREET.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of laying a flag walk on Court street. Adopted.

The Surveyor submitted as such estimate, \$1,224.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The laying of a flag walk 5 feet in one course on the south side of Court street, from William street to Chestnut 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 \$1,224, 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 the south side of Court street, from William street to Chestnut 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 13th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Smith, Caring, Connolly, Stern, Craig, Kelly, Selye, Mandeville, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

FLAG WALK ON NORTH SIDE OF COURT STREET

Ald. Aldridge 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 \$1,539, 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 its indefinite postponement. Carried.

UNFINISHED BUSINESS.

Ald. Stebbins called up his resolution in reference to assigning the city's right and claim to real estate belonging to Mary Stebbins, and sold for taxes, said claim to be assigned to Levi A. Ward, postponed May 18th, 1871 (at folio 56 of printed proceedings.)

The preamble and resolutions were declared adopted.

Ald. Glover called up his resolution postponed May 18th, 1871, (at folio 64 of printed proceedings) in reference to the Treasurer receiving 30 per cent. from persons assessed for cross-walks on Marshall street, and moved the adoption of the resolution.

Ald. Herzberger moved the indefinite postponement of the resolution. Lost by the following vote:

Ayes—Ald. Aldridge, Herzberger, Heavey, Stern, Charters, Whitmore, Mauder, Aikenhead—8.

Nays—Ald. Gould, Rogers, Pond, Smith, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Maudeville, Stebbins, Stade, Parsons—16.

Ald. Rogers moved to refer the resolution to the Grievance Committee to report. Carried.

Ald. Connolly called up the following, postponed May 18, (at folio 64 of the printed proceedings:

By Ald. Connolly—Resolved, That His Honor the Mayor be and he is hereby requested to execute a contract with George Pringle & Co., for sprinkling North and South St. Paul streets and North Clinton street, in accordance with their proposition.

And moved its adoption. Adopted.

Also, the following, postponed same date:

By Ald. Connolly—Resolved, That the Treasurer be and is hereby directed to receive 83¼ per cent. in full of all persons assessed for sprinkling North and South St. Paul streets.

And moved its adoption. Adopted.

EXECUTIVE.

Ald. Kelly moved that the Board now proceed to ballot for Mount Hope Commissioner, in place of George G. Cooper, whose term of office has expired. Carried.

FIRST BALLOT.

Ald. N. A. Stone received.....	15
Geo. G. Cooper "	9
No choice.	

SECOND BALLOT.

Ald. N. A. Stone received.....	18
Geo. G. Cooper "	4
Scattering.....	2
No choice.	

THIRD BALLOT.

Ald. N. A. Stone received.....	19
Ald. Lewis Selye "	2
Scattering.....	3

Ald. N. A. Stone having received the requisite number of votes, was declared appointed Mount Hope Commissioner for three years from the first day of May, 1871.

By Ald. Rogers—Resolved, that George D. Williams be and is hereby authorized to sign checks (in the absence of the Treasurer) for the withdrawal of money in payment of city accounts, with the usual certificate of the Clerk thereto.

Ald. Caring moved to refer the resolution to the Finance Committee, to report at the next regular meeting of the Board. Carried.

MISCELLANEOUS.

By Ald. Aldridge—Resolved, That the President of this Board be and is hereby instructed to appoint a committee of six, three from each side of the river, to constitute a Building Committee for a new City Hall; said Committee to examine and report to this Board, at their earliest convenience, suitable sites for the same.

Ald. Mauder moved to table the resolution. Carried as follows:

Ayes—Ald. Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Stern, Stone, Craig, Gerling, Stebbins, Whitmore, Mauder, Stade, Aikenhead—16.

Nays—Ald. Aldridge, Caring, Glover, McConnell, Kelly, Selye, Maudeville, Charters, Parsons—9.

By Ald. Aldridge—Resolved, that the President of this Board be and is hereby instructed to appoint a committee of six, three from each side of the river, to examine and report to this Board, at their earliest convenience, suitable sites for the erection of a new City Hall.

Ald. Caring moved as an amendment to add, after the word "river," the words "in conjunction with the City Property Committee." Carried.

The original resolution of Ald. Aldridge, as amended, was then adopted.

Ald. Stone moved that the President of the Board be added to the Committee. Carried.

Ald. Gerling moved that His Honor, the Mayor, be added to the Committee. Lost.

The following named persons compose the Committee:

Ald. Aldridge, McConnell, Selye, Maudeville, Craig, Aikenhead and the President of the Board.

By Ald. Aldridge—Resolved, That the Treasurer is hereby directed to cancel the assessment roll for a plank sidewalk on the west side of Favor street from Spring street to Troup street.

Ald. Rogers moved that the resolution be tabled. Carried.

The Clerk presented the following from His Honor, the Mayor:

MAYOR'S OFFICE, }
ROCHESTER, June 1, 1871. }

Gentlemen of the Common Council:

As all, or nearly of all of your Board are aware, Isaac Butts, Esq., is putting up north of the aqueduct a wall, which appears from Main street bridge to be upon the western bed of the river, and which may prove an obstruction to the flow of water during freshets, I advise that your Board refer the matter to a proper Committee for investigation at the earliest moment.

Respectfully,

CHAS. W. BRIGGS, Mayor.

Ordered received, filed and published.

Ald. Aldridge presented the following:

To the Honorable the Common Council:

GENTLEMEN:—I understand that His Honor, the Mayor, has been solicited by several citizens to enjoin me from building the river wall now in progress, on the ground that it will obstruct the flow of water, and possibly cause the river to overflow its banks.

Permit me to say to you, the proper legal guardians of the city's interests, that there is no necessity for legal proceedings in this matter; for if a Committee of candid, impartial and intelligent citizens selected from your body, or otherwise, can show that it is possible that the wall I am building may at some future time endanger the safety of property by causing any part of the city to be flooded, I will at once abandon it.

I claim that the wall and the excavations I am making will very materially increase the capacity of the river at that point, and the

best engineering authority we have here express the same opinion. Were the channel clear above that point, its capacity there would be equal to three or four times the capacity of the arches of Main street bridge, as any one will admit after making due examination; and the axiom that "a bridge is no stronger than its weakest part," is applicable here with slight modification. For Main street bridge is the principal obstruction to the water flow of the Genesee through the city. That stands in the channel, and so long as the capacity of the channel above it is immensely greater than the capacity of the bridge, or can possibly be made, I respectfully submit that there is no just cause of complaint against me on the part of the city or any private citizen.

My wall does not stand in the natural channel of the river, and hence cannot obstruct it. Extended straight northwardly it would strike the *Rochester Democrat* building some fifteen feet west of the southeast corner. So you will perceive that were Main street bridge with its several piers, its contracted arches, and the hanging basements of the stores on its north side all removed, the capacity of the river at Main street, would be vastly less than it is opposite my wall.

I am, Gentlemen,

Your obedient servant,

ISAAC BUTTS.

Rochester, May 30, 1871.

Ordered received, filed and published.

Ald. Caring moved that the City Attorney be and is hereby instructed to take all the necessary steps to prevent each and every further encroachment upon the Genesee River.

Ald. Rogers moved as a substitute, "the President appoint a Committee of three, to investigate the matter of the construction of a wall in the river by Isaac Butts, and report to the Board at its next regular meeting." Carried.

The President appointed as such Committee, Ald. Rogers, Kelly and Caring.

By Ald. Gould—Resolved, That Owen Morgan be granted permission to use Mill street in front of his premises for a hack stand. Adopted.

By Ald. Rogers—Resolved, That the Street Superintendent be authorized to notify the owners and occupants of the late James O' Maley property, corner North and Andrews streets, to repair their walks, within ten days after service of notice, on North street front, by relaying the same in accordance with the grade, and to change the dangerous man-traps in the grading and cellar ways, so the same will be safe for the public to pass over, as it is now dangerous, and in default thereof that he repair the same and at the expense of the owners. And that he also notify the owners of property from the south line of Andrews street to the south line of J. Kenning's lot, to repair their walks within five days after service of notice, (they having hitherto neglected and refused to do the same,) and in case of further refusal, that he repair the same at the expense of the owners. Adopted.

Ald. Rogers presented the following:

ROCHESTER, May 16, 1871.

Ald. Rogers—Dear Sir:—I send you the

following names of persons entitled to "Exemption Certificates:"

George Coon, John Cowley, Henry Akin, Richard Baker, Henry Baker, M. M. Marshall, Francis A. Henrich.

Yours, respectfully,

L. S. GIBSON, Chief.

Ordered received filed and published.

Ald. Rogers moved that the persons named in the Chief Engineer's communication, be granted "Firemen's Exemption Certificates," and the City Clerk is hereby requested to execute the same. Carried.

By Ald. Rogers—Resolved, That the Street Superintendent be, and is hereby directed to notify the owners of property on Washington street, between Spring and Troup streets, to repair their respective walks where necessary within ten days, or in default of same that the Superintendent repair the same at the expense of the owners. Adopted.

By Ald. Rogers—Resolved, That the Street Superintendent be, and is hereby directed to cause to be removed immediately all building materials and rubbish from Main street bridge and sidewalk. Adopted.

By Ald. Rogers—Resolved, That the Health Officer be authorized and directed to cause all children attending the public schools to be immediately vaccinated (except in cases objected to by the parents) at an expense not exceeding 25 cents for each case, and those only in which the vaccination takes effect.

Ald. Kelly moved the previous question, "shall the main question be now taken" was declared carried by the following vote:

Ayes.—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—22.

Nays.—Ald. Smith, Gerling, Mauder—3.

The resolution of Ald. Rogers was then declared lost by the following vote:

Ayes—Ald. Caring, Charters, Stebbins, Parsons—4.

Nays—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Gerling, Whitecomb, Mauder, Stade, Aikenhead—21.

By Ald. Rogers—Whereas, A resolution was passed by this Board at its meeting of May 18th, directing the City Surveyor to establish the east line of Lake avenue from McCracken street to the north line of the city, and also directing the City Surveyor and Street Superintendent to remove all obstructions in said avenue etc.

Be it therefore resolved, That the City Surveyor under the direction of the proper Committee of this Board, be, and is hereby instructed to establish the correct lines on both east and west sides of Lake avenue, from McCracken street to the north line of the city, and report to this Board at its next regular meeting what obstructions, if any exist.

Ald. Selve moved, that the matter be referred to the Street Committee. Carried.

By Ald. Pond—Resolved, That the City Clerk draw an order upon the City Treasurer in favor of V. M. Smith for \$230.82 in

full for damages, costs and interest in the case of V. M. Smith vs. the City of Rochester upon his serving upon the City Attorney a proper discontinuance of said action, and charge Contingent Fund. Adopted by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

By Ald. Pond—Resolved, That the City Clerk draw an order on the City Treasurer in favor of G. E. Ripson, Attorney for \$1,096.60 in full for damages, costs and interest in the case of Requa vs. the City of Rochester, upon his serving upon the City Attorney a proper discontinuance of said action, and charge Contingent fund. Adopted by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Caring, Connolly, Glover, McConnell Stone, Craig, Kelly, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons—18.

Nays.—Ald. Heavey, Smith, Stern, Selye, Mandeville, Mauder, Aikenhead—7.

Ald. Pond called up a resolution offered by himself May 9th, (at folio 45 of printed proceedings) in reference to paying Edward Harris, and moved the adoption of the resolution as amended by Ald. Selye. Adopted by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Whitmore, Mauder, Stade, Parsons—23.

Nays—Ald. Stebbins, Aikenhead—2.

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

SEWERS REPAIRS.

McConnell & Jones, their bill for repairs on sewers, \$37.00 and charge that fund.

Ald. Stebbins moved to refer the above to the Finance Committee. Carried.

By Ald. Caring—Resolved, That the City Treasurer pay McConnell & Jones \$22.13, also Joseph Cocharane \$21.00, and charge Sewer Repair fund.

On motion of Ald. Stebbins, referred to the Finance Committee.

Ald. Caring presented the following:

PROPOSALS FOR SOUTH FITZHUGH STREET SEWER.

Donaghue & Lauer, Jr.	\$415 90
Thomas Stetson	\$450 00
Wm. I. Hanford	\$452 00
Logan & Cregan	\$464 25
McConnell & Jones	\$474 50
Ranber & Vicinus	\$491 00
D McCormick	\$491 75

By Ald. Caring—Resolved, that His Honor the Mayor be and he hereby is requested to execute a contract with Thomas Stetson for the construction of a pipe sewer in South Fitzhugh street, in accordance with this proposition. Adopted.

By Ald. Caring—Resolved, That the City Clerk draw an order on the City Treasurer for \$54.66, payable to the order of Isaac V. Moshier, being for fees in case of Hudson

Street sewer, and charge same to Contingent Fund, Referred to the Finance Committee.

By Ald. Caring—Resolved, That the City Treasurer be and is hereby directed to receive from all persons assessed for Plank Walk on Conkey Avenue, in full for their assessment, two per cent. Adopted.

By Ald. Caring—Resolved, That Patrick McKearney, and others, have leave to lay flag wa ks in front of their premises on the North side of Marriette Street, under the direction of the Improvement Committee and the City Surveyor. Adopted.

By Ald. Caring—Resolved, That the Treasurer is hereby directed to postpone the collection of the assessment for the improvement of Evergreen Street, until the first day of July next. Adopted.

By Ald. Caring—Resolved, That a committee of three be appointed, of which the President of this Board shall be one, for the purpose of ascertaining and reporting to this Board the expense of constructing a foot-bridge across the Genesee river in connection with or near the proposed new bridge to be built by the N. Y. C. R. R. Co. across said river. Adopted.

The committee consists of the following named Aldermen, as appointed:

Alds. Caring and Connolly and the President of the Board.

By Ald. Caring—Resolved That the City Attorney be and is hereby requested to secure the service of Geo. F. Danforth to assist him in defending the rights of the City in the matter of the Vincent Place Bridge.

Ald. Aldridge moved that the resolution be tabled. Carried.

By Ald. Caring—Resolved that the Improvement Committee be and are hereby instructed to procure a suitable roller for rolling streets, and charge the same to the Contingent Expencc Fund.

Ald. Herzberger moved to table the resolution. Carried.

Ald. Caring presented the following:

ROCHESTER, N. Y., June 1st, 1871.

At a regular meeting of the Hancock Guards, held this evening, I was directed to extend to you an invitation to visit Syracuse with us the 19th day of June, to participate in a Grand Picnic with the Independent Zouaves.

Respectfully,

GEO. H. WASHBURN,
Secretary.

To His Honor, the Mayor, and Common Council.

Ordered received, filed and published.

Ald. Stebbins moved that the invitation be accepted. Carried.

By Ald. Smith—Petition of A. Gandel for permission to erect a wood building on his lot No. 6, situate on Marrietta street—Wood Building Committee with power to act.

Ald. Smith, from the Police Committee, reported in favor of the bills of S. M. Sherman, Brown, Tuity & Co.,—Finance Committee.

By Ald. Smith—Resolved, That the City Treasurer be, and he is hereby directed, to receive from Luther Studley, the amount of taxes standing against lot 446, Johnson and Atkinson tract, 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. Smith—Resolved, That a committee of three be appointed by the Chair to make proper arrangements for the Common Council to take a pleasure trip to the city of Toronto, as we deem it right and proper that the Board have at least one trip for pleasure once a year at the expense of the city as it has been a usual practice. Adopted.

The President appointed as such Committee:

Ald. Smith, Glover and Pond.

Ald. Smith moved that the President appoint a Committee of three to make arrangements for the Syracuse excursion. Carried.

The President appointed as such Committee:

Ald. Smith, Stern, and Herzberger.

By Ald. Connolly—Petition of Luther Eldridge for permission to erect a wood building on his lot, No. 45, situate on Chatham street. Wood Building Committee.

By Ald. Glover—Resolved, That the City Attorney be requested to make application to the Court in due form and according to law, for the appointment of three commissioners for the widening and straightening of Nelson street. Adopted.

By Ald. Glover—Resolved, That F. Chaffee have permission to complete his building on the corner of Court and Savannah streets in accordance with his plans. Adopted.

By Ald. McConnell—Resolved, That the City Surveyor be, and is hereby authorized to procure an assistant engineer, at an expense not to exceed \$500, said amount to be paid to the City Surveyor and charged to Contingent Fund.

Ald. Selye moved to refer the matter to the Improvement Committee. Carried.

By Ald. Stone—Bills of M. Heavey and David Little. Poor Committee.

Ald. Stone, from the Committee on the Relief and Support of the Poor, reported in favor of the bills of M. Heavey and David Little. Finance Committee.

By Ald. Craig—Petition of Catharine Conitt for permission to erect a wood building on her lot No. 10, situate on Prospect street. Wood Building Committee.

By Ald. Craig—Resolved, That F. Miles have permission to use the west side of Erving place, for the purpose of storing, framing and handling building material to be used in the construction of the Smith & Perkins new block. Adopted.

By Ald. Craig—Resolved, That the Treasurer collect 92 per cent. in full from all persons assessed for the construction of the sewer in Hunter street, in the 8th Ward. Adopted.

By Ald. Craig—Resolved, that the Street Superintendent be and he hereby is directed to notify the owners of the stone quarries on the west end of Chapin street, to build a suitable fence or railing in front of their quarries within ten days, and if they fail to comply, that he build the same and charge the owners. Adopted.

IMPROVEMENT FUND.

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

John Rauber & Co., in full on their contract for improving Court street.....	\$1,500 16
And charge that Fund.....	
Logan & Cregan, on their contract for improving Chapin street.....	61 69
And charge that Fund.....	
F C Lauer & Son, on their contract for repairing South Fitzhugh street.....	600 01
And charge that Fund.....	
Roderick & Granger, in full for plank walk on Bay street.....	295 56
And charge that Fund.....	
Roderick & Granger, in full for plank walk on Sellinger street.....	32 00
And charge that Fund.....	

Also, That the Clerk draw two orders for \$561 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 16th day of May, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Court street Improvement Fund.

Also, That the Clerk draw two orders for \$263 each in favor of Logan & Cregan, and payable to their order, with interest, one in one year and one in two years, from the 16th day of May, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Chapin street Improvement Fund.

Also, That the Clerk draw two orders for \$1,000 each in favor of Rauber & Vicienus, and payable to their order, with interest, one in one year and one two years, from the 30th day of May, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Atwater street Improvement Fund, east sec.

Also, That the Clerk draw two orders for \$500 each in favor of Whitmore, Carson & Co., payable to their order, with interest, one in one year and one in two years, from the 30th day of May, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Liberty street Improvement Fund.

Also, That the Clerk draw two orders for \$500 each, in favor of Whitmore, Carson & Co., and payable to their order, with interest—one in one year, and one in two years from the 1st day of June, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Glasgow street Improvement Fund.

Adopted by the following vote:

Ayes—Ald. Aldridge, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

By Ald. Selye—Resolved, That the Treasurer is hereby directed to receive 79 per cent of all persons assessed for Court street improvement.

Also, That the Treasurer is hereby directed to credit as follows: Fredrick Edridge, \$15; John C. Handley, \$11.70; Francis Chaffee, \$14.10; Jacob M. Lauer, \$11.25; and Nathaniel Winn, \$30. And charge Court street Improvement Fund. Adopted.

By Ald. Selye—Resolved, That the Treasurer is hereby directed to receive in full on the assessment roll for Bay street plank walk as follows: Lewis Duebelbeis, \$1.40; Goettrich Harris, 46 cents; John C. Freeman, \$2; Franz Yager, \$23.20; and of all other per-

sons on said roll the full amount of their assessment. Adopted.

By Ald. Selye—Resolved, That his Honor the Mayor be and he hereby is requested to execute the following contracts:

With Whitmore, Carson & Co., for the improvement of Edinburg street.

With D. McCormick, for laying a plank walk on Rowe street.

With McConnell & Jones, for laying a flag crosswalk on Oakland street, in accordance with their several propositions.

Adopted, all ayes.

Ald. Kelly presented the following:

ROCHESTER, June 1st, 1871.

Rochester Water Works Co.,

To City of Rochester, Dr.

Repairing	Clinton Place.....	\$42 00
"	Andrew street.....	52 00
"	Court street.....	17 00
"	Gibbs street.....	6 25
"	Main street.....	6 00
"	North Clinton street.....	10 00
		\$132 25

Ald. Kelly moved the reference of the above bill to the City Attorney, with instructions to prosecute the same. Carried.

By Ald. Kelly—Resolved, That the Improvement Committee are hereby requested to report an ordinance at the next regular meeting of this Board, for the construction of a Medina stone walk and curbing on south side of Jones avenue, from Saratoga avenue to west line of lot owned by Lake Avenue Memorial Church, said walk to be in two courses of 2½ feet each. Adopted.

By Ald. Kelly—Resolved, That the Improvement Committee are hereby requested to report an ordinance at the next regular meeting of this Board, for the construction of a Medina stone walk, five feet wide, in two layers, on each side of Ambrose street, from Saratoga avenue to Frank street. Adopted.

By Ald. Gerling—Resolved, That James Hanvey and others be granted permission to construct plank walks in front of their premises on Brown street, under the direction of the Improvement Committee and City Surveyor, according to the prayer of their petitions. Adopted.

By Ald. Whitmore—Resolved, That the Street Committee be and are hereby authorized and empowered to place the names of the streets in the city upon the street lamps, at an expense not to exceed \$700, chargeable to the Highway Fund.

Ald. Craig moved to refer the matter to the Lamp Committee, to report. Carried.

By Ald. Whitmore—Resolved, That Lewis Smith and others have permission to construct cement walks in front of their premises on Gorham street, under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Whitmore—Resolved, That J. C. Peet, J. H. York and others have permission to build cement walks in front of their premises on Gregory street, under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Whitmore—Resolved, That the following named persons have permission to

build cement walks in front of their premises on Munger street, under the direction of the Improvement Committee and City Surveyor. C. Donivan, Roger Courmen and others. Adopted.

By Ald. Whitmore—Resolved, That the streets heretofore known as Main, New Main and Buffalo streets and West Avenue, be and the same are hereby changed to East and West Broadway.

Ald. Craig moved the indefinite postponement of the resolution. Lost as follows:

Ayes—Ald. Aldridge, Rogers, Pond, Herzberger, Caring, Stern, Glover, Stone, Craig, Aikenhead. 10.

Nays—Ald. Heavey, Smith, Connolly, McConnell, Kelly, Selye, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons. 13.

Ald. Stebbins moved to amend Ald. Whitmore's resolution by striking out the words "East and West Broadway" and insert therefor "East and West Main streets" (east side of the river East Main and west side of the river West Main). Carried.

Ald. Whitmore resolution as amended was then adopted.

By Ald. Stebbins—Resolved, That the City Treasurer be authorized to draw the City's note for \$25,000 and get same discounted, the proceeds to pay one of like amount coming due June 7th and charge discount to Contingent Fund. Adopted.

By Ald. Stebbins—Resolved, That it is the sense of this Board that the building for the new City Hall should be erected on the east side of the river.

Ald. Kelly moved to table the resolution. Carried by the following vote:

Ayes—Ald. Aldridge, Rogers, Pond, Stern, Stone, Craig, Kelly, Selye, Charters, Gerling, Stade, Parsons—12.

Nays—Ald. Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stebbins, Whitmore, Mauder, Aikenhead—11.

FINANCE BUDGET.

ROCHESTER, June 2, 1871.

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

CONTINGENT FUND.

J C Miller & Son, insurance builders' risks.....	\$ 9 00
S B Raymond,	19 50
Buell & Hayden,	9 00
C T Amsden & Son,	12 00
French & Smith,	6 00
C F Wolters, badges.....	118 00
E R Andrews, printing, &c.....	107 75
T H Hopwood, disbursements.....	25 00
And charge that Fund,	

POOR FUND.

J E Butterfield, transportation.....	\$ 14 40
Geo Schofield,	16 03
Rochester Printing Association, Daily to April 20.....	8 00
Sidney B Roby, rent of Hill street property to June 1.....	125 00
S J Wagoner, delivering coal and wood.....	150 24
William Brown, disbursements.....	108 03
George Mannel, medicines per order.....	30 58
E R Andrews, printing.....	22 25
H F Van Dake, boots and shoes per order.....	201 50
Geo Wait, groceries on orders.....	253 50
John Nagle,	41 50
W O Brown,	73 75
Conrad Zimmer	56 00
C Merlau	18 00
Homer Gorton, constable's fees	14 80
.....	6 00
A L Morris, meat.....	300 45
G & C Hartzberger, meat.....	30 00
Dr D Little, fees.....	5 00
M Heavey, hack hire.....	74 00
And charge that Fund,	

FIRE DEPARTMENT FUND.

Isaac Butts, use of hydrant at H & M fire.....	100 00
M Butler & Co., kindling wood.....	10 00
Jacob Lux, repairs to harness.....	43 95
MONTHLY PAY ROLL FOR APRIL, 1871.	
<i>Steam Fire Engine Co No 1.</i>	
William De Garmo, for 1 month's services as Engineer to June 1, 1871.....	75 00
Jerome Dowd, for 1 month's services as Driver to June 1, 1871.....	50 00
Richard Mills, for 1 month's services as Driver to June 1, 1871.....	50 00
<i>Steam Fire Engine Co No 2.</i>	
Seneca Dobbs, for 1 month's services as Engineer to June 1, 1871.....	75 00
Michael Lumbert, for 1 month's services as Driver to June 1, 1871.....	50 00
John Bauer, for 1 month's services as Driver to June 1, 1871.....	50 00
<i>Steam Fire Engine Co No 3.</i>	
Edmund Whittier, for 1 month's services as Engineer to June 1, 1871.....	75 00
John Ransom, for 1 month's services as Driver to June 1, 1871.....	50 00
D Gommenginger, for 1 month's services as Driver to June 1, 1871.....	50 00
<i>Steam Fire Engine Co No 4.</i>	
J P Foreman, for 1 month's services as Engineer to June 1, 1871.....	75 00
James Snyder, for 1 month's services as Driver to June 1, 1871.....	50 00
Barney Kearney, for 1 month's services as Driver to June 1, 1871.....	50 00
<i>Hook and Ladder Co No 1.</i>	
Anthony Andrus, for 1 month's services as Driver to June 1, 1871.....	50 00
<i>Superintendent of Hose Depot.</i>	
R B Paine, for 1 month's services as Superintendent of Hose Depot to June 1, 1871.....	75 00
Monthly Washing Bills.....	15 00
<i>Chief Engineer.</i>	
L S Gibson, for 1 month's services as Chief Engineer to June 1, 1871.....	125 00
<i>Payable to L S Gibson.</i>	
<i>Superintendent Telegraph.</i>	
B F Blackall, for 1 month's services as Superintendent of Fire Alarm Telegraph to June 1. And charge that Fund.....	83 33
HIGHWAY FUND.	
C R Parsons, lumber.....	160 24
George Pringle & Co., sprinkling.....	80 00
Rochester Printing Association, printing.....	18 00
Curtis, Morey & Co.,.....	8 00
Holloway & Normington, repairs to streets.....	117 74
Thomas Stetson, repairing and painting bridges and charge that Fund.....	326 81
ST. PAUL STREET REPAIR FUND, FROM SCRANTOM STREET TO CITY LINE.	
Horace Hoyt, Commissioner, disbursements..\$	4 00
And charge that Fund.	
LYELL AVENUE REPAIR FUND.	
Matthew Daus, Commissioner, disbursements\$	156 50
And charge that Fund.	
LAMP FUND.	
J E Relyea, repairing lamps for May.....\$	146 62
And charge that Fund.	
PARK FUND.	
S C McConnell, nails and labor.....\$	12 60
A B McConnell, labor, &c., on parks.....	408 91
And charge that Fund.	
HOUSE FOR IDLE AND TRUANT CHILDREN FUND.	
A J Warner, services as architect.....\$	2 4 88
Dominick Mura, on contract for building.....	1,920 00
J W Adams, disbursements to May 25, 1871.....	136 91
Fred Zimmer, meat.....	80 00
Hulbert & Carpenter, boots and shoes to the 27th of May.....	55 99
And charge that Fund.	
HEALTH FUND.	
B L Hovey, medical services.....\$	10 00
W A White, whitewashing Hope Hospital.....	4 00
James O'Connor, burying dead animal.....	50
Daniel Murphy, hack hire per committee.....	1 50
Mt Hope Cemetery, rent from March 1, 1870, to March 1, 1871.....	100 00
Mt. Hope Cemetery, rent from March 1, to June 1, 1870.....	25 00
And charge that Fund.	

POLICE FUND.

S M Sherman, Chief of Police, disbursements..\$	41 49
Brown, Tuety & Co., buckets.....	24 00
And charge that Fund.	
Adopted by the following vote	
Ayes—Ald. Aldridge, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.	
By Ald. Stade—Bill of Thomas H. Hopwood—City Property Committee.	
Aid. Stade, from the Committee on City Property, reported in favor of the bill of Thomas H. Hopwood—Finance Committee.	
Ald. Mauder presented the following:	
REPORT IN RELATION TO WHITMORE, CARSON & CO.'S CLAIM—CLINTON STREET IMPROVEMENT.	
<i>Gentlemen of the Common Council:</i>	
Your committee to whom was referred the matter of the final estimate for the improvement of North Clinton street, by Whitmore, Carson & Co., would most respectfully report, that upon a careful examination of the facts connected with said improvement, they find the following, to-wit:	
That was constructed 4,784½ feet of sidewalk at \$1.70 per lineal foot, \$8,133.65; 585½ feet of cross-walk at \$2.05 per lineal foot, \$1,551.51; 4,784½ feet of curb and gutter at 74 cents per lineal foot, \$3,140.63; 133½ feet of gutter at \$61.07; 17 lateral sewers at \$5 each, \$85.	
Your committee are unable to say where or for what work the two items of 59½ and 8½ feet of sidewalk are presented; also the item of one lateral sewer at \$36.70, and are of the opinion that Whitmore, Carson & Co. are not entitled to receive for said items.	
Your committee further report that in their opinion the following items ought not to be allowed:	
129 8-10 days grubbing trees at 2.00	\$259.60
20 ½ " foreman 4.00	82.00
30 ¾ " team work 4.50	136.12
Your Committee therefore find that the amount made due per work under said contract was \$12,971.82. That Whitmore, Carson & Co. have received \$13,543, thus having been over paid the sum of \$571.28, which amount is now due from them to the city.	
Your Committee further report that the specifications in said contract called for and required the deposit of six inches of gravel over the space between the curb and flag and the flag and fence; but they find on examination that there has not been deposited at any place throughout the improvement more than from three to four inches of gravel which fact has occasioned a great deal of dissatisfaction among the property owners along the line of the improvement.	
All of which is respectfully submitted.	
Rochester, April 18th, 1871.	
JOHN MAUDER, GEO. W. CONNOLLY, Committee.	
Ald. Aldridge moved to table the report.—Lost by the following vote:	
Ayes—Ald. Aldridge, Smith, Caring, Stone, Craig, Charters and Parsons—7.	
Nays—Rogers, Pond, Herzberger, Connolly, Stern, Glover, McConnell, Gerling, Stebbins. Whitmore, Mauder, Stade and Aikenhead—13.	
Ald. Mauder moved that the report be re-	

ceived filed and published—carried.

By Ald. Aikenhead—Resolved, That the following named persons have permission to construct cement walks in front of their premises: Jacob Hinds, Pearl street, and Mrs. Anderson, Oak street, under the direction of the Improvement Committee and City Surveyor—Adopted.

On motion of Ald. Charters.

Adjourned.

W. F. MORRISON,
City Clerk.

In Common Council, June 8th, 1871— Special Meeting

For the purpose of electing Directors for the Rochester and Genesee Valley Railroad.

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

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

Absent—Ald. Heavey, Selye, Stebbins—3.

FROM HIS HONOR THE MAYOR.

MAYOR'S OFFICE, }
ROCHESTER, June 6, 1871. }

W. F. Morrison, City Clerk:

DEAR SIR:—You will please call a Special Meeting of the Common Council, to be held the 8th inst., at 10 o'clock, A. M., for the election of Directors of the Genesee Valley Railroad Company, and to take action upon the subject of the vaccination of the children of the Public Schools.

Yours truly,
CHAS. W. BRIGGS, Mayor.

ELECTION OF DIRECTORS.

Ald. Rogers moved that the Board proceed to elect seven Directors for the Rochester and Genesee Valley Railroad upon one ballot. Carried.

FIRST BALLOT.

Amon Bronson received.....	23 votes.
Henry C. Roberts "	22 "
Charles E. Upton "	22 "
Johnson I. Robins "	20 "
William N. Sage "	20 "
Samuel Wilder "	21 "
David R. Barton "	23 "
Harvey P. Langworthy "	2 "
John Lutes "	2 "
William Burk "	1 vote.
Moses M. Smith "	1 "
Gilman H. Perkins "	1 "
James Brackett "	1 "
James H. Kelly "	1 "

Ald. Stone moved. That all action had in the matter of electing Rochester and Genesee Valley Railroad Directors, be, and the same is hereby, recinded. (There being a question as to the legality of electing upon one ballot.) Carried by the following vote;

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Smith, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly Mandeville, Charters, Gerling, Whitmore, Mauder, Stade, Aikenhead—21.

Nays—Ald. Caring, Parsons—2.

Ald. Stone moved that the Board now proceed to elect seven Directors for the Roches-

ter and Genesee Valley Railroad, separately. Carried.

FIRST DIRECTOR.

Amon Bronson received.....	22 votes.
Henry C. Roberts "	1 vote.
David R. Barton "	1 "

Amon Bronson having received the requisite number of votes, was declared elected Director of the Rochester and Genesee Valley Railroad.

SECOND DIRECTOR.

Henry C. Roberts received.....	23 votes.
Johnson I. Robins "	1 vote.

Henry C. Roberts having received the necessary number of votes, was declared elected Director of the Rochester and Genesee Valley Railroad.

THIRD DIRECTOR.

Charles E. Upton received.....	20 votes.
John Lutes "	3 "
Moses M. Smith "	1 vote.

Charles E. Upton having received the requisite number of votes, was declared elected Director of the Rochester and Genesee Valley Railroad.

FOURTH DIRECTOR.

Johnson I. Robins received.....	22 votes.
George Herzberger "	1 vote.
Blank "	1 "

Johnson I. Robins having received the necessary number of votes, was declared elected Director of the Rochester and Genesee Valley Railroad.

FIFTH DIRECTOR.

William N. Sage received.....	20 votes.
James H. Kelly "	2 "
Newell A. Stone "	1 vote.
Blank "	1 "

William N. Sage having received the requisite number of votes, was declared elected Director of the Rochester and Genesee Valley Railroad.

SIXTH DIRECTOR.

Samuel Wilder received.....	18 votes.
James H. Kelly "	2 "
Moses M. Smith "	2 "
John McConville "	1 vote.
David R. Barton "	1 "

Samuel Wilder having received the requisite number of votes, was declared elected Director of the Rochester and Genesee Valley Railroad.

SEVENTH DIRECTOR.

David R. Barton received.....	22 votes.
George W. Connolly "	1 vote.
Moses M. Smith "	1 "

David R. Barton having received the necessary number of votes, was declared elected Director of the Rochester and Genesee Valley Railroad.

Ald. Mauder moved that the Clerk be instructed to notify the Directors of their election immediately. Carried.

The Clerk presented the following

COMMUNICATION FROM THE HEALTH OFFICER.

Rochester, June 7, 1871.

To the Honorable Common Council of the City of Rochester:

Gentlemen—Section 5, Rules and Regulations of the Board of Health of the City of Rochester, reads as follows:

"It shall be the duty of the Physician appointed by the Common Council as the Health Officer of the Board, to exercise a general care of watchfulness for the health of the city, and to recommend from time to time such measures as he may think proper for the prevention of disease in the city, and the preservation of the health and lives of its inhabitants."

Acting upon these instructions I recommended to the Board of Health that the children of the public schools be vaccinated. This was done at the second meeting of the Board. The Board, acting on the suggestion, requested his Honor the Mayor to confer with the Superintendent of Schools regarding the matter. This was done, and the Superintendent and Board of Education have expressed themselves in favor of the measure. When, however, the matter was brought before the Common Council, that body saw fit to defeat the measure. I cannot believe this result would have occurred had the proper representations been made. Your Honorable Body therefore will surely indulge me by listening to some of the reasons, briefly stated, which impelled me to recommend the measure:

First—Come my instructions already quoted.

Second—A case of small-pox had occurred and was under my charge at Hope Hospital. Other cases have since been reported to me; two more are now under treatment in hospital, besides several that have been treated at their own houses.

Third—The disease is at present prevailing as an epidemic in New York city. There having died from this disease during the last 10 weeks 263 persons, making an average of 26.3-10th per week.

Fourth—The children of the public schools in New York have just been vaccinated. Other cities, and our own as well, have been in the habit of resorting to this measure whenever an epidemic of small-pox seemed imminent.

Fifth—Should this disease be suffered to go on unchecked in our midst, it will certainly become epidemic. People of the surrounding country, having a wholesome horror of the disease, would not venture into the city, and the consequent loss to trade in every branch would be hard to estimate. Should it break out in the schools, the consequences would be disastrous.

Sixth—Vaccination, if faithfully and generally resorted to, is a very certain, as well as simple and safe, means of preventing an epidemic.

On this last point all competent medical authorities are agreed.

Respectfully submitted by
DAVID LITTLE,
Health Officer.

Ordered received, filed and published.
COMMUNICATION FROM HIS HON. THE MAYOR.

MAYOR'S OFFICE,
Rochester, N. Y., June 8th, 1871.

Gentlemen of the Common Council:

I regret that your Board, at its last regular meeting, did not pass the resolution offered

by Ald. Rogers relative to the vaccination of the children of the public schools.

At a meeting of the Board of Health the 12th of May, Dr. Little, Health Officer, reported to the Board one or more cases of small-pox, and as the disease was prevailing in the city of New York as an epidemic, suggested, as a precautionary measure, that the children of the public schools be vaccinated. After some discussion in the Board relative to the matter, I was appointed a committee to confer with the school authorities on the subject. While an arrangement was being perfected with the School Commissioners, other cases of small-pox were reported to me, and thinking it advisable that there should be no unnecessary delay in the work, I requested Ald. Rogers to present to your Board the resolution above referred to.

From the discussion that took place at the last meeting of your Board in relation to vaccination in the public schools. I conclude that some of your members entertained the idea that our Health Officer was acting independent in the movement. To dispel such thought, as well as for other purposes, I mention the facts contained in the above paragraph.

Knowing that the Boards of Education and Health had made no provision to meet the extraordinary expenditure proposed, I thought it best to have the matter go before the money-raising power, the Common Council for indorsement.

The Board of Education, the 5th inst., at its last regular meeting, passed the following resolution which was offered by Com. Dransfield:—"That it is the sense of this Board that all the children of the public schools not already vaccinated, should be vaccinated at the public expense at once, and express the wish that the proper authorities would take the steps to accomplish this."

I shall be pleased to have your Board refer the subject of the vaccination of the children of the Public Schools the Industrial School and of the Asylums, to the Board of Health, with power to make such arrangements, and to expend such amount in carrying out the object, as in the judgment of such Board may be for the best interests of the city.

As to the expenditure that would be incurred, I would state that a report of Mr. Ellis, School Superintendent, made to the Board the 5th of this month, shows the entire attendance at the public schools to be 5,904. To this number add 441, the number of children attending the Industrial School and Orphan Asylums, make the whole number 6,345. It would be well to vaccinate in the Industrial Schools and Asylums if permission should be given. Of the above aggregate it is probable that from two to three thousand have already been vaccinated, and that in a few only of such cases, would re-vaccination be successful. The whole number, therefore, that would become a charge, would probably not exceed 4,000, which number, at 25 cents each, would amount to one thousand dollars. If the attendance at the schools should be larger on the days named for vaccination than the usual attendance, so much the better. It would be well to reach, under the arrangement, all the chil-

dred that can well be. However, the expenditure cannot much exceed, if any, the sum above stated.

The few cases of small-pox in the city have been carefully provided for, and should not excite alarm, but as the disease is quite prevalent in the city of New York and other places, and taking into view the effect its prevalence here would have upon the business of the city, and upon the public schools, and the suffering it would cause our citizens, I trust your Board will regard the movement proposed as prudential, and that you will act accordingly.

As some are fearful that other than the desired vaccine disease may be communicated from vaccine virus that may have been taken from unhealthy subjects, I quote, for the purpose of quieting such apprehension, from a standard work which is regarded as authority by the medical profession, as follows: "In selecting matter, that should be preferred which comes from a healthy individual. Nevertheless, repeated trials appear to show that the character of the virus is not affected by coexisting disease. The following is given as the result of the experience of M. Toupin, who has had extraordinary opportunities for ascertaining the truth. The matter taken from children affected with acute or chronic diseases, with essential fevers, typhoid affections, eruptive fevers, thoracic, abdominal, and cerebral inflammations, the neuroses, such as chorea, hysteria, epilepsy etc., was as energetic as if drawn from healthy children, gave rise to as copious and regular a vaccine disease, was as efficacious against small-pox, and transmitted no disease whatever, whether acute or chronic, contagious, or non-contagious."

The fact that in an occasional case the slight disturbance of the system caused by vaccination, brings to the surface, for a time, a latent eruptive, or perhaps other disease, has caused the inexperienced to believe that the vaccine matter used must have been taken from an unhealthy subject. I make the above quotation to show that there need be no fears even if vaccination should be done by the careless and indifferent. It is proposed however, that the vaccination of the schools be done by or under the supervision of Dr. Little, our health officer, who will use as perfect virus as can be obtained, and exercise as great care and skill as in any private practice. None should fear to have their children vaccinated at the public schools. Vaccinated, however, in some manner, all children ought to be.

CHARLES W. BRIGGS, Mayor.

Ordered received, filed and published.

Ald. Rogers, moved a reconsideration of the vote on his resolution, June 2d, in reference to vaccinating the public school children. Carried.

By Ald. Rogers—Resolved, That the Health Officer be authorized and directed to cause all children attending the public schools to be immediately vaccinated (except in cases objected to by the parents) at an expense not exceeding 25 cents for each case, and those only in which the vaccination takes effect.

Ald. Stern, moved to amend the resolution

by inserting the words "and private" after the word public. Amendment accepted by Ald. Rogers.

The resolution of Ald. Rogers as amended was then acted on and declared. Adopted.

Ald. Craig moved that the Health Officer, and Physicians, be and hereby directed to vaccinate only those children who furnish the written order, or consent of parents or guardians.

Ald. Rogers moved as a substitute, That the Health Officer and Physicians be and hereby directed to vaccinate all the children in the public and private Schools, except those who furnish the written order not to vaccinate, from the parents or guardians. Lost by the following vote:

Ays—Ald. Rogers, McConnell, Whitmore, Aikenhead—4.

Nays—Ald. Whitecomb, Aldridge, Wait, Gould, Pond, Herzberger, Smith, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Maudiville, Stape, Charters, Gerling, Mauder, Stade, Parsons—21.

The motion of Ald. Craig was then declared carried.

Ald. Stone moved that the Principals of all the schools be required to furnish certificates to this Board, of the number of children vaccinated, and the number of cases in which the vaccination takes effect. Carried.

On motion of Ald. Mauder, adjourned.

W. F. MORRISON, City Clerk.

IN COMMON COUNCIL, June 13th, 1871.

REGULAR MEETING.

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

Present—Ald. Whitecomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Maudiville, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Absent—Ald. Stebbins.—1.

APPROVAL OF MINUTES.

The minutes of the previous meetings, May 30th and June 1st and 2d, were approved as published in "Book of Proceedings."

PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Whitecomb—Petition of J. C. Miller for permission to erect a wood building on his lot, No. 106, situate on Adams street. Referred to the Wood Building Committee, with power to act.

By Ald. Aldridge—Bills of Stump & Frost and C. T. Amsden & Son. House for Idle and Truant Children Committee.

By Ald. Rogers—Bills of William Morley, Gerling & Bro., B. F. Blackall, H. Brewster & Co., Rochester Gas Light Company and H. T. Rogers & Son. Fire Department Committee.

By Ald. Caring—Petition of Michael Feish for permission to remove a wood building on his lot situate on Granger street. Referred to the Wood Building Committee, with power to act.

Bill of M. Heavey. Contingent Expense Committee.

By Ald. Stern—Bills of John Williams, Rochester Printing Company, Lewis W.

Brandt, Stump & Frost, Curtis, Morey & Co., William Whitehair, John Van Auker, W. F. Holmes, Smith & Elwood, Levett & Stevens, H. T. Rogers & Son, F. Seifried & Co., and Rochester Gas Light Company. Contingent Expense Committee.

By Ald. McConnell—Bill of C. R. Parsons. Park Committee.

Bill of M. Heavey. Contingent Expense Committee.

By Ald. Kelly—Bills of Thomas Stetson, H. T. Rogers & Son, M. Heavey, Louis W. Brandt, C. R. Parsons, Whitmore, Carson & Co., Jacob Young, John Quin, Superintendents Pay Roll. Street Committee.

Petition of Lewis Bogardus for permission to erect a wood building on his lot situate on the east side of Varum street. Referred to the Wood Building Committee with power to act.

By Ald. Selye—Petition of William Purcell asking the Common Council to prohibit the running of the street cars further than Platt street upon the Sabbath day. Table for the present.

By Ald. Stape—Petition of George R. Wesch for permission to erect wood buildings on his lots No. 28, 29 and 30 situate on Charlotte street. Referred to the Wood Building Committee with power act.

Communication from tax payers residing on New Main street, in reference to the sprinkling of said street not being done according to the contract. Received and filed.

Ald. Stape moved that the City Clerk be and is hereby directed to serve a notice upon the contractors for sprinkling East avenue and New Main street, directing them to fulfill their contracts for said sprinkling. Carried.

By Ald. Charters—Bills of the Rochester Gas Light Company, Smith & Roberts, Jacob Minges and M. Heavey. Police Committee.

By Ald. Gerling—Petition of John Keele for permission to erect a wood building on his lot, No. 57, situate on Walnut street. Referred to the Wood Building Committee, with power to act.

By Ald. Mauder—Petition of Joseph Mandel for permission to erect a wood building on his lot situate on the corner of Hanover and Vienna streets. Referred to the Wood Building Committee, with power to act.

By Ald. Aikenhead—Bills of J. E. Relyea, Z. Dobbs, George Lee, Rochester Gas Light Company, Theo. E. Batterson, Paul Burgmiller, James H. Splain and Kidd Foundry and Steam Engine Manufacturing Company. Lamp Committee.

By Ald. Stone—Petition of William Young for permission to erect a wood building on his lot, No. 257 situate on Tremont street. Referred to the Wood Building Committee, with power to act.

Bills of Smith & Gordon, Rochester Gas Light Company, Mathew Daus, William Brown, Gerling Brothers, Adam Schmitt, J. D. McIntosh & Co., and George Bastion. Poor Committee.

By Ald. Mandeville—Petition of S. M. Rice for permission to erect a wood building on her lot, situate on the south side of Atkinson street, near Reynolds street.

Petition of Thomas Casey for permission to

erect a wood building on his lot situate on Scio street.

Petition of C. B. Cleveland, for permission to erect a wood building on his premises situate on Fochner street.

Petition of G. S. & G. E. Benedict, for permission to erect a wood building on their lot, No. 20, situate on South Fitzhugh street.

The above four petitions were referred to the Wood Building Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Kelly, from the Street Committee, reported in favor of the bills of Thomas Stetson, H. T. Rogers & Son, M. Heavey, Louis W. Brandt, C. R. Parsons, Whitmore, Carson & Co., Jacob Young, John Quin, and Superintendent's pay roll. Finance Committee.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bills of J. E. Relyea, Z. Dobbs, George Lee, Rochester Gas Light Company, Theodore E. Batterson, Paul Burgmiller, James H. Splain, and Kidd Foundry and Steam Engine Manufacturing Company. Finance Committee.

Ald. Rogers, from the Fire Department Committee, reported in favor of the bills of Wm. Morley, Gerling & Brother, B. F. Blackall, H. Brewster & Co., Rochester Gas Light Company, and H. T. Roger & Son. Finance Committee.

Ald. Aldridge, from the Committee on House for Idle and Truant Children, reported in favor of the bills of Stump & Frost and C. T. Amsden & Son. Finance Committee.

Ald. McConnell, from the Committee on Public Parks, reported in favor of the bill of C. R. Parsons. Finance Committee.

Ald. Stern, from the Contingent Expense Committee, reported in favor of the bills of John Williams, Rochester Printing Company (two bills), Louis W. Brandt, Stump & Frost, Curtis, Morey & Co., M. Heavey (two bills), Wm. Whitehair, John Van Auker, W. F. Holmes, Smith & Elwood, Levett & Stevens, H. T. Rogers & Sons, F. Seifried & Co., and Rochester Gas Light Company. Finance Committee.

Ald. Charters, from the Police Committee, reported in favor of the bills of L. McKay, Rochester Gas Light Company, Smith & Roberts, Jacob Minges and M. Heavey. Finance Committee.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petitions of Charles M. Deutch and Luther Eldridge, and presented the following:

By Ald. Mandeville—Resolved, That Chas. M. Deutch and Luther Eldridge have permission to erect wooden buildings in accordance with their petitions, under the direction of the Wooden Building Committee and Fire Marshal. Adopted.

Ald. Stape, from the Committee on Public Health, reported in favor of the bills of Joseph Wolford, James O'Connor, August Wagner and James M. Andrews (from Board of Health). Finance Committee.

Ald. Stone, from the Committee on the Relief and Support of the Poor, reported in favor of the bills of Smith & Gordon, Rochester Gas Light Company, Mathew Daus, William Brown, Gerling & Brother, Adam

Schmitt, J. D. McIntosh & Co. and George Bastion. Finance Committee.

REPORTS OF SPECIAL COMMITTEES.

Ald. Rogers, from the Special Committee on the communication of his Honor the Mayor, in reference to the wall being constructed by Isaac Butts, near the Aqueduct, presented the following:

To the Common Council of the City of Rochester:

Your Committee to whom was referred the communication of the Mayor in regard to a wall being erected by Isaac Butts, on the bank of the river, respectfully report:

That after due examination of the locality and structure, they have come to the conclusion, from facts within their own knowledge, and the best information they could obtain, that the wall in question cannot be considered (and certainly cannot be proved to be) in the BED of the river.

This conclusion, if correct, puts the matter beyond the control of the Common Council. Your committee therefore do not recommend any action on the part of the Board.

HENRY T. ROGERS,
J. H. KELLY,
Committee.

June 13th, 1871.

Ordered received, filed and published.

EXECUTIVE.

Ald. Caring moved that the Board suspend the regular order of business, and open under executive, for the purpose of electing one Chief Engineer and four Assistant Engineers of the Fire Department, and for no other purpose. Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Ald. Caring moved that the Board now proceed to ballot for Chief Engineer. Carried.

FIRST BALLOT.

Wendel Bayer received	15	votes.
Law S. Gibson "	11	"
Blank	1	vote.

Wendel Bayer, having received the requisite number of votes, was declared elected Chief Engineer.

Ald. Connolly moved that the Board now proceed to ballot for two Assistant Engineers, for the East side of the river, upon one ballot. Carried.

FIRST BALLOT.

John C. Connolly received	26	votes.
James C. Malcomb "	21	"
Charles Hulbert "	3	"
John H. Wilson "	4	"

John C. Connolly and James C. Malcomb, having received the requisite number of votes, were declared elected Assistant Engineers for the East side of the river.

Ald. Caring moved that the Board now proceed to ballot for two Assistant Engineers for the West side of the river, upon one ballot. Carried.

FIRST BALLOT.

Samuel Beemish received	16	votes.
Anthony Kasseal "	15	"
Henry W. Mathews "	7	"
John C. Smith "	7	"
Joseph Ringlestein "	5	"
Thomas Whitley "	2	"
Fred. Watts "	2	"

Samuel Beemish and Anthony Kasseal having received the necessary number of votes, were declared appointed Assistant Engineers for the West side of the river.

Ald. Rogers moved that the office of Chief Engineer be and is hereby declared vacant.

Ald. Craig moved to amend by inserting after "Chief Engineer" the words "and Assistant Engineers." Accepted by Ald. Rogers.

Ald. Stape moved the indefinite postponement of Ald. Rogers' motion. Carried by the following vote:

Ayes—Ald. Whitcomb, Wait, Gould, Herzberger, Heavey Smith, Caring, Stern, Glover, Stone, Mandeville, Stape, Gerling, Mauder, Stade—15.

Nays—Ald. Aldridge, Rogers, Pond, Connolly, McConnell, Craig, Kelly, Selye, Charters, Whitmore, Parsons, Aikenhead—12.

COMMUNICATIONS.

The Clerk presented the following from the Superintendent of Public Schools:

SUPERINTENDENT'S OFFICE,
ROCHESTER, N. Y., June 5th, 1871. }

The special committee to whom was referred the question of introducing the study of the German language into the public schools of the city, presented the following report through their chairman, Com. Jones:

To the Honorable the Board of Education:

GENTLEMEN—Your committee, to whom was referred the question of introducing the study of the German language into the public schools of the city, beg leave to say that they have visited the cities of Cleveland, Cincinnati and Chicago, where the German-English classes have been for a long time in operation in the public schools, and have made a very thorough examination, satisfying themselves as to their expediency and general results in our public school system. From their observation, and from the unvarying testimony of superintendents and teachers, your committee are of the opinion that the advantages to the general public arising from the introduction of a limited course of instruction in the German language in our public schools are far beyond any evils that may be connected and inseparable from it. So far, however, as the question relates to the introduction of these classes in the public schools of this city, it seems scarcely for your committee to state that there are present two insuperable obstacles in the way of their immediate introduction, viz: want of means and lack of school accommodations. These obstacles removed, and your committee would unhesitatingly recommend the introduction of the German language, as a study, into the primary grades of our public schools. Your committee would therefore offer the following resolutions:

Resolved, That in the judgment of this Board, the request of our German fellow citizens that the German language be taught in the public schools of this city is just and reasonable.

Resolved, That the Board do signify to the Common Council of this city their willingness to incorporate the German language into the course of study in the public schools, provided said Common Council will appropriate the necessary funds for building and for teachers' wages, which the addition of a thousand or more children to the number now in attendance upon our public schools would make imperative.

JONAS JONES,
H. H. EDGERTON,
THOMAS DRANSFIELD,
Committee.

The report was accepted and the resolutions adopted.

The above is a true copy from the minutes. S. A. ELLIS, Sup't.

Ordered received, filed and published.

REPORT OF THE POLICE JUSTICE FOR THE MONTH OF MAY.

POLICE DEPARTMENT, }
ROCHESTER, June 13, 1871. }

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

The following is the monthly report of moneys received for fines and penalties during the month of May, 1871:

Total amount received.....\$333 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 May, 1871, is true.

Respectfully yours, &c.,

E. W. BRYAN, P. J.

Ordered received filed and published.

Ald. Stone, from the Poor Committee, presented the following:

REPORT OF THE OVERSEER OF THE POOR.
OVERSEER OF THE POOR OFFICE, }
ROCHESTER, June 13, 1871. }

The Overseer of the Poor would respectfully report that during the month of May, 1871, he relieved 791 families, in the following manner, viz:

Orders on Poor store.....	\$1,430 20
.. Wood yard.....	232 00
.. Coal yard.....	638 00
.. George Wait.....	261 0
.. S F & W Witherspoon.....	64 25
.. H Brewster & Co.....	85 25
.. Adam Schmidt.....	15 75
.. W Carlton Brown.....	79 75
.. H F Van Dake.....	41 00
.. Beck & Meyer.....	17 50
.. Beir & Stern.....	20 50
.. W Rhodes.....	22 25
.. Fred Wurtz.....	36 50
.. John Nagle.....	58 25
.. C Zimmer.....	26 00
.. C Seell.....	6 00
.. M Daus.....	12 00
.. George Mannel.....	1 65
.. John Stape.....	33 00
.. Moses M Smith.....	1 00
.. George Hawkins.....	12 75
.. W H Niven.....	10 00
.. C V Jeffrey.....	12 00
.. Henry Hook.....	7 00
.. Mrs Cleminson.....	9 50
.. H & P Bender.....	72 00
.. B O'Reilly.....	12 00
.. A W Mudge.....	66 50
.. George Schfield.....	5 95
.. J E Butterfield.....	13 82
Less County and Towns.....	\$3,363 37
Total for City.....	\$2,675 50

All of which is respectfully submitted.

WILLIAM BROWN,

Overseer of the Poor.

Ordered received, filed and published.

ORDINANCES.

IMPROVEMENT OF NORTH WASHINGTON STREET.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to the Board the expense of improving North Washington street. Adopted.

The Surveyor submitted as such estimate, \$10,687.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The improvement of North Washington street, from West Main street to Allen street, by setting curb stone on each side of the street, and paving the roadway with Medina stone, 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 \$10,687, 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 West Main street to Allen street.

And the Clerk is hereby directed to publish notice in pursuance of section 64, 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 27th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Harvey, Conroy, Conolly, Stern, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charlton, Whitmore, Mauder, Stude, Parsons, Aikenhead—22.

FLAG WALK ON COURT STREET.

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

After hearing such allegations from all persons appearing—

Ald. Aldridge submitted the following:

An ordinance to construct a flag walk on Court street.

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

The laying of a flag walk 5 feet wide in one course on the south side of Court street, from William street to Chestnut 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 direction of this Board, having made an estimate of such expense, and reported the same at \$1,224, which estimate was and is hereby approved; the sum of \$1,224, 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 Court street, from William street to Chestnut street.

On which above described portion of the city the said sum of \$1,224 is hereby ordered to be assessed.

And David McKay, John J. Shaffer, and E. T. Outly, 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 17th day of June, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Herzberger presented a petition signed by S. M. Beaman and others for an amendment to the ordinance by substituting "Cement" for "Flag."

Ald. Herzberger moved that the ordinance be amended as per petition, by striking out the word "flag" wherever it occurs and insert therefor the word "cement." Carried.

Ald. Herzberger moved the postponement of further action on the ordinance until the next regular meeting. Carried.

IMPROVEMENT OF SARATOGA AVENUE.

On motion of Ald. Aldridge 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. Aldridge submitted the following:

An ordinance to improve Saratoga avenue, from Lyell avenue to Lorimer street.

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

The improvement of Saratoga avenue from Lyell avenue to Lorimer street, by setting a curb stone and laying a Medina flag stone walk 6 feet wide in two courses, except where such a walk and curb stone are now laid, and constructing seven stone crosswalks across said avenue and the intersecting 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 is hereby approved: the sum of \$3,262 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 Saratoga avenue from Lyell avenue to Court street.

On which above described portion of the city the said sum of \$3,262 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 two years from the confirmation of such roll.

And David McKay, John J. Shaffer and E. T. Outley, the Assessors of said city, not interested in any of the property so benefited, 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 17th day of June, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Aye—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

IMPROVEMENT OF MUMFORD STREET.

On motion of Ald. Aldridge 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. Aldridge submitted the following:

An ordinance to improve Mumford, from Mill street to the Genesee river.

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

The improvement of Mumford street, from Mill street to the Genesee river, by paving the roadway between the present curb stones with Medina stone pavement, and constructing the necessary crosswalks and 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 \$4,539, which estimate was and is hereby approved; the sum of \$4,539, 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 Mumford street, from Mill street to the Genesee river.

On which above described portion of the city the said sum of \$4,539 is hereby ordered to be assessed.

And the taxpayers to be assessed for making such improvement, 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 such roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, J. J. Shaffer 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 17th day of June, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore Mauder, Stade, Parsons, Aikenhead—26.

IRON BRIDGE OVER THE RACE ON COURT STREET.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing an iron bridge on Court street over the raceway west of the Genesee river. Adopted.

The Surveyor submitted as such estimate, \$9,000.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The construction of an iron bridge on Court street over the raceway west of the Genesee river; said bridge to set on substantial stone abutments.

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 \$9,000, 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:

Beginning at the west bank of said raceway, where the same intersects the north line of Court street; thence easterly along the west bank of said raceway to the center aqueduct street where it is intersected by the center of Race street; thence easterly along the center of Race street and the alley in continuation of said street to the Genesee river; thence southerly along the west bank of said river to the north line of Court street; thence westerly along the north line of Court street to the place of beginning. Also mill seat lot No. 15, fronting on West Main street, commonly known as the Pentecost Mill 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, June 27th, 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, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore Mauder, Stade, Parsons, Aikenhead—26.

COVERING AREAS IN LIBERTY STREET.

Ald. Aldridge presented the final ordinance for—The covering of all the areas on both sides of Liberty street, between Main street and Mortimer street, with Medina stone flags.

The whole estimated expense thereof is \$1,511, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

The lots owned and assessed to the following named persons, viz: Wolff & Bachman, City of Rochester, Martin Frison, George Bridgeman, Nikolas Keller, John Kalb, heirs of Mrs. M. McCarthy and heirs of Mrs. Jas. Kavanaugh.

And moved that action be postponed until the next regular meeting. Carried.

ROME STREET IMPROVEMENT.

On motion of Ald. Selye 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. Selye submitted the following:

An ordinance to improve Rome street, from Clinton Place to Atwater street.

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

The improvement of Rome street, from Clinton place to Atwater street, by setting a curb stone and paving the gutters on each side of said street, McAdaminizing the roadway and laying a flag walk with brick on either side from the flags to the curb and lines of the street on each side thereof, and constructing the necessary 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 \$4,360, which estimate was and is hereby approved; the sum of \$4,360, 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 Rome street, from Clinton place to Atwater street.

On which above described portion of the city the said sum of \$4,360 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 from the confirmation of such 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 17th day of June, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Stape moved the indefinite postponement of the ordinance.

Ald. Caring moved to amend by substituting "next regular meeting" for "indefinitely."

Accepted by Ald. Stape.

Ald. Stape moved to amend by the following: Ald. Caring was then declared lost by the following vote:

Ayes—Ald. Whitcomb, Wait, Rogers, Caring, Glover, Mandeville, Stape, Gerling, Parsons—9.

Nays—Ald. Aldridge, Fond, Herzberger, Heavey, Smith, Connolly, Stern, McConnell, Stone, Craig, Kelly, Selye, Charters, Whitmore, Mauder, Stade—16.

A motion was then made on the ordinance, which was lost by the following vote:

Ayes—Ald. Aldridge, Herzberger, Smith, Connolly, Stern, Stone, Craig, Kelly, Selye, Whitmore, Mauder, Parsons, Aikenhead—13.

Nays—Ald. Wait, Rogers, Pond, Heavey, Caring, Glover, McConnell, Mandeville, Stape, Charters, Gerling, Stade—12.

PIPE SEWER IN HAMILTON 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 pipe sewer in Hamilton Place.

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

The constructing of a pipe sewer 1 foot in diameter in Hamilton place, from the sewer in South avenue to a point 100 feet west of Cayuga street, with the necessary 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 directions of this Board, having made an estimate of such expenses, and reported the same at \$2.05, which estimate was and is hereby approved: the sum of \$2.05, 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 Hamilton place, from South avenue to Cayuga street.

On which above described portion of the city the said sum of \$2.05 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 seven per cent. per annum, within one year from the confirmation of such 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 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 17th day of June, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Whitmore, Stade, Parsons, Aikenhead—21.

Nays—Ald. Stern, Mauder—2.

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 pipe sewer in Thompson 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 Thompson street, from the center of Lorimer street to the south line of lot No. 2, section Q, of the Jones 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 directions of this Board, having made an estimate of expense, and reported the same at \$2,001, which estimate was and is hereby approved. The aforesaid, shall be assessed on such owners and occupants of lands and houses within 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 Lorimer street to the south line of lot 2, section Q of the Jones tract.

On which above described portion of the city the said sum of \$2,001 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 from the confirmation of such 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 17th day of June, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Lost by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Smith, Caring, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Whitmore, Stade, Parsons, Aikenhead—20.

Nays—Ald. Stern, Mauder—2. No petition.

Ald. Caring moved a reconsideration of the vote just taken upon the ordinance for sewer in Thompson street (it being a fact that there is no opposition to the sewer by persons to be assessed.) Carried.

The ordinance was then passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Whitmore, Stade, Parsons, Aikenhead—23.

Nays—Ald. Mauder—1

PIPE SEWER IN WARD 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 Ward street.

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

The construction of a pipe sewer, one foot in diameter, in Ward street, from the sewer in St. Paul street to a point 25 feet west of the west line of Emmett 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 \$2,001, which estimate was and is hereby approved; the sum of \$2,001 being the whole 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 Ward street, from St. Paul street to Emmett street.

On which above described portion of the city the said sum of \$2,001 is hereby ordered to be assessed. And the tax payers to be assessed for making such improvement, may, by paying interest as hereinafter provided, 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-fourth of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of such 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 directed by the said Common Council 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 17th day of June, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed, by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Whitmore, Stade, Parsons, Aikenhead—23.

Nays—Ald. Mauder—1.

PIPE SEWER IN SARATOGA 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.

The following was submitted the following:

An ordinance to construct a pipe sewer in Saratoga avenue.

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 Saratoga avenue, from the center of Lorimer street to the south line of lot No. 2, section M, of the Jones 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 \$2,001, which estimate was and is hereby approved; the sum of \$2,001, 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 Saratoga avenue, from Lorimer street to the south line of lot No. 2, section M, of the Jones tract.

On which above described portion of the city the sum of two thousand one dollars is hereby ordered to be assessed.

And the taxpayers to be assessed for making such improvement, may, by paying interest as hereinafter provided, 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 such 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 17th day of June, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Smith, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Stade, Parsons, Aikenhead—22.

Nays—Ald. Mauder—1.

PIPE SEWER IN LAKE AVENUE (DEEP HOLLOW).

Ald. Aldridge presented the final ordinance for: The construction of a pipe sewer 1 foot in diameter, in Lake avenue, from the sewer in said avenue at Deep Hollow, to the south line of the Granger Farm, (so called).

The whole estimated expense thereof is \$4,058, 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 Deep Hollow to the south line of the Granger Farm, (so called).

Ald. Selye moved that action on the ordinance be postponed until the next regular meeting. Carried.

PIPE SEWER IN GIBBS STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer in Gibbs street. Adopted.

The Surveyor submitted as such estimate, \$861.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a pipe sewer, 22 inch. egg shape, in Gibbs street, from the sewer in University avenue to a point 25 feet south of Seiden street, with the necessary 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 \$861, 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 Gibbs street, from University avenue to Grove street.

And the Clerk is hereby directed to publish notice in pursuance to 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 27th, 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, Aldridge, Wait, Rogers, Pond, Smith, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

PIPE SEWER IN SHAMROCK STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer in Shamrock street. Adopted.

The Surveyor submitted as such estimate, \$682.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The constructing of a pipe sewer, 1 foot in diameter, in Shamrock street, from the sewer in Ward street to a point 20 feet south of the north end of said Shamrock 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 \$682, 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, from Ward street to the north end of said Shamrock 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 27th, 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, Aldridge, Wait, Rogers, Pond, Herberger, Heavey, Smith, Caring, Connolly, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Nays—Ald. Stern—1.

LATERAL SEWERS IN LAKE AVENUE.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing suitable lateral sewers from the main

sewer to the curb stone on each side of Lake avenue, from Lyell street to Deep Hollow. Adopted.

The Surveyor submitted as such estimate \$5,000.
By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The constructing of a lateral sewer, for private drains for each house and lot (that has not a proper drain already built) on each side of Lake avenue, from the south line of Ambrose street to Deep Hollow, said lateral sewers to extend from the main sewer to the curb stone.

And whereas, The City Surveyor, under direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$5,000, which estimate 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 Lyell street to Deep Hollow.

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 27th, 1871, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:
Ayes—Ald. Whitecomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

PENAL ORDINANCE.

By Ald. Stone.

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

No owner or occupant of any place called a park, garden, hall or public resort, shall offer for sale any liquors which are known as intoxicating, neither shall they allow the playing of bands of music, or permit any theatrical performances, or make any unusual noises, so as to disturb their neighbors, on their premises, or within their enclosures, on the first day of the week, called Sunday.

Any person violating the provisions of this ordinance, shall, upon proper conviction before the Police Magistrate, be liable to a fine of not less than twenty-five, nor more than one hundred dollars.

Every execution issued upon a judgment received for a violation of the provisions 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 Jail for a period of 30 days.

Ald. Mandeville moved to suspend the rule to adjourn at 11 o'clock, for the purpose of action on the above ordinance, and for no other purpose. Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Caring, Connolly, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Charters, Whitmore, Parsons, Aikenhead.—18.

Nays—Ald. Gould, Heavey, Smith, Stern, Craig, Stape, Gerling, Mauder, Stade.—9.

Ald. Kelly, moved the previous question. "Shall the main question be now taken" was declared. Carried.

Action was then had on the ordinance of Ald. Stone and declared—Lost by the following vote:

Ayes—Ald. Aldridge, Wait, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Aikenhead.—9.

Nays—Ald. Whitcomb, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly.

Stern, Craig, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons.—17.

Ald. Kelly moved that the Board now adjourn until Friday evening next, at 7½ o'clock.

Ald. Stape moved as an amendment to substitute "Tuesday" for "Friday." Lost by the following vote:

Ayes—Ald. Whitcomb, Wait, Gould, Connolly, Stern, Stone, Craig, Selye, Mandeville, Stape, Aikenhead.—11.

Nays—Ald. Rogers, Pond, Herzberger, Smith, Caring, Glover, McConnell, Kelly, Charters, Gerling, Whitmore, Mauder, Stade, Parsons.—14.

Ald. Selye moved to amend by substituting "Wednesday" for "Friday." Lost.

Ald. Kelly's motion to adjourn until Friday evening was then declared carried.

Adjourned. W. F. MORRISON,
City Clerk.

In Common Council—June 16th, 1871.

ADJOURNED MEETING.

President, Ald. C. R. Parsons, presiding.
Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead, Stebbins—23.

ASSESSMENT ROLLS.

The Clerk presented the following assessment rolls, certified and sworn to by the Assessors:

Improvement of Charlotte street.
Improvement of a portion of James street.
Improvement of Atwater street.
Improvement of Adams street.
Pipe sewer in Ward and Emmett streets.
Pipe sewer in Lorimer street.
Plank walk on Scio street.
Plank walk on Varnum street.

After hearing allegations from all persons appearing, the assessment rolls above, as presented by the Clerk, were approved by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

EXECUTIVE.

Ald. Rogers, from the Fire Department Committee, presented the following communications:

ROCHESTER, June 14, 1871.

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

GENTLEMEN:—We, the undersigned, members of the Alert Hose Company of the Rochester Fire Department, do hereby remonstrate against the action of your Board in the selection of Wendell Bayer as Chief Engineer, believing that in the removal of Law S. Gibson injustice is done to the oldest active fireman in this city, and one who in many instances has proven his competency for the position, and who during his term of office

has given the greatest satisfaction both to the citizens and to the Fire Department.

That your honorable body will reconsider the action which we believe to have been hastily taken, your petitioners will ever pray.

Foreman—R. H. Warfield.

Assistant Foreman—E. M. Smith.

President—W. R. Oatley.

Vice President—Chas. A. Brady.

Secretary—David M. McKay.

Treasurer—James R. Campbell.

George B. Harris,	H. G. Hamilton,
Levi F. Ward,	L. W. Clarke,
Herbert Churchill,	H. L. Kelly,
C. A. Gardiner,	J. M. Angie,
H. W. Mathews,	Dewitt C. Dixon,
C. C. Woodworth,	James H. Rogers,
Louis S. Chapin,	James B. Humphrey,
Ed. C. Russell,	S. V. McDowell,
Theron F. DeGarmo,	H. F. Bradstreet,
Charles W. Kenning,	Russ Coats,
John F. Hawley,	James H. Kelly, 2d,
Thomas H. Husband,	John J. Avery,
F. W. Embury,	John Baird,
W. A. Brigham,	O. D. Willett,
J. W. Carruthers,	E. W. Peck,
Chas. B. Campbell,	John F. Agne,
F. B. Watts,	E. B. Burgess,
John Hohenstien,	T. C. Campbell,
E. M. Barton,	John W. McKelvey,
N. R. Smith,	Geo. R. Smith,
B. W. Jones,	John D. Gleu,
W. H. H. Rogers,	Frank McAllister.

To the Hon. the Common Council:

GENTLEMEN:—We, the undersigned, members of the "Protectives, No. 1," and of the Fire Department of the City of Rochester, do hereby remonstrate against the action of your Board, in the selection of Wendell Bayer, as Chief Engineer, believing that in the removal of Law S. Gibson, great injustice is done to the oldest active firemen in this city, and one who has in many instances proven his competency for the position, and who during his term of office has given the greatest satisfaction both to the citizens, and to the Fire Department.

That your honorable body will reconsider this action, which we believe to have been hastily taken, your petitioners will ever pray.

Foreman—E. A. Jaquith.

First Assistant Foreman—S. B. Williams.

Second Assistant Foreman—Henry D. Stone.

President—Dwight H. Wetmore.

Vice President—Wm. R. Gormley.

Secretary—L. G. Wetmore.

Financial Secretary—A. M. Semple.

Wm. H. Gorsline,	A. S. Lane,
Edwin O. Sage,	L. M. Newton,
Theron E. Parsons,	Samuel Sloan,
Wm. R. Seward,	Arthur Churchill,
E. F. Woodbury,	D. D. Cartter,
L. H. Van Zandt,	Aaron Brownell,
A. C. Bowman,	Edward S. Churchill,
Charles S. Siddons,	John M. Wilson,
Herbert S. Rogers,	O. E. Hayden,
Wm. R. Pool,	A. D. Davis,
Owen Williams,	J. W. Hotchkin,
Charles Butcher,	J. W. Graves,
C. W. Huntington,	John C. Calhoun,
Charles Campbell,	Charles R. Sumner,
E. D. Hotchkiss,	H. H. Howard,
E. N. Curtice,	Fred. S. Rogers,
Thomas H. Gosson,	Wm. R. Brown.

Ald. Glover moved that the communications be received, filed and published. Carried.

Ald. Rogers moved that the office of Chief Engineer be declared vacant.

Ald. Kelly moved the previous question, "Shall the main question be now put?" was declared carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, McConnell, Stone, Kelly, Selye, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—16.

Nays—Ald. Wait, Gould, Heavey, Glover, Craig, Mandeville, Stape, Gerling, Mauder—9.

Ald. Roger's motion was then carried by the following vote:

Ayes—Ald. Aldridge, Rogers, Pond, Herzberger, Connolly, Stern, McConnell, Kelly, Selye, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—16.

Nays—Ald. Whitcomb, Wait, Gould, Heavey, Smith, Caring, Glover, Craig, Mandeville, Stape, Gerling, Mauder—12.

Ald. Rogers moved that the Board now proceed to ballot for Chief Engineer to fill the vacancy and for the ensuing year. Carried.

FIRST BALLOT.

Law S. Gibson received	15 votes.
Wendel Bayer	10 "
Blank	3 "

Law S. Gibson, having received the requisite number of votes, was declared elected Chief Engineer.

Ald. Stape moved that the office of Overseer of the Poor, Street Superintendent and Sealer of Weights and Measures be declared vacant.

Ald. Stebbins moved to table Ald. Stape's motion. Carried by the following vote:

Ayes—Ald. Aldridge, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, McConnell, Stone, Kelly, Selye, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—18.

Nays—Ald. Whitcomb, Wait, Gould, Smith, Glover, Craig, Mandeville, Stape, Gerling, Mauder—10.

UNFINISHED BUSINESS—ALEXANDER STREET IMPROVEMENT.

The Clerk presented the assessment roll for the improvement of Alexander street from Monroe avenue to East avenue, (postponed June 1st, at folio 73 of printed proceedings.)

Ald. Selye presented a petition signed by John W. Howe and others, for the passage of an ordinance for the improvement of Alexander street as follows: Gravel roadway, not less than 42 feet wide, curb stones, paved gutters, and flag walks 4 feet wide on each side.

By Ald. Glover—Petition of James Fowler and others, to establish lines of Alexander street.

Ald. Selye moved that all action heretofore had in the matter of the improvement of Alexander street, be reconsidered.

Ald. Stone moved that action on the assessment roll be postponed until the first regular meeting in July next.

Ald. Aikenhead moved the indefinite postponement of the assessment roll. Lost by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait,

Pond, Heavey, Connolly, Stern, Selye Mandeville, Charters, Gerling, Stebbins, Aikenhead—13.

Nays—Ald. Gould, Rogers, Herzberger, Smith, Caring, Glover, McConnell, Stone, Craig, Kelly, Stape, Whitmore, Mauder, Stade, Parsons—15.

Action was then had on Ald. Stone's motion to postpone action until the first regular meeting in July. Declared carried.

MISCELLANEOUS.

By Ald. Aikenhead—Resolved, That all property owners on the south side of Court street from Chestnut to William street, have permission to construct cement walks in front of their premises, under the direction of the Improvement Committee and City Surveyor.

Ald. Whitmore moved that the resolution be tabled. Carried.

By Ald. Stade—Whereas, certain pieces of property belonging to the city have been sold for taxes, viz: Mt. Hope Cemetery, several school houses, &c., as by section of the Amended Charter, 1871, public squares are to be included in the tax lists from year to year; therefore,

Resolved, That the Treasurer be authorized to charge such sales as have already taken place to Erroneous Assessments, without interest, and hereafter to charge Contingent Fund with such amounts as may be assessed to the city on any property it may own, under the direction of the City Property Committee. Adopted.

By Ald. Mauder—Resolved, That the Street Superintendent notify the property owners on Catharine street to repair their sidewalks within ten days, and in case they do not comply, then the Superintendent shall cause them to be repaired, and charge to owners. Adopted.

By Ald. Mauder—Resolved, That George Emrick have permission to construct a flag walk in front of his property on Chatham street, under the direction of the Improvement Committee and City Surveyor. Adopted.

Ald. Mauder moved a reconsideration of the vote on a resolution in reference to plank walk on Baden street, adopted April 4th (at folio 15 of printed proceedings.) Carried.

Ald. Mauder offered the following as a substitute:

By Ald. Mauder—Resolved, That the City Treasurer is hereby directed to receive two per cent. in full of all persons who have built their own walks, assessed for plank walk on Baden street, and of all others the full amount of their assessment. Adopted.

Ald. Mauder moved that the Improvement Committee be and are hereby directed to award the contract for plank walk on Bay street immediately. Carried.

Ald. Mauder presented an invitation from Wendel Bayer to partake of refreshments at his house after adjournment.

Ald. Caring moved that the invitation be accepted. Carried.

By Ald. Mauder—Petition of the German Shooting Company for permission to establish a "Rifle Shooting Stand" at Maplewood Park.

By Ald. Mauder—Resolved, That permission be granted to the German Shooting Com-

pany to practice rifle shooting according to the prayer of their petition.

The President decided the resolution out of order, inasmuch as there is an ordinance (chapter 1, section 9 of ordinances) prohibiting the firing of any gun within the city limits.

Ald. Mauder appealed from the decision of the Chair.

The President was sustained in his decision by the following vote:

Yeas—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Stade, Aikenhead—26.

Nay—Ald. Mauder—1.

By Ald. Stebbins—Resolved, That the City Treasurer be authorized to draw two notes for \$10,000 and \$15,268, and have the same discounted, to renew notes of like amounts falling due the 18th inst., and charge the discount to the Board of Education. Adopted—all ayes.

By Ald. Stebbins—Petition of Theodore B. Patterson for permission to erect a wood building in the 12th ward. Referred to the Aldermen of the 12th ward, with power to act.

FINANCE BUDGET.

ROCHESTER, R. June 16, 1871.

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

CONTINGENT FUND.

John Williams, Treasurer, disbursements.....	\$	116 00
Rochester Printing Company, publishing proceedings, &c.....		796 92
Rochester Printing Company, printing for Treasurer.....		78 65
Louis W Brandt, printing.....		1 75
Stump & Frost, ".....		23 50
Curtis, Morey & Co., ".....		533 87
M Heavey, hack hire, Sewer Committee.....		3 00
Wm Whitehair, hack hire, Sprinkling Committee.....		3 00
John Van Auker.....		4 50
W F Holmes, insurance builders' risks.....		42 00
Smith & Elwood, ".....		9 00
Levett & Stevens, ".....		7 50
H T Rogers & Son, hardware per Messenger.....		1 83
F Seifried & Co., goods per Surveyor.....		12 50
Rochester Gas Light Co., gas, 1 quar'r to June 1, City Hall.....		14 55
And charge that Fund.		

POOR FUND.

Smith & Gordon, groceries per orders.....	\$	419 65
Matthew Daus,		27 00
Rochester Gas Light Co., gas, one quarter to June 1.....		8 75
William Brown, Sup't, disbursements.....		38 18
Gerling Brothers, flour.....		160 00
Adam Schmidt, boots and shoes per orders.....		42 75
J D McIntosh & Co., candles.....		18 57
Geo Bastian, bread and crackers.....		96 85
Home of the Friendless, error on previous amount.....		13 50
And charge that Fund.		

FIRE DEPARTMENT FUND.

Wm Morley, husk mats and slips.....	\$	8 30
Gerling Brothers, oil.....		21 50
B F Blackall, Fire Alarm Telegraph, disbursements.....		83 06
H Brewster & Co., brooms, &c.....		19 95
Rochester Gas Light Co., gas, one quarter to June 1.....		56 00
H T Rogers & Son, hardware.....		27 20
And charge that Fund.		

LAMP FUND.

J E Relyea, oil, lighting and extinguishing kerosene lamps for June.....	\$	800 64
Paul Burgmiller, setting lamp posts.....		4 50
Z Dobbs,		2 50
James H Splain, carting lamp posts.....		15 00
George Lee,		1 50

Rochester Gas Light Co., gas, lighting, &c., gas lamps to June 1.....	6,180 52
T E Batterson, burners.....	6 00
Kidd Manufacturing Co., lamp posts.....	23 60
And charge that Fund.	

HIGHWAY FUND.

John Frick, Superintendent's payroll from May 23 to June 10.....	912 25
Thomas Stetson, painting bridges.....	193 11
H T Rogers & Son, hardware for Supt.....	38 43
M Heavey, hack hire, per committee.....	8 00
Louis W Brandt, printing.....	10 50
C R Parsons, lumber.....	147 80
Whitmore, Carson & Co., cross walks.....	57 75
And charge that Fund.	

MONROE AVENUE REPAIR FUND.

Jacob Youngs, Commissioner, disbursements, \$	63 00
And charge that Fund.	

NORTH STREET REPAIR FUND.

John Quin, Commissioner, disbursements....	\$ 137 87
And charge that Fund.	

HOUSE FOR IDLE AND TRUANT CHILDREN FUND.

Stump & Frost, printing.....	\$ 4 00
C T Amsden & Son, insurance.....	11 26
And charge that Fund.	

PARK FUND.

C R Parsons, lumber.....	\$ 23 50
A B McConnell, labor and materials, pay Treasurer.....	263 94
And charge that Fund.	

SEWER REPAIR FUND.

McConnell & Jones, repairs.....	\$ 37 00
.....	22 13
Joseph Cochrane,	21 00
And charge that Fund.	

POLICE FUND.

L McKay, medical services.....	\$ 10 00
Rochester Gas Light Co., gas for quarter to June 1.....	77 35
Smith & Roberts, coal for Commissioner's office.....	66 75
Jacob Minges, coal for Commissioner's office.....	7 50
M Heavey, hack hire per committee.....	3 00
And charge that Fund.	

HEALTH FUND.

Joseph Wolfred, burying dead horse.....	\$ 2 00
James O'Connor, burying dead dog.....	50
August Wagner, burying dead animals.....	3 00
James M Andrews, burying dead animals.....	1 50
And charge that Fund.	

Adopted by the following vote
 Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

Ald. Stebbins moved that hereafter, in calling the wards, under miscellaneous, they be called in the following order: First evening, begin at the 14th ward; second evening, begin at the 8th ward; third evening, begin at the 4th ward; fourth evening, begin at the 1st ward; fifth evening, begin at the 14th ward, &c.

Ald. Kelly moved as a substitute to commence at the 14th ward, then 1st ward, then 13th ward, then 2d ward, and so on, until reaching the 7th ward; next evening begin at 7th ward, then 8th ward, then 6th ward, then 9th ward, then 5th ward, and so on to the 14th ward.

Ald. Caring moved to table the whole matter.

By Ald. Whitmore—Resolved, That the street heretofore known as Exchange street be and the same is hereby changed to South State street.

Ald. Kelly moved to amend by changing the names of State street and Exchange street to Lake avenue.

Ald. Stone moved to table the whole matter until the next regular meeting. Carried.

By Ald. Whitmore—Resolved, That the Street Superintendent be and is hereby directed to notify the owners of property on

Savannah and George streets to repair their sidewalks within ten days, and in default thereof that he repair the same at the expense of the owners. Adopted.

By Ald. Whitmore—Resolved, That the Street Superintendent renumber the houses on Pinnacle avenue and Hickory street, and charge the owners. Adopted.

By Ald. Gerling—Resolved, That Philip De Bees have permission to construct a flag sidewalk in front of his premises on Smith street, under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Mandeville—Resolved, That the Street Superintendent be directed to number the houses on Prince street, from East avenue to Main street.

Ald. Aikenhead moved to amend the resolution, by adding North street.

Accepted by Ald. Mandeville.

Ald. Rogers moved to table the resolution, and the Street Committee be instructed to devise and report some measure for numbering all the houses in the city requiring numbering. Carried.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petitions of G. S. and G. E. Benedict, C. B. Cleveland, Thomas Casey, J. C. Miller, S. M. Rice, William Young, Joseph Mandle, Geo. R. Welsh and Micheal Feish, and presented the following:

By Ald. Mandeville—Resolved, That Geo. R. Welsh, J. C. Miller, Joseph Mandle, Wm. Young, S. M. Rice, Thomas Casey, C. B. Cleveland, G. S. and G. E. Benedict, and Micheal Feish have permission to erect wooden buildings in accordance with their petitions under the direction of the Wooden Building Committee and Fire Marshal. Adopted.

By Ald. Stape—Resolved, That the ordinance passed March 21, 1871, in regard to Sprinkling Main street from North street to Asylum street is hereby repealed and that the city Clerk notify his Honor the Mayor to annul the contract.

Ald. Selye moved to refer the matter to the Street Committee and Sprinkling Committee. Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Rogers, Pond, Smith, Connolly, Stern, Glover, Stone, Craig, Selye, Stebbins, Whitmore, Stade, Parsons—15.

Nays—Ald. Wait, Gould, Herzberger, Caring, McConnell, Kelly, Mandeville, Stape, Charters, Gerling, Mauder, Aikenhead—12.

By Ald. Stape—Resolved, That the City Treasurer be authorized to receive from Samuel Doublebess and John C. Fromm, two (2) per cent. in full of their tax for plank sidewalk on the north side of Bay street.

Ald. Selye moved to refer the matter to the Improvement Committee. Lost.

Ald. Stapes' resolution was then adopted.

ORDINANCES.

LAKE AVENUE IMPROVEMENT.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Lake avenue from Jones avenue to Deep Hollow. Adopted.

The Surveyor submitted as such estimate \$106,886.

By Ald. Selye—Resolved, That the following improvement is expedient viz:

The improvement of Lake avenue from Jones avenue to the Deep Hollow, so called, by resetting

the present curbstone and paving the roadway with Medina stone, 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 \$106,886 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 Lake avenue, from Jones avenue to Deep Hollow, so called.

And further, Resolved, That the tax-payers to be assessed for making such improvement, 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, with out 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 at the rate, at the rate, within ten 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, June the 27th, 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, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons, Aikenhead—21.

Nays—Ald. Mandeville, Stape, Mauder—3.

FLAG WALK ON UNIVERSITY AVENUE.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of laying a flag walk setting the curbstone and paving the gutter in front of lots Nos. 14, 18, 19, 20, and west part of lot 21 in the Riley track and north side of University avenue. Adopted.

The Surveyor submitted as such estimate, \$392.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The laying of a flag walk 5 feet, two courses with brick out side, setting curbstone and paving the gutter in front of lots No. 14, 18, 19, 20 and the west part of lot 21 in the Riley track, situated on the north side of University avenue between North street and Finney 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 \$332 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. 14, 18, 19, 20, and west part of lot 21 in the Riley track, north side of University 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 27th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Herzberger moved to postpone action on the ordinance until the next regular meeting. Lost by the following vote:

Ayes—Ald. Gerling, Mauder—2.

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—25.

The ordinance was then adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

PLANK WALKS ON ALMIRA STREET.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk on Almira street, from Gorham street to Lowell street.

The Surveyor submitted as such estimate, \$1,000.

By Ald. Selye—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, from Gorham street to Lowell 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 Almira street, from Gorham street to Lowell 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 27th, 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, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

PLANK WALK ON MOORE STREET.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk on the east side of Moore street, from Lyell street to the N. Y. C. R. R. Adopted.

The Surveyor submitted as such estimate \$202.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The constructing of a plank walk 4 feet wide on the east side of Moore street, from Lyell street to the New York Central Railroad.

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 \$202, 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:

Gnietier of lots on the east side of Moore street, from Lyell street 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, June the 27th, 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, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

IMPROVEMENT OF ADAMS STREET.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Adams street, from Plymouth avenue to Caledonia avenue. Adopted.

The Surveyor submitted as such estimate, \$8,329.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The improvement of Adams street, from Plymouth avenue to Caledonia avenue, by setting a curb stone, paving the gutters and laying a medium stone flag walk 5 feet wide in one course, on each side of the street; also constructing the necessary crosswalks and lateral sewers and grading 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 \$8,329, 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 Adams 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, June the 27th, 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, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

By Ald. Selye—Resolved, That the Treasurer is hereby directed to collect on the assessment rolls for the repairs of South Fitzhugh street as follows: Of the Female Seminary, Lewis Chapin, William Alling, heirs of Asa Sprague, William McLaughlin, John Brewster, heirs of Preston Smith, Mary Fox, P. G. Toby and Mary B. Sacket, the full

amount of their assessment, and of all other persons named on said roll, 77 per cent. in full of their assessment.

Adopted.

By Ald. Selye—Resolved, That the Clerk draw two orders, for \$500 each, in favor of Whitmore, Carson & Co., payable to their order, with interest, one in one year, and one in two years from the 13th day of June, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Glasgow Street Improvement Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

IMPROVEMENT FUND.

By Ald. Selye—Resolved, That the Treasurer pay, when there are funds applicable, as follows: F C Lauer & Son, on their contract for repairing South Fitzhugh street. 658 82

And charge that Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Sta e, Parsons, Aikenhead—27.

Ald. Selye moved to suspend the rule to adjourn at 11 o'clock. Lost by the following vote:

Ayes—Ald. Aldridge, Gould, Smith, Caring, Stern, Glover, McConnell, Craig, Kelly, Selye, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead.—16.

Nays—Ald. Wait, Rogers, Pond, Herzberger, Connolly, Stone, Mandeville, Stape, Charters, Stebbins.—10.

Ald. Caring moved a reconsideration of the vote to suspend the rule. Lost.

Ald. Selye gave notice that at the next regular meeting of this Council, he would introduce an ordinance to prevent the Rochester City and Brighton Railroad Company from running their cars on State street and Lake avenue any further than Platt street, on the first day of the week known as Sunday.

By Ald. Selye—Resolved, That the Clerk draw two orders for \$1,000 each in favor of Rauber & Viciennes, and payable to their order, with interest one in one year, and one in two years from the 13th day of June, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Atwater (east section) street improvement fund.

Also—Resolved, That the Treasurer pay, when there funds applicable, as follows:

J B Keit, in full for inspecting Court street improvement. 93 00

And charge that Fund.

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

By Ald. Selye—Resolved, That his Honor the Mayor be and he is hereby requested to execute, in behalf of the city, the following contracts:

With Wm. I. Hanford, for plank walk on Scio street; with Thomas Stetson & Co., for the improvement of Charlotte street; with Logan & Cregan, for the improvement of Adams street; with Rauber & Vicienus, for the improvement of James street; and with

Whitmore, Carson & Co., for the improvement of Atwater street, in accordance with their several propositions. Adopted.

PROPOSALS FOR SEWERS.

Lorimer street Sewer.

Roderick & Granger.....	\$2,334 10
Thomas Stetson & Co.....	2,865 60
McConnell & Jones.....	2,379 80
Logan & Cregan.....	2,439 00
D McCormick.....	2,323 20
Rauber & Vicienus.....	2,458 20

Ward and Emmett street Sewer.

Rauber & Vicienus.....	\$1,270 00
William I Hanford.....	1,296 50
Roderick & Granger.....	1,275 50
Donoghue & Lauer.....	1,288 20
McConnell & Jones.....	1,363 00
Logan & Cregan.....	1,457 50
D McCormick.....	1,458 00
A C Bowen.....	1,340 50

By Ald. Selye—Resolved, That his Honor the Mayor be and he hereby is requested to execute the following contracts in behalf of the city:

With D. McCormick, for constructing a pipe sewer in Lorimer street; with Rauber & Vicienus, for constructing a pipe sewer in Ward and Emmett streets, in accordance with their proposition. Adopted.

Ald. Stape moved that action on the confirmation of the assessment roll for the improvement of Charlotte street be and is hereby rescinded. Carried.

Ald. Stape moved to postpone action on the assessment roll for the improvement of Charlotte street until the next regular meeting. Carried.

Ald. Selye presented the following:

To the Common Council of the city of Rochester:

There is due Messrs. Wm. Wolf & Co. Three thousand dollars (\$3,000) on their contract for building now steam fire engine house No's 1 and 4. J. R. THOMAS,

Rochester, June 16, 1871. Architect.

By Ald. Selye—Resolved, That the Treasurer pay to the order of Wolf & Co., three thousand dollars on account of contract for engine houses and charge Fire Department Fund. Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead. 27.

Nays—Ald. Whitcomb. 1.

By Ald. Connolly—Resolved, That the Treasurer be, and is hereby authorized to pay Geo. Pringle & Co., fifteen hundred dollars (\$1,500) and charge Sprinkling Fund.

Ald. Stape moved to postpone action on the resolution until the next regular meeting. Carried.

Ald. Stone moved that the Board now adjourn until Tuesday evening next at 7½ o'clock.

Ald. Stape moved to amend by substituting "Wednesday" for "Tuesday."

Ald. Selye moved to strike out "Tuesday" and insert therefor "Saturday." Lost.

Ald. Stape's motion was then acted on and declared lost.

Ald. Stone's original motion was then carried. Adjourned.

W. F. MORRISON, City Clerk.

IN COMMON COUNCIL, June 20th,
1871.

ADJOURNED MEETING.

Ald. C. R. Parsons presiding.

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Poud, Herzberger, Heavey, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

Absent—Ald. Smith, Connolly, Mandeville—3.

MISCELLANEOUS.

By Ald. Kelly—Petition of John Jenkinson for permission to erect a wood building on his lot, situate on New York street. Referred to the Wood Building Committee with power to act.

Ald. Kelly made a statement that sundry complaints had been made against one of the City Physicians, and moved that the matter be referred to the Committee on Support and Relief of the Poor. Carried.

By Ald. Kelly—Resolved, That the property owners on each side of Ambrose street, from Saratoga avenue to Frank street, be and are hereby required to repair the walks in front of their premises within twenty days, and in case they do not comply, then the Street Superintendent repair the same and charge the expense to the owners. Adopted.

By Ald. Kelly—Resolved, That the Street Superintendent notify the property owners on the north side of Jay street, between Frank and State streets, to repair the sidewalks in front of their premises within thirty days, and in case they do not comply then the Superintendent is ordered to construct new walks where there are none, at said owners expense. Adopted.

By Ald. Stone—Resolved, That the Street Superintendent notify all owners and occupants of property on West Main street, from Sophia street to the city line, to repair their sidewalks, without any delay, and if after ten days' failure to do so, he repair the same at their own expense as provided by the city charter. Adopted.

By Ald. Stone—Resolved, That the Trustees of St. Peter and Paul's Church, Nicholas Bryer and Rudolph Vay, have permission to lay stone sidewalks in front of their premises on King and Maple streets, Eighth ward, and the Surveyor is requested to establish the grades—the work to be done to the satisfaction of the Improvement Committee. Adopted.

By Ald. Craig—Resolved, That the owners of property on Prospect street have permission to build cement walks under the direction of the Improvement Committee, the grade to be established by the City Surveyor. Adopted.

By Ald. McConnell—Resolved, That the Street Superintendent be and is hereby authorized to notify the owners of property on Pearl and Griffith streets to repair their walks within twenty days of notice thereof, and in case they do not repair the same, then the Superintendent shall cause them to be repaired and charge the owners. Adopted.

Ald. McConnell presented the following:

CHAPTER 628, LAWS OF 1857.

For any person, "*licensed to sell liquors*," to sell or give away any liquors or wines on Sunday is a misdemeanor, punishable with imprisonment in the county jail, workhouse, or penitentiary, for a period of not more than twenty days, and license may be revoked by the Court of Sessions.

By chapter 856, of the laws of 1869, it is made the duty of every Sheriff, Under Sheriff, Deputy Sheriff, Constable, Marshal, policeman, or officer of police, to arrest all persons actually engaged in violating this provision. Also all persons found intoxicated in any public place; the penalty in the latter case being not less than three, nor more than ten dollars, and to stand committed until paid, but not longer than six months.

Persons selling without license, the liquors to be drank on the premises, forfeit fifty dollars for each offense.

Any person licensed, selling to persons other than lodgers, or travelers, on Sunday, forfeits \$2.50.

Any person, over 14 years of age, guilty of frequenting tipling houses on Sunday, forfeits one dollar for each offense.

Chapter 856, laws of 1869, section four extends the provisions of this law to the sale of ale and beer.

Ordered received, filed and published.

By Ald. McConnell—

Whereas, In view of the increase of crime and disorder in our midst, especially on the first day of the week, very largely due to the sale and use of intoxicating liquors; and

Whereas, It is the earnest wish of a very large part of our fellow-citizens that the laws of our State in relation to the sale of intoxicating liquors on Sunday should be enforced; and

Whereas, Some of this Board prefer that all action for the preservation of the Sabbath as a holy day shall be left entirely to the operation of State law; and

Whereas, It is ever well for the governing body in any community to array itself on the side of just existing law and the peace and good order of society, and by every means lend countenance and aid to those whose duty it is to more closely look after and preserve the well-being and safety of community; and

Whereas, The impression has gone abroad that this Board is unwilling to interpose its authority or voice against acts by law declared to be misdemeanors; now

Therefore, for the purpose of correcting such impression, and to secure as far as this Board may the full and complete observance and obedience of every law of this State, and more especially such as have been designed to preserve the sanctity of the Sabbath and the safety and purity of the young—

Resolved, That this Board hereby most earnestly request the Mayor and Police Commissioners of this city to take such steps as shall secure the enforcement of the laws of this State in respect to the observance of Sunday and the sale of liquors, wines, ale and beer on that day.

Ald. McConnell moved to postpone action

on the resolution until the next regular meeting. Carried.

By Ald. Glover—Resolved, That Dr. L. Kuichling have permission to repair his frame building, lately damaged by fire, and to raise the roof on the rear portion of his frame building from one to two story—both houses situated on North Clinton street. Adopted.

By Ald. Glover—Resolved, That the following named persons have permission to construct cement walks in front of their premises; Charles Smith, Concord avenue; August Boat, and Alfred Smith, Concord avenue under the direction of the Improvement Committee and City Surveyor.

Ald. Stape moved to table the resolution. Carried.

Ald. Kelly moved a reconsideration of the motion of Ald. Stape to table. Carried by the following vote:

Ayes—Ald. Aldridge, Wait, Rogers, Pond, Herzberger, Caring, Glover, McConnell, Stone, Craig, Kelly, Selye, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—18.

Nays—Ald. Heavey, Stape, Charters, Gerling—4.

Ald. Stape's motion to table was then taken and declared lost.

The original resolution of Ald. Glover was then adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Caring, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

Ald. Glover moved a re-consideration of the vote on his resolution granting Dr. L. Kuichling permission to repair his house, situate on North Clinton street. Carried.

Ald. Glover moved to refer the matter to the Wood Building Committee with power to act. Carried.

By Ald. Caring—Resolved, That Otto Smith and others are hereby granted leave to construct cement walks in front of their premises on Hand street under the direction of the Improvement Committee and City Surveyor. Adopted.

ORDINANCES.

PIPE SEWER IN LAKE AVENUE.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer 15 inches in diameter in Lake avenue, from the sewer in White street to Jones avenue. Adopted.

The Surveyor submitted as such estimate, \$1,556.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The constructing of a pipe sewer 15 inches in diameter in Lake avenue, from the sewer in White street to Jones avenue; also constructing the necessary laterals for private and surface drainage. Said sewer to be built in the center of said 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 \$1,556, 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 White street to Jones avenue.

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, June 27th, 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, Aldridge, Wait, Rogers, Pond,

Herzberger, Heavey, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

By Ald. Rogers—Resolved, That Henry Likely having made his walk on Favor street at the time same was sold for taxes, the amount of such sale be remitted and charged to erroneous assessments, and that the City Treasurer receive 68 cents from him for the original tax, that being 2 per cent on his assessment for Favor street walk. Adopted.

By Ald. Rogers—Resolved, That the Clerk draw an order in favor of the City Treasurer for \$1,030.61, being amount of expenditures by Committee as follows, viz:

Geo. Whitney, horse.....	\$400.00
S. W. Spaulding, oats.....	204.47
Hay.....	201.14
Rent of Active Hose house.....	100.00
“ “ No. 4 Engine “	125.00

Total.....\$1,030.61

and charge Fire Department Fund. Adopted by the following vote.

Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

By Ald. Whitcomb—Resolved, That O'Brien's menagerie have the privilege of showing on Falls Field on the 3d and 4th of July next by paying to the City Clerk the sum of fifty (\$50) dollars, and by leaving tickets for the Board.

Ald. Selye moved to amend by adding after the word "dollars" the words "per day."

Ald. Stern moved to amend by striking out all after the word "dollars." Carried.

Ald. Selye's amendment was then declared lost by the following vote:

Ayes—Ald. Selye, Charters, Stebbins, Whitmore—4.

Nays—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Stern, Glover, McConnell, Stone, Craig, Kelly, Stape, Gerling, Mauder, Stade, Parsons, Aikenhead—19.

The original resolution of Ald. Whitcomb, as amended, was then adopted.

By Ald. Whitcomb—Resolved, That Howe's Great London Circus have the privilege of showing on Falls Field, on the 6th and 7th days of July next, by paying to the City Clerk the sum of fifty (\$50) dollars.

Ald. Selye moved to amend the resolution by adding the words "per day." Lost.

Ald. Whitcomb's resolution was then adopted.

Ald. Whitcomb presented a communication from Wendel Bayer.

Ald. Stape moved to receive, file and publish the communication.

Ald. Stebbins moved to table the communication. Lost by the following vote:

Ayes—Ald. Aldridge, Rogers, Pond, Stern, McConnell, Kelly, Selye, Charters, Stebbins, Whitmore, Parsons, Aikenhead—12.

Nays—Ald. Whitcomb, Herzberger, Wait, Heavey, Caring, Glover, Stone, Craig, Stape, Gerling, Mauder, Stade—12.

Ald. Selye moved the reference of this

communication to the City Attorney to report to this Board.

Ald. Rogers moved that the City Clerk be and is hereby instructed to administer the oath of office to Wendel Bayer.

Ald. Stape moved to table both of the previous motions. Lost.

Ald. Rogers' motion was then declared carried.

Ald. Selye withdrew his motion to refer.

The original resolution of Ald. Stape was then adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Aikenhead—24.

Nay—Ald. Parsons—1.

COMMUNICATION FROM WENDEL BAYER.

To the Common Council of the City of Rochester:

The undersigned respectfully represents, that, as appears from the proceedings of the Common Council on the 13th of June, inst., your petitioner was duly appointed to the office of Chief Engineer of the Fire Department for the term commencing on the 1st of July, 1871, by your honorable body, and it was so announced by the President. Your petitioner called at the office of the City Clerk on Thursday, and offered to take the oath of office and qualify in the usual manner, and as required by the city charter. But I was informed by the Clerk that the Mayor had not then approved the minutes of the meeting, and the Clerk doubted his authority to administer the oath of office.

On the same evening on which I was appointed, the motion offered by Ald. Rogers, as amended, to declare the office of Chief and Assistant Engineers vacant, appears to have been indefinitely postponed. But at the next adjourned meeting, held on Friday evening, the 16th instant, the office of Chief Engineer appears to have been declared vacant, and another appointment was made to fill such alleged vacancy, whereby it is claimed that I am to be deprived of the office of Chief Engineer from the 1st of July next.

I respectfully submit it to your Honorable Body that the aforesaid proceedings, taken after my appointment on the 13th instant, in no way can effect my right to enter upon the term of office commencing on the 1st of July next. But that the indefinite postponement of the motion to declare the office vacant, if it can have any effect upon my position, removes the whole question beyond the consideration of the Common Council for the present year. Believing that I have been lawfully appointed to the office by a fair vote of your Honorable Body, I have given notice to the City Clerk that I accept the appointment, and have offered to take the oath of office before him, which he has declined to administer.

While gratefully appreciating this mark of your confidence, as indicated by the action of a majority in electing me, and being entirely ignorant of any good ground upon which that confidence has been forfeited in so short a time, I refer to my past official record, to my long services as a fireman, and

to the approval of my associates and the public, as the best guarantee that I will faithfully and to the best of my ability discharge the duties of the office of Chief Engineer from the first of July next, which I respectfully claim that I am entitled to hold.

Rochester, June 20, 1871.

WENDEL BAYER.

By Ald. Whitcomb—Petition of H. C. Jones and others asking to have the railroad switch on New Main street removed.

Ald. Kelly moved to refer to the Street Committee, and that the Street Superintendent be instructed to remove said switch if not removed in ten days.

Ald. Glover moved as an amendment to include the Alexander street switch. Accepted by Ald. Kelly.

Ald. Whitcomb moved as an amendment to include the switch at the corner of Buffalo and State streets. Accepted by Ald. Kelly.

Ald. Mauder moved as a substitute that the petition be received, filed and published, and referred to the Law Committee and City Attorney, to report to this Board at the next regular meeting. Carried.

COMMUNICATION.

ROCHESTER, June 20, 1871.

To the Hon. the Common Council of the City of Rochester:

The undersigned residents and owners of property, residing on New Main street, in said city, between Stillson and Gibbs streets, ask your honorable body to pass such an ordinance as will require the Street R. R. Company to remove the switch on said street, as it is in very bad order, and has not been used by said R. R. Company for more than eighteen months.

Secondly, its very bad condition is an annoyance and damage to the property owners residing there; for which your petitioners ever pray.

H. C. Jones, N. B. Ellison,
E. Foster Hoyt, D. P. Allen,
Mather Hart, Chas. Mulford.

By Ald. Whitcomb—Resolved, That all property owners on Clinton street, between Lowell and Scrantom streets, have permission to construct cement walks in front of their premises, under the direction of the Improvement Committee and City Surveyor.

Ald. Caring moved to table the resolution. Carried.

Ald. Whitcomb presented the following:

To the Hon. Common Council:

GENTLEMEN:—I would ask that a suitable person or officer be appointed to see that the owners and occupants of property on North street, who have not conformed to the ordinance, passed some time since, in regard to re-numbering their respective residences, see that such residences and places of business be numbered, according to the Scale then adopted. Yours, &c., C. H. STUMP.

Ald. Aikenhead moved to refer the matter to the Aldermen of the 6th and 14th Wards. Carried.

The Clerk presented the resolution tabled at last meeting, as follows:

By Ald. Conolly—Resolved, That the Treasurer be, and is hereby authorized to pay Geo. Pringle & Co. fifteen hundred dollars (\$1,500) and charge Sprinkling Fund.

Ald. Stone moved its reference to the Finance Committee for payment, and the Treasurer be instructed to charge pro rata to the different streets sprinkled. Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

On motion of Ald. Caring adjourned.

W. F. MORRISON, City Clerk.

In Common Council—June 27th, 1871.

REGULAR MEETING.

President—Ald. C. R. Parsons presiding.

Present—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead, Stebbins—26.

Absent—Ald. Whitcomb, Stern.

APPROVAL OF MINUTES.

The Clerk stated that an error had occurred in the minutes of meeting June 16th, (at folio 95 of printed proceedings) viz:

Ald. Stape moved that action on the confirmation of the assessment roll for the improvement of Charlotte street be and is hereby rescinded, which should read "action on awarding the contract" instead of "the confirmation of the assessment roll."

Also, Ald. Stape moved to postpone action on the assessment roll for the improvement of Charlotte street until the next regular meeting, which should read "awarding the contract" instead of "the confirmation of the assessment roll."

Ald. Caring moved that the minutes of the meeting June 16th, be amended as suggested by the Clerk. Carried.

The minutes of the previous meetings, June 13th, 16th and 20th, as published in book of proceedings, amended as above, were, on motion of Ald. Caring, approved.

PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Rogers—Bills of Perrine & Stewart, William Boon, Gouminginger, Allen & Co., Seneca Dobbs, Quarterly Pay Roll and Monthly Pay Roll. Fire Department Committee.

By Ald. Pond—Bills of T. J. Southworth, McLeau & Johnson, W. H. Yerkes, Jesse Shepherd, W. C. Rowley, Brown & Williams, P. Burns, M. Heavey, Thomas Knowles, John VanAuker, Jos. Kasseal, Frank Maseth and Anthony Kasseal. Contingent Expense Committee.

By Ald. Caring—Bills of D. McCormick and other. Sewer Committee.

Bill of J. McMannis. Contingent Expense Committee.

By Ald. Glover—Bill of Rochester Printing Company. Contingent Expense Committee.

Petition of J. W. Maser for permission to erect a wood building on his lot No. 58, situate on Pearl street. Referred to the Wood Building Committee with power to act.

By Ald. McConnell—Bill of A. B. McConnell. Park Committee.

By Ald. Stone—Bills of St. Mary's Hospital, George Wait, John Stape, W. H. Niven, W. Carlton Brown, George Hawkins, S. F. & W. Witherspoon, John Nagle, A. W. Mudge, C. V. Jeffrey, William Roades, Perkins & Palmer, William Brown, Beck & Meyer, A. Hafner, James R. Chamberlain and Beir, Stern & Co. Poor Committee.

Ald. Stone presented the following communication:

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

GENTLEMEN—The undersigned, officers and members of Washington Lodge of Good Templars, a body representing nearly four hundred members, would most respectfully petition your honorable body to reconsider your action on Ald. Stone's ordinance, for the better observance of the Sabbath, and pass it, or one of similar import, as soon as possible, believing the public good and interest demand your immediate action.

Our motives for present action arises from the fact that we have long deplored the amount of Sabbath desecration from saloons and such places doing business on that day, and know from world-wide experience the baneful influence on individuals and communities wherever such temptations exist, and noting the increase of the already excessive number of such places, we now speak out and demand that the law be enforced; that this traffic be at least confined to those days that all legitimate business is carried on.

ALEX. FINDLAY,

R. B. MONROE,

HORACE JONES,

Committee.

The above was adopted by the Lodge at its regular meeting held Thursday evening, June 22d, 1871.

JOHN BARKER,

W. C. Templar.

WM. G. SEARS, Secretary.

Ordered received, filed and published.

Ald. Kelly presented the following:

ROCHESTER, June 27, 1871.

Bondholders of Rochester Water Works Co.,

To City of Rochester, Dr.

Repairing Caledonia avenue.....\$42 25

" North St. Paul street..... 46 00

Paving main street,..... 10 00

\$98 25

Ald. Kelly moved that the City Attorney be and is hereby instructed to commence proceeding against the bondholders for the collection of the above bill and other bills against said company. Carried.

By Ald. Kelly—Bills of John Creegan, Curtis, Morey & Co., John Quin, W. D. Oviatt, Jacob Young, Conrad Zimmer and Superintendent's Pay Roll. Street Committee.

Remonstrance of James L. Angle in behalf of the owners of property lying north of the Erie canal, against the passage of the final ordinance for the construction of an iron bridge over the race on Court street. Tabled for the present.

Ald. Kelly presented the following, and moved that the City Attorney be authorized and instructed to sign and solicit the signatures of the Attorneys for the plaintiffs.

SUPREME COURT.—The people, ex. rel,

Isaac Butts, Clark Johnston and Benjamin McFarlin, agt.
The Common Council of the city of Rochester.

To Messrs. Butts, Johnston and McFarlin.—Plaintiffs in the above entitled action.

GENTLEMEN—To avoid the protracted and irritating litigation which seem likely to result from the commencement of the proceedings in regard to the Vincent Place Bridge. The undersigned who are taxed with yourselves for this improvement respectfully suggest that inasmuch as the people of the northern part of city are very anxious that the work should go forward immediately, and the contractor Mr. Leighton has given his guaranty (which he states he is willing to renew) to complete the Bridge in full according to the original plan and specifications for the price stated in his proposition to the Common Council on March 28th last. You should discontinue said proceedings without further litigation, each party to pay their own costs and expenses.

Yours respectfully.

ROCHESTER, June 26th 1871.

Ald. Selye moved to postpone action until the next regular meeting. Carried.

Ald. Kelly presented the following:

ROCHESTER, March 21st 1871.

I hereby certify that I attended Mr. Glover for injury of the knee joint and other internal ones from an accident occurring on or about the 16th day of Jan'y. 1871. He is still suffering from its effects and from his age and feeble constitution, it is doubtful in my opinion if there is ever a complete recovery.

BENJAMIN F. GILKESON, M. D.

By Ald. Mandeville—Petition of Ambrose Cram, for permission to remove a wood building on corner of Platt and Warehouse streets. Wood Building Committee.

Petition of T. J. Thomas, for permission to erect a wood building on his lot situate on the east side of Pearl street. Wood Building Committee.

Petition of Ira S. Bennett, for permission to erect a wood building on his lot No. 3 situate on North St. Paul street. Wood Building Committee.

Petition of the Society of Friends, for permission to erect a wood building on lot situate on Hubbell Park. Wood Building Committee.

By Ald. Charters—Bills of Brown & Williams and Gommenginger, Allen & Co. Police Committee.

By Ald. Stade—Bill of Thomas H. Hopwood. City Property Committee.

By Ald. Aikenhead—Resignation of John Quin. Commissioner of North street. Table.

Remonstrance of C. Mulford and others against the passage of the final ordinance for the construction of a sewer in Gibbs street. Tabled.

Bills of Frank Masseth, N. H. Galusha, Reynolds Brothers, Daniel McCormick, J. H. Splain, Gommenginger, Allen & Co., and J. E. Relyea—Lamp Committee.

Bills of Sidney G. Gwynne, Lindley L. Barrett, J. M. Aikenhead and Charles B. Parsons—Map, Survey and Record Committee.

By Ald. Stape—Bill of M. Heavey—Committee on Public Health.

REPORTS OF STANDING COMMITTEES.

Ald. Caring, from the Sewer Committee, reported in favor of the bills of D. McCormick and others. Table.

Ald. Rogers, from the Fire Department Committee, reported in favor of the bills of Perrine & Stewart, William Boon, Gommenginger, Allen & Co., Seneca Dobbs and Quarterly and Monthly Pay Roll—Finance Committee.

Ald. Charters, from the Police Committee, reported in favor of the bills of Brown & Williams, and Gommenginger, Allen & Co.—Finance Committee.

Ald. Pond, from the Contingent Expense Committee, reported in favor of the bills of T. J. Southworth, McLean & Johnson, W. H. Yerkes, Jesse Shepherd (two bills), W. C. Rowley, Brown & Williams, P. Burns, M. Heavey, Thomas Knowles (two bills), John Van Auken (two bills), Joseph Kasseal, Frank Masseth, Anthony Kasseal and Rochester Printing Company—Finance Committee.

Ald. McConnell, from the Committee on Public Parks, reported in favor of the bill of A. B. McConeil—Finance Committee.

Ald. Stebbins, from the Law Committee, reported in favor of the claims of Isaac V. Moshier—Referred to the Finance Committee for payment.

FINANCE BUDGET.

ROCHESTER, R. June 27, 1871.

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

CONTINGENT FUND.

Charles W. Briggs, Mayor, one quarter's salary to July 1.....	375 00
John Williams, Treasurer, one quarter's salary to July 1.....	375 00
W. S. Grantsyn, Surveyor, 1 mo salary to July 1.....	250 0
W. F. Morrison, Clerk,	133 33
Jesse Shepherd, Attorney,	125 00
D. McKay, Assessor, 1 mo	150 00
E. T. Oatley,	150 00
J. J. Shaffer,	66 66
T. H. Hopwood, Messenger 1 mo	35 00
F. Lockhart, Watchman,	66 67
John Haywood, Mayor's Clerk, 1 mo salary to July 1.....	10 00
T. H. Hopwood, disbursements.....	
And charge Contingent Fund.....	

HEALTH FUND.

August Woellart, Keeper Hope Hospital, 1 mo salary to July 1.....	\$ 50 00
Daniel McAggett, Inspector, 1 month's salary to July 1.....	50 00
John R. Stiles, Inspector, 1 month's salary to July 1.....	50 00
August Wagner, Inspector 1 month's salary to July 1.....	50 00
Robert Neary, Inspector, 1 month's salary to July 1.....	50 00
Jonathan Reynolds, Inspector, 1 month's salary to July 1.....	50 00
James M. Andrews, Inspector, 1 month's salary to July 1.....	50 00
W. F. Morrison, Clerk Board of Health, 1 mo salary to July 1.....	33 34
Dr. David L. Health Officer, 1 quarters' salary to July 1.....	125 00
And charge that Fund.....	

MAP, SURVEY AND RECORD FUND.

Cyrus Beardsley, Surveyor, 1 month's salary to July 1.....	\$ 250 00
Lindley L. Barrett, Assistant Surveyor, 1 month's salary to July 1.....	83 33
Sidney G. Gwynne, Draughtsman, 1 month's salary to July 1.....	100 00
And charge that Fund.....	

HIGHWAY FUND.

John Frick, Street Superintendent, 1 month's salary to July 1.....	\$ 150 00
Daniel Golden, 1 month's salary to July 1, cattle police.....	50 00
Charles Radcliffe, 1 month's salary to July 1, cattle police.....	50 00
John Baker, 1 month's salary to July 1, cattle police.....	50 00

Owen Smith, 1 month's salary to July 1, cattle police.....	50 00
William Brown, 1 month's salary to July 1, cattle police.....	50 00
Patrick McCue, 1 month's salary to July 1, cattle police.....	50 00
John Clements, 1 month's salary to July 1, cattle police.....	50 00
John Erick, Superintendent's pay roll and disbursements.....	1,059 41
And charge that Fund.....	

POOR FUND.

Wm Brown, Overseer of Poor, 1 month's salary to July 1.....	100 00
Dr Charles Buckley, City Physician, 1 month's salary to July 1.....	41 67
Dr J B Oaks, City Physician, 1 month's salary to July 1.....	41 67
Dr W H Lakeman, City Physician, 2 month's salary to July 1.....	83 34
Dr L B Baker, City Physician, 1 month's salary to July 1.....	41 67
Dr J F Reichenbach, City Physician, 2 month's salary to July 1.....	83 34
Dr C H Miller, City Physician, 2 month's salary to July 1.....	83 34
John Williams, Excise Commissioner, 1 quarter's salary to July 1.....	300 00
N C Bradstreet, Excise Commissioner, 1 quarter's salary to July 1.....	300 00
Fred Cook, Excise Commissioner, 1 quarter's salary to July 1.....	300 00
And charge Poor Fund.....	

POLICE FUND.

E W Bryan, Police Justice, 1 quarter's salary to July 1.....	500 00
And charge Police Fund.....	

Adopted by the following vote:
 Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stace, Parsons, Aikenhead—25.

Ald. Kelly, from the Committee to whom was referred the case of Mr. Glover, injured in January, 1871, by falling upon the street, in consequence of negligence or carelessness on the part of City, reported in favor of the claim of Mr. Glover, and presented the following:

By Ald. Kelly—Resolved, That the Treasurer is hereby directed to pay Charles Glover one hundred and fifty dollars in full, for injuries received in January, 1871, according to his communication to the Board, upon his signing a release in full, and charge Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons, Aikenhead—23.

Ald. Kelly, from the Street Committee, reported in favor of the bills of John Creegan, Curtis, Morey & Co., John Quin, W. D. Oviatt, Jacob Young, Conrad Zimmer and Superintendent's pay roll. Finance Committee.

Ald. Kelly reported that the bridge across Child's Basin had been removed to the east end of the Aqueduct, connecting said Aqueduct with South St. Paul street, as per order of the Council. Accepted.

Ald. Stade, from the Committee on City Property, reported in favor of the bill of Thomas H. Hopwood. Finance Committee.

Ald. Aikenhead, from the Lamp Committee, reported in favor of the bills of Frank Masetth, N. H. Galusha, Reynolds Brothers, Daniel McCormick, J. H. Splain, Gomminger, Allen & Co. and J. E. Relyea. Finance Committee.

Ald. Stape, from the Committee on Public

Health, reported in favor of the bill of M. Heavey. Finance Committee.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petitions of Ambrose Cram, T. J. Thomas, Ira S. Bennett, and the Society of Friends and presented the following:

By Ald. Mandeville—Resolved, That the Society of Friends, Ira S. Bennett, and T. J. Thomas have permission to erect wooden buildings, in accordance with their petitions under the direction of the Wooden Building Committee, and Fire Marshal. Adopted.

By Ald. Mandeville—Resolved, That Ambrose Cram have leave to remove his wooden building, according to the petition here presented, on his giving satisfactory bond, to be approved by the Mayor, indemnifying the City against any damage that may occur in the removal of said building. Adopted.

REPORTS OF SPECIAL COMMITTEES.

Ald. Caring, from the Special Committee on foot bridge, across the river, reported progress and asked further time. Granted.

Ald. Stade, from the City Property Committee, and City Hall Site Committee, reported progress and asked further time. Granted.

ORDINANCES.

PIPE SEWER IN LAKE AVENUE.

Ald. Caring presented the final ordinance for: The construction of a pipe sewer 15 inches in diameter, in Lake avenue, from the sewer in White street to Jones avenue. Also, constructing the necessary laterals for private and surface drainage, said sewer to be built in the centre of said avenue.

The whole estimated expense thereof is \$1,556, 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 White street to Jones avenue.

Ald. Stone moved its indefinite postponement. Carried.

PIPE SEWER IN LAKE AVENUE (DEEP HOLLOW).

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 Lake avenue.

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 Lake avenue, from the sewer in said avenue at Deep Hollow, to the south line of the Granger Farm, (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 expense, and reported the same at \$4,058, which estimate was and is hereby approved. The sum of \$4,058 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 Deep Hollow to the south line of the Granger Farm, (so called).

On which above described portion of the city the said sum of \$4,058 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 to be assessed 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 such 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 1st day of July, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

PIPE SEWER IN SHAMROCK 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 Shamrock street.

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

The constructing of a pipe sewer, 1 foot in diameter, in Shamrock street, from the sewer in Ward street to a point 20 feet south of the north end of said Shamrock 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 directions of this Board, having made an estimate of such expenses, and reported the same at \$682, which estimate was and is hereby approved: the sum of \$682, 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, from Ward street to the north end of said Shamrock street.

On which above described portion of the city the said sum of \$682 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 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 1st day of July, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

PIPE SEWER IN GIBBS STREET.

Ald. Caring presented the final ordinance for—the construction of a pipe sewer, 22 inch, egg shape, in Gibbs street, from the sewer in University avenue to a point 25 feet south of Selden street, with the necessary lateral sewers.

The whole estimated expense thereof is \$861, 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 Gibbs street, from University avenue to Grove street.

Ald. Mauder moved that action on the ordinance be postponed until the next regular meeting, and that the Sewer Committee and Surveyor ascertain and report to this Board the facts as represented in the remonstrance. Carried.

LATERAL SEWERS IN LAKE 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 lateral sewers in Lake Avenue, from Ambrose street to Deep Hollow.

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

The construction of a lateral sewer for private drains for each house and lot (that has not a proper drain already built) on each side of Lake Avenue, from the south line of Ambrose street to Deep Hol-

low, said lateral sewers to extend from the main sewer to the curb 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 \$300, which estimate was and is hereby approved; the sum of \$5,000 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:

Ambrose street on each side of Lake Avenue, from Ambrose street to Deep Hollow.

On which above described portion of the city the said sum of \$5,000 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 seven per cent. per annum, within one year from the confirmation of such 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 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 1st day of July, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Stebbins moved to postpone action on the ordinance until the next regular meeting. Lost.

Action was then had on the ordinance and declared passed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

LATERAL SEWER AT CORNER OF EAST MAIN AND STONE STREET.

By Ald. Caring Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a lateral sewer at the west corner of East Main and Stone streets. Adopted.

The Surveyor submitted as such estimate \$55.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a lateral sewer at the west corner of East Main street and Stone 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 \$55, which estimate is hereby approved.

Resolved That the following portion of said city shall be benefited and proper to be assessed therefor, viz:

One tier of lots on the west side of Stone street, from East Main street to Ely street.

And the Clerk is hereby directed to publish notice in pursuance to 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 11th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

PIPE SEWER IN JULIA AND TROUP STREETS.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a lateral sewer in Julia and Troup streets, from the sewer in Canal street to a point near the Genesee Valley Canal. Adopted.

The Surveyor submitted as such estimate, \$2,434.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a pipe sewer from the sewer in Canal street, across West Main street, through Julia street and Troup street, to a point near the Genesee Valley Canal.

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 \$2,434, 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 of the lots with in the following described territory: Beginning at the intersection of West Main street and Julia street, running thence southerly along Julia street, including one tier of lots on the west 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 along the west side of said canal to West Main street, thence along West Main street to the place of beginning.

And further, Resolved, That the tax-payers to be assessed for making such improvement, 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, with out 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 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 11th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Stone moved for action on the ordinance be postponed until the next regular meeting. Carried.

LATERAL SEWERS AT CORNER OF NORTH ST. PAUL AND DIVISION STREETS.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing later l sewers for surface drains at the intersection of North St. Paul street and Division street. Adopted.

The Surveyor submitted as such estimate \$70.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of two lateral sewers for surface drainage at the intersection of North St. Paul street and Division street.

And whereas, The City Surveyor, under direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$70, which estimate 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 St. Paul street, from Mortimer street to East Main street; also, one tier of lots on each side of Division street, from St. Paul street to the west line of lot No. 8, section B, Johnson & Seymour 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, July the 11th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.
Nays—Ald. Heavey—1.

LATERAL SEWER AT THE CORNER OF ELY AND S. ST. PAUL STREETS.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a lateral sewer at the intersection of Ely street and South St. Paul street. Adopted.

The Surveyor submitted as such estimate, \$35.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The constructing of a lateral sewer at the south corner of Ely street and South St. Paul 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 \$35 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 South St. Paul st., from Ely street to the south line of lot No. 15, section K of the Johnson & Seymour tract; also one tier of lots on the south side of Ely street, from South St. Paul street to Stone 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 11th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stade, Parsons, Aikenhead—22.
Nays—Ald. Stebbins, Whitmore—2.

LATERAL SEWER AT THE CORNER OF ANDREW AND NORTH ST. PAUL STREETS.

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 N. St. Paul street and Andrews street. Adopted.

The Surveyor submitted as such estimate \$35.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a lateral sewer at the southwest corner of N. St. Paul street and Andrews 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 \$35, 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 N. St. Paul street, from Andrews street to a point opposite the south side of Pleasant 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 11th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

IMPROVEMENT OF NORTH WASHINGTON STREET.

Ald. Aldridge presented the final ordinance for—The improvement of North Washington street, from West Main street to Allen street, by setting curb stone on each side of the street and paving the roadway with Medina stone, and constructing the necessary crosswalks and lateral sewers.

The whole estimated expense thereof is \$10,087, 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 Washington street, from West Main street to Allen street.

And moved that action thereon be postponed until the next regular meeting. Carried.

COVERING AREAS IN LIBERTY STREET.

Ald. Aldridge presented the final ordinance for—The covering of all of the areas on both sides of Liberty street, between Main street and Mortimer street, with Medina stone flags.

The whole estimated expense thereof is \$1,511, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

The lots owned and assessed to the following named persons, viz: Wolf & Bachman, City of Rochester, Martin Frison, George Bridgeman, Nikolas Keller, John Kalb, heirs of Mrs. M. McCarthy and heirs of Mrs. Jas. Kavanaugh.

And moved that action thereon be postponed until the next regular meeting. Carried.

LAKE AVENUE IMPROVEMENT.

Ald. Selye presented the final ordinance for—The improvement of Lake avenue from Jones avenue to the Deep Hollow, so called, by resetting the present curbstone and paving the roadway with Medina stone, and constructing the necessary crosswalks and lateral sewers.

The whole estimated expense thereof is \$106,886, 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 Jones avenue to the Deep Hollow, so called.

And moved that action thereon be postponed until the next regular meeting. Carried.

ALLEN STREET IMPROVEMENT.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Allen street, from the east line of North Washington street to the west side of the N. Y. C. R. R. track. Adopted.

The Surveyor submitted as such estimate, \$1,150.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The improvement of Allen street, from the east line of North Washington street to the west side of the New York Central R. R. track, by paving the same with Medina stone between the present gutters.

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 \$1,150, 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 Allen street, from the east line of North Washington street to the west line of the N. Y. C. R. R. 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 11th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Aikenhead, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

FLAG WALK ON UNIVERSITY AVENUE.

On motion of Ald. Selye 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. Selye submitted the following:

An ordinance to construct flag walks on University avenue.

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

The laying of a flag walk 5 feet, two courses with brick on each side, setting curbstone and paving the gutter in front of lots No. 14, 18, 19, 20 and the west part of lot 21 in the Riley tract, situated on the north side of University avenue between North street and Finney 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 direction of this Board, having made an estimate of such expense, and reported the same at \$392, which estimate was and is hereby approved; the sum of \$392 being the whole 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. 14, 18, 19, 20, and west part of lot 21 in the Riley tract, (north side of University avenue.)

On which above described portion of the city the said sum of \$392 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 1st day of July, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed, by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—22.

ASYLUM STREET IMPROVEMENT.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Asylum street, from Main street to Union street. Adopted.

The Surveyor submitted as such estimate \$6,388.

By Ald. Selye—Resolved, That the following improvement is expedient, viz: The improving of Asylum street, from Main street to Union street, by laying a flag walk one course, setting curb stone and paving the gutters on each side of the street, graveling the roadway 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 \$6,388 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 Asylum street, from Main 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, July the 11th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—22.

PLANK WALKS ON ALMIRA STREET.

On motion of Ald. Selye 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. Selye submitted the following:

An ordinance to construct plank walks on Almira street, from Gorham street to Lowell 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 Almira street, from Gorham street to Lowell 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 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 Almira street, from Gorham street to Lowell street.

On which above described portion of the city the said sum of \$1,000 is hereby ordered to be assessed.

And David McKay, John J. Schaffer and E. T. Oatley, the Assessors of said city, not interested in 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 1st day of July, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—22.

CEMENT WALK ON COURT STREET.

Ald. Selye presented the final ordinance for the laying of a cement walk 5 feet wide on the south side of Court street, from William street to Chestnut street.

The whole estimated expense thereof is \$1,224, 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 south side of Court street, from William street to Chestnut street.

And moved its adoption.

Ald. Herzberger moved the indefinite postponement of the ordinance. Carried.

IMPROVING ALLEY RUNNING FROM EXCHANGE PLACE TO FRANK STREET.

On motion of Ald. Selye 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. Selye submitted the following:

An ordinance to improve the alley running from Front street to Exchange Place.

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

The improvement of the alley running from Exchange Place to Front 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 \$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 described as follows:

One tier of lots on each side of the alley that runs from Exchange Place to Front street its entire length. 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 person 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 1st day of July, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—22.

PLANK WALK ON MOORE STREET.

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

After hearing such allegations from all persons appearing—

Ald. Selye submitted the following:

An ordinance to construct a plank walk on Moore street, from Lyell street to the New York Central railroad.

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

The constructing of a plank walk 4 feet wide on the east side of Moore street, from Lyell street to the New York Central railroad. 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 \$302, which estimate was and is hereby approved; the sum of \$302 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 Moore street, from Lyell street to the New York Central railroad.

On which above described portion of the city the said sum of \$302 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 1st day of July, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—22.

FLAG WALK ON JONES AVENUE.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of laying a flag walk on the south side of Jones avenue from Lake avenue to Saratoga avenue, and on the north side of Jones avenue from Frank street to Saratoga avenue, and also setting a curbstone on the south side of Jones avenue from Frank street to Saratoga avenue. Adopted.

The Surveyor submitted as such estimate, \$4,029.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The laying of a flag walk 6 feet wide, in two courses, on the south side of Jones avenue, from Lake avenue to Saratoga avenue, and on the north side of said avenue from Frank street to Saratoga avenue; also, setting a curbstone on the south side of said avenue from Frank street to Saratoga 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 \$4,029 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 Jones avenue, from Lake avenue to Saratoga avenue, and on the north side of said avenue from Frank street to Saratoga avenue.

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 said assessment roll, without interest; one-third of the amount, with interest at 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 such improvement are required to attend the Common Council on Tuesday evening, July the 11th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote: Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—22.

IMPROVEMENT OF ADAMS STREET.

On motion of Ald. Selye, 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. Selye submitted the following:

An ordinance to improve Adams street, from Plymouth avenue to Caledonia avenue.

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

The improvement of Adams street, from Plymouth avenue to Caledonia avenue, by setting a curb stone, paving the gutters and laying a Medina stone flag walk 5 feet wide in one course, on each side of the street; also constructing the necessary crosswalks and lateral sewers and grading 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 \$8,329, which estimate was and is hereby approved; the sum of \$8,329, 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 Adams street, from Plymouth avenue to Caledonia avenue.

On which above described portion of the city the said sum of \$8,329 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 from the confirmation of such 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 1st day of July, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—22.

IRON BRIDGE OVER THE RACE ON COURT STREET.

Ald. Kelly presented the final ordinance for—The construction of an iron bridge on Court street over the raceway west of the Genesee river; said bridge to set on substantial stone abutments.

The whole estimated expense thereof is \$9,000, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

Beginning at the west bank of said raceway, where the same intersects the north line of Court street; thence northerly along the west bank of Court street to the center of Aqueduct street where it intersects by the center of Race street and the alley in easterly direction of said street to the Genesee river; thence southerly along the west bank of said river to the north line of Court street; thence westerly along the north line of Court street to the place of beginning. Also mill seat lot No. 15, fronting on West Main street, commonly known as the Pentecost Mill lot.

And moved that the ordinance be amended by adding in territory to be assessed the words, "also mill seat lot number 14, known as the Democrat Building lot." Carried.

Ald. Kelly moved that further action on the ordinance be postponed until the next regular meeting. Carried.

OPENING OF TROUP STREET.

By Ald. Gould—Resolved, That the City Surveyor ascertain and report to this Board the expense of opening Troup street from its present western terminus to the east line of Genesee street. Adopted.

The Surveyor submitted as such estimate, \$2,000. By Ald. Gould—Resolved, That the following improvement is expedient, viz:

The opening and extending of Troup street from its present western terminus to the east line of Genesee street, and the following described lands are necessary to be taken for said opening:

Beginning in the north line of Troup street at its western terminus and running thence westerly on the course of said north line produced westerly to the east line of Genesee street, thence southerly along the east line of Genesee street to a point 40 feet southerly at right angles from the first described line; thence easterly on a line parallel to and 40 feet distant at right angles from the first described line to the western terminus of said Troup street, thence northerly 40 feet 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 \$2,000, 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 Troup street and the extension of said street, from Reynolds street to Genesee street.

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 requested to attend the Common Council on Tuesday evening, July 24, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:
Ayes—Ald. A. G. Wait, Gould, Rogers, Pond, Herzberger, Heaver, Smith, Caring, Connolly, Glover, McConnell, Stone, Kelly, Selve, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

Ald. Selye presented the following:
Hon. LEWIS SELYE—Dear Sir:—At your request I have examined the Statutes relating "to the observance of Sunday," and the sale of intoxicating liquors, &c., on that day, and the leading decisions of our highest Courts bearing on the subject, and herewith send it to you.

Yours, truly,
E. A. RAYMOND.

Rochester, June 27, 1871.

THE SUNDAY LAW.

The Revised Statutes of this State, in Title 8, Chapter 20, Part 1, entitled "Of the Prevention and Punishment of Immorality and Disorderly Practices," have prohibited certain acts deemed so injurious to the welfare of the whole community, as to demand special legislation for their prevention and punishment. Among these are the provisions of Article 8, entitled "Of the Observance of Sunday," by which the service of all process and writs from Courts in civil cases, certain sports and pastimes, all servile labor, except in cases of necessity or charity, and the sale of all kinds of goods, merchandize, chattels and liquor, are prohibited.

These prohibitions have been contained in

substance, in every revision of the General Statutes of this State, and have been a part of our laws ever since the adoption of the first State Constitution. Their Constitutionality has been affirmed over and over again by the highest Courts of the State, as will hereinafter appear.

The following are some of the existing provisions in regard to their enforcement.

"Whenever complaint shall be made to any Justice of the Peace, Mayor or Recorder, or Alderman, of a violation of either of the provisions contained in the three last articles, (including the observance of Sunday), or when any of such violations shall happen in the presence of such officer, he shall cause the offender to be brought before him, and shall proceed summarily to inquire into the facts; and if the person charged be found guilty, a record of his conviction shall be made and signed by such officer, before issuing any process to enforce the same; which conviction shall be final, and shall not be re-examined upon the merits, in any Court."

The Excise Act of 1857, Chapter 628 of the Laws of 1857, Section 21, as amended by Chapter 856 of the Laws of 1869, Section 4, prohibits the sale or giving away of intoxicating wines, liquors, ale or beer, by a licensed person, on Sundays, or election days within a certain distance from the polls.

By section 16 of the last act it is provided as follows:

It shall be the duty of every Sheriff, Under Sheriff, Deputy Sheriff, Constable, Marshal, Policeman or officer of the Police, to arrest all persons actually engaged in the commission of any offense in violation of this Act, and forthwith to carry such person before any Magistrate of the same city or town, to be dealt with according to the provisions of this act. The section further makes it the duty of the Magistrate to take bail from the offender to appear and answer to an indictment against him at the next term of the Court of Sessions, or Court of Oyer and Terminer of the county, unless he shall elect to be tried before such magistrate; and it is made the duty of the Magistrate to entertain any complaint of the violation of this Act, made by any person under oath, and forthwith to issue a warrant for his arrest.

Section 50 of the City Charter provides that. "It shall be the duty of the Mayor to take care that the laws of the State and the ordinances of this Common Council be faithfully executed—to exercise a constant supervision and control of all subordinate officers, &c."

Section 53 of the City Charter, in defining the duties of Aldermen, states that it shall be the duty of every Alderman "to order the arrest of all persons violating the laws of the State, or the ordinances, by-laws, or police regulations of the city, and to aid in maintaining peace and good order."

Section 54 provides that "the Mayor and Aldermen of the city, by virtue of their offices, shall have and exercise all the power and authority of Justices of the Peace in criminal cases, and in enforcing the laws of this State relating to the police thereof."

Again, the Act creating the office of Police Commissioners in sub-division 3 of section 13 clothes them with "power to exercise within the said city the criminal jurisdiction of Jus-

tices of the Peace, and to enforce the laws of the State relating to the police thereof."

It will therefore be seen that all executive officers, and almost all other city officers, have the power, and the duty imposed on them, to execute and enforce these laws, for the preservation of the public peace, for the prevention of immorality and crime, and for the protection of the citizen in the enjoyment of his rights.

The Court of Appeals of this State, in 1862, in the case of *Smith vs. Wilcox*, in the 24th of New York reports, page 353, where the plaintiff endeavored to recover for advertising done by the defendants for them in a Sunday newspaper, held that no recovery could be had, because the contract was illegal, and unanimously concurred in sustaining the constitution of the "Sunday law." The opinion gives a resume of the decisions of our courts on this question, all of which is in harmony with it. It is as follows:

Alien, J.—Our statute regulating the "observance of Sunday" prohibits all servile labor or work on that day, excepting "works of necessity and charity, unless done by those who keep Saturday as a holy day, and whose labor does not disturb other persons in the observance of the first day of the week as holy time." It also prohibits the exposure or sale on that day of "any wares, merchandise, fruit, herbs, goods or chattels—except, meats, milks and fish—which may be sold at any time before nine o'clock in the morning. (1 R. S., p. 676, §§70, 71.)

The statute is in harmony with the religion of the country and the religious sentiment of the public, and for the support and maintenance of public morals and good order. Its design is not to enforce the conscience or compel the religious observance of the day, or compel conformity to any religious rights or ceremonies, but simply to secure to the day that outward respect and observance which is due to as the acknowledged Sabbath of the great mass of the people, to protect the religion of the country from contempt and unseemly hindrances, and to its professors the liberty of quiet and undisturbed worship on the day set apart for that purpose.

Acts not interfering with the benevolent design of the Sabbath by disturbing and hindering those who for themselves and families desire to enjoy and improve it, are not prohibited by this statute; and acts not prohibited, do not take their character from the day on which they are done, but are lawful or unlawful in reference to the general laws of the land. The acts regulating the observance of the Sabbath are remedial statutes, and to be construed liberally in respect to the mischief to be remedied. Chief Justice Best, in speaking in terms of warm commendation of the judgment of Bayley, J., in *Fennell vs. Ridler* (5 B. & C., 406) says: "In one of the most able judgments ever delivered he (Bayley) says that the most liberal construction must be put on that statute, for the protection of the Sabbath, because it is in affirmance of the religion which is the basis of the law of this country." *Smith vs. Sparrow* (4 Bing., 84), Bayley, J., in the case cited (*Fennell vs. Ridler*) says further: "The spirit of the act is to advance the interests of religion, to turn a

man's thoughts from his worldly concerns, and to direct them to the duties of piety and religion, and the act cannot be construed according to its spirit unless it is so construed as to check the course of worldly traffic." Upon the principle that the statute was entitled to such construction as would promote the ends for which it was passed, and that the act in question was in that case within the mischief intended to be suppressed, and within the words made use of to suppress it, judgment was given against the plaintiff; the court holding that a horse dealer could not maintain an action upon a contract for the sale and warranty of a horse made by him upon a Sunday. In the same case the narrow construction put upon the act by the same Judge in *Boxsome vs. Williams* (3 B. & C., 232) is disapproved. Park, J., in *Williams vs. Paul* (6 Bing., 653) says: "I should be sorry to be supposed to recede from the cases decided on this point, and the principle established to enforce the observance of the Lord's day, which tends so eminently to the advantage of society, since no laws can be of avail except so far as they are founded on religion."

The English statute differs in terms from our own, but they were enacted in the same spirit and with the same general purpose, and are entitled to the same liberal construction in furtherance of the remedy and the suppression of the mischief contemplated. The same view has been taken of the policy and character of the statute in our own courts. Nelson J., in *Northrup vs. Foot* (14 Wend., 248) says: "It is a remedial statute and should be liberally construed." Full effect has been given to the Statute whenever it has come before our courts. While acts not within the inhibition have been treated as valid, although done on Sunday, and contracts not within the spirit of the act have been enforced, although made on that day, all acts within the statute have been regarded as illegal, and contracts prohibited to be made on that day, if then made, and all contracts for a violation of that law and the performance of acts on Sunday not lawful to be done on that day, have been regarded as void and have not been enforced.

No judicial act can be performed on Sunday, and hence an award published on that day is void at common law (*Story vs. Elliot*, 8 Cou., 27). An action for deceit in the sale of a horse on Sunday, when all secular business is prohibited on that day, will not lie (*Northrup vs. Foot*, 14 Wend., 248.) The contract being void, no action can arise out of it or be maintained, depending upon it. The charge of circulating a memorial to the Legislature on Sunday was held to present a question of law to the decision of the magistrate, to whom application was made for a warrant, and thus furnish a protection to the magistrate when sued for false imprisonment (*Stewart vs. Hawley*, 21 Wend., 552.)

A clerk in an attorney's office was not allowed to recover of his principal for extra services performed on Sunday. (*Watts vs. Van Ness*, 1 Hill, 76; *Palmer vs. The Mayor, &c.*, of New York, 2 Sandf., 318; *Dodge v. Lambert*, 2 Bos., 570.)

The publication of the advertisement was to be and was, by a public sale of the news-

paper in which it was printed, on Sunday. The opening of a place for the sale, and the actual selling of newspapers, is within the mischiefs which the act for the observance of Sunday was designed to remedy. It disturbs the public peace and quiet; interferes with the proper religious observance of the day; is opposed to good morals; and tends to draw men away from the duties of piety and religion, and cannot be distinguished from traffic in any other article which is the subject of sale in market.

The statute is very comprehensive, and has sought to use terms which would embrace every article which could be sold in market. It prohibits the exposure and sale of all "wares, merchandise, fruit, herbs, goods or chattels." Everything which is the subject of property, and which may be exposed for sale, must be included under some one of these terms.

The contract was void, and the judgment must be affirmed.

All the Judges concurring, judgment affirmed."

Many other cases might be cited, but this will suffice to show that these statutes are constitutional, and are not mere dead letters, the offspring of an age of ignorance and narrow-minded prejudice, but are still in full force, and to be obeyed and executed for the welfare of the whole community.

E. A. RAYMOND.

Ordered received, filed and published.

By Ald. Selye—The Common Council of the city of Rochester do ordain and determine as follows:

§ 1. It shall not be lawful for the Rochester City and Brighton Railroad Company, its servants or agents to run, and they and each of them are hereby prohibited from running the cars of said company on Lake Avenue, or any farther north on State street than the south line of Platt street in the city, on any time on the first day of the week, known as Sunday.

§ 2. Any person or persons violating the foregoing section shall be subject to the penalty of twenty-five dollars for each and every such violation, to be recovered in the usual manner for the recovery and collection of other penalties in said city.

Ald. Rogers moved as an amendment to strike out the words "on Lake Avenue, or any farther north on State street than the south line of Platt street," and insert therefor the words "on any street." Accepted by Ald. Selye.

Ald. Craig moved to amend the ordinance by making it applicable to omnibuses and hackney coaches. The Chair decided the amendment out of order.

Ald. Craig appealed from the decision of the Chair.

The President was sustained in his ruling by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Herzberger, Heavey, Smith, Caring, Glover, McConnell, Stone, Kelly, Selye, Charters, Stebbins, Whitmore, Stade, Aikenhead—17.

Nays—Ald. Rogers, Pond, Connolly, Craig, Mandeville, Stape, Gerling, Mauder—8.

Ald. Kelly moved the previous question—"Shall the main question be now taken?" was declared carried.

Action was then had on the original ordinance as amended, and it was declared adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Glover, McConnell, Stone, Kelly, Selye, Charters, Stebbins, Whitmore, Aikenhead—15.

Nays—Ald. Heavey, Smith, Caring, Connolly, Craig, Mandeville, Stape, Gerling, Mauder, Stade, Parsons—11.

ASSESSMENT ROLLS.

The Clerk presented the following assessment rolls from the Assessors, certified and sworn to:

Improvement of South Clinton street.

Sewer in Pinnacle Avenue.

Sewer in Orange and Magne streets.

Sewer in the alley between Clifton and Atkinson streets.

After hearing allegations from all the persons appearing,

Ald. Glover moved the confirmation of the assessment rolls, as presented by the Clerk.

Ald. Caring moved to postpone action on the assessment roll for the improvement of South Clinton street until the next regular meeting.

Ald. Glover moved to table Ald. Caring's motion. Carried by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Smith, Glover, McConnell, Stone, Craig, Kelly, Selye, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—18.

Nays—Ald. Wait, Heavey, Caring, Connolly, Mandeville, Stape, Gerling, Mauder—8.

Ald. Rogers moved that when the Board adjourn it be until Friday evening next, at 7½ o'clock. Carried.

Ald. Selye moved to suspend the rule to adjourn at 11 o'clock for the purpose of action on the assessment rolls, and for no other purpose. Lost by the following vote:

Ayes—Ald. Gould, Rogers, Pond, Herzberger, Glover, McConnell, Craig, Selye, Stape, Stebbins, Whitmore, Parsons, Aikenhead—13.

Nays—Ald. Aldridge, Wait, Heavey, Smith, Caring, Connolly, Stone, Kelly, Mandeville, Charters, Gerling, Mauder, Stade—13.

Adjourned.

W. F. MORRISON,

City Clerk.

IN COMMON COUNCIL, June 30th,
1871.

ADJOURNED MEETING.

President Ald. C. R. Parsons presiding.

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—26.

Absent—Ald. Stern, Whitmore—2.

Unanimous consent was granted Ald. Stone to present the following:

By Ald. Stone—Resolved, That Gen. Clark be requested to parade the 54th Regt. on the morning of July 4th, and that an amount necessary to pay for the firing of the usual salutes, ringing of all the church bells, and to pay for the bands of music, be and the

same is hereby appropriated, said amount not to exceed \$500, and the Treasurer is hereby directed to pay to the order of the City Clerk such sums as are necessary to carry out this resolution, and charge Contingent Fund.

Ald. Kelly moved, as a substitute, that the sum of \$500 be appropriated and equally divided among all the orphan asylums in this city, and the Treasurer is hereby directed to pay the Clerk's orders for said sum, and charge Contingent Fund. Lost by the following vote:

Ayes—Ald. Aldridge, Rogers, Kelly, Mandeville—4.

Nays—Ald. Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stone, Selye, Gerling, Mauder, Stade, Parsons, Aikenhead—17.

The original resolution of Ald. Stone was then adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stone, Selye, Gerling, Mauder, Stade, Parsons, Aikenhead—19.

Nays—Ald. Kelly, Mandeville—2.

ASSESSMENT ROLLS.

After hearing allegations from all persons appearing, Ald. Mauder moved that the assessment roll for the improvement of South Clinton street be confirmed. Carried by the following vote:

Ayes—Ald. Aldridge, Gould, Pond, Herzberger, Smith, Caring, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Stade, Parsons, Aikenhead—18.

Nays—Ald. Wait, Rogers, Heavey, Connolly, Mauder—5.

After hearing allegations from all persons appearing, the assessment rolls for

Sewer in Pinnacle avenue,
Sewer in Orange and Magne streets,
Sewer in the alley between Clifton and Atkinson streets,

were confirmed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Mauder, Stade, Parsons, Aikenhead—23.

UNFINISHED BUSINESS.

Ald. McConnell called up the (following at folio 96 of proceedings.)

By Ald. McConnell—Whereas, In view of the increase of crime and disorder in our midst, especially on the first day of the week, very largely due to the sale and use of intoxicating liquors; and

Whereas, It is the earnest wish of a very large part of our fellow-citizens that the laws of our State in relation to the sale of intoxicating liquors on Sunday should be enforced; and

Whereas, Some of this Board prefer that all action for the preservation of the Sabbath as a holy day shall be left entirely to the operation of State law; and

Whereas, It is ever well for the governing body in any community to array itself on the side of just existing law and the peace and good order of society, and by every means lend countenance and aid to those whose duty it is to more closely look after and pre-

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serve the well-being and safety of the community; and

Whereas, The impression has gone abroad that this Board is unwilling to interpose its authority or voice against acts by law declared to be misdemeanors; now,

Therefore, for the purpose of correcting such impression, and to secure as far as this Board may the full and complete observance and obedience of every law of this State, and more especially such as have been designed to preserve the sanctity of the Sabbath and the safety and purity of the young—

Resolved, That this Board hereby most earnestly request the Mayor and Police Commissioners of this city to take such steps as shall secure the enforcement of the laws of this State in respect to the observance of Sunday and the sale of liquors, wines, ale and beer on that day. Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Smith, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Stebbins, Parsons, Aikenhead—16.

Nays—Ald. Hersberger, Heavey, Caring, Connolly, Craig, Gerling, Mauder, Stade—8.

The Clerk presented the following (at folio 93 of printed proceedings):

By Ald. Whitmore—Resolved, That the street heretofore known as Exchange street be and the same is hereby changed to South State street.

Ald. Kelly moved to amend by changing the names of State street and Exchange street to Lake avenue.

Ald. Selye moved the indefinite postponement of the whole matter. Carried.

By Ald. Selye—Resolved, That His Honor, the Mayor, be and is hereby requested to execute in behalf of the city a contract with Thomas Stetson & Co., for the improvement of Charlotte street, in accordance with their proposition.

Ald. Selye moved to postpone action on the resolution until the next regular meeting. Carried by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Smith, Caring, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—19.

Nays—Ald. Wait, Herzberger, Heavey, Connolly, Stape—5.

ORDINANCES.

OPENING AND EXTENSION OF ASHLAND STREET.

By Ald. Gould—Resolved, That the City Surveyor ascertain and report to the Board the expense of opening and extending Ashland street from its present southern terminus to Cypress street. Adopted.

The Surveyor submitted as such estimate, \$2,000.

By Ald. Gould—Resolved, That the following improvement is expedient, viz:

The opening and extending of Ashland street, from its present southern terminus to Cypress street, and the following described territory is necessary to be taken for said improvement: Beginning at the southern terminus of the west line of Ashland street, and running thence southerly on the course of said west line produced to the north line of Cypress street; thence easterly along the north line of Cypress street 33 feet; thence northerly on a line parallel with and 33 feet distant at right angles from the first described line to the southern terminus of Ashland street; thence westerly 33 feet 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 \$2,000, which estimate is hereby approved.

Resolved, further, That the following portion of said city be 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, to wit: Ashland street, as opened and extended, from the north end of said street to Cypress street; Cypress street, from the west line of lot No. 70 to the east line of lot No. 100, on the south side of said street, and Sanford street from the west line of lot No. 1 to the east line of lot No. 12, on the north side of 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, July 11th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

And be it further Resolved, That the Assessors be and are hereby instructed to confer with the owners of property 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. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—23.

EXECUTIVE.

Ald. Mauder moved that the Board now proceed to ballot for "Commissioner of Deeds" in place of George Blackmore, deceased. Carried.

FIRST BALLOT.

Edmund R. Huddleston received 18 votes.
Scattering " 4 "
Edmund R. Huddleston having received the requisite number of votes was declared appointed Commissioner of Deeds.

MISCELLANEOUS.

By Ald. Aldridge—Resolved, That the City Treasurer withhold the collection of the assessment roll for Adams street improvement until further directed by this Common Council. Adopted.

By Aldridge—Resolved, That the Treasurer pay W. S. Grantsynne \$75, for services of an assistant in the Surveyor's office for the month of June, 1871, and charge Contingent Fund. Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, McConnell, Stone, Craig, Kelly, Selye, Stape, Gerling, Stebbins, Stade, Parsons—19.

Nays—Ald. Mauder, Aikenhead—2.

By Ald. Wait—Petitions of James Madden and others in reference to the grade of Jones street, between Platt and Brown streets. Referred to the Improvement Committee and City Surveyor.

By Ald. Wait—Resolved, That the Street Superintendent notify the property owners on Kent street to repair their respective walks within twenty days after the service of this notice, or he repair the same at their expense. Adopted.

By Ald. Rogers—Resolved, That a special committee of three be appointed to consider the situation of the suit of the city against N. Osburn, and report to this Board whether or not they shall deem it advisable to discontinue the further prosecution of the same. Adopted.

Ald. Rogers asked to be excused from serving on the committee.

The President appointed as such committee Ald. Pond, Connolly and Stone.

By Ald. Rogers—Resolved, That the Improvement Committee be requested to defer the advertising and letting the contract for the improvement of Adams street, between Plymouth avenue and Caledonia avenue, un-

til March 1st, 1872, in accordance with the petition for such improvement. Adopted.

By Ald. Rogers—Resolved, That the Street Superintendent be and is hereby directed to notify the owners of the property formerly known as the "Pool building" to remove all loose material from the bed of the river, which was deposited by the destruction or the rebuilding of the said building. Adopted.

By Ald. Rogers—Resolved, That the Street Superintendent be directed to remove all obstructions of loose materials from the bed of the river, between the south side of Main street bridge and the dam above the railroad bridge.

Ald. Caring moved that action on the resolution be postponed until the next regular meeting. Carried.

By Ald. Pond—Resolved, That the City Treasurer pay Louis Duer \$50 for reporting for the Rochester *Beobachter* for the quarter ending July 1, 1871, and charge Contingent Fund.

Adopted by the following vote;
Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—25.

By Ald. Herzberger—Resolved, That all property owners on the south side of Court street, from Chestnut street to William street, have permission to construct cement walks in front of their premises, under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Heavey—Resolved, That the drivers of hackney coaches, cabs or carriages be and are hereby ordered not to allow their hackney coaches, cabs or carriages to stand, while waiting for employment, on the west side of Front street, in front of the Brackett House property, but shall occupy the east side of said Front street.

Ald. Mauder moved to refer the resolution and matter to the Hackney Coach Committee with power to act. Carried.

Ald. Heavey moved a reconsideration of the vote on his resolution in reference to granting permission to Hackney, Coaches, &c., to stand in front of the Asbury Church, (at folio 45 of printed proceedings). Carried.

Ald. Heavey moved the indefinite postponement of the resolution. Carried.

Ald. Mauder moved that the Committee on Hackney, Coaches, be and are hereby instructed to make arrangements for the location of a Hack stand for the east side of the river. Carried.

PENAL ORDINANCE RUNNING OF STREET CARS.

Ald. Heavey moved a reconsideration of the vote on Ald. Selye's ordinance, prohibiting the running of the Street Cars on the Sabbath. Carried.

Ald. Kelly moved that further action on the ordinance be postponed until the next regular meeting, and the clerk publish notice.

Ald. Stape moved the indefinite postponement of the ordinance.

Adjourned until Saturday evening at 7½ o'clock.

W. F. MORRISON,
City Clerk.

In Common Council—July 1st, 1871.

ADJOURNED MEETING.

President—Ald. C. R. Parsons presiding.
 Present—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, McVey, Smith, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Maudeville, Stape, Characters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead, Stebbins—26.

Absent—Ald. Wait, Stern—2.
 Ald. Mauder moved to adjourn. Lost by the following vote:

Ayes—Ald. Glover, Gerling, Mauder—3.
 Nays—Ald. Rogers, Pond, Smith, Caring, Connolly, McConnell, Stoue, Kelly, Selye, Characters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—15.

The President stated that the questions under consideration at the time of the adjournment of the meeting, June 30th, to be as follows:

Ald. Kelly moved that action on the ordinance (Ald. Selye's penal ordinance in relation to running street cars,) be postponed until the next regular meeting, and the Clerk to advertise.

Ald. Stape moved the indefinite postponement of the ordinance.

The President decided the motion to indefinitely postpone not in order.

Ald. Kelly's motion to postpone to the next regular meeting was carried.

MISCELLANEOUS.

By Ald. Caring—Resolved, That His Honor, the Mayor, is hereby requested to execute the following contracts:

With Donaghue & Lauer, for Sewer in Pinnacle avenue.

With Rauber & Vicienus, for sewer in Orange and Magne streets.

With Logan & Cregan, for sewer in alley between Clifton and Atkinson streets, in accordance with their several propositions. Adopted.

PROPOSALS FOR SEWERS.

Sewer in Alley Between Clifton and Atkinson Streets.

John Brady.....	\$404 50
McCConnell & Jones.....	449 00
Wm I Hanford.....	407 00
Donoghue & Lauer, Jr.....	95 00
John Quin.....	463 50
Rauber & Vicienus.....	497 00

Orange and Magne Street Sewer.

John Brady.....	\$1,919 00
McCConnell & Jones.....	2,015 55
W I Hanford.....	1,652 80
Donoghue & Lauer, Jr.....	1,746 51
Logan & Cregan.....	2, 28 80
John Quin.....	1,918 75
Rauber & Vicienus.....	1,629 80

Pinnacle Avenue Sewer.

McCConnell & Jones.....	\$1,869 51
W I Hanford.....	1,956 68
Donoghue & Lauer, jr.....	1,520 44
A C Bowen.....	606 61
John Quin.....	1,867 24
Rauber & Vicienus.....	1,076 76

IMPROVEMENT FUND.

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

Thomas Stetson, in full on his contract for pipe sewer in South Fitzhugh street, from Lafayette street south.....	\$ 521 40
And charge that Fund.	
J. F. Rothgange, in full for inspecting South Fitzhugh street sewer.....	42 50
And charge that Fund.	
Thos. Stetson, for repairs to sewers.....	72 27
And charge that Fund.	

John Quin, in full for lateral sewers in Delavan street..... 52 8

Adopted by the following vote:
 Ayes—Ald. Whitcomb, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Glover, McConnell, Stone, Kelly, Maudeville, Characters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

By Ald. Caring—Whereas, The rapid growth and extension of the city of Rochester requires increased drainage and sewerage, in order to satisfy the public need, and promote the public health, and

Whereas, in some parts of said city, such drainage or sewerage cannot be properly made without extending the same beyond the city limits; therefore,

Resolved, By the Common Council of the city of Rochester, that it is deemed necessary and expedient that the following outlet sewers should be constructed beyond the limits of the city, and in the towns of Irondequoit and Brighton, viz: An outlet sewer leading from Bay street, in said city northwesterly into the town of Irondequoit; also an outlet sewer connecting with what is known as Court and Williams street outlet sewer and running northerly into the towns of Brighton and Irondequoit; also an outlet sewer connecting with the East avenue and Goodman street outlet sewer, and running northerly into the towns of Brighton and Irondequoit. Such sewers to run along such route, and such extent as the duly appointed Commissioners shall determine to be to the best advantage.

Resolved—That his Honor, the Mayor, be and is hereby requested to petition the County Court to appoint Commissioners to determine upon, and make such improvement. Adopted.

By Ald. Caring—Resolved, That the owners of land on each side of Almira street, be and are hereby granted permission to construct their own walks (either of plank or concrete), under the direction of the Improvement committee and City Surveyor. Adopted.

By Ald. Caring—Resolved, That the Treasurer is hereby authorized to receive 92 per cent in full of all persons assessed for pipe sewer in South Fitzhugh street. Adopted.

REPORT OF THE POLICE JUSTICE, FOR JUNE.

Ald. Smith presented the report of the Police Justice for the month of June, 1871 showing

Amount received for fines and penalties for the month.....\$330.50.

Ordered, received and filed.
 By Ald. Smith—Resolved, That the City Attorney is hereby authorized to discharge the old claim the city has held for over ten years against T. Moulson.

Ald. Selye moved that action on the resolution be postponed until the next regular meeting. Carried.

By Ald. Connolly—Resolved, That all action on my resolution, June 20th, in reference to the Treasurer to pay George Pringle & Co., the sum of \$1,500, be and is hereby rescinded. Adopted.

By Ald. Connolly—Resolved, That the City Treasurer pay Geo. Pringle & Co., \$2,699.48, and charge the following Sprinkling Funds: South Clinton street, \$165; North and South Fitzhugh streets, \$214.41; Mumford street, \$61.64; Mill street, \$289; Exchange Place, \$36.66; Market street, \$36.66; Exchange

street, \$210; State street, \$514.08; North and South St. Paul streets, \$400; East avenue, \$280; Front street, \$160; North Clinton street, \$90; New Main street, \$248. Adopted by the following vote:

Ayes—Ald. Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Maudeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

Nays—Ald. Whitcomb—1.

By Ald. Connolly—Resolved, That the Treasurer be requested to receive from Samuel D. Porter, \$7.62; William Mudgett, \$7.03; H. Austin Brewster, \$5.98; Heirs of Rev. J. Nichols, \$6.90; Female Seminary, \$5.31; Lewis Chapin, \$9.20; William Ailing, \$9.14; Benjamin M. Baker, \$9.91; Heirs of Asa Sprague, \$5.30; James O. Howard, \$4.77; Mary Moore, \$10.10; Augusta P. Stiles, \$5.05; Joseph Field, \$17; Edmund Lyon, \$8.90; Curtis G. Wetmore and wife, \$5.05; Mrs. Charles F. Smith, \$8.76; Wm. McLaughlin, \$10.73; John H. Brewster, \$10.25; Preston Smith, \$11.15; Mary S. Fox, \$4.65; Mary E. Chapin, \$5.45; E. A. Sampson, \$5.58; P. C. Tobey, \$5.30; Mary B. Sackett, \$4.40; Sarah N. Ely, \$7.97; Dr. E. M. Moore, \$9.30; Albert D. Barker, \$4.27; in full for their assessment for sprinkling North and South Fitzhugh streets, and of all others assessed, to receive the full amount of their assessment. Adopted.

Ald. Connolly moved that the office of Chief Engineer of the Fire Department be and is hereby declared vacant.

Ald. Stape moved to table Ald. Connolly's motion. Lost by the following vote:

Ayes—Ald. Whitcomb, Heavey, Glover, Mandeville, Stape, Gerling, Mauder—7.

Nays—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, McConnell, Stone, Craig, Kelly, Selye, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—19.

Ald. Connolly moved the previous question. "Shall the main question be now taken?" was declared carried by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—21.

Nays—Ald. Whitcomb, Mandeville, Stape, Gerling, Mauder—5.

The original motion of Ald. Connolly was then carried as follows:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, McConnell, Stone, Kelly, Selye, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—19.

Nays—Ald. Whitcomb, Glover, Craig, Mandeville, Stape, Gerling, Mauder—7.

Ald. Connolly moved that the Board now proceed to ballot for Chief Engineer of the Fire Department.

Ald. Craig moved, as a substitute, that the offices of Assistant Engineers for the west side of the river be and are hereby declared vacant.

Ald. Whitcomb moved to table Ald. Craig's motion. Carried.

The original motion of Ald. Connolly to

proceed to ballot for Chief Engineer, was then declared carried.

FIRST BALLOT.

Law S. Gibson received 18 votes.

Wendel Bayer " 8 votes.

Law S. Gibson having received the requisite number of votes, was declared elected Chief Engineer of the Fire Department.

By Ald. Glover—Resolved, That the Street Superintendent be and is hereby directed to notify the property owners on the east side of Meigs street; also, those on the south side of Alexander street, between Broadway and Pearl streets, and south side of Hickory street, to repair their respective walks where necessary, within 21 days, or in default thereof, the Street Superintendent repair the same at the expense of the owners. Adopted.

By Ald. Glover—Resolved, That the amount of Adam Sorners' tax for Nelson street sewer be charged to erroneous assessment, the city having bought his lot for the widening of Mt. Vernon avenue extension, June 16th, 1869, while this tax was confirmed June 25th, 1870. Adopted.

By Ald. McConnell—Resolved, That U. Bangs and others, on Pearl street, be and are hereby permitted to build cement walks in front of their premises, under the direction of the Improvement Committee and City Surveyor, and the Surveyor be directed to give the lines of street and grade of walks. Adopted.

Ald. Stone, from the Committee on the Relief and Support of the Poor, reported in favor of the bills of W. H. Niven, W. Carlton Brown, John Stape, Beir, Stern, & Co., Wm. Brown, George Hawkins, W. Roades, George Wait, St. Mary's Hospital, S. F. & W. Witherspoon, Moore & Cole, C. V. Jeffrey, Perkins & Palmer John Nagle, Beck & Meyer, A. Hefner, James R. Chausbelain, Henry Hook, A. W. Mudge, and Protestant Orphan Assylum. Finance Committee.

Ald. Stone presented the following:

HEADQUARTERS 25th BRIGADE, N. G. }
S. N. Y., ROCHESTER, June 30, '71. }

GENTLEMEN: In compliance with invitation to parade my command on the 4th day of July inst., I hereby tender to His Honor the Mayor and members of your Honorable Body a marching salute, the same to be received from the front steps of the Court House at 9 o'clock A. M.

I remain, gentlemen,

Very respectfully,

C. H. CLARK, Brig'r Gen'l.

To His Honor the Mayor and Board of Common Council.

Ald. Stone moved the acceptance of the invitation, and that the communication be received, filed and published. Carried.

By Ald. Stone—Resolved, That Thos. Cook and Joseph Daus have permission to lay flag walks in front of their premises, on the north side of West Main street (8th Ward), said walks to conform to the walks on the south side. Adopted.

By Ald. Selye—Resolved, That the Treasurer is hereby directed to receive 75 per cent. in full of all persons assessed for flag cross-walk across Oakland street. Adopted.

By Ald. Selye—Resolved, That the Treasurer is hereby directed to receive 79 per cent.

in full of all persons assessed for plank walk on east side of Scio street, from German street to the N. Y. C. RR. Adopted.

IMPROVEMENT FUND.

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

W. I. Hanford, on his contract for Scio street plank walk, \$200, and charge that Fund.

McCConnell & Jones in full on their contract for crosswalk on Oakland street, \$90, and charge that Fund.

Also, that the Clerk draw two orders for \$500 each in favor of Whitmore, Carson & Co., and payable to their order, with interest, one in one year, and one in two years, from the 27th of June, 1871; and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Glasgow Street Improvement Fund. Adopted by the following vote:

Ayes—Ald. Aldridge, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McCConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Nays—Ald. Whitcomb—1.

By Ald. Selye—Resolved, That the Clerk draw two orders for \$1,058 each, in favor of Rauber & Vicienus, and payable to their order, with interest—one in one year and one in two years from the 30th day of June, 1871; and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Atwater Street Improvement Fund, east section. Adopted by the following vote:

Ayes—Ald. Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Glover, McCConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

Nays—Ald. Whitcomb—1.

By Ald. Kelly—Resolved, that the sum of \$200 is hereby allowed James P. Evans as Clerk of the Markets, and that the Clerk draw an order on the Treasurer for the said amount, and the same be charged to the Contingent Fund.

Ald. Glover moved to amend by striking out \$200 and substituting therefor \$150. Accepted by Ald. Kelly.

Ald. Herzberger moved to amend by inserting after the word "Markets" the words "for two months' salary."

Ald. Whitmore presented as a substitute for the whole matter:

Resolved, That the salary of Clerk of the Markets be fixed at \$75 per month.

Ald. Stape moved to postpone action on Ald. Whitmore's motion until the next regular meeting. Lost.

Ald. Glover moved the previous question. "Shall the main question be now taken?" was carried.

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

Ayes—Ald. Rogers, Heavey, Caring, Connolly, Glover, McCConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Stebbins, Whitmore, Stade, Parsons—16.

Nays—Ald. Whitcomb, Gould, Herzberger, Stape, Gerling, Mauder, Aikenhead—7.

By Ald. Kelly—Resolved, That the Treasurer pay Jas. P. Evans \$150 for two months' salary as Clerk of the Markets, and charge Contingent Fund, when there are funds applicable. Adopted, as follows:

Ayes—Ald. Whitcomb, Gould, Rogers, Heavey, Caring, Connolly, Glover, McCConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

Nays—Ald. Herzberger—1.

By Ald. Selye—Resolved, That the Treasurer credit as follows:

Betsey Heckinger, \$40; Cath. S. Fetzer, \$12; Wm. N. Emerson, \$12; Eliza A. Lyness, \$23.60; Cath. Kaufhauser, \$40; Gustav Rosenthal, \$79.10; Peter Schneider, \$7.84; Trustees Free Methodist Church, \$16; Sarah Quinlan, \$16; Joseph Bier, \$18.80; Jazaniau Emerson, \$48; Caroline Englehardt, \$12.80; Mary A. Chase, \$15.20; Simon Marks, \$18; John G. Wagner, \$33.80; Christopher Sheil, \$16; Bertha Oertel, \$12.60; Ignatius Buita, \$18; Elizabeth Buita, \$13; Johanna Vogel, \$13.80, on their assessment for the improvement of Atwater street, from Clinton street to North street, they having set their own curb stone in front of their own lots.* Adopted.

By Ald. Mandeville—Petition of Edward Burch for permission to erect a wood building on his lot, situate on the corner of Grape and Campbell streets. Wood Building Committee.

Petition of Norman S. Adams for permission to erect a wood building on his lot No. 4, situate on Erie street. Wood Building Committee.

Petition of Richard Smeed for permission to erect a wood building on his lots Nos. 144 and 145, situate on Lawrence street. Wood Building Committee.

Communication of James Palmer in relation to the overflow of water from the outlet of the William and Court street sewers. Referred to the Sewer Committee on motion of Ald. Caring.

By Ald. Stape—Resolved, That the Street Superintendent notify the owners of property on the north side of Delevan street to repair their walks within ten days, or he will repair the same and charge the same to the owners of said property. Adopted.

By Ald. Stebbins—Resolved, That the City Treasurer be authorized to draw the city's note for \$31,000, and get the same discounted, to take up one of like amount falling due July 10th, and charge the discount to flood loans. Also, one of \$25,929.27, for a like purpose, and charge discount to First Presbyterian lot purchase. Adopted.

By Ald. Stebbins—Bill of Edward Dagge, for services and disbursements in the Chapin street extension case. Referred to the Contingent Expense Committee.

By Ald. Stebbins—Whereas, By special act of the Legislature, \$150,000, bonds of the city, were raised and disposed of to pay the notes given for the appropriation for deficiencies, and the whole amount of such appropriation was only \$149,000—

Resolved, That the excess of one \$1,000 be credited to the Contingent Fund, as all the discount on said notes have been charged to

that fund, and that the Treasurer be authorized to make such entry on his books. Adopted.

By Ald. Whitmore—Whereas, A resolution was passed to pay Wm. Gibbs \$15.70, being the amount of interest paid by him on Mt. Vernon avenue extension assessment on the 28th of March, 1871, and as all interest on local assessment is credited to the Contingent Fund—

Resolved, That the City Treasurer be authorized to charge that amount to the Contingent Fund, instead of as before ordered. Adopted.

FINANCE BUDGET.

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

CONTINGENT FUND.	
T. J. Southworth, printing.....	\$ 49 50
McLean & Johnson, insurance.....	6 00
W. H. Yerkes, servins redemption notices.....	50 00
Jesse Shepherd, disbursements in bridge case.....	141 50
ing expenses, etc., printing, travel.....	42 10
Commissioners, Chapin street, fees, pay W. C. Rowley.....	167 00
Brown & Williams, carpet, etc., Assessors' office.....	95 94
Thomas Knowles, hack hire, Surveyor.....	8 50
John Van Auken,	7 50
Patrick Burns,	4 00
M. Heavey,	42 00
Thomas Knowles,	3 00
John Van Auken,	6 75
Joseph Kasseal,	3 00
Frank Masseth,	6 50
Anthony Kasseal,	5 50
Rochester Printing Co., printing in the bridge case.....	1,331 37
Isaac V. Mosier, fees in Hudson street sewer case.....	54 66
And charge Contingent Fund.	

FIRE DEPARTMENT FUND.

Perrine & Stewart, repairs.....	\$ 228 80
Wm. Boon, hay.....	6 82
Seneca Dobbs, patterns.....	8 00
Gommenginger, Allen & Co., filter and coolers.....	37 50
QUARTERLY PAY ROLL FOR QUARTER ENDING JUNE 30, 1871.	
Hook and Ladder Co., quarter's salary ending June 30, 1871.....	\$ 487 03
Hosemen Steam Fire Engine Co., No 1, quarter's salary to July 1.....	225 00
Hosemen Steam Fire Engine Co., No 2, quarter's salary to July 1.....	225 00
Hosemen Steam Fire Engine Co., No 3, quarter's salary to July 1.....	225 00
Hosemen Steam Fire Engine Co., No 4, quarter's salary to July 1.....	225 00
Quarterly washing bill.....	7 06
	\$1,394 00

Pay L S Gibson.	
Alert Hose Co., quarter's salary ending June 30, 1871.....	375 00
Active Hose Co., quarter's salary ending June 30.....	375 00
Protective Sack and Bucket Co., quarter's salary ending June 30.....	375 00
James Malcomb, quarter's salary as Assistant Engineer to July 1, 1871.....	75 00
John Goldsmith, quarter's salary as Assistant Engineer to July 1.....	75 00
John Conolly, quarter's salary as Assistant Engineer to July 1.....	75 00
H. W. Mathews, quarter's salary as Assistant Engineer to July 1.....	75 00
O L Angevine, quarter salary as Fire Marshal to July 1.....	175 00

MONTHLY PAY ROLL FOR APRIL, 1871.

Steam Fire Engine Co No 1.	
William De Garmo, for 1 month's services as Engineer to July 1, 1871.....	75 00
Jerome Dowd, for 1 month's services as Driver to July 1, 1871.....	50 00
Richard Mills, for 1 month's services as Driver to July 1, 1871.....	50 00
Steam Fire Engine Co No 2.	
Seneca Dobbs, for 1 month's services as Engineer to July 1, 1871.....	75 00
Michael Lumbert, for 1 month's services as Driver to July 1, 1871.....	50 00
John Bauer, for 1 month's services as Driver to July 1, 1871.....	50 00

Steam Fire Engine Co No 3.	
Edmund Whittier, for 1 month's services as Engineer to July 1, 1871.....	75 00
John Ransom, for 1 month's services as Driver to July 1, 1871.....	50 00
L Gommenginger, for 1 month's services as Driver to July 1, 1871.....	50 00
Steam Fire Engine Co No 4.	
J P Foreman, for 1 month's services as Engineer to July 1, 1871.....	75 00
James Snyder, for 1 month's services as Driver to July 1, 1871.....	50 00
Barney Kearney, for 1 month's services as Driver to July 1, 1871.....	50 00

Hook and Ladder Co No 1.	
Anthony Andrus, for 1 month's services as Driver to July 1, 1871.....	50 00

Superintendent of Hose Depot.	
R B Paine, for 1 month's service as Superintendent of Hose Depot to July 1, 1871.....	75 00
Monthly Washing Bills.....	15 00

Chief Engineer.	
L S Gibson, for 1 month's services as Chief Engineer to July 1, 1871.....	125 83

Payable to L S Gibson. \$ 965 00

Superintendent Telegraph.	
B F Blackall, for 1 month's services as Superintendent of Fire Alarm Telegraph to July 1. \$	83 33
And charge that Fund.	

POOR FUND.	
St Mary's Hospital, board of inmates.....	\$1,977 44
Geo. Wait, groceries per orders.....	61 8
John Stape,	82 00
W H Niven, groceries per orders.....	50 75
W C Brown,	110 75
George Hawkins,	6 25
S F & W Witherspoon, groceries on orders.....	136 50
John Nagle,	43 25
Beck & Meyer, boots and shoes.....	100 50
Wm Roads,	86 25
Perkins & Palmer, fish.....	41 05
A W Widge, undertaker's services on orders.....	73 50
C V Jeffrey.....	66 50
A Hefner, bread.....	88 00
James R Chamberlain, bed-pan.....	3 50
Beir, Stern & Co, dry goods on orders.....	47 00
William Brown, Supt, disbursements.....	62 87
Moore & Cole, bill of tea.....	111 80
Rochester Orphan Asylum, board of children.....	372 00
Henry Hook, board of paupers.....	25 25
William Peck, 1 month's salary to July 1, 1871.....	66 66
And charge that Fund.	

POLICE FUND.

Brown & Williams, carpet and matting for offices labor.....	\$ 49 20
Gommenginger, Allen & Co., coal ho, zinc and labor.....	7 62
S M Sherman, 1 month's salary to July 1, 1871.....	141 07
B Frank Enos,	75 00
Alex McLean,	85 10
Wm J Rogers,	85 00
Wm S Fickett,	85 00
Jonah Dresser,	85 00
Peter Hughes,	85 00
Samuel Brown,	75 00
Thos A Burchell,	75 00
Thomas Lynch,	75 00
James K Foster,	75 00
Caleb Pierce,	75 00
Lymap Johnson,	75 00
Frank B Allen,	75 00
W R McArthur,	75 00
Ferry Marzluff,	75 00
William White,	75 00
Peter E Lauer, Jr,	75 00
John C Hagle,	75 00
F H Sullivan,	90 00
Wm. Rogers,	75 00
Charles Green,	7 00
George W Lord,	75 00
George Bingham,	75 00
John J Garrett,	75 00
David Monaghan,	75 00
Henry Baker,	75 00
Hugh Clark,	75 00
Thos Dukelow,	75 00
Thos F Hurley,	75 00
Barth Crowley,	75 00
James McKelvey,	75 00
Joseph P Cleary,	75 00
J G McQuatters,	75 00
Robert Burns,	75 00
Frank Schaffer,	75 00
Ralph Bendon,	75 00
Jacob Harter,	75 00

Older Oliver,	75 00
J Gommenginger	75 00
Jacob Frank,	75 00
William O'Neil,	75 00
Michael Wolf,	75 00
C McCormick,	75 00
Jos A Rowarth,	75 00
J Denzer, 1 month's	50 00
John H Dana, 26 days	65 00
C. B. McKibben 29	72 50
Henry D. Shove, 18	45 00
Michael Hyland, 29 1/2	73 75
Isaac Speers, 29 1/2	73 75
Wm F Lush, 29 1/2	73 75
George Lathrop, 29 1/2	56 25
P C Kavanaugh, 29	72 50
John Barry, 29	70 00
E Van Vorst, 29 1/2	73 75
A H Franklin, 15	37 50
E W McBurney, 22 1/2	56 25
Frank Goodwin, 2	75 00
B Horcheller, 29	70 00
Jas Murray, 29	65 00
J Twaig, 29 1/2	73 75
Thos E Crouch, 29	72 50
And'w Connolly, 37 1/2	68 75
Frank Bemis, 29	72 50
Martin A Bemis, 29	67 50

\$4,881 67

Payable to C. W. Briggs, Mayor.
Examined and approved.

CHARLES W. BRIGGS,
HENRY S. HEARD,
GEORGE G. COOPER,
Police Commissioners.

And charge that Fund.

LAMP FUND.

Frank Masseth, hack hire, per committee.....	\$ 6 00
Reynolds & Bro., iron street lamps.....	182 25
Dan'l McCormick, setting lamp posts.....	5 25
James H. Splain, cutting lamp-posts.....	7 00
Gommenginger, Allen & Co., street lamps.....	203 40
J. E. Relyea, repairing lamps for June.....	14 35
N H Galusha, lamp-posts.....	625 00

And charge that Fund.

HIGHWAY FUND.

John Creegan, box sewer and dirt.....	\$ 21 25
Curtis, Morey & Co, printing.....	25 90

And charge that Fund.

PARK FUND.

A B McConnell, labor and materials.....	\$ 245 97
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And charge that Fund.

HEALTH FUND.

M. Heavey, hack hire, per committee.....	\$ 6 00
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And charge that Fund.

MAP, SURVEY AND RECORD FUND.

J M Aikenhead, services, pay Wm Aikenhead.....	\$ 50 00
Charles B. Parson's services for 24 days on city survey	60 00

And charge that Fund.

NORTH STREET REPAIR FUND.

John Quin, Commissioner, disbursements....	\$ 80 13
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And charge that Fund.

SOUTH AVENUE REPAIR FUND.

W D Oviatt, Commissioner, disbursements....	\$ 33 50
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MONROE AVENUE REPAIR FUND.

Jacob Young, Commissioner, disbursements. .	\$ 38 25
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And charge that Fund.

MT. HOPE AVENUE REPAIR FUND.

Conrad Zimmer, Commissioner, disbursements.....	\$ 139 00
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And charge that Fund.

Adopted by the following vote:

Ayes—Ald. Rogers, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, raig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

By Ald. Mauder—Petition of August Scherer for permission to erect a wood building on his lots Nos. 9. and 10, situate on the corner of North and Wilson streets. Referred to the Wood Building Committee, with power to act

Petition of Jacob Rauber and others for permission to construct a cement walks on North Clinton street. Table.

Ald. Mauder called up a resolution by Ald. Whitcomb (at folio 98 of printed proceedings),

in reference to cement walks on Clinton street, and moved the adoption of the resolution.

Ald. Caring moved to table the motion and resolution. Lost, as follows:

Ayes—Ald. Caring, Craig, Selye, Mandeville, Stebbins—5.

Nays—Ald. Herzberger Heavey, Connolly, Glover, McConnell, Stone, Kelly, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—15.

Ald. Whitcomb's resolution was then adopted.

By Ald. Aikenhead—Resolved. That the City Surveyor be requested to make a map and establish the grade of Concord avenue. Adopted.

By Ald. Aikenhead—Resolved, That P. Eigen have permission to lay a flag walk in front of his store, on Prospect street, under the direction of the Improvement Committee. The City Surveyor to establish the grade. Adopted.

Ald. Aikenhead moved that the resignation of John Quin, as Commissioner of North street, presented at the last meeting of the Board be accepted. Carried.

Ald. Aikenhead moved that the Board now proceed to ballot for Commissioner of North street, instead of John Quin, resigned. Carried.

FIRST BALLOT.

L. F. Relyea received.....	12 votes.
C. H. Stump "	8 "

No choice.

Ald. Aikenhead moved that further balloting be postponed until the next regular meeting. Carried.

On motion of Ald. Connolly adjourned.
W. F. MORRISON, City Clerk.

In Common Council, July 11th, 1871.

REGULAR MEETING.

President Ald. C. R. Parsons presiding.
Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Poud, Herzberger, Heavey, Smith, Caring, Connolly, steru, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

APPROVAL OF MINUTES.

The minutes of the previous meetings, June 27th and 30th, and July 1st, were approved as published in the Book of Proceedings.

PETITIONS AND CLAIMS.

By Ald. Aldridge—Estimate of Dominick Mura Committee on House for Idle and Truant Children.

By Ald. Rogers—Bills of Vacuum Oil Company, Curtis, Morey & Co., Cutting and Cooney, L. S. Gibson, A. Barnum, B. F. Blackall, Jacob Lux, James Field, and William Burke & Co. Fire Department Committee.

By Ald. Herzberger—Petition of Captain Thos. Barnes for permission to remove the harness racks from the Centre Market building to the Arsenal.

Ald. Herzberger moved that permission be granted in accordance with the petition. Carried.

By Ald. Caring—Estimates of Daniel McCormick and Rauber & Viceinus. Sewer Committee.

By Ald. Smith—Bill of Platt C. Viele, for interests on monies paid for Mt. Vernon avenue extension, amounting to \$74.08.

By Ald. Smith—Resolved, That the account of Platt C. Viele be and is hereby allowed to him, and the Treasurer credit said amount (\$74.08) on his assessment. Adopted by the following vote:

Ayes—Ald. Whitcomb, Al ridge, Wait, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

By Ald. Stern—Bills of C. F. Muntz & Co., Steele & Avery, William Collinson, W. C. Thomas, Wadsworth & Williamson, George Maseth, Patrick Buras, F. Tulley, Jesse Shepherd, Anthony Kasseal, and Thomas H. Hopwood. Contingent Expense Committee.

Bill of Siddons & Son. Map, Survey and Record Committee.

Petition of John U. Gaeb, for permission to erect a wood building on his lot, No. 155, situate on Oregon street. Wood Building Committee.

By Ald. Stone—Remonstrance or A. J. Wilkin and others against changing the name of West avenue to West Main street. Referred to the Street Committee.

Bill of William Burke & Co. Street Committee.

Bill of William Burke & Co. Fire Department Committee.

Bills of F. Tulley, William Brown, H. & P. Bender, Fred. Wurtz, Smith & Gordon, A. L. Morris, St. Mary's Orphan Asylum, Geo. Bastain, St. Patrick's Orphan Asylum, Mrs. Cleininson, Fleckenstein Bros., S. J. Wagoner, J. D. McIntosh & Co., Geo. Schofield, and G. C. Herzberger. Poor Committee.

By Ald. Kelly—Petition of James Mardock and others for the passage of an ordinance for the construction of a sidewalk on the west side of Varau street, from Jones avenue to Phelps avenue. Referred to the Improvement Committee, with instructions to bring in an ordinance.

Petition of Ann McElroy for permission to erect a wood building on her lot, situate on the corner of Kent and Lynn streets. Wood Building Committee, with power to act.

Bills of Nathan Wood. Referred to the Assessors; with instructions to bring in an assessment roll to conform to the items in bills.

Bills of William Burke & Co., Steele & Avery, H. Mordoff, estate of E. H. Hollister, Thomas Stetson, R. Milliman, Tracy & Rew, John Mauder, C. R. Parsons and Supt. Pay Roll. Street Committee.

By Ald. Selye—Petition of William Oliver and others for the passage of an ordinance for the improvement of University avenue, from North street to Scio street. Improvement Committee.

Petition of W. S. Thompson and others for the passage of an ordinance for the improvement of Luke avenue, from Jones avenue to Deep Hollow.

Petition of Chas. S. Baker and others for the passage of an ordinance for the improve-

ment of Lake avenue, from Jones avenue to Deep Hollow.

The above petitions were referred to the Improvement Committee.

By Ald. Stape—Petition of David Hunter for permission to erect a wood building on his lot No. 206, situate on Alexander street. Wood Building Committee, with power to act.

By Ald. Mandeville—Petition of H. Mutschler for permission to remove a wood building on his lot situate on Chatham street. Referred to the Wood Building Committee with power to act.

By Ald. Charters—Bills of W. C. Thomas, Tracy & Rew, S. M. Sherman. Police Committee.

By Ald. Gerling—Remonstrance of Edward Beemish and others against granting permission to Mr. Bausch to erect a wood building on his lot situate on the corner of Campbell and Grape streets. Wood Building Committee with power to act.

Petition of A. Fritz for permission to erect a wood building on his lot No. 447, situate on Wilder street. Wood Building Committee with power to act.

Petition of Barbara Schwartz for permission to erect a wood building on her lot situate on Maple street. Wood building Committee with power to act.

By Ald. Aikenhead—Bills of Roderick & Grainger and Z. Dobbs. Lamp Committee.

Petition of Edward Hills for permission to erect a wood building on his lot situate on the east side of Hudson street. Referred to Aldermen of the Sixth ward.

Petition of Reuben Hills and others for appointment of a "flagman" to be stationed at the Hudson street crossing.

Ald. Craig moved the reference of the petition to Law Committee and City Attorney, to report to this Board. Carried.

REPORTS OF STANDING COMMITTEES.

Ald. Caring, from the Sewer Committee, reported in favor of the estimates of Daniel McCormick and Rauber & Viceinus. Table.

Ald. Kelly, from the Street Committee, reported in favor of the bills of William Burke & Co., Steele & Avery, H. Mordoff, estate of E. H. Hollister, Thomas Stetson, Rowland Milliman, Tracy & Rew, John Mauder, C. R. Parsons and Superintendent's Pay Roll. Finance Committee.

Ald. Rogers, from the Fire Department Committee, reported in favor of the bills of Vacuum Oil Company, Curtis, Morey & Co., Cutting & Cooney, L. S. Gibson, A. Barnum, B. F. Blackall, Jacob Lux, James Field, and William Burke & Co. Finance Committee.

Ald. Aldridge, from the Committee on House for Idle and Truant Children, reported in favor of the estimate of Dominick Mura. Table.

By Ald. Aldridge—Resolved, That the estimate of Dominick Mura for \$960 on building contract, House for Idle and Truant Children, be and is hereby declared valid and due.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, Mc-

Connell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

Ald. Charters, from the Police Committee, reported in favor of the bills of W. C. Thomas, S. M. Sherman and Tracy & Rew. Finance Committee.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bills of Roderick & Granger and Z. Dobbs. Finance Committee.

Ald. Stern, from the Committee on Maps, Surveys and records, reported in favor of the bill of Siddons & Son. Finance Committee.

Ald. Stern, from the Contingent Expense Committee, reported in favor of the bills of Chas. F. Muntz & Co., Steele & Avery, Wm. Collinson, W. C. Thomas, Wadsworth & Williamson, Geo. Masseth, Patrick Burns, F. Tully, Jesse Shepherd, Anthony Kasseal, and Thomas H. Hopwood. Finance Committee.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petitions of J. W. Maser, August Scharrer, Richard Smead and Norman S. Adams, and presented the following:

By Ald. Mandeville—Resolved, That J. W. Maser, August Sharrer, Richard Smead and Norman S. Adams have permission to erect wooden buildings in accordance with their petitions, under the direction of the Wooden Building Committee and Fire Marshal. Adopted.

Ald. Stone from the Committee on the Relief and Support of the Poor, reported in favor of the bills of F. Tulley, Wm. Brown, H. & P. Bender, Fred. Wuriz, Smith & Gordon, A. L. Morris, St. Mary's Orphan Asylum, Geo. Bastion, St. Patrick's Orphan Asylum, Mrs. Cleminson, Fleckenstein Brothers, S. J. Wagouer, J. D. McIntosh & Co., Geo. Schofield and G. & C. Herzberger. Finance Committee.

REPORTS OF SPECIAL COMMITTEES.

Ald. Pond, from the Special Committee, presented the following:

To the Honorable Common Council of the City of Rochester:

Your Committee, to whom was referred the matter of N. Osburn at the last meeting of the Board, having examined the papers, including the pleadings, Referees' report, testimony, and Opinion of the General Term of the Supreme Court, written by Justice Mullin, would respectfully report as follows, viz: That it appears from the pleadings and testimony of two witnesses, Messrs. H. L. Fish and Geo. Shelton, (both of whom represented the city as a Committee of the Common Council of 1861, appointed to examine into and report to the Board the proper location of the pier to be erected by Mr. Starr, Mr. Orburn grantor,) that the Common Council of this city not only authorized and permitted the construction of said pier, but also selected the location and direction thereof.

That such action was had, and said pier was in part built prior to the flood of 1865, and prior to the act passed by the Legislature, upon which such action was based.

That your Committee further find that said property has been and still is taxed to and the taxes paid by Mr. N. Osburn, (in-

cluding a tax for sprinkling, although the property lies under water.)

Therefore, in conclusion, your Committee, while they cannot report as to the probabilities of the city or Mr. Osburn's recovering in the action, except that the General Term held in favor of the city, would recommend that justice and equity dictate the impropriety of the city assessing and receiving taxes from property, at the same time restraining by law the owner thereof from building thereon.

Your Committee would, therefore, suggest that either permission should be given to Mr. Osburn to build upon and enjoy his property or purchase the same from him and pay him therefor a reasonable price. All of which is respectfully submitted.

CHAS. F. POND,
N. A. STONE,
GEO. W. CONNOLLY,
Committee.

Rochester, July 11, 1871.
Ordered received, filed and published.

COMMUNICATIONS.

The Clerk presented the following from His Honor, the Mayor:

MAYOR'S OFFICE,
ROCHESTER, July 10th, 1871. }

Gentlemen of the Common Council:
I have to inform your Board that suits have been commenced against the city by Adeline L. Johnson and Michael Mulligan, for alleged damages occasioned by the overflow of Court and William street outlet sewer, the former claiming \$600 damages and the latter \$400. The papers were served this date, and have been handed to Mr. Shepard, City Attorney. Respectfully,

CHAS. W. BRIGGS, Mayor.
Ordered received, filed and published.
TREASURER'S MONTHLY STATEMENT.
CITY TREASURER'S OFFICE,
July 11, 1871. }

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN—The Treasurer herewith submits the monthly statement of the balances of the principal funds on the 10th of July, 1871, as required by section 59 of the city charter:

	Credit Balance.
Contingent Fund.....	\$40,408 34
Police	50,904 64
Fire Department Fund.....	57,287 88
Highway	25,083 26
Lamp	35,589 85
Poor	47,989 69
Park	817 56
Board of Health Fund.....	5,578 09
Home for Truants' Fund.....	700 24
Sewer Repair Fund.....	1,997 31
Lyell street	150 74
North street	
St. Paul street Fund, (N. Y. C. R.R. to Scranton street).....	31 59
St. Paul street Fund, (Scranton street to city line).....	281 86
Monroe avenue Fund.....	232 81
Plymouth	09 01
Mt. Hope	31 53
West	311 77
Lake	306 39
East	315 36
South	8 32

JOHN WILLIAMS, Treasurer.
Subscribed and sworn to before me this 11th day of July, 1871.

GEORGE D. WILLIAMS,
Notary Public.
Ordered received, filed and published.

REPORT OF THE CLERK OF THE MARKETS.
To the Hon. the Common Council of the City
of Rochester:

The undersigned begs leave to report to your Hon. Body, that there have been during the past year ending June 30, 1871, seventy-three market licenses granted for the sale of fresh meats. That there has been collected and paid into the City Treasury for such licenses the sum of \$1,825.

Respectfully,
JAMES P. EVANS,
Clerk of the Markets.
Ordered received, filed and published.

DEPARTMENT OF PUBLIC INSTRUCTION,
SUPERINTENDENT'S OFFICE,
Rochester, N. Y., July 11th, 1871.

By Com. Fay—Resolved, that the Board of Education request the Common Council to sell the three school buildings known as Nos. 5, 11 and 15, with the lots appertaining thereto, with the understanding that possession of the same shall be given at such time as other buildings can be erected to take their place. Adopted—all ayes.

The above is a true copy from the minutes of the meeting of July 10th, 1871.

S. A. ELLIS, Sup't.
Ordered received, filed and published.

The City Attorney made a statement relative to the case City of Rochester vs. John H. Martindale and others, and requested permission to discontinue action against Mr. Meyer and others in the case.

Ald. Rogers moved that the City Attorney be granted the request as above. Carried.

ORDINANCES.

LATERAL SEWER AT THE CORNER OF ELY AND S. ST. PAUL 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 Ely street and South St. Paul street.

The Common Council of the city of Rochester do ordain and determine as follows:
The constructing of a lateral sewer at the south corner of Ely street and South St. Paul 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 expense, and reported the same at \$35, which estimate was and is hereby approved. The sum of \$35 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 South St. Paul st., from Ely street to the south line of lot No. 15, section K of the Johnson & Seymour tract; also one tier of lots on the south side of Ely street, from South St. Paul street to Stone street.

On which above described portion of the city the said sum of \$35 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 15th day of July, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Nay—Ald. Heavey—1.

bins, Whitmore, Mauder, Stade, Parsons, Aikenhead
28.
LATERAL SEWERS AT CORNER OF NORTH ST. PAUL AND DIVISION 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 laterals sewer at the corner of North St. Paul street and division street.

The Common Council of the city of Rochester do ordain and determine as follows:
The construction of two lateral sewers for surface drainage at the intersection of North St. Paul street and Division 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 directions of this Board, having made an estimate of such expenses, and reported the same at \$70, which estimate was and is hereby approved: the sum of \$70, 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 North St. Paul street, from Mortimer street to East Main street; also one tier of lots on each side of Division street, from North St. Paul street to the west line of lot No. 6, section B, Johnson & Seymour tract.

On which above described portion of the city the said sum of \$70 is hereby ordered to be assessed.

And David McKay, John J. Sheffer 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 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 15th day of July, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Smith, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Nay—Ald. Heavey—1.

LATERAL SEWER AT THE CORNER OF ANDREW AND NORTH ST. PAUL STREETS.

On motion of Ald. Caring, the Board proceeded to hear allegations in regard 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 North St. Paul and Andrews streets.

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 N. St. Paul street and Andrews 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 \$35, which estimate was and is hereby approved; the sum of \$35, 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 N. St. Paul street, from Andrews street to a point opposite the south side of Pleasant street.

On which above described portion of the city the said sum of \$35 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 15th day of July, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond,

Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

LATERAL SEWER AT CORNER OF EAST MAIN AND STONE STREETS.

On motion of Ald. Caring the Board proceeded to hear allegations in relations 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 East Main street and Stone street.

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

The construction of a lateral sewer at the west corner of East Main street and Stone 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 direction of this Board, having made an estimate of such expense, and reported the same at which estimate was and is hereby approved: the sum of \$35, 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 Stone street, from East Main street to Ely street.

On which above described portion of the city the said sum of \$35 is hereby ordered to be assessed.

And David McKay, John J. Schaffer 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 15th day of July, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

PIPE SEWER IN GIBBS STREET.

Ald. Caring presented the final ordinance for—the construction of a pipe sewer, 22 inch, egg shape, in Gibbs street, from the sewer in University avenue to a point 25 feet south of Selden street, with the necessary lateral sewer.

The whole estimated expense thereof is \$361, and the portion of said city deemed benefited and proper to be assessed for the whole expense thereof, is described as follows:

One tie of lots on each side of Gibbs street, from University avenue to Grove street.

Ald. Stape moved the indefinite postpone of the ordinance. Carried.

STONE SEWER IN JULIA AND STREETS.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a sewer in Julia street and Troup street, from the sewer in Canal street to Atkinson street and the Genesee Valley Canal. Adopted.

The Surveyor submitted as such estimate, \$3,720.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a stone sewer 2 feet by 2 feet across East Main street and through Julia street from the sewer in Canal street to Atkinson street, and in Troup street a 15 inch pipe sewer from Julia street to a point near the G. V. Canal.

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 \$3,720 which estimate is hereby approved.

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

All of the lots within the following described territory: Beginning at the intersection of West Main street and Julia street, running thence southerly along Julia street, including one tier of lots on the west 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 along the west side of said canal to West Main street, thence along West Main street to the place of beginning.

And further, Resolved, That the tax-payers to be assessed for making such improvement, by paying in-

terest 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, with out 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 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 25th, 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, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

FLAG WALK ON JONES AVENUE.

Ald. Aldridge presented the final ordinance for—the laying of a flag walk, 6 feet wide in two courses, on the 8th side of Jones avenue, from Lake avenue to Saratoga avenue, and on the north side of said avenue from Frank street to Saratoga avenue; also, setting a curbstone on the south side of said avenue, from Frank street to Saratoga avenue.

The whole estimated expense thereof is \$4.02, 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 the south side of Jones avenue, from Lake avenue to Saratoga avenue, and on the north side of said avenue, from Frank street to Saratoga avenue.

And moved its indefinite postponement. Carried.

IMPROVEMENT OF NORTH WASHINGTON STREET.

On motion of Ald. Selye, 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. Selye Submitted the following:

An ordinance to improve North Washington street, from West Main street to Allen street.

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

The improvement of North Washington street, from West Main street to Allen street, by setting curb stone on each side of the street and paving the roadway with Medina stone, and constructing the necessary crosswalks and 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 \$10,687, which estimate was and is hereby approved; the sum of \$10,687, 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 improvements is described as follows:

One tier of lots on each side of North Washington street, from West Main street to Allen street.

On which above described portion of the city the said sum of \$10,687 is hereby ordered to be assessed. And the tax payers to be assessed for making such improvement, 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 the assessment 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 15th day of July, 1871, at 9 o'clock in the forenoon at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

vill, Stape, Charters, Gerling, Stebbins, Whitmore Mauder, Stade, Parsons—26.

ALLEN STREET IMPROVEMENT.

On motion of Ald. Selye 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. Selye submitted the following:

An ordinance to improve Allen street, from the east line of North Washington street to the west side of the New York Central R. R. track.

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

The improvement of Allen street, from the east line of North Washington street to the west side of the New York Central R. R. track, by paving the same with Medina stone between the present gutters.

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 direction of this Board, having made an estimate of such expense, and reported the same at \$1,150, which estimate was and is hereby approved; the sum of \$1,150 being the whole 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 Allen street, from the east line of North Washington street to the west line of the N. Y. C. R. R. property.

On which above described portion of the city the said sum of \$1,150 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 15th day of July, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

COVERING AREAS IN LIBERTY STREET.

On motion of Ald. Aldridge 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. Aldridge submitted the following:

An ordinance to cover areas in Liberty street, from Main street to Mortimer street.

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

The covering of all of the areas on both sides of Liberty street, between Main street and Mortimer street, with Medina stone flags.

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 \$1,511, which estimate was and is hereby approved: the sum of \$1,511 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:

The lots owned and assessed to the following named persons, viz: Wolf & Bachman, City of Rochester, Martin Frison, George Bridgeman, Nikolas Keller, John Kalb, heirs of Mrs. M. McCarthy and heirs of Mrs. Jas. Kavanagh.

On which above described portion of the city the said sum of \$1,511 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 15th day of July, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

ASYLUM STREET IMPROVEMENT.

On motion of Ald. Aldridge 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. Aldridge submitted the following:

An ordinance to improve Asylum street, from Main street to Union street.

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

The improving of Asylum street, from Main street to Union street, by laying a flag stone curb, setting curb stone and paving the gutters on each side of the street, graveling the roadway and constructing the necessary crosswalks and 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 \$6,388, which estimate was and is hereby approved; the sum of \$6,388, 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 Asylum street, from Main street to Union street.

On which above described portion of the city the sum of \$6,388 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 of their assessments, individually, pay their assessments in three equal installments, 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 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 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 15th day of July, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed, by the following vote:

Ayes—Ald. Aldridge, Wait, Rogers, Pond, Herzberger, Smith, Caring, Glover, McConnell, Craig, Kelly, Selye, Mandeville, Stape, Charters, Whitmore, Parsons—17.

Nays—Ald. Whitcomb, Gould, Heavey, Connolly, Stern, Stone, Gerling, Stebbins, Mauder, Stade, Aikenhead—11.

OPENING AND EXTENSION OF ASHLAND STREET.

On motion of Ald. Gould, 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. Gould submitted the following:

An ordinance to open and extend Ashland street.

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

The opening and extending of Ashland street, from its present southern terminus to Cypress street, and the following described territory is necessary to be taken for said improvement:

Beginning at the southern terminus of the west line of Ashland street, and running thence southerly on the course of said west line, produced to the north line of Cypress street; thence easterly along the north line of Cypress street 33 feet; thence northerly on a line parallel with and 33 feet distant at right angles from the first described line to the southern terminus of Ashland street; thence westerly 33 feet 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 \$2,000, which estimate was and is hereby approved; the sum of \$2,000, 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 the following named streets, to wit: Ashland street, as opened and extended, from the north end of said street to Cypress street; Cypress street, from the west line of lot No. 70 to the east line of lot No. 10, on the south side of said street, and Sanford street from the west line of lot No. 1 to the east line of lot No. 12, on the north side of said street.

On which above described portion of the city the said sum of \$2,000 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 said 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 15th day of July, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Whitmore moved to amend the ordinance by increasing the estimate to \$2,005. Carried.

Ald. Whitmore moved that further action on the ordinance be postponed until the next regular meeting. Carried.

OPENING OF TROUP STREET.

On motion of Ald. Gould 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. Gould submitted the following: An ordinance to open Troup street. The Common Council of the city of Rochester do ordain and determine as follows:

The opening and extending of Troup street from its present western terminus to the east line of Genesee street, and the following described lands are necessary to be taken for said opening.

Beginning in the north line of Troup street, at its western terminus, and running thence westerly on the course of said north line produced westerly to the east line of Genesee street, thence southerly along the east line of Genesee street to a point 40 feet easterly at right angles from the first described line, thence easterly on a line parallel to and 40 feet distant at right angles from the first described line to the western terminus of said Troup street, thence northerly 40 feet 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 \$2,000, which estimate was and is hereby approved; the sum of 2,000 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 the east side of Troup street, and the extension of said street from Reynolds street to Genesee street.

On which above described portion of the city the said sum of \$2,000 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 15th day of July, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Connolly, Glover, McConnell, Stone, Craig, Kelly, Sarge, Mander, Stude, Parsons—24.

IRON BRIDGE OVER THE RACE ON COURT STREET.

On motion of Ald. Kelly, 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. Kelly submitted the following: An ordinance to construct an iron bridge on Court street over the race.

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 west of the Genesee river; said bridge to set on substantial stone abutments.

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 \$9,000, which estimate was and is hereby approved; the sum of \$9,000, 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:

Beginning in the west bank of said raceway where the same intersects the north line of Court street; thence northerly along the west bank of said raceway to the center of Race street; thence easterly along the center of Race street and the alley in continuation of said street to the Genesee river; thence southerly along the west bank of said river to the north line of Court street; thence westerly along the north line of Court street to the place of beginning. Also mill seat lot No. 15, fronting on West Main street, commonly known as the Pentecost mill lot; also mill seat lot No. 14, known as the Democrat Building lot.

On which above described portion of the city the said sum of \$9,000 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; and the remaining two-thirds, at seven per cent. per annum, within one year from the confirmation of such 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 15th day of July, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Mander moved to table the ordinance for the present it. Carried.

LAKE AVENUE IMPROVEMENT.

Ald. Selye presented the final ordinance for: The improvement of Lake avenue from Jones avenue to the Deep Hollow, so called, by resetting the present curbstone and paving the roadway with Medina stone, and constructing the necessary crosswalks and lateral sewers.

The whole estimated expense thereof is \$106,586, 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 Jones avenue to Deep Hollow, so called.

And moved its indefinite postponement. Carried.

LAKE AVENUE IMPROVEMENT.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Lake avenue with Stowe's pavement from Jones avenue to Deep Hollow so called. A. O. p. ed.

The Surveyor submitted as such estimate, \$79,091.

By Ald. Selye—Resolved, That the following improvement is expedient viz:

The improvement of Lake avenue, from Jones avenue to Deep Hollow so called, by resetting the curbstone, paving the roadway with Stowe's pavement, laying the necessary crosswalks, and constructing the necessary lateral sewers for surface drainage.

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 \$9,091, 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 Jones avenue to Deep Hollow so called.

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 seven per cent. per annum, within one year from the confirma-

tion 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 25th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Whitmore moved to amend the ordinance by striking out the word "Stowe's" wherever it occurs. Lost by the following vote:

Ayes—Ald. Wait, Gould, Heavey, Crai, Stape, Stebbins, Whitmore—7.

Nays—Ald. W. toomb, Aldridge, Rogers, Pond, Herzberger, Smith, Caring, Selye, Mandeville, Stern, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Mauder, Stade, Parsons, Aikenhead—21.

The ordinance as presented by Ald. Selye was then adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Nays—Ald. Whitcomb—1.

IRON BRIDGE OVER THE RACE ON COURT STREET.

Ald. Mauder called up the ordinance for a bridge across the race on Court street, and moved its adoption.

The ordinance was adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Nays—Ald. Rogers, Pond, Stern, Gerling—4.

IMPROVEMENT OF UNIVERSITY AVENUE.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of University avenue, from North street to Scio street. Adopted.

The Surveyor submitted as such estimate, \$6,774.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The improvement of University avenue, from North street to Scio street. By setting a curb stone, paving the gutters and laying a 5 feet flag walk in one course on each side of the street where said work has not already been done, graveling the road-way the entire length, and constructing the necessary cross-walks and lateral sewers.

And whereas, The City Surveyor, under direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$6,774, which estimate 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:

On tier of lots on each side of University avenue, from North street to Scio street.

And further, Resolved, That the taxpayers to be assessed for may 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 such 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 25th, 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, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Nays—Ald. McConnell, Stone, Stape—3.

Previous to the adoption of the ordinance, Ald. Mandeville presented a remonstrance against the improvement, signed by John Barry and nineteen others.

RESERVOIRS IN THE THIRTEENTH WARD.

By Ald. Mauder—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing three reservoirs, as follows:

One at or near the corners of St. Joseph and Baden streets, one at or near the corners of Clinton street and Lowell street, and one at or near the intersection

of North Clinton street and Lowell street, and one at or near the intersection of St. Paul street and Gorham street.

The Surveyor submitted as such estimate, \$1,600.

By Ald. Mauder—Resolved, That the following improvement is expedient, viz:

The construction of three reservoirs, as follows: One at or near the intersection of St. Joseph street and Baden street, one at or near the intersection of North Clinton street and Lowell street, and one at or near the intersection of St. Paul street and 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 \$1,500, 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 of the houses and lands included within the following described territory: Beginning at a point in South Clinton street where the course of Nassau street produced therefrom would intersect the same; running thence easterly along said street and along Nassau street, including one tier of lots on the east side of said Nassau street to Holland street; thence northerly in a direct line to a point in Herman street, where Thomas street intersects the same; thence westerly along Herman street, including one tier of lots on the north side thereof to St. Joseph street; thence northerly along the east side of said street, including one tier of lots on the east side thereof, including one tier of lots on the north side thereof, to the east line of lot No. 17, Lee tract; thence northerly to Hoeltzer street, including one tier of lots on the north side thereof to Clinton street; thence southerly along, including one tier of lots on the west side thereof, to the south line of lot No. 24, Lee tract; thence westerly along the south line of lot No. 24, Lee tract, and said line produced westerly to the west line of lot No. 39 in said tract; thence southerly along the west line of said lot No. 36, to the north line of the Simmons tract; thence westerly along the north line of the Simmons tract, to the west line of lot 49 in said tract; thence southerly along the west line of lots Nos. 49 and 21 of said tract to the south line of said tract; thence southerly along Almiral street, including one tier of lots on the west side thereof, to Lowell street, thence westerly along Lowell street, including one tier of lots on the north side thereof to the east side of the east high bank of the Genesee River; thence southerly along said high bank to a point where the course of Ward street produced westerly would intersect the same; then easterly along said street, thence northerly along Emmet street, including lots Nos. 13, 17, 19, 21, 23, 25 and 27 in the shamrock tract to Hand street, thence easterly along Hand street, including one tier of lots on the north side thereof, to Clinton street; thence southerly along Clinton street, including one tier of lots on the west side thereof, 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, July 25th, 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, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

PENAL ORDINANCE—RUNNING OF STREET CARS.

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

§ 1. It shall not be lawful for the Rochester City and Brighton Railroad Company, its servants or agents, to run, and they and each of them are hereby prohibited from running the cars of said company on any street in the city at any time, on the first day of the week known as Sunday.

§ 2 Any person or persons violating the foregoing section, shall be subject to the penalty of twenty-five dollars for each and every such violation, to be recovered in the usual manner for the recovery and collection of other penalties in said city.

Ald. Selye moved that action on the ordinance be postponed until the next regular meeting.

Ald. Whitcomb moved to indefinitely postpone the ordinance.

Ald. Glover moved the previous question, "Shall the main question be now taken," was declared—Carried.

Ald. Whitmore's motion to indefinitely postpone was declared carried by the following vote:

Ayes—Ald. Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Glover, McConnell, Craig, Stape, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—18.

Nays—Ald. Whitcomb, Aldridge, Wait, Stern, Stone, Kelly, Selye, Mandeville, Stebbins—9.

Ald. Selye gave notice that at the next regular meeting he would introduce a penal ordinance regulating the running of the street cars on the Sabbath.

ASSESSMENT ROLLS.

The Clerk presented the following assessment rolls, subscribed and sworn to by the Assessors:

Improvement of Saratoga avenue.

Improvement of Mumford street.

Pipe sewer in Hamilton place.

Pipe sewer in Ward street.

Pipe sewer in Saratoga avenue.

Pipe sewer in Thompson street.

After hearing allegations from all persons appearing,

Ald. Kelly moved the indefinite postponement of the assessment roll for the improvement of Saratoga avenue. Carried.

The remaining assessment rolls, as presented by the Clerk, as above, were then confirmed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead.—28.

ALEXANDER STREET IMPROVEMENT.

Ald. Glover presented a petition signed by Curtis, Clark and others, asking for the confirmation of the assessment roll for the improvement of Alexander street. Table.

After hearing allegations from all persons appearing,

Ald. Glover moved the confirmation of the assessment roll for the improvement of Alexander street.

Ald. Herzberger moved the previous question.

"Shall the main question be now taken" was declared carried by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Stern, Glover, McConnell, Stape, Charters, Whitmore, Mauder, Stade, Parsons.—17.

Nays—Ald. Whitcomb, Wait, Stone, Craig, Kelly, Selye, Mandeville, Gerling, Stebbins, Aikenhead.—11.

The assessment roll was then confirmed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons.—24

Nays—Ald. Whitcomb, Stone, Mandeville, Aikenhead.—4.

Unanimous consent was granted Ald. Whitcomb to present the following:

By Ald. Whitcomb—Resolved, That Dan Rice's Circus be permitted to exhibit on the Fall's Field, July 17th, 18th, 19th, and 20th,

by paying into the city treasury the sum of fifty dollars for the same.

Ald. Glover moved to amend by striking out the words "fifty dollars," and insert therefor the words "twenty-five dollars per day." Lost.

The original resolution of Ald. Whitcomb was then adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Herzberger, Heavey, Smith, Caring, Connolly, Stone, Craig, Kelly, Charters, Gerling, Mauder, Stade, Parsons, Aikenhead—17.

Nays—Ald. Gould, Rogers, Pond, Stern, Glover, McConnell, Selye, Mandeville, Stape, Stebbins, Whitmore.—11.

UNFINISHED BUSINESS.

The Clerk presented the following: Ald. Selye's resolution in reference to awarding the contract for the improvement of Charlotte street (at folio 109 of printed proceedings).

Ald. Selye moved its indefinite postponement. Carried.

Ald. Rogers' resolution in reference to removing obstructions from the bed of the river, (at folio 110 of printed proceedings).

Ald. Kelly moved its indefinite postponement. Carried.

Ald. Smith's resolution to discharge the city's claim against T. Moulson, (at folio 114 of printed proceedings).

Ald. Selye moved that action on the resolution be postponed until the next regular meeting. Carried.

COMMISSIONER OF NORTH STREET.

Ald. Aikenhead moved that the Board proceed to ballot for Commissioner of North street. Carried.

FIRST BALLOT,

L. F. Relyea received 14 votes,

C. H. Stump " 11 "

No choice.

SECOND BALLOT,

L. F. Relyea received 14 votes,

C. H. Stump " 14 "

No choice.

THIRD BALLOT.

L. F. Relyea received 16 votes,

C. H. Stump " 11 "

L. F. Relyea having received the requisite number of votes, was declared elected Commissioner of North street.

Ald. Kelly moved that the Board now adjourn until to-morrow (Wednesday) evening at 7 1-2 o'clock.

Ald. Stebbins moved to amend by substituting Tuesday evening next. Lost.

Ald. Gerling moved to amend by substituting Friday evening next. Lost.

Ald. Kelly's motion to adjourn until to-morrow evening at 7 1-2 o'clock was then declared carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Rogers, Smith, Caring, Glover, McConnell, Kelly, Mandeville, Stape, Charters, Whitmore, Mauder, Stade, Parsons, Aikenhead—16.

Nays—Ald. Wait, Gould, Pond, Herzberger, Heavey, Connolly, Stern, Stone, Craig, Selye, Gerling, Stebbins—12

Adjourned.

W. F. MORRISON,
City Clerk.

IN COMMON COUNCIL—July 12th, 1871

ADJOURNED MEETING.

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

Present — Ald. Aldridge, Wait, Gould, Rogers, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Absent—Ald. Whitcomb, Pond, Herzberger, Smith—4.

UNFINISHED BUSINESS.

Ald. Kelly called up the matter in reference to the Vincent Place Bridge (at folio 99 of printed proceedings) and renewed his motion.

Ald. Selye moved that the whole matter be tabled and a Committee of three be appointed of which the President of the Board shall be chairman to investigate the matter, and report to the Board at the next regular meeting.

Ald. Kelly move the indefinite postponement of Ald. Selye's motion. Lost by the following vote:

Ayes—Ald. Aldridge, Caring, Kelly, Charters, Gerling, Mauder—6.

Nays—Ald. Wait, Gould, Rogers, Connolly, Stern, Glover, Stone, Selye, Mandeville, Stape, Whitmore, Stade, Parsons, Aikenhead—14.

Ald. Selye's motion was then declared carried. The President announced as such Committee,

Ald. Parsons, Stern and Aldridge.

MISCELLANEOUS.

By Ald. Aikenhead—Resolved, That the City Treasurer be, and he is hereby requested, to receive ten dollars and ten cents in full for city tax assessed to Rev. David Scott, he having been regularly ordained as a minister of the Gospel. Adopted.

By Ald. Aikenhead—Resolved, That the Lamp Committee be, and is hereby requested, to advertise for proposals for the lighting of and extinguishing the kerosine public lamps in the city 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.

Ald. Connolly moved as an amendment to insert the words "for each side of the river separately" after the word "proposals."

Ald. Aikenhead moved to table Ald. Connolly's motion. Lost.

Ald. Connolly's motion to amend was then carried.

The original resolution of Ald. Aikenhead, as amended by Ald. Connolly, was then adopted.

By Ald. Charters—Petition of A. Weber and others for permission to construct plank walks in front of their premises on Smith street, between Walnut street and Whitney street. Tabled.

By Ald. Charters—Resolved, That the owners of land on each side of Smith street, from Walnut street to Whitney street, be and are hereby granted permission to construct plank walks in front of their premises within thirty days, under the direction of the Improvement Committee and City Sur-

veyor, and if all the walks are not constructed within that time, then the Superintendent construct the remaining walks and charge the expense to the owners. Adopted.

By Ald. Gerling—Resolved, That the Street Superintendent be instructed to notify the contractor for section eleven of the Erie canal to construct a suitable railing on the south side of Brown street at its junction with said canal, within ten days, and in default thereof the Street Superintendent construct the same, and charge the expense thereof to such contractor. Adopted.

By Ald. Gerling—Resolved, That the Street Superintendent be and is hereby instructed to notify the owners of land on the west side of Brown street to build a suitable railing alongside of the quarries, within ten days, and in default thereof, then he construct the same at the expense of the owners. Adopted.

By Ald. Selye—Resolved, That His Honor the Mayor be and he is hereby authorized to execute a contract with McConnell & Jones for the improvement of South Clinton street, from Main street to Monroe avenue, as follows, to wit:

For roadway and curbstone, per lineal foot, \$12.90, amounting in the aggregate to the sum of \$20,640.

For sidewalks, per lineal foot \$2.20, amounting in the aggregate to the sum of \$4,840.

For lateral sewers, new for surface drainage, each \$30, amounting in the aggregate to the sum of \$180.

For lateral sewers, repaired for surface drainage, each \$10, amounting in the aggregate to the sum of \$48.

For lateral sewers, for private drainage, each \$15, amounting in the aggregate to the sum of \$500.

For crosswalks, relaid, per lineal foot \$1.50, amounting in the aggregate to the sum of \$150.

The aggregate amount of said contract not to exceed the sum of \$27,378. Adopted.

By Ald. Selye—Resolved, That His Honor, the Mayor, be and is hereby requested to execute a contract with Donaghue & Lauer for the improvement of Charlotte street from Scio street to Alexander street, in accordance with their proposition.

Ald. Gould moved, as an amendment, to strike out the names of "Donaghue & Lauer" and insert therefor "Thomas Stetson & Co." Carried by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Connolly, Stern, Stone, Kelly, Charters, Whitmore, Mauder, Stade, Parsons, Aikenhead—13.

Nays—Ald. Aldridge, Heavey, Caring, McConnell, Mandeville, Stape, Gerling—7.

Ald. Stape moved that further action on the resolution, as amended, be postponed until the next regular meeting. Lost by the following vote:

Ayes—Ald. Aldridge, Rogers, Heavey, Caring, Glover, McConnell, Craig, Selye, Mandeville, Stape, Gerling—11.

Nays—Ald. Wait, Gould, Connolly, Stern, Stone, Kelly, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—13.

The original resolution of Ald. Selye, as amended by Ald. Gould, was then adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Caring,

Connolly, Stern, Stone, Kelly, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Aikenhead—15.

Nays—Ald. Rogers, Heavey, Glover, McConnell, Craig, Selye, Mandeville, Stape, Parsons—9.

IMPROVEMENT FUND.

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

Logan and Cregan in full on their contract for the improvement of Adams street, \$1,447.16, and charge that Fund.

Wm. I. Hautford in full on his contract for plank walk on Scio street, \$233.85, and charge that Fund.

Rauber & Vicienus in full on their contract for Atwater street improvement, East section, \$3,057.07, and charge that Fund.

Also, That the Clerk draw two orders for \$500 each, in favor of Whitmore, Carson & Co., and payable to their order with interest, one in one year and one in two years from the 11th day of July, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Atwater street Improvement Fund, West section.

Also, That the Clerk draw two orders for \$500 each, in favor of Whitmore, Carson & Co., and payable to their order with interest, one in one year and one in two years from the 11th day of July, 1871, and Treasurer is hereby authorized to accept the same in behalf of the city, and charge Edinburgh street Improvement Fund.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Ald. Selye presented the following:

PROPOSALS FOR IMPROVEMENTS.

Mumford street, improvement from Mill street to the bridge.

Whitmore, Carson & Co.....\$4,624.90

Holloway & Normington 4,654.00

Rauber & Vicienus..... 4,472.10

McConnell & Jones..... 4,726.50

By Ald Selye—Resolved, That His Honor, the Mayor, be and he is hereby authorized to execute a contract with Rauber & Vicienus for the improvement of Mumford street, from Mill street to the River, according to their proposition. Adopted.

By Ald. Selye—Resolved, That His Honor the Mayor be and he is hereby authorized to execute a contract with McConnell & Jones for the improvement of Alexander street, from East avenue to Monroe avenue, as follows, to wit:

For roadway and curbstone, per lineal foot, \$9.75, amounting in the aggregate to the sum of \$23,058.75.

For sidewalks, per lineal foot \$1.45, amounting in the aggregate to the sum of \$6,728.

For crosswalks, per lineal foot, \$2.70, amounting in the aggregate to the sum of \$810.

For lateral sewers, new, for surface drainage, each \$25, amounting in the aggregate to the sum of \$100.

For lateral sewers, repaired, for surface

drainage, each \$5, amounting in the aggregate to the sum of \$30.

The aggregate amount of said contract not to exceed the sum of \$30,727.

And that His Honor the Mayor be requested to cancel the existing contract for the improvement of said Alexander street previous to awarding the new contract. Adopted.

By Ald. Selye—Resolved, That Ald. Mandeville and Ald. Stape be respectfully requested to take charge of the improvement of Charlotte street, said street being located in the Ward represented by said Aldermen. Adopted.

By Ald. Kelly, Petition of S. L. Selden and other for permission to construct a sewer in Gibbs street, from near Grove street, to University avenue. Table.

Ald. Kelly moved that Hon. S. L. Selden and others be granted permission in accordance with the petition under the direction of the Sewer Committee. Carried.

By Ald. Stebbins—Resolved, That the bonds of this city to the amount of fifteen thousand dollars, bearing interest, at the rate of seven per cent. payable semi-annually, and payable fifteen years from the first day of July, 1871 be issued in accordance with provisions of the act passed by the Legislature of the State of New York, and that the Finance Committee are hereby authorized to sell and dispose of the same at not less than par. Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

By Ald. Stebbins—Resolved, That the Common Council of the city of Rochester look with pride and satisfaction upon the action of his Excellency, the Governor of the State of New York, John T. Hoffman, for the wise and brave stand he has taken in upholding the rights of the people to assemble and parade, as evinced by his official proclamation recently issued, which defends the rights of American citizens in this the Empire State of New York.

Adopted.

By Ald. Stebbins—Resolved, That His Honor, the Mayor, be and is hereby requested to issue his proclamation each Saturday and cause the same to be published in the official papers of the city, specifying the sections of the law bearing on the matter of Sunday traffic, together with the penalties for the violation of the same, and calling upon all persons in this city to obey the law, and warning all persons against its violation.

Lost by the following vote:

Ayes—Ald. Aldridge, Wait, Rogers, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stebbins, Whitmore, Aikenhead—12.

Nays—Ald. Gould, Heavey, Caring, Connolly, Stern, Craig, Stape, Charters, Gerling, Mauder, Stade, Parsons—12.

Ald. Caring presented the following:

PROPOSALS FOR CONSTRUCTING SEWERS.

Ward Street Pipe Sewer.

McConnell & Jones.....\$ 519 50

Rauber & Vicienus.....	486 50
Logan & Cregan.....	556 00
Donoughue & Lauer, jr.....	458 45
Thomas Stetson.....	494 50
John Quin.....	519 00
A C Bowen.....	4.3 90

Thompson Street Pipe Sewer.

McCannell & Jones.....	\$1,350 00
Logan & Cregan.....	1,336 60
Donoughue & Lauer jr.....	1,123 50
John Quin.....	1,538 30
Thomas Stetson.....	1,370 00
Wm I Hanford.....	1,301 40
D McCormick.....	1,323 20

Saratoga Avenue Pipe Sewer.

McCannell & Jones.....	\$1,304 00
Donoughue & Lauer, jr.....	1,168 55
Logan & Cregan.....	1,254 40
Wm I Hanford.....	1,240 05
John Quin.....	1,234 40
Thomas Stetson.....	1,323 00
D Gatens.....	1,232 50

Hamilton Place Pipe Sewer.

McCannell & Jones.....	\$1,074 30
Donoughue & Lauer, jr.....	920 94
Rauber & Vicienus.....	1,129 30
Logan & Cregan.....	1, 68 80
Wm I Hanf rd.....	911 31
Thomas Stetson.....	900 75
A C. Bowen.....	9 7 00
John Quin.....	1,197 80

By Ald. Caring—Resolved, That His Honor the Mayor be and he is hereby requested to execute the following contracts:

With Wm. I. Hanford, for constructing a pipe sewer in Hamilton Place.

With D. McCormick, for constructing a pipe sewer in Thompson street.

With D. Gatens, for constructing a pipe sewer in Saratoga avenue.

With Rauber & Vicienus, for the construction of a pipe sewer in Ward street.

Ald. Stape moved to amend the resolution by striking out the name of "D. Gatens" and substituting the name of "Donoughue & Lauer, jr."

Ald. Kelly moved that Ald. Stape's motion be indefinitely postponed. Carried by the following vote:

Ayes—Ald. Aldridge, Wait, Rogers, Caring, Stern, McConnell, Stone, Craig, Kelly, Selye, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—18.

Nays—Ald. Mandeville, Stape—2.

The original resolution of Ald. Caring was then adopted.

By Ald. Caring—Remonstrance against the construction of cement walks on North Clinton street. Table.

Ald. Caring moved a reconsideration of the vote on Ald. Mauder's resolution granting persons residing on North Clinton street permission to construct cement walks in front of their premises on North Clinton street.

Ald. Craig moved to refer the whole matter to the Improvement Committee with power to act. Carried.

By Ald. Stebbins—Resolved, That the Treasurer be and is hereby authorized to receive of P. Cullen \$25 in full for his tax for Pinnacle avenue sewer.

Ald. Whitmore moved to refer the resolution to the Committee on Assessments, to report to this Board. Carried.

Ald. Stone, from the Poor Committee, presented the following:

REPORT OF THE OVERSEER OF THE POOR FOR JUNE.

To the Common Council of the city of Rochester:

The Overseer of the Poor would respectfully report that during the month of June, 1871, he relieved 753 families, in the following manner, viz:

Orders on Poor store.....	\$1,255 25
.. Wood yard.....	224 00
.. Coal yard.....	488 00
.. George Wait.....	104 50
.. S F & W Witherspoon.....	36 25
.. H Brewer & Co.....	77 25
.. Adam Schmidt.....	5 00
.. W Carlton Brown.....	124 25
.. H F Van Dake.....	25 25
.. Beck & Meyer.....	19 00
.. Beir & Stern.....	13 00
.. W Rhodes.....	21 50
.. John Stape.....	60 00
.. John Nagle.....	49 00
.. C Zimmer.....	16 50
.. C Seell.....	6 00
.. M Daus.....	15 75
.. Fred Wurtz.....	34 25
.. Moses M Smith.....	1 50
.. George Hawkins.....	69 50
.. W H Niven.....	49 50
.. C V Jeffrey.....	12 00
.. M Heavey.....	10 00
.. Henry Hook.....	10 25
.. Mrs Cleminson.....	2 50
.. H & P Bender.....	42 50
.. B O'Reilly.....	12 00
.. J J O'Connell.....	12 00
.. George Schofield.....	15 05
.. J E Butterfield.....	43 2
Less County and Towns.....	\$2,817 78
	543 23

Total for City.....\$2,274 55

All of which is respectfully submitted.

WILLIAM BROWN,

Overseer of the Poor.

Ordered received, filed and published.

By Ald. Stone—Resolved, That the City Attorney be and is hereby instructed to discontinue the action of the City of Rochester against Nehemiah Osburn, now pending, upon said Osburn's filing with the City Clerk a stipulation or agreement approved by the City Attorney, that he will make no claim for damages or costs against the city on account of said suit, or anything arising therefrom—each party paying his own costs. Lost by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Caring, Connolly, Stern, Glover, McConnell, Stone, Selye, Whitmore—11.

Nays—Ald. Rogers, Craig, Kelly, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—12.

By Ald. Craig—Resolved, That the Street Superintendent notify the owners of property on Prospect street, also the owners of property on King, from West Main street to Maple street, to repair their walks, or build new ones, within ten days, and if they fail to comply that he will repair the same and charge the owners, also the owners of property on West Atkinson street. Adopted.

By Ald. Craig—Resolved, That the City Surveyor be, and is hereby, directed to immediately establish the grade of the sidewalk in front of lot No. 4, Vine street, preparatory to the laying of a flag walk in front of said lot. Adopted.

By Ald. Craig—Resolved, That the office of Assistant Engineer of the Fire Department, for the west side of the river, now held by Anthony Kassel, be and the same hereby is declared vacant.

Ald. Stape moved the indefinite postpone-

ment of Ald. Craig's resolution. Carried by the following vote:

Ayes—Ald. Rogers, Caring, Connolly, Stern, McConnell, Stone, Selye, Mandeville, Stape, Charters, Gerling, Stade, Parsons—13.

Nays—Ald. Aldridge, Wait, Gould, Glover, Craig, Kelly, Stebbins, Whitmore, Mauder, Aikenhead—10.

By Ald. Stern—Resolved, That the City Treasurer be and is hereby directed to cancel the tax upon the personal property of the estate of David Ettenheimer, deceased, there being no such property or estate now existing. Amount of tax \$50.46, and charge Erroneous Assessment. Adopted.

By Ald. Stern—Resolved, That the City Clerk, be and is authorized to purchase for the use of the city's offices sufficient number of new City Directories, and the Treasurer pay a sum for said purpose not exceeding \$50, and charge Contingent Fund. Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Stade, Parsous Aikenhead—22.

Nays—Ald. Mauder—1.
By Ald. Caring—Resolved, That the Street Superintendent notify the owners of property on the north side of Brown street to lay their flag walks in front of their premises on said street, from Maple street to West Main street, within thirty days. Adopted.

IMPROVEMENT FUND.

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

Rauber & Vicienus their bill for repairs to sewers, \$86.00, and charge that Fund.

Rauber & Vicienus in full on their contract for pipe sewer in Ward and Emmet streets, \$1,220.25, and charge that Fund.

That the clerk draw two orders for \$500 each, in favor of D. McCormick, and payable to his order, with interest, one in one year, and one in two years from the 11th day of July, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge to Lorimer street Sewer Fund. Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Rogers, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stade, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsous, Aikenhead—21.

FINANCE BUDGET.

ROCHESTER, July 12, 1871.

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

CONTINGENT FUND.

Charles F Mentz & Co., for paper and printing.....	12 00
Steele & Avery, stationery.....	48 68
W C Thomas,	52 10
William Cullinson, hack hire.....	2 00
George Masseth,	7 00
Patrick Burns,	2 50
Anthony Kasseal,	21 00
Wadsworth & Williamson, stationery.....	9 00
F Tully, stoves, &c.....	55 05
Jesse Shepherd, disbursements.....	21 05
T H Hopwood, disbursements, Syracuse.....	155 00

And charge Contingent Fund.

POOR FUND.

Tully, stove, paid order.....	\$ 10 00
Wm Brown, disbursements.....	29 75
H & P Bender, undertaker's services.....	150 00

Smith & Gordon, groceries.....	128 73
Fred Wurtz,	91 25
G & C Hertzberger, meat.....	320 00
A L Morris, meat.....	137 60
St Mary's Orphan Asylum, board of paupers.....	759 57
Geo Bastian, bread and crackers.....	85 83
St Patrick's Orphan Asylum, board of paupers.....	357 00
Mrs Cleminson, meals and lodging.....	21 00
Fleckenstien Brothers, bread.....	187 30
S J Wagoner, delivering coal and wood.....	138 25
J D McIntosh & Co., candles.....	18 57
Geo Schofield, transportation.....	16 92

FIRE DEPARTMENT FUND.

Vacuum Oil Co., oil.....	\$ 9 00
Curtis, Morey & Co., printing.....	1 75
Cutting & Cooney, horse shoeing.....	51 10
L S Gibson, disbursements.....	9 53
D Barnum, printing.....	8 00
B F Blackall, Fire Alarm Telegraph, disbursements.....	389 31
Jacob Lux, repairs.....	21 65
James Field, rope.....	39 28
W. Burke & Co., hardware.....	10 28

HIGHWAY FUND.

Wm. Burke & Co., hardware.....	\$ 45 24
Steele & Avery, Stationery.....	8 98
H. Mordoff, lumber for cross-walks.....	91 30
Estate E. H. Hollister, lumber.....	125 16
Thomas Stetson, removing bridge and repairing street.....	452 88
Tracy & Rew, printing.....	28 00
John Mauder, Isbor, &c.....	6 50
C R Parsons, lumber.....	161 29
John Frick, Superintendent's pay roll.....	1,029 80

EAST AVENUE REPAIR FUND.

R. Millman, Commissioner, disbursements...\$	92 75
--	-------

And charge that Fund.

POLICE FUND.

W C Thomas, stationery.....	\$ 71 70
S M Sherman, Chief of Police, disbursements...\$	78 22
Tracy & Rew, printing.....	29 50

And charge that Fund.

MAP AND SERVEY FUND.

John Siddons & Son, steel pins for Surveyor...\$	16 50
--	-------

And charge that Fund.

LAMP FUND.

Z. Dobb, setting lamp posts.....	\$ 2 00
Roderick & Gr nger, setting lamp posts.....	1 00

And charge that Fund.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

By Ald. Rogers—Resolved, That the City Treasurer be directed to pay to the order of Wolf & Co. twenty-three hundred dollars on account of contract for building engine houses, and charge Fire Department Fund. Adopted.

By Ald. Aldridge—Resolved, That the City Treasurer be and is hereby requested to receive 2 per cent. in full for assessment for plank walk on south side of Bloss street. Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Rogers, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

The Clerk presented the following from His Honor the Mayor:

MAYOR'S OFFICE,
Rochester, N. Y., July 12th, 1871.

Gentlemen of the Common Council:
Enclosed is a communicat on which I received this date from Edward Harris, Esq., Attorney for Mr. E. S. Hayward. The communication will speak for itself. Please take such action in the premises as you may deem advisable.

Respectfully,
CHAS. W. BRIGGS, Mayor.

Ordered received, filed and published.

ROCHESTER, July 11, 1871.

C. W. Briggs, Esq., Mayor of Rochester:
DEAR SIR:—Mr. Edward S. Hayward's land having been repeatedly overflowed by Court and William street sewer since the commencement of the suit in which he received judgment, he has instructed me to present the matter to you, with a view of affording the city an opportunity to settle without suit. Mr. Hayward is not desirous of litigation; would be willing to settle his damages up to the present time for \$200.

Yours respectfully, EDW. HARRIS.

Ordered received, filed and published.

On motion of Ald Mauder, adjourned.

W. F. MORRISON, City Clerk.

IN COMMON COUNCIL, July 25th,
1871.

REGULAR MEETING.

President Ald. C. R. Parsons presiding.

Present—Ald. Whitcomb, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead.—26.

Absent—Ald. Aldridge, Stebbins—2.

APPROVAL OF MINUTES.

The minutes of the previous meeting, July 11th and 12th (amended by striking out the word "property," in the ordinance for improving Allen street, at folio 120 of printed proceedings, and substituting therefor the word "track"), were approved, as published in Book of Proceedings.

PETITIONS AND CLAIMS.

By Ald. Rogers—Bills of Kidd Steam Engine Manufacturing Company, A. Barnum, F. Tulley and monthly pay roll. Fire Department Committee.

By Ald. Caring—Bills of James Buckley, Logan & Creegan, W. I. Hanford, Rauber & Vicienus. Sewer Committee.

Petition of Albert Dolbeir, and others, in reference to Evergreen street improvement. Table.

By Ald. Stern—Bills of George W. Walbridge, Patrick Burns, John McMannis, William L. Ingraham, Thomas H. Hopwood, Rochester Printing Company, Tracy & Rew, Curtis, Morey & Co., Adolph Nolte, L. W. Brandt and W. F. Cogswell. Contingent Expensive Committee.

Bills of Sidney Geo. Gwynne, Lindley L. Barrett. Map Survey and Record Committee.

By Ald. McConnell—Bills of A. B. McConnell. Park Committee.

By Ald. Stone—Bills of William Brown, John Nagle, Conrad Zimmer, W. Cariton Brown, Homer Gorton, Rochester Printing Co. and W. T. Moore. Poor Committee.

By Ald. Selye—Communication of George J. Whitney, in relation to a city bond, issued Aug. 1st, 1840, upon which there is now due \$1,065.67. Referred to the Finance Committee, to report at the next regular meeting.

Communication from Thomas Stetson, de-

clining to enter into contract for the improvement of Charlotte street. Tabled for the present.

Petition of James Madden and others for establishing the grade of Jones street between Platt and Brown streets. Referred to the Improvement Committee.

By Ald. Kelly—Remonstrance of A. J. Wilkin and others against changing the name of West avenue to West Main street. Tabled.

Petition of Samuel C. Steele and others for the improvement of north Washington street. Referred to the Improvement Committee.

Petition of Ellen M. Fay, for permission to erect a wood building on her lot, No. 14, situate on Emerson street. Wood Building Committee, with power to act.

Petition of Robert G. Boyd for permission to erect a wood building on his lot, situate corner of Saratoga avenue and Jones avenue. Wood Building Committee, with power to act.

Bill of Frank Dana. Referred to the assessors to make an assessment roll to conform to the items in the bill.

Bills of John Frick, Sup't, Thomas Stetson, Fred. Stetzenmeyer, Joseph Cochrane and H. B. Knapp. Street Committee.

By Ald. Stape—Bills of Joseph Wolfred, Rochester News Letter and W. S. Falls. Committee on Public Health.

By Ald. Mandeville—Petition of Jane Pease for permission to remove a wood building on her lot, No. 6, situate on Adams street. Wood Building Committee.

Petition of P. McGrath for permission to erect a wood building on his lot, No. 3, situate on Munger street. Wood Building Committee.

Petition of James Howard for permission to erect a wood building on his lot, No. 226, situate on north Jones street. Wood Building Committee.

Petition of E. Crandall for permission to erect a wood building on his lot, No. 60, situate on Adams street.—Wood Building Committee.

By Ald. Charters—Bills of Police Commissioners.—Police Committee.

Petition of William Brown and others for the passage of an ordinance for the construction of a plank walk on the north side of Lime street. Referred to the Improvement Committee.

By Ald. Gerling—Petition of Jacob. C. Berry and others, for permission to construct a box sewer in Whitney street into the main sewer in Orange street. Tabled.

By Ald. Whitmore—Petition of John Nagle and others for the improvement of West Alexander street, between Mt. Hope avenue and South avenue. Referred to the Improvement Committee.

By Ald. Aikenhead—Bills of S. J. Wagoner and J. E. Relyea.—Lamp Committee.

By Ald. Gould—Petition of E. B. Dickinson for permission to erect a wood building on his lot, No. 16, situate on Varnum street. Wood Building Committee.

Petition of E. F. Smith and others for the passage of an ordinance, for opening an alley between Canal street and Litchfield street.—Referred to the Committee on Opening and Alteration of Streets.

REPORTS OF STANDING COMMITTEES.

Ald. Caring, from the Sewer Committee, reported in favor of the bills of James Buckley, Logan & Creegan, W. I. Hanford, and Rauber & Vicienus. Table.

Ald. Pond, from the Law Committee, presented the following:

ROCHESTER, July 25th, 1871.

The Law Committee, to whom was referred the matter of the west line of Kent street, would respectfully report that they can find no data from which to ascertain the west line of said street.

CHAS. F. POND,
W. MANDEVILLE,
Law Committee.

Ordered received, filed and published.

Ald. Rogers, from the Fire Department Committee, reported in favor of the bills of F. Tulley, A. Barnum, Kidd Steam Engine Manufacturing Company, and Monthly Pay Roll. Finance Committee.

Ald. Rogers reported that the new engine houses were very nearly complete, and presented the following:

By Ald. Rogers—Resolved, That the City Property Committee be directed to receive proposals for the sale of engine house and lot No. 1, and report the same to this Board. Adopted.

Ald. Charters, from the Police Committee, reported in favor of the bills of the Police Commissioners. Finance Committee.

Ald. Stape, from the Committee on Public Health, reported in favor of the bills of Wm. S. Falls, Rochester *News Letter* and Joseph Wolfred. Finance Committee.

Ald. Kelly, from the Street Committee, reported in favor of the bills of John Frick, Supt., Thomas Stetson, Fred. Stetzenmeyer, Joseph Cochrane and H. B. Knapp. Finance Committee.

Ald. Stern, from the Contingent Expense Committee, reported in favor of the bills of G. W. Walbridge, Patrick Burns, John McManis, William L. Ingraham, Thomas H. Hopwood, Rochester Printing Company, Tracy & Rew, Curtis, Morey & Co., Adolph Nolte, L. W. Brandt, W. F. Cogswell. Finance Committee.

Bills of Lindley L. Barrett and Sidney Geo. Gwynne. Finance Committee.

Ald. McConnell, from the Park Committee, reported in favor of the bills of A. B. McConnell, and moved their reference to the Finance Committee for payment.

Ald. Mauder moved their reference back to the Park Committee Carried.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petitions of Catherine Tibbles, Herman Mutschler, John A. Gaeb, A. Firth, Edmund Hills, David Hunter and E. Crandall, and presented the following:

By Ald. Mandeville—Resolved, That John A. Gaeb, Catherine Tibbles, H. Mutschler, David Hunter, A. Firth, Edmund Hills, and E. Crandall have permission to erect wooden buildings in accordance with their petitions, under the direction of the Wood Building Committee and Fire Marshal. Carried.

Ald. Aikenhead, from the Lamp Committee, reported in favor of the bills of J. E. Relyea and S. J. Wagoner. Finance Committee.

Ald. Stone, from the Committee on the Relief and Support of the Poor, reported in favor of the bill of William Brown. Finance Committee.

REPORTS OF SPECIAL COMMITTEES.

Ald. Caring, from the Special Committee on foot bridge, presented the following:

ROCHESTER, July 25, 1871.

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

Your Committee to whom was referred the matter of the construction of a foot bridge in connection with the new railroad bridge now being built by the Central Railroad Company, most respectfully report:

That they have waited on several of the officers connected with said company, making known the object of their calling and on every occasion treated cordially and with consideration.

The matter being a most important one, we of course did not, nor could we expect to have it definitely determined so soon, as to report finally to the Board at this time. We have assurance, however, that this may before many days be done. All of which we most respectfully submit.

WM. CARING,
GEO. W. CONNOLLY, } Com.
C. R. PARSONS.

Ordered received, filed and published.

Ald. Stade, from the Committee on City Hall Site, reported progress and asked two weeks further time. Granted.

COMMUNICATIONS.

The Clerk presented the following communications:

ASSESSORS OFFICE,
ROCHESTER, July 24th, 1871. }

To the Hon. Common Council:

GENTLEMEN:—In the matter of the opening and extension of Troup and Ashland streets, the undersigned beg leave to report, that after consultation with several of the owners of property to be taken for said improvements, we are satisfied that no satisfactory arrangements can be made with such owners. We therefore recommend your Hon. Body to take such legal measures as may be necessary to perfect the contemplated improvements.

Respectfully submitted.

D. MCKAY,
E. T. OATLEY, } Assessors.
JOHN J. SHAFER, }

Ordered, received, filed and published.

CITY CLERK'S OFFICE,
Rochester, N. Y., July 25th, 1871. }

To the Hon. the Common Council:

GENTLEMEN:—I, this day, received a letter from His Excellency Governor John T. Hoffman, acknowledging the receipt of a certified copy of a resolution adopted in Common Council, July 12th, approving his official action in relation to the late riot.

Yours respectfully,

W. F. MORRISON,
City Clerk.

Received and filed.

STATE OF NEW YORK,
EXECUTIVE CHAMBER,
Albany, July 22, 1871.

SIR:—Your letter enclosing a copy of a resolution of the Common Council of the city of Rochester, adopted July 12, approving my official action in New York city, in connection with the late riot, has been received. Be pleased to express to the Common Council my thanks.

Very respectfully,
JOHN T. HOFFMAN,
W. F. MORRISON, Esq., City Clerk.

Ordered received, filed and published.

ORDINANCES.

STONE SEWER IN JULIA AND TROUP 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 stone sewer in Julia and Troup streets.

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

The construction of a stone sewer 2 feet by 2 feet across west Main street and through Julia street from the sewer in Canal street to Atkinson street, and in Troup street a 15 inch pipe sewer from Julia street to a point near the C. V. Canal.

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 directions of this Board, having made an estimate of such expenses, and reported the same at \$3,720, which estimate was and is hereby approved: the sum of \$3,720, 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 of the lots with in the following described territory: Beginning at the intersection of West Main street and Julia street, running thence southerly along Julia street, including one tier of lots on the west 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 along the west side of said canal to West Main street, thence along West Main street to the place of beginning.

On which above described portion of the city the said sum of \$3,720 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 to be assessed 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 such 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 benefitted, 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 to the amount 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 29th day of July, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

PIPE SEWER IN BRAYER STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer in Brayer street, from St. Joseph street to Hanover street. Adopted.

The Surveyor submitted as such estimate, \$1,255.

By Ald. Caring—Resolved, That the following improvement is expedient viz:

The constructing of a pipe sewer in Brayer street, from St. Joseph 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 \$1,255, 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 Brayer street, from St. Joseph street to Hanover street.

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, August the 8th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations may be heard.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

STONE SEWER ACROSS SIBLEY'S NURSERY.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 2 feet by 3 feet, across what is known as Sibley's Nursery, from Union street to the Court and William street outlet sewer. Adopted.

The Surveyor submitted as such estimate \$3,820.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a stone sewer 2 feet by 3 feet, across what is known as Sibley's Nursery, from the center of Union street, at David street to the Court and William street outlet sewer.

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 \$3,820, 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: Union street from Main street to the N. Y. C. R. R.; Joslyn Park its whole length; Tappan street from Union street to Scio street; Weld street from Union street to Scio street; Ontario street from Union street to Scio street; and on each side of Scio street from University avenue to Davis street.

And further, Resolved, That the tax-payers to be assessed for making such improvement, 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 rate, within two years from the confirmation of said Roll.

And the City Surveyor is hereby directed to publish notice in pursuance to 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, August 8th, 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, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons—24.

Nay—Ald. Aikenhead—1.

IMPROVEMENT OF NORTH FITZHUGH STREET.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving North Fitzhugh street, from West Main street to Allen street. Adopted.

The Surveyor submitted as such estimate, \$17,206.

By Ald. Selye—Resolved, That the following improvement is expedient viz:

The improvement of North Fitzhugh street, from West Main street to Allen street, by laying a 6 feet flag walk in two courses, with brick on either side of the flags, and setting a curb of Medina stone on each side of the street, paving the roadway with Stone or wooden pavement, 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 \$17,206, 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 each side of North Fitzhugh street, from West Main street to Allen 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 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 8th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Whitcomb moved the indefinite postponement of the ordinance e. Carri. d.

IMPROVEMENT OF LAKE AVENUE, FR M DEEP HOLLOW TO THE CITY LINE.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Lake avenue, from a point over the centre of the arch in Deep Hollow to the north line of the city. Adopted.

The Surveyor submitted as such estimate \$32,272.

By Ald. Selye—Resolved, That the following improvement be expedient, viz: The improvement of Lake avenue, from a point over the centre of the arch in Deep Hollow to the north line of the city, by resetting the present curb stone, paving the roadway with Spaulding's or other wooden pavement, and constructing the necessary crosswalks and lateral sewer.

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 \$32,272 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 the centre of Deep Hollow so called to the north line of the city.

And further, Resolved, That the taxpayers to be assessed for may 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 such 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 8th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Kelly presented a petition signed by John C. M. so, and others asking to have the improvement from Jones avenue to Deep Hollow continued to the city line.

Ald. Stern presented a remonstrance signed by J. B. Sweeting against the improvement of Lake avenue from Deep Hollow to the city line. Tabled.

Ald. Caring moved that Mr. Bryan, agent for the "Stove pavement," be heard. Lost by the following vote:

Ayes—Ald. Heavey, Smith, Caring, Connolly, Stern, Kelly, Selye, Whitmore, Mauder, Stade, Parsons, Aikenhead—12.

Nays—Ald. Whitcomb, Wait, Gould, Rogers, Pond, Herzberger, Glover, McConnell, Stone, Craig, Mandeville, Stape, Charters, Gerling—14.

Ald. Kelly moved to indefinitely postpone the ordinance. Lost by the following vote:

Ayes—Ald. Whitcomb, Rogers, Pond, Heavey, Smith, McConnell, Kelly, Charters, Whitmore, Mauder, Stade, Parsons, Aikenhead—13.

Nays—Ald. Wait, Gould, Herzberger, Caring, Connolly, Stern, Glover, Stone, Craig, Selye, Mandeville, Stape, Gerling—13.

Ald. Kelly moved that further action on the ordinance be postponed until the next regular meeting. Lost by the following vote:

Ayes—Ald. Whitcomb, Wait, Smith, Kelly, Charters, Whitmore, Mauder, Stade, Aikenhead—9.

Nays—Ald. Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Gerling, Parsons—17.

The ordinance, as presented by Ald. Selye, was then declared lost by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Herzberger, Heavey, Connolly, Stern, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Gerling, Parsons, Aikenhead—10.

Nays—Ald. Whitcomb, Pond, Smith, Caring, Kelly, Charters, Whitmore, Mauder, Parsons, Aikenhead—10. No petition.

PLANK WALK ON LIME STREET (NORTH SIDE).

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet 8 inches on the north side of Lime street, from Saxton street to Whitney street.

The Surveyor submitted as such estimate, \$587.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The construction of a plank walk 4 feet 8 inches on the north side of Lime street, from Saxton street to Whitney street.

Adopted. The City Surveyor, under direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$587, which estimate 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 Lime street, from Saxton street to Whitney 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, Aug. the 8th, 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, Gould, Pond, Rogers, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Parsons, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

IMPROVEMENT OF UNIVERSITY AVENUE.

On motion of Ald. Selye, 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. Selye Submitted the following: An ordinance to improve University avenue, from North street to Scio street.

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

The improvement of University avenue, from North street to Scio street, by setting a curb stone, paving the sidewalks and laying a five feet flag walk in one course on each side of the street where said work has not already been done, gravelling the road-way the entire length, and constructing the necessary cross-walks and 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 \$6,774, which estimate was and is hereby approved; the sum of \$6,774, 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 University avenue, from North street to Scio street.

On which above described portion of the city the said sum of \$6,774 is hereby ordered to be assessed.

And the taxpayer 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 seven per cent. per annum, within one year from the confirmation of such 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 persons interested, are herewith designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or parts 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 July, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

The Clerk read a remonstrance signed by John Barry and others.

Ald. Aikenhead moved that action on the ordinance be postponed until the first regular meeting in April next. Lost.

The ordinance was adopted by the following vote: Ayes—Ald. Whitcomb, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Mauder, Stade, Parsons—24.

Nays—Ald. Whitmore, Aikenhead—2.

LAKE AVENUE IMPROVEMENT.

On motion of Ald. Selye 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. Selye submitted the following:

An ordinance to improve Lake avenue, from Jones avenue to Deep Hollow.

The improvement of Lake avenue, from Jones avenue to Deep Hollow so called, by resetting the curbstone, paving the roadway with a good wooden pavement, laying the necessary crosswalks, and constructing the necessary lateral sewers for surface drainage.

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 the cost of such improvement, and reported the same at \$79,091, which estimate was and is hereby approved; the sum of \$79,091, 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 Jones avenue to Deep Hollow so called.

On which above described portion of the city the sum of \$79,091 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 from the confirmation of such 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 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 July, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Kelly moved to amend the ordinance by striking out the words "Deep Hollow," wherever they occur, and insert therefor the words "city line," and increase the estimate to \$126,843.32.

Ald. Selye moved that all further action on the ordinance be postponed until the next regular meeting.

Ald. Stone moved to table the motion to postpone, and that allegations be heard. Carried.

After hearing allegations from all persons appearing, Ald. Kelly's amendment was declared lost by the following vote:

Ayes—Ald. Whitcomb, Wait, Gould, Smith, Caring, McConnell, Kelly, Charters, Whitmore, Mauder, Stade, Parsons, Aikenhead—13.

Nays—Ald. Rogers, Pond, Herzberger, Heavey, Connolly, Stern, Glover, Stone, Craig, Selye, Mandeville, Stape, Gerling.—13.

Ald. Caring moved that further action on the ordinance be postponed until the next regular meeting. Lost.

The ordinance was then adopted by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Mauder, Stade, Parsons, Aikenhead—20.

Nays—Ald. Whitcomb, Smith, Kelly, Charter's Gerling, Whitmore—6.

On motion of Ald. Rogers, adjourned until Tuesday evening next at 7½ o'clock.

W. F. MORRISON, City Clerk.

In Common Council—August 1st, 1871.

ADJOURNED MEETING.

President—Ald. C. R. Parsons presiding.

Present—Ald. Whitcomb, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead.—24.

Absent—Ald. Aldridge, Wait, Stebbins, Smith—4.

ORDINANCES.

By Ald. Selye—Petition of William Purcell and others, for the improvement of Lake avenue, from Deep Hollow to the city line, with wood pavement, upon a foundation of sand 18 inches deep. Tabled.

Petition of James M. Whitney and others for the improvement of Lake avenue, from Deep Hollow to the city line with MacAdam roadway. Tabled.

IMPROVEMENT OF LAKE AVENUE, FROM DEEP HOLLOW TO THE CITY LINE.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Lake avenue, from the centre of Deep Hollow, so-called, to the north line of the city. The Surveyor submitted as such estimate \$91,272. Adopted.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The improvement of Lake avenue, from a point over the centre of the arch in Deep Hollow, so-called, to the north line of the city, by resetting the present curb stone, paving on 18 inches of sand, and constructing the necessary crosswalks and lateral sewer; the cost of resetting the curb and paving the roadway not to exceed \$10.00 per lineal foot.

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 \$91,272 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 the centre of Deep Hollow so called to the north line of the city.

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 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 104 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 8th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Lost by the following vote:

Ayes—Ald. Caring, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Mauder, Parsons, Aikenhead—10.

Nays—Ald. Rogers, Pond, Herzberger, Connolly, Stern, Glover, McConnell, Stone, Whitmore—10.

IMPROVEMENT OF SARATOGA AVENUE.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Saratoga Avenue from Lyle street to the north line of Lorimer street. Adopted. The Surveyor submitted as such estimate, \$3,357.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The improvement of Saratoga avenue, from Lyell avenue to the north line of Lorimer street, by setting a curb-stone on each side of said avenue, except where a curb is now set, laying a 6 feet flag walk in 3 courses on each side of said avenue, from Lyell street to Jones avenue and on the east side from Jones avenue to Lorimer street, except where a flag walk is now laid, and constructing 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 \$3,857 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 Saratoga avenue, from Lyell street to Lorimer 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 from the confirmation of such 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 5th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

IMPROVEMENT OF JONES AVENUE.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Jones avenue, from Lake avenue to Saratoga avenue. Adopted.

The Surveyor submitted as such estimate, \$3,485.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The improvement of Jones avenue, from Lake avenue to Saratoga avenue, by laying a flag walk 6 feet wide in 3 courses on the south side thereof, from Lake avenue to Saratoga street to Saratoga avenue, and setting a curb-stone on the south side thereof, from Frank street to Saratoga 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 \$3,485, 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 said avenue, from Lake avenue to Saratoga avenue, and on the north side of said avenue from Frank street to Saratoga avenue.

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 from the confirmation of such 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 5th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

OPENING OF TROUP STREET.

Ald. Stone moved a reconsideration of the vote on the final ordinance for opening and extension of Troup street (at folio 106 of printed proceedings). Carried.

Ald. Stone moved that the ordinance be amended by striking out the words "Keynolds street?" (in territory to be assessed) and substituting therefor the words "Genesee Valley Canal." Carried.

RESERVOIRS IN THE THIRTEENTH WARD.

On motion of Ald. Mauder 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. Mauder submitted the following:

An ordinance to construct three reservoirs. The Common Council of the city of Rochester do ordain and determine as follows:

The construction of three reservoirs, as follows: One at or near the intersection of St. Joseph street and Hand street, one at or near the intersection of North Clinton street and Lowell street, and one at or near the intersection of St. Paul street and Gorham street.

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 directions of this Board, having made an estimate of such expenses, and reported the same at \$1,500, 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:

All of the houses and lands included within the following described territory: Beginning at a point in North Clinton street where the course of Nassau street produced westerly would intersect the same; running thence easterly along said line and along Nassau street, including one tier of lots on the south side of said Nassau street to Holland street; thence northerly in a direct line to a point in Herman street, where Thomas street intersects the same; thence westerly along Herman street, including one tier of lots on the north side thereof, to a point on the west side of said Herman street; thence northerly along the east side thereof to Sellinger street; thence westerly along Sellinger street, including one tier of lots on the north side thereof, to the east line of lot No. 17, Lee tract; thence northerly along the east line of lots Nos. 17, 16 and 15 Lee tract to Huelzter street; thence westerly along Huelzter street, including one tier of lots on the north side thereof to Clinton street; thence southerly along Clinton street, including one tier of lots on the west side thereof to the south line of lot No. 24, Lee tract; thence westerly along the south line of lot No. 24, Lee tract, and said line produced westerly to the west line of lot No. 36 in said Lee tract; thence southerly along the west line of said lot No. 36, to the north line of the Simons tract; thence westerly along the west line of the north line of the Simon's tract to the south line of said tract; thence southerly along the west line of lots Nos. 49 and 21 of said tract to the south line of said tract; thence southerly along the west side of said tract to the west side of Almira-st., including one tier of lots on the west side thereof, to Lowell street; thence southerly along Lowell street, including one tier of lots on the north side thereof, to the east side of the east high bank of the Genesee River; thence southerly along said high bank to a point where the course of Ward street produced westerly would intersect the same; thence easterly along said produced line and along Ward street to Emmet street; thence northerly along Emmet street, including lots Nos. 13, 17, 19, 21, 23, 25 and 27 street, including the Shamrock tract, thence easterly along Hand street, including one tier of lots on the north side thereof, to Clinton street; thence southerly along Clinton street, including one tier of lots on the west side thereof, to the place of beginning.

On which above 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, or 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 parts 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 Aug., 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Gould, Rogers, Pond, Herzberger, Heavey, Caring, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Whitmore, Mauder, Stade, Parsons—21.
Nays—Ald. Connolly, Stern—2.

OPENING OF AN ALLEY FROM CANAL STREET TO LITCHFIELD STREET.

By Ald. Gould—Resolved, That the City Surveyor ascertain and report to this Board the expense of opening an alley 12 feet wide, at right angles with the west line of Canal street, to the east line of Litchfield street.

The Surveyor submitted as such estimate \$1,750. By Ald. Gould—Resolved, That the following improvement is expedient, viz.:

The opening of an alley 12 feet wide from the west line of Canal street to the east line of Litchfield street. The lands to be taken for said improvement are described as follows: Commencing at a point about 63 1/4 feet north of the north line of West Main street, and running thence westerly in a direct line to a point in the west line of a lot formerly owned by Harriet Bevis, 100 feet north of the west line of West Main street; thence westerly parallel to the north line of West Main street, and about 100 feet distant therefrom, to the east line of Litchfield street; thence northerly along the east line of Litchfield street, to a point 12 feet at right angles from the above described south line of said alley; thence easterly on a line parallel to the above described south line of said alley and 12 feet distant therefrom, at right angles to the west line of Canal street; thence southerly along the west line of Canal 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 \$1,750, 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 the south side of said alley as opened from Canal street to Litchfield street.

And the Clerk is hereby directed to publish notice in pursuance to 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 8th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

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

Adopted by the following vote:

Ayes—Ald. Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

OPENING AND EXTENSION OF ASHLAND STREET.

Ald. Gould presented the final ordinance for— The opening and extending of Ashland street, from its present southern terminus to Cypress street, and is taken for said improvement.

Beginning at the southern terminus of the west line of Ashland street, and running thence southerly on the course of said west line produced to the north line of Cypress street; thence easterly along the north line of Cypress street 33 feet; thence northerly on a line parallel with and 33 feet distant at right angles from the first described line to the southern terminus of Ashland street; thence westerly 33 feet to the place of beginning.

The whole estimated expense thereof is \$2,005, 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 following named streets, to wit: Ashland street, as opened and extended, from the north end of said street to Cypress street; Cypress street, from the west line of lot No. 70 to the east line of lot No. 100, on the south side of said street, and Sanford street from the west line of lot No. 1 to the east line of lot No. 12, on the north side of said street.

And moved its indefinite postponement. Carried.

ASSESSMENT ROLLS.

The Clerk presented the following Assessment Rolls subscribed, and sworn to by the Assessors.

Pipe sewer in Lake avenue from Deep Hollow to the south line of the Granger Farm.

- Pipe sewer in Shamrock street.
- Improvement of Adams street.
- Plank walk on Moore street.
- Flag walk on University avenue.
- Plank walks on Almira street.

Improvement of the alley running from Exchange place to Front street.

Lateral sewers in Lake avenue.

After hearing allegations from all persons appearing, the above Assessment Rolls were confirmed by the following vote:

Ayes—Ald. Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

EXECUTIVE.

Ald. Herzberger presented the following:

ROCHESTER, August 1st, 1871.

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN:—I hereby tender my resignation as Commissioner of Deeds, to take effect from this date.

Respectfully Yours,

JOHN C. O'REGAN.

And moved its acceptance. Carried. Ald. Herzberger moved that the Board now proceed to ballot for Commissioner of Deeds in place of John C. O'Regan, resigned. Carried.

FIRST BALLOT.

W. H. Ross Lewin received.....19 votes
Scattering " 2 "

W. H. Ross Lewin having received the necessary number of votes was declared appointed Commissioner of Deeds.

Ald. Mauder moved the Board now proceed to ballot for a Commissioner of Deeds to fill a vacancy in the Thirteenth ward. Carried.

FIRST BALLOT.

Henry Miller received.....11 votes.
John Mauder " 6 "
Blank " 1 vote.
No choice.

SECOND BALLOT.

Henry Miller received.....12 votes.
John Mauder " 9 "
Wm. Caring " 1 vote.
No choice.

Ald Caring moved that further balloting be postponed until the next regular meeting.—Lost.

THIRD BALLOT.

Henry Miller received.....17 votes.
Scattering " 6 "

Henry Miller having received the necessary number of votes was declared appointed Commissioner of Deeds.

Ald. Rogers moved that the Board now proceed to ballot for Fire Marshal. Carried.

FIRST BALLOT.

O. L. Angevine received 20 votes.
Scattering.....3 "

O. L. Angevine having received the requisite number of votes was declared appointed Fire Marshal.

Ald. Craig moved that the Board now proceed to ballot for a Commissioner of Deeds, to fill a vacancy in the 8th Ward. Carried.

Geo. W. Crouch jr., received 15 votes.
H. H. Craig..... 4 "
Rowland McFarlin..... 1 vote.
Geo. W. Crouch jr., having received the re-

quisite number of votes was declared appointed Commissioner of Deeds.

Ald. Selye presented the following:

To the Honorable Common Council of the City of Rochester:

I hereby tender my resignation of the office of Commissioner of Deeds, and most respectfully ask that James S. Mathews may be appointed in my stead. Mr. Mathews is in my office and a Commissioner of Deeds is much needed for the accommodation of the public.

Yours respectfully,

July, 24, 1871. P. B. HULETT.
and moved its acceptance. Carried.

Ald. Selye moved that the Board now proceed to ballot for a Commissioner of Deeds in place P. B. Hulett, resigned. Carried.

FIRST BALLOT.

James S. Mathews received 20 votes.

Scattering..... 4

James S. Mathews having received the requisite number of votes, was declared appointed Commissioner of Deeds.

MISCELLANEOUS.

By Ald. Gould—Resolved, That the City Treasurer be, and is hereby, directed to charge the tax levied on the estate of Wm. T. Cushman to erroneous assessments, said estate having been closed up, and the administrator discharged, previous to the levy being made and there being at the present time no such estate in existence. Amount of tax \$100.91.

Ald. Herzberger moved the reference of the resolution to the Law Committee. Carried.

By Ald. Rogers—Resolved, that the Street Superintendent be directed to notify the owners of property on Trowbridge street between West Main street and Troup street, to repair their respective walks within 10 days, and in default thereof, that he repair the same at the expense of the owners. Adopted.

By Ald. Rogers—Whereas the Board of Education have requested (by a resolution passed July 11th, and communicated to this Board by the Clerk) the Common Council to sell the school buildings known as Nos. 5, 11 and 15, therefore,

Resolved, That the City Property Committee be directed to ascertain the reasons for such request on the part of the Board of Education, and all other facts in relation thereto, and report the same to this Board. Adopted.

By Ald. Rogers—Resolved that the salary of the Chief Engineer of the Fire Department for the current year be fixed at \$1,750.

Ald. Whitmore moved to amend the resolution by substituting \$1,500 for \$1,750. Lost as follows:

Ayes—Ald. Whitcomb, Pond, Herzberger, Stern, Stone, Craig, Kelly, Selye, Gerling, Whitmore, Mauder, Aikenhead—12.

Nays—Ald. Gould, Rogers, Heavey, Caring, Connolly, Glover, McConnell, Mandeville, Stape, Charters, Stade, Parsons—12.

The original resolution of Ald. Rogers was then adopted by the following vote:

Ayes—Ald. Gould, Rogers, Pond, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Stade, Parsons—16.

Nays—Ald. Whitcomb, Herzberger, Stern, Kelly, Gerling, Whitmore, Mauder, Aikenhead—8.

By Ald. Pond—Petition of G. A. Bartholick and others, asking for an extension of the time for the payment of the first installment of the assessment for the improvement of Glasgow street. Tabled.

By Ald. Pond—Resolved, That the time for the payment of the first instalment of the tax for the improvement of Glasgow street be and the same is hereby extended for two weeks from August 2, 1871. Adopted.

By Ald. Pond—Resolved, That the Street Superintendent be instructed to notify the owners of property on Plymouth avenue, from Adams street to Edinburgh street, whose sidewalks are out of repair, to repair the same within twenty days, and in default thereof, the same be repaired by the Superintendent, at the expense of the owners. Adopted.

By Ald. Pond—Resolved, That the matter of the City against A. Erickson, now pending and undetermined, be referred to the Law Committee, to ascertain whether the same can not be so adjusted as to save further expense to both parties, and enable the party defendant to improve and enjoy his property. Adopted.

By Ald. Caring—Resolved, That the Treasurer is hereby directed to receive 99 per cent in full of all persons assessed for Ward and Emmett street sewer. Adopted.

By Ald. Caring—Bills of James Buckley, Rauber & Viceinus, Daniel Gatens and John Clancy. Sewer Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the above bills. Table.

Ald. Caring presented the following:

PROPOSALS FOR SEWERS.

Shamrock Street Pipe Sewer.

A C Bowen.....	\$ 598 60
Donoghue & Lauer, Jr.....	570 65
Thomas Stetson.....	600 25
McCormick & Jones.....	5 2 00
Rauber & Viceinus.....	598 25

Lateral Sewers in Lake Avenue.

Donoghue & Lauer, Jr.....	\$ 29 75
Rauber & Viceinus.....	26 00
Thomas Stetson.....	28 25
D McCormick.....	23 10
McCormick & Jones.....	27 00
Logan & Cregan.....	26 00

Lake Avenue Pipe Sewer.

A C Bowen.....	\$3,457 25
Donoghue & Lauer Jr.....	2,797 14
Rauber & Viceinus.....	3,118 60
Thomas Stetson.....	2,995 15
Logan & Cregan.....	2,971 00
D McCormick.....	3,079 70
McCormick & Jones.....	2,994 75

By Ald. Caring—Resolved, That His Honor, the Mayor, be and he is hereby requested to execute the following contracts:

With D. McCormick, for the construction of the lateral sewers in Lake avenue.

With Rauber & Viceinus, for constructing a pipe sewer in Shamrock street.

With Logan & Cregan, for constructing a pipe sewer in Lake avenue, from Deep Hollow to the Granger farm. Adopted.

By Ald. Caring—I hereby give notice that at the next regular meeting of the Common Council, I will present the following amendment to the ordinance relating to cartmen and porters, passed November 11, 1862, in section 7, chapter 2:

After the words, St. Paul street, insert the following: Except, also, on each side of East Main street, from Water street to Minerva alley.

IMPROVEMENT FUND.

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

Logan & Cregan, in full on their contract, for a sewer in alley between Clifton and Atkinson street \$419 90
And charge that fund.

James Buckley, for inspecting sewer in alley between Clifton street and Atkinson street.....\$ 6 00
And charge that fund.

Rauber & Vicinus in full on their contract for stone sewer in Orange and Magne streets.....\$526 10

John Clancy in full for inspecting Ward and Emmett street sewer....\$ 33 00
And charge that fund.

James Buckley, for inspecting sewer running from Prospect street to Reynolds street.....\$ 36 00
And charge Sewer Repair Fund.

Also, that the Clerk draw one order for \$350 in favor of Wm. I. Hanford, and payable to his order, with interest in one year from the 25th day of July, 1871, and the Treasurer is hereby directed to accept the same in behalf of the city, and charge Hamilton Place Sewer Fund.

Also, that the Clerk draw one order for \$500 in favor of Donaghue & Lauer, Jr., and payable to their order with interest in one year from the 25th day of July, 1871, and the Treasurer is hereby directed to accept the same in behalf of the city and charge Pinnacle Avenue Sewer Fund.

Also, That the Clerk draw two orders for \$580 each in favor of Rauber & Vicienus, and payable to their order with interest, one in one year and one in two years from the 1st day of August, 1871, and the Treasurer is hereby directed to accept the same in behalf of the city, and charge Orange and Magne street Sewer Fund.

Also, that the Clerk draw two orders for \$300 each in favor of D. Gatens, and payable to his order with interest, one in one year and one in two years from the 1st day of August, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Saratoga avenue Sewer Fund.

Adopted by the following vote:

Ayes—Whitcomb, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

By Ald. Stern—Resolved, That Samuel Wilder be granted a license for Corinthian Hall, upon his paying into the City Treasury the sum of two hundred dollars. Adopted.

By Ald. Stern—Resolved, That the Committee on City Lamps, with the City Surveyor, be requested to establish a rule for equalizing the distance in putting down the street lamps. Adopted.

By Ald. Connolly—Resolved, that the heirs of Elizabeth Joy have permission to lay a flag walk in front of their premises on Atwa-

ter street, said walk to be the same width as those now laid on the street. Adopted.

By Ald. Connolly—Estimate of Geo. Pringle & Co. Sprinkling Committee.

Ald. Connolly, from the Sprinkling Committee, reported in favor of the estimate of Geo. Pringle & Co. Table.

By Ald. Connolly—Resolved, That the City Treasurer pay George Pringle & Co., one thousand three and forty-nine dollars and seventy-four cents on their contract for sprinkling streets, and charge the following funds when there are funds applicable: South Clinton street, \$84; N. & S. Fitzhugh streets, \$107.22; Mumford street, \$30.82; Mill street, \$140; Exchange Place, \$18.33; Market street, \$18.33; Exchange street, \$105; State street, \$257.04; N. & S. St. Paul streets, \$200; East avenue, \$140; Front street, \$80; North Clinton street, \$45; New Main street, \$124. Adopted by the following vote:

Ayes—Ald. Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

Nays—Ald. Whitcomb—1.

Ald. McConnell, from the Committee on Public Parks, reported in favor of the bills of A. B. McConnell. Finance Committee.

By Ald. McConnell—Resolved, That the Street Superintendent be, and is hereby directed, to cause George street to be renumbered. Adopted.

By Ald. McConnell—Resolved, That the Street Superintendent be directed to give notice to the owners of property on Caledonia avenue, to repair the railing opposite their respective places within five days, or in default thereof, that he repair the same at the expense of the owners. Adopted.

By Ald. Glover—Petition of Myron Adams for permission to erect a wood building on his lot No. 25, situate on Union street. Wood Building Committee with power to act.

Petition of the Rochester City & Brighton Railroad Company, for permission to remove their switch from Court street to the east side of Washington Square. Also, to remove the switch from Alexander street near Gardiner Park to the corner of Mource and Alexander streets. Table.

By Ald. Glover—Resolved, That the Rochester City & Brighton Railroad be permitted to remove their switch on Alexander street, agreeable to their communication.

Ald. Selye moved to table the resolution. Lost.

The resolution was then adopted.

By Ald. Glover—Resolved, That all proceedings in relations to the confirmation of the assessment roll for a sewer in the alley between Clifton and Atkinson streets be rescinded, and that the Assessors are hereby instructed to bring in for confirmation a new roll for same assessment; amount of assessment to be sufficient to pay the actual cost of the sewer, in addition to the two per cent. for contingencies, and no more. Adopted.

By Ald. Glover—Resolved, That the Street Superintendent notify the property owners on the east side of Meigs street to repair the

walks in front of their premises within twenty days from notice thereof, or he repair the same at the expense of the owners. Adopted.

By Ald. Stone—Bills of Geo. Wait, George B. Hawkins, W. H. Niven and Moore & Cole. Poor Committee.

Ald. Stone, from the Committee on the Relief and Support of the Poor, reported in favor of the bills of John Cline, Conrad Zimmer, W. Carlton Brown, Homer Gorton (two bills), Rochester Printing Company, W. T. Moore, Geo. Wait, Geo. B. Hawkins, W. H. Niven, and Moore & Cole. Finance Committee.

By Ald. Stone—Resolved, That S. C. Benedict have permission to lay a flag walk in front of his premises on the west side of West Main street; said walk to conform in all respects as the walk already made on both sides of said street. Adopted.

By Ald. Stone—Resolved, That the City Surveyor establish the grade for a sidewalk on the north side of Allen street, from Brown street to the Erie canal, and that all owners of property there have permission to build new walks under the direction of the Improvement Committee and the Street Superintendent. Adopted.

By Ald. Stone—Resolved, That the Street Superintendent notify the owners of property known as No. 29, on the east side of North Francis street, to raise their walk to the grade of the other walks on said street, and on their failing to do so he cause the same to be done and charge the same to the property, pursuant to the city charter. Adopted.

Ald. Craig moved a reconsideration of the vote on Ald. Stone's resolution in regard to the action of the city of Rochester against N. Osburn (at folio 126 of printed proceedings.) Carried.

Ald. Craig moved the adoption of the resolution.

Ald. Rogers moved to amend by adding the following: "Said Osburn to be liable for any damages that may be done to individuals by the construction of the pier in the river."

Ald. Craig moved to table Ald. Rogers' amendment. Carried.

The original resolution, as presented by Ald. Stone, July 11, 1871, (at folio 126 of printed proceedings,) was then adopted by the following vote:

Ayes—Ald. Whitcomb, Gould, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Maudeville, Stape, Charters, Whitmore, Stade, Aikenhead.—20.

Nays—Ald. Rogers, Gerling, Mauder, Parsons—4.

Ald. Craig presented the following:

To the Common Council of the City of Rochester:

We, the undersigned, owners of property and residing on Prospect street in the city of Rochester, respectfully ask you to establish a permanent grade on said street, and permission to build a stone sidewalk, and place curb stone in front of our premises

under the direction of the Improvement Committee and City Surveyor.

P. T. TURNER,
W. H. NIVEN,
JOHN HANNA,
PATRICK EAGAN.

By Ald. Craig—Resolved, That the above named gentlemen have permission to make the improvement asked for, and that the City Surveyor be and he hereby is directed to establish the grade. Adopted.

By Ald. Craig—Resolved, That a Committee of this Board be appointed to ascertain and report to this Board the reason (if any there be,) why steam fire engine No. 2 was not present at the fire occurring this afternoon, and if anything be found wanting on the part of any member of the Fire Department, that such member be by such Committee discharged from service.

Ald. Connolly moved that the whole matter be referred to the Fire Department Committee to report to this Board. Adopted by the following vote:

Ayes—Ald. Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Maudeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—2.

Ayes—Ald. Whitcomb, Gould—2.

Ald. Stone moved that Ald. Craig and Gould be requested to act with the Fire Department Committee in investigating this matter. Carried.

By Ald. Kelly—Petition of Robert Bunker for permission to erect a wood building on his lot, situate on Frank street.—Wood Building Committee, with power to act.

Petition of Franklin E. Day for permission to erect a wood building on his lot, No. 13, situate on Lyell street. Wood Building Committee, with power to act.

Petition of Geo. Moulson, for permission to erect a wood building on his lot, Nos. 590 and 591, situate on Lake avenue.—Wood Building Committee, with power to act.

By Ald. Kelly—Resolved, That the Superintendent of Streets notify the owners of property on each side of Frank street, between Jay and Bloss streets, to repair the walks in front of their premises, within 20 days, or the same will be done by the city and the expense therefor charged upon the property benefited thereby. Adopted.

By Ald. Kelly—Resolved, That A. Pike, A. Nash and others on Frank street have permission to build cement walks in front of their premises, under direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Kelly—Resolved, That the Street Committee are hereby directed to remove the stone forming the slope wall on the west side of Deep Hollow, the same being in a dangerous condition. Adopted.

Ald. Kelly moved a reconsideration of the vote on the ordinance for the improvement of Lake avenue from Deep Hollow to the city line.

The President declared the motion out of order, Ald. Kelly having voted in the minority.

Ald. Selye appealed from the decision of the of the chair.

The ruling of the President was sustained by the following vote:

Ayes—Ald. Rogers, Pond, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Mandeville, Stape, Charters, Stade, Aikenhead—14.

Nays—Ald. Gould, Craig, Kelly, Whitcomb, Selye, Gerling, Whitmore, Mauder—8.

Ald. Kelly moved that Ald. Aikenhead, from the Lamp Committee, be granted permission to report in reference to kerosene Public Lamp proposals.

Ald. Stape moved to table Ald. Kelly's motion. Carried.

IMPROVEMENT FUND.

By Ald. Selye,—Resolved, That the Treasurer pay, when there are funds applicable, as follows; Rauber & Vicienus in full on their contract for James st. improvement, . \$198,80 and charge that Fund.

Samuel Aiton in full for inspecting Atwater street improvement from Clinton street to North street,.....\$150,00 and charge that Fund.

Roderick & Granger in full for constructing crosswalks and sidewalks on Varnum st. payable to Messrs. Parsons & Craig, \$257,55 and charge that Fund.

Also, that the Clerk draw two orders for \$1,000 each in favor Whitmore, Carson & Co. and payable to their order, with interest, one in one year and in one two years from the 25th day July, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city and charge Edinburgh street Improvement Fund.

Also that the Clerk draw two orders for \$1,000 each in favor of Whitmore, Carson & Co. and payable to their order, with interest, one in one year and one in two years from the 25th day of July, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city and charge to fund for the improvement of Atwater street from St. Paul street to Clinton street.

Adopted by the following vote;

Ayes—Ald. Whitcomb, Gould, Rogers, Pond, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Parsons.—19.

By Ald. Selye,—Resolved, That the Treasurer is hereby directed to receive 95½ per cent in full of all persons assessed for the improvement of Atwater street from Clinton street to North street. Adopted.

By Ald. Selye,—Resolved, That the Treasurer is hereby directed to receive 10 per cent in full of all persons assessed for plank walk on each side of Varnum street, from Phelps avenue to Brisbane street except the heirs of Philip McMannus, and collect of said heirs the full amount of assessment, the above amount is made necessary by the construction of cross walks on said street, Adopted.

By Ald. Selye,—Resolved, That the communication of Thomas Stetson declining executing the contract for the improvement of Charlotte street be accepted and that the resolution awarding such contract is hereby rescinded. Adopted.

By Ald. Selye,—Resolved, That the resolution in regard to Jones street grade, passed May 9th, 1871, at folio 45 of printed pro-

ceedings, be and is hereby reconsidered. Adopted.

Ald. Selye moved the indefinite postponement of the resolution. Carried.

By Ald. Selye—Resolved, That the present grade of Jones street, between Brown street and Platt street, is hereby declared to be the same as the grade of the plank walk on said street prior to May 1st, 1871. Adopted.

By Ald. Selye—Resolved, That His Honor the Mayor be and is hereby requested to execute a contract with Francis Dana for a plank walk on the east side of Moore street in accordance with his proposition. Adopted.

By Ald. Selye—Resolved, That the Treasurer pay W. S. Grantsynn \$75 for services of an assistant in the Surveyors office for the month of July 1871, and charge Contingent Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Rogers, Pond, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Parsons, Aikenhead—19.

By Ald. Selye—Resolved, That the Treasurer is hereby directed to receive 80 per cent. in full of all persons assessed for the improvement of James street from William street to Court street. Adopted.

By Ald. Selye—Resolved, That the subject matter of the improvement of Alexander street be referred to Ald. Glover and McConnell, said Aldermen being the representatives of the Ward in which the improvement is located.

Ald. McConnell moved to amend by inserting after the words "referred to," the words "Improvement Committee." Carried.

The original resolution as amended was then adopted.

Ald. Selye presented the following:

Proposals for Charlotte street Improvement.

Whitmore, Carson & Co.	\$12,884 25
Thomas Stetson	1,389 75
Rauber & Vicienus	13,190 70
Wm I Hanford	12,536 00
McConnell & Jones	12,091 75
Donoghue & Lauer, Jr.	11,388 75
C A Bowen	10,562 35
Receive and file.	

FINANCE BUDGET.

ROCHESTER, August 1, 1871.

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

CONTINGENT FUND.

W S Grantsynn, Surveyor, 1 mo salary to Aug 1.	\$ 250 00
W F Morrison, Clerk,	133 34
Jesse Shepherd, Attorney,	125 00
D McKay, Assessor, 1 mo	150 00
E T Oatley,	150 00
J J Shafley,	150 00
T H Hopwood, Messenger 1 mo	66 66
F Lockhart, Watchman,	35 00
John Haywood, Mayor's Clerk, 1 mo salary to Aug 1.	66 67
James E Evans, Clerk of the Market, 1 month's salary to Aug 1.	75 00
George W Walbridge, hack hire	5 63
W F Cogswell, legal services	354 22
L W Brandt, printing proceedings, to Aug 1.	400 00
Curtis, Morey & Co.,	500 00
Tracy & Rew, &c	514 00
Adolph Nolte,	400 00
Rochester Printing Company, printing	33 60
T H Hopwood, disbursements	42 39
Wm L I graham, repairing cooler	1 50
John McMannis, h. ck hire	3 00
J McMannis,	1 53
Patrick Burns,	2 00

And charge Contingent Fund.

POOR FUND.

Wm Brown, Overseer of Poor, 1 month's salary to Aug 1.	\$ 100 00
Dr Charles Buckley, City Physician, 1 month's	

salary to Aug 1.....	41 67
Dr J F Oaks, City Physician, 1 month's salary to Aug 1.....	41 67
Dr W H Lakeman, City Physician, 1 month's salary to Aug 1.....	41 67
Dr L B Baker, City Physician, 1 month's salary to Aug 1.....	41 67
Dr J F Reichenbach, City Physician, 1 month's salary to Aug 1.....	41 67
Dr C O H Miller, City Physician, 1 month's salary to Aug 1.....	41 67
Wm Brown, disbursements.....	76 78
And charge Poor Fund.....	
HIGHWAY FUND.	
John Frick, Superintendent, 1 month's salary to Aug 1.....	150 00
Daniel Golden, 1 month's salary to Aug 1, cattle police.....	50 00
Charles Radcliffe, 1 month's salary to Aug 1, cattle police.....	50 00
John Raker, 1 month's salary to Aug 1, cattle police.....	50 00
Owen Smith, 1 month's salary to Aug 1, cattle police.....	50 00
William Brown, 1 month's salary to Aug 1, cattle police.....	50 00
Patrick McCue, 1 month's salary to Aug 1, cattle police.....	50 00
John Clements, 1 month's salary to Aug 1, cattle police.....	50 00
Nathan Wood, repairing walks.....	83 14
	46 42
John Frick, disbursements and Superintendent's pay roll to July 22.....	929 48
Thomas Stetson, constructing crosswalks.....	163 31
And charge that Fund.....	
MAP, SURVEY AND RECORD FUND.	
Cyrus Beardsley, Surveyor, 1 month's salary to Aug 1.....	250 00
Lindley L Barrett, Assistant Surveyor, 1 month's salary to Aug 1.....	83 33
Sidney G Gwynne, Draughtsman, 1 month's salary to Aug 1.....	100 00
And charge that Fund.....	
HEALTH FUND.	
Au ust Woellart, Keeper Hope Hospital, 1 month's salary to Aug 1.....	50 00
Daniel McFaggert, Inspector, 1 month's salary to Aug 1.....	50 00
John K Stiles, Inspector, 1 month's salary to Aug 1.....	50 00
August Wagner, Inspector 1 month's salary to Aug 1.....	50 00
Robert Neary, Inspector, 1 month's salary to Aug 1.....	50 00
Jonathan Reynolds, Inspector, 1 month's salary to Aug 1.....	50 00
James M Andrews, Inspector, 1 month's salary to Aug 1.....	50 00
W F Morrison, Clerk Board of Health, 1 month's salary to Aug 1.....	33 34
Joseph Wilfred, burying dead dog.....	50
Rochester News Letter, printing per order of Health Officer.....	9 25
W S Falls, printing per order of Clerk.....	14 50
And charge that Fund.....	
PARK FUND.	
A B McConnell, labor and materials.....	153 75
pay Treasurer.....	205 50
And charge that Fund.....	
LAMP FUND.	
S J Wagoner, carting and setting lamp posts.....	4 00
J E Relyea, lighting and extinguishing kerosene lamps for July.....	807 56
And charge that Fund.....	
POLICE FUND.	
Henry S Hebard, Commissioner, 1 quarter's salary to July 1.....	250 00
George G Cooper, Commissioner, 1 quarter's salary to July 1.....	250 00
S M Sherman, 1 month's salary to Aug 1, 1871.....	141 67
B Frank Enos.....	85 00
Alex McLean.....	85 00
Wm J Rogers.....	85 00
Wm S Fickett.....	85 00
Jona'n Dresser.....	85 00
Peter Hughes.....	85 00
Samuel Brown.....	75 00
Thos A Burchell.....	75 00
Thomas Lynch.....	75 00
Cab Pierce.....	75 00
Lyman Johnson.....	75 00
Ferry Marzluff.....	75 00
William White.....	75 00
Peter Lauer, Jr.....	75 00

John C Hagle.....	75 00
P H Sullivan.....	90 00
Charles Green.....	75 00
George Bingham.....	75 00
David Monaghan.....	75 00
Henry Baker.....	75 00
Thos F Hurley.....	75 00
Thos Dukelow.....	75 00
Barth Crowley.....	75 00
James McKeivley.....	75 00
Joseph P Cleary.....	75 00
J C McQuatters.....	75 00
Robert Burns.....	75 00
Frank Scherler.....	75 00
Ralph Bendon.....	75 00
Jacob Harter.....	75 00
Older Oliver.....	75 00
Jacob Frank.....	75 00
Michael Wolf.....	75 00
C McCormick.....	75 00
Jos A Rowarth.....	75 00
J Denzer, 1 month's salary.....	50 00
John H Dana.....	75 00
Michael Hyland.....	75 00
Wm F Lush.....	75 00
George Lathrop.....	75 00
John Barry.....	75 00
B Horcheller.....	75 00
J Tward.....	75 00
Thos E Crouch.....	75 00
Martin A Bemis.....	75 00
Frank B Allen.....	28 days 70 00
James K Foster.....	32 50
W R McArthur.....	24 10 00
Wm Rogers.....	36 25
George S Ford.....	14 37 50
John J Garrett.....	15 37 50
J Gommenginger.....	29 73 75
William O'Neil.....	27 68 75
Frank Bemis.....	28 71 25
And'w Connolly.....	29 72 50
John H Roach.....	26 65 00
E Van Vorst.....	26 65 00
A H Franklin.....	28 71 25
E W McBurney.....	17 43 75
Frank Goodwin.....	16 40 00
P C Kavanagh.....	29 73 75
Isaac Speers.....	4 10 00
C B McKibben.....	3 10 00
Henry D Shove.....	4 7 50
John Doyle.....	26 65 00
W Dunningburg.....	23 58 75
Anthony Cole.....	26 65 00
Wm Ke th.....	26 65 00
B C Furtherer.....	26 65 00

Examined and approved.
CHARLES W. BRIGGS,
HENRY S. HEBARD,
GEORGE G. COOPER,
 Police Commissioners.

And charge that Fund.....

FIRE DEPARTMENT FUND.	
Kidd Steam Engine Manufacturing Company, casting and labor.....	283 86
A Barnum, painting.....	35 00
Tully, repairs.....	8 00

MONTHLY PAY ROLL FOR JULY, 1871.

Steam Fire Engine Co No 1.

William De Garmo, for 1 month's services as Engineer to Aug 1, 1871.....	75 00
Jerome Dowd, for 1 month's services as Driver to Aug 1, 1871.....	50 00
Richard Mills, for 1 month's services as Driver to Aug 1, 1871.....	50 00

Steam Fire Engine Co No 2.

Seneca Dobbs, for 1 month's services as Engineer to Aug 1, 1871.....	75 00
Michael Lambert, for 1 month's services as Driver to Aug 1, 1871.....	50 00
John Bauer, for 1 month's services as Driver to Aug 1, 1871.....	50 00

Steam Fire Engine Co No 3.

Edmund Whittier, for 1 month's services as Engineer to Aug 1, 1871.....	75 00
John Ransom, for 1 month's services as Driver to Aug 1, 1871.....	50 00
L Gommenginger, for 1 month's services as Driver to Aug 1, 1871.....	50 00

Steam Fire Engine Co No 4.

J P Foreman, for 1 month's services as Engineer to Aug 1, 1871.....	75 00
James Snyder, for 1 month's services as Driver to Aug 1, 1871.....	50 00
Barney Kearney, for 1 month's services as Driver to Aug 1, 1871.....	50 00

<i>Hook and Ladder Co No 1.</i>	
Anthony Andrus, for 1 month's services as Driver, to Aug 1, 1871.....	50 00
<i>Superintendent of Hose Depot.</i>	
R B Paine, for 1 month's services as Superintendent of Hose Depot to Aug 1, 1871.....	75 00
Monthly Washing Bills.....	15 00
<i>Chief Engineer.</i>	
L S Gibson, for 1 month's services as Chief Engineer to Aug 1, 1871.....	125 00
	\$365 00

Payable to L S Gibson.

<i>Superintendent Telegraph.</i>	
B F Blackall, for 1 month's services as Superintendent of Fire Alarm Telegraph to Aug 1... And charge that Fund.	83 33

WEST AVENUE REPAIR FUND.

H B Knapp, Commissioner, disbursements to July 24.....	170 50
And charge that Fund.	\$

ST. PAUL STREET REPAIR FUND, FROM N. Y. C. RR. TO SCRANTON STREET.	
Jos Cochrane, Commissioner, disbursements, to July 1.....	\$ 31 59
And charge that Fund.	

PLYMOUTH AVENUE REPAIR FUND.

Fred Stetzenmeyer, Commissioner, disbursements to July 25.....	\$ 134 00
And charge that Fund.	

Adopted by the following vote:

Ayes—Ald. Rogers, Pond, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—20.
Nays—Ald. Whitecomb—1.

By Ald. Stape—Petition of C. B. Cleveland and others, for the passage of an ordinance for the construction of a plank walk on each side of Foehner street. Referred to the Improvement Committee with instructions to bring in an ordinance.

By Ald. Mandeville—Petition of Eliza J. Neil, for permission to erect a wood building on her lot, No. 115, situate on South Fitzhugh street. Wood Building Committee.

Petition of Elizabeth C. King, for permission to erect a wood building on her lot, No. 23, situate on Broadway. Wood Building Committee.

Petition of Berintha Hooper, for permission to erect a wood building on her lot, Nos. 11 and 13, situate on William street. Wood Building Committee.

Petition of Peter Craig, for permission to erect a wood building on his lot, No. 2, situate on Plumb alley. Wood Building Committee.

Bill of Chase & Otis—Street Committee.

By Ald. Mandeville—Resolved, That His Honor the Mayor be, and is hereby requested to execute a contract with Donaghue & Lauer, Jr., for the improvement of Charlotte street, from Scio to Alexander street, in accordance with their proposition. Thos. Stetson & Co. having declined executing a contract agreeable to their bid. Adopted.

By Ald. Mandeville—Petitions of James Palmer and Frederick Davis, in reference to land flooded by the William and Court street sewer outlet. Referred to the Law Committee and City Attorney.

Ald. Mandeville presented the following:
To the Hon. Mayor and Common Council of the City of Rochester:

GENTLEMEN:—I noticed in this mornings *Democrat and Chronicle* that our worthy citizen, Hiram Sibley, Esq., proposes to donate to the city his property on the corner of East Avenue and Main streets, as a site for the

new City Hall. Now, why not accept such a handsome proposal at once, and erect on the best location in the city of Rochester, a building worthy of our enterprising city. If the church property back of the Court House is a bar to the acceptance of Mr. Sibleys offer, a number of citizens together with myself, stand ready to purchase said church property at the price paid for it by the city.

Respectfully Yours,

JAMES PALMER.

Ordered received, filed and published.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petitions of Jane Pease, E. B. Dickinson, P. McGrath, James Howard and Ellen M. Fay. Table.

By Ald. Mandeville—Resolved, That Mrs. Jane Pease, E. B. Dickinson, P. McGrath, Jas. Howard and Ellen M. Fay, have permission to erect wooden buildings in accordance with their petitions under the direction of the wooden Building Committee and Fire Marshal. Adopted.

Ald. Caring moved to suspend the rule to adjourn at 11 o'clock. Lost by the following vote:

Ayes—Ald. Whitcomb, Caring, Connolly, Kelly, Selye, Mandeville, Stape, Charters, Whitmore, Mauder, Stade, Parsons, Aikenhead—13.

Nays—Ald. Rogers, Pond, Herzberger, Stern, Glover, McConnell, Stone, Craig, Gerling—9.

By Ald. Gerling—Resolved, That Jacob Berry have permission to build a box sewer in accordance with the prayer of his petition under the direction of the Sewer Committee and Street Superintendent. Adopted.

By Ald. Gerling—Resolved, That Christopher Reinfeld be and is hereby granted permission to sell fresh meat in the city of Rochester at the corner of Allen and Ford streets upon his paying the city Treasurer the sum of twenty-five dollars. Adopted.

By Ald. Gerling.—Resolved, That Jos. A. Apple be and he is hereby granted permission to sell fresh meat at the corner of Smith and Saxton streets in the city of Rochester, upon his paying into the City Treasury the sum of twenty-five dollars.

Ald. Herzberger moved the reference of the resolution to the Market Committee. Carried.

By Ald. Gerling.—Petition of Mary Daley and others asking permission for John Schwartzmiller, to construct a plank walk in front of his premises situated on Lime street. Table.

By Ald. Gerling.—Resolved that John Schwartzmiller, and others on the South side of the street hereinafter named, have permission to build a plank sidewalk four feet wide on the South side of Lime street, from Whitney street to the city line, said walk to be constructed on a grade established by the City Surveyor and under the instruction of said Surveyor and the Improvement Committee. Adopted.

By Ald. Charters—Petition of Robert J. Hanvey and others for permission to construct plank walks in front of their premises on Lime street, between Saxton and Whitney streets. Table.

By Ald. Charters—Resolved, That the owners of property on each side of Line street, from Saxton street to Whitney street, have permission to build plank walks in front of their premises, within thirty days, under the direction of the Improvement Committee and the City Surveyor, and if all the walks are not constructed within that time then the Superintendent construct the remaining walks, and charge the same to the owners. Adopted.

By Ald. Charters—Resolved, That the Police Committee be, and they are hereby instructed, to make the necessary purchase of coal for their department as they may deem for the best interest of the city. Adopted.

By Ald. Charters—Resolved, That the Police Commissioners be, and are hereby authorized and empowered, to appoint a person to act as Clerk of the Board of Police Commissioners.

Ald. Stone moved that the resolution be laid on the table. Declared lost.

Ald. Stone appealed from the decision of the Chair.

The ruling of the President was sustained by the following vote:

Ayes—Ald. Pond, Caring, Connolly, Glover, Kelly, Selye, Mandeville, Stape, Charters, Mauder, Stade, Aikenhead—12.

Nays—Ald. Herzberger, McConnell, Stone, Whitmore—4.

Ald. Whitcomb moved as an amendment, that the following words be inserted, after the word "appoint" the words "from among the present police force."

Adjourned until to-morrow evening, Aug. 2d, 1871, at 7½ o'clock.

W. F. MORRISON,
City Clerk.

IN COMMON COUNCIL — Aug. 2d, 1871.

ADJOURNED MEETING.

President Ald. C. R. Parsons presiding.

Present—Ald. Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stoue, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

Absent—Ald. Whitcomb, Aldridge, Wait, Pond, Smith, Craig, Stebbins—7.

MISCELLANEOUS.

Unanimous consent was granted Ald. Glover to present the following:

By Ald. Glover—Whereas, Intelligence of an appalling calamity in the city of New York, on the 30th ult., by which scores of human beings were instantly hurled into eternity, and many more were seriously injured, was received by this community with profound regret and sympathy for the suffering; and

Whereas, There were among the suffering on that occasion the Chief Magistrate, members of the Common Council and other public officials of our sister city Syracuse; therefore

Resolved, That we take this occasion to tender to them our heartfelt sympathy in their affliction—our congratulations that all escaped the fatal issue that involved so many

of their fellow passengers, and our hope that all may be speedily restored to health, home and their duties, public and private.

Resolved, That the City Clerk be directed to make a transcript of these resolutions, and that His Honor the Mayor be requested to forward the same to His Honor the Mayor of Syracuse. Adopted.

The President stated the question pending at the time of last adjournment to be Ald. Whitcomb's amendment to insert the words, "one of the present police force," after the word, "appoint," in Ald. Charter's resolution to authorize and empower the Police Commissioners to appoint a clerk for said Board of Commissioners.

Ald. Mauder moved to postpone further action on the amendment and resolution until the next regular meeting. Carried.

By Ald. Whitmore—Resolved, That the City Treasurer be and he is hereby required to refund to John Leise, twenty-two dollars and fifty cents, being for interest paid on his tax for Mt. Vernon avenue extension, and charge Contingent Fund.

Ald. Mauder moved the reference of the matter to the Committee on Assessments, to report to this Board at its next regular meeting. Carried.

By Ald. Whitmore—Petition of James P. Lawrence, and others requesting, the repeal of the penal ordinance relating to billiard tables.—Table.

Ald. Gould moved that the resolution, adopted June 14th, 1867 (at folio 47 of printed proceedings), fixing the license on billiard tables at \$5 for each table be, and the same is hereby, reconsidered.

Ald. McConnell moved that the resolution be tabled until the next regular meeting. Lost by the following vote:

Ayes—Ald. Rogers, Herzberger, Connolly, Stern, Glover, McConnell, Stone, Charters, Stade, Parsons—10.

Nays—Ald. Gould, Caring, Kelly, Selye, Mandeville, Stape, Gerling, Whitmore, Mauder, Aikenhead.—10.

Ald. Gould's motion was then declared carried by the following vote:

Ayes—Ald. Gould, Caring, Glover, McConnell, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Parsons, Aikenhead—14.

Nays—Ald. Rogers, Herzberger, Connolly, Stern, Stone, Stade.—6.

Ald. Mauder moved the indefinite postponement of the resolution.

Ald. McConnell moved to amend Ald. Mauder's motion, by striking out the word "indefinite," and adding the words, "until the next regular meeting. Carried by the following vote:

Ayes—Ald. Rogers, Herzberger, Connolly, Stern, Glover, McConnell, Stone, Charters, Gerling, Stade, Parsons—11.

Nays—Ald. Gould, Caring, Kelly, Selye, Mandeville, Stape, Whitmore, Mauder, Aikenhead.—9.

The original motion of Ald. Mauder, as amended by Ald. McConnell, was then adopted.

By Ald. Whitmore—Resolved, That the Street Superintendent notify the owners of property on South St. Paul street to repair their walks within ten days, and if they fail

to comply, that he repair the same and charge the owners. Adopted.

By Ald. Mauder—Resolved, That John Stroh be and is hereby granted permission to sell fresh meat in the city, at corner of Herman and Thomas streets, upon his paying into the City Treasury the sum of twenty-five dollars. Adopted.

By Ald. Mauder—Resolved, That William C. Zimmer be and is hereby granted permission to sell fresh meat in the city, at the corner of Hudson and Rhine streets, upon his paying into the City Treasury the sum of twenty-five dollars.

Ald. Herzberger moved to table the resolution until the next regular meeting. Carried.

Ald. Mauder presented the following:
Gentlemen of the Common Council:

In behalf of the Evangelistic St. Paul's Church Society, I have the honor of inviting your attendance at a picnic of said Society, to be held at the Atlantic Garden on the 7th day of August, 1871. Yours, &c.,

MICHAEL STOLTZ.

Pres. Board of Trustees.

Rochester, August 2, 1871.

Ald. Kelly moved that the invitation be accepted. Carried.

Ald. Mauder presented the following:

ROCHESTER, August 2, 1871.

Gentlemen of the Common Council:

Permit me to inform you that I intend having, for the first time in Maple Wood Park, a Summer Night's Instrumental Concert, on Thursday evening, August 10, on which occasion I would be happy to have you pay me a visit, enjoy the sweet sounds of music, view the romantic sceneries and the improvements recently added to its natural beauty. Tickets of admission for the entertainment will be herewith furnished you.

Your humble friend,

MARTIN REED.

Ald. Stape moved the acceptance of the invitation. Carried.

By Ald. Mauder—Whereas, It appears by the report of a duly appointed committee of this Board, made on the 2d day of June, 1871, that the firm of Whitmore, Carson & Co. have been overpaid the sum of \$571 28 on their contract for the improvement of Clinton street; therefore

Resolved, That the City Attorney be instructed to demand the refunding of said sum by said firm to the City Treasury; and in case of their refusal to do so, to take all necessary proceedings to recover the same, and credit the sum so paid or recovered to the Clinton street Improvement Fund.

Ald. Caring moved to postpone action upon the preamble and resolution until the next regular meeting. Lost.

Ald. Caring moved to postpone action until the regular meeting Aug. 22d, 1871.

Ald. Mandeville moved the previous question.

"Shall the main question be now taken?" was declared carried by the following vote:

Ayes—Ald. Rogers, Herzberger, Heavey, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—19.

Nays—Ald. Gould, Caring—2

Action was then had on Ald. Caring's motion to postpone. Declared lost by the following vote:

Ayes—Ald. Gould, Rogers, Caring, McConnell, Stone, Parsons, Aikenhead—7.

Nays—Ald. Herzberger, Heavey, Connolly, Stern, Glover, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder Stade—14.

The original preamble and resolutions of Ald. Mauder was then declared carried by the following vote:

Ayes—Ald. Rogers, Herzberger, Heavey, Connolly, Stern, Glover, McConnell, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Aikenhead—17.

Nays—Ald. Gould, Caring, Stone, Parsons.—4.

By Ald. Stade—Bills of Buell & Hayden and Ed. Emrick.—City Property Committee.

Ald. Stade, from the City Property Committee, reported in favor of the bills of Buell & Hayden and Ed. Emrick. Finance Committee.

By Ald. Stade—Resolved, That George Elbs be, and is hereby, granted permission to sell fresh meat, in the city of Rochester, at No. 130 Hudson street, upon his paying into the City Treasury the sum of twenty-five dollars.

Also, That Conrad Wisler be, and is hereby, granted permission to sell fresh meat, in the city, of Rochester, at No. 48 North avenue, upon his paying into the City Treasury the sum of twenty-five dollars.

Ald. Herzberger moved that the above resolutions be tabled until the next regular meeting. Lost.

Ald. Gould moved the reference of the resolutions to the Market Committee.

Ald. Glover moved the previous question, "Shall the main question be now put?" was declared carried.

Ald. Gould's motion was then carried by the following vote:

Ayes—Ald. Gould, Heavey, Caring, Connolly, Glover, McConnell, Selye, Mandeville, Stape, Gerling, Whitmore, Parsons—12.

Nays—Ald. Rogers, Herzberger, Stern, Stone, Kelly, Charters, Mauder, Stade, Aikenhead—9.

By Ald. Stade—Resolved, That Adam Irig be granted a market license for No. 112 North Clinton street, upon his paying the sum of twenty-five dollars into the City Treasury.

Ald. Whitmore moved to refer the resolution to the Market Committee. Lost by the following vote:

Ayes—Ald. Gould, Rogers, Heavey, Caring, Connolly, Glover, Mandeville, Whitmore—8.

Nays—Ald. Herzberger, Stern, McConnell, Stone, Kelley, Selye, Stape, Charters, Gerling, Mauder, Stade, Parsons, Aikenhead—13.

The resolution of Ald. Stade was then adopted by the following vote:

Ayes—Ald. Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—20.

Nays—Ald. Mandeville—1.

Ald. Gerling moved a re-consideration of the vote on Ald. Stade's resolution, granting a market license to Elbs and Wisler.

Ald. Gould moved the indefinite postponement of Ald. Gerling's motion. Carried.

By Ald. Aikenhead—Resolved, That the Street Superintendent notify property owners on Tappan street from Scio street to North street, Kirk and Ontario streets, to repair their walks within ten days, or he repair the same and charge owners. Adopted.

Ald. Aikenhead, from the Lamp Committee presented the following proposals for the care of the Kerosine Public Lamp for the year, from Aug. 1st 1871 to Aug. 1st 1872.

UPON THE EAST SIDE OF THE RIVER.

For lighting extinguishing and furnishing oil, wicks and chimneys per lamp:

J. M. Aikenhead,	\$11.25;	rep's and glass	\$0.90
Jacob Minder,	\$12.00;	" "	.75
Fred. Stickle,	\$11.25;	" "	.54
Chas. A. Jeffords,	\$10.40;	" "	.60
John Bickle,	\$11.25;	" "	.75
Fred. Schuman,	\$11.00;	including repairs.	
J. E. Relyea,	\$10.20;	repairs and glass	.60

By Ald. Aikenhead—Resolved, That the Mayor be and he is hereby authorised to enter into a contract with _____ for lighting, extinguishing and furnishing oil, wicks and chimneys for the public kerosene lamps for the east side of the river for the ensuing year at—per lamp. Also to enter into a contract with _____ for repairing and furnishing glass for the kerosene and gas lamps for the ensuing year for the east side of river for the sum of—per lamp.

Ald. Kelly moved to amend the resolution by inserting the name of J. M. Aikenhead, and price according to his proposition.

Ald. Stape moved as an amendment to insert the name of J. E. Relyea and price accordance to his proposition.

Ald. Glover moved to indefinitely postpone the original resolution and the amendments and the Lamp Committee be and is hereby instructed to present a resolution at the next regular meeting of the Board awarding the contract to the lowest bidders. Lost by the following vote:

Ayes—Ald. Connolly, Glover, McConnell, Mandeville, Stape, Gerling, Mauder, Stade, —8.

Nays—Ald. Gould, Rogers, Hebrzberger, Heavey, Caring, Stern, Stone, Kelly, Charters, Whitmore, Parsons, Aikenhead—12.

Ald. Whitmore moved the indefinite postponement of Ald. Stape's amendment. Lost by the following vote:

Ayes—Ald. Herzberger, Caring, Kelly, Selye, Charters, Whitmore, Stade, Parsons, Aikenhead—9.

Nays—Ald. Gould, Rogers, Heavey, Connolly, Stern, Glover, McConnell, Stone, Mandeville, Stape, Gerling, Mauder—12.

Ald. Stape's amendment was then declared carried by the following vote:

Ayes—Ald. Gould, Rogers, Heavey, Connolly, Stern, Glover, McConnell, Mandeville, Stape, Gerling, Mauder—11.

Nays—Ald. Herzberger, Caring, Stone, Kelly, Selye, Charters, Whitmore, Stade, Parsons, Aikenhead—10.

The original resolution of Ald. Aikenhead as amended by Ald. Stape, was then adopted.

UPON THE WEST SIDE OF THE RIVER

For lighting, extinguishing, and furnishing oil, wicks and chimneys per lamp:

J. M. Aikenhead,	\$11.25;	rep's and glass	\$0.90
Jacob Minder,	12.00;	" "	.75
Fred. Stickle,	11.25;	" "	.54
Chas. A. Jeffords,	10.40;	" "	.60
Louis Wehn,	11.00;	" "	.60
Henry Van Dolah,	11.00;	" "	.90

By Ald. Glover—Resolved, That His Honor the Mayor, be, and is hereby requested to enter into a contract with Chas. A. Jeffords, for the care of the kerosene public lamps on the west side of the river in accordance with his proposition.

Ald. Gould moved to amend by striking out the name of Chas. A. Jeffords, and substituting therefor the name of Henry Van Dolah.

Ald. Mauder moved to amend by striking out the name of C. A. Jeffords, and substituting therefor the name of Fred. Stickle.

Ald. Rogers moved to postpone all further action until the next regular meeting and the Attorney and Lamp Committee prepare proper papers. Lost.

Action was then had on Ald. Mauder's amendment, substituting the name of Fred Stickle. Lost by the following vote:

Ayes—Ald. Herzberger, Caring, Charters, Mauder, Stape, Parsons, Aikenhead—7.

Nays—Ald. Gould, Rogers, Heavey, Connolly, Stern, Glover, McConnell, Stone, Kelly, Stape, Gerling, Whitmore—13.

Action was then had on Ald. Gould's amendment. Declared lost by the following vote:

Ayes—Ald. Gould, Herzberger, Kelly, Selye, Stape, Charters, Whitmore, Parsons—8.

Nays—Ald. Rogers, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Mandeville, Gerling, Mauder, Stade, Aikenhead—13.

Ald. Stone moved to amend the resolution of Ald. Glover, by striking out the words "in accordance with his proposition," and insert therefor the words to wit: Light, extinguish and furnish oil, wicks and chimneys (of the best material) for the year commencing Aug. 1st, 1871, and ending Aug. 1st, 1872, at the sum of \$10.40 per lamp; also furnish glass and keep in repair all the Public Lamps (Gas and Kerosene) on the west side of the river for the sum of sixty cents per lamp.

Amendment accepted by Ald. Glover. The original resolution of Ald. Glover, as amended by Ald. Stone, was then adopted by the following vote:

Ayes—Ald. Rogers, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Selye, Mandeville, Stape, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—18.

Nays—Ald. Gould, Kelly, Charters—3.
By Ald. Aikenhead—Resolved, That the Street Superintendent be directed to remove all obstructions in Jones street from Platt street to Brown street, under the direction of the City Surveyor. Adopted.

By Ald. Caring—Estimate of Daniel McCormick. Sewer Committee.

Ald. Caring, from the Sewer Committee,

reported in favor of the estimate of Daniel McCormick. Table.

By Ald. Caring—Resolved, That the Clerk draw two orders for \$500 each, in favor of Daniel McCormick, and payable to his order, with interest, one in one year, and one in two years from the 2d day of August, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Lorimer street Sewer Fund. Adopted by the following vote:

Ayes—Ald. Rogers, Herzberger, Heavy, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Mandeville, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead.—17.

On motion of Ald Mauder, adjourned.

W. F. MORRISON, City Clerk.

IN COMMON COUNCIL—Aug. 8th, 1871

REGULAR MEETING.

President—Ald. C. R. Parsons presiding.

Present—Ald. Whitcomb, Wait, Gould, Rogers, Herzberger, Heavy, Smith, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Absent—Ald. Aldridge, Pond, Connolly, Stape—4.

APPROVAL OF MINUTES.

The minutes of the previous meetings July 25th and August 1st and 2d were approved as published in Book of Proceedings.

PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Rogers—Petition of J. Nelson Tubbs and others for the passage of a resolution relieving the owners of property on Glasgow street from being assessed for a cross walk along and across the head of Plymouth Park, said Park being public property. Referred to the Improvement Committee.

Bills of Hans, Rees & Sons., William Morley, F. P. Micheal, Thomas Brown, James Melvin and Loos & Zimmer. Fire Department Committee.

By Ald. Herzberger—Bills of H. Brewster & Co., Hubbard & Northrop, VanZant Brothers, C. T. Amsden & Son., Henry Theim, John W. Adams, Boyd & Hart and Moore & Cole. Committee on House for Idle and Truant Children.

By Ald. Caring—Estimates of Rauber & Viceinus, D. McCormick, D. Gatens, W. I. Hanford, and Dannaghue & Lauer Jr., bills of Thomas Stetson and Mathias Schuster. Sewer Committee.

Bill of Anthony Kasseal. Contingent Expense Committee.

By Ald. Stern—Bill of J. M. Aikenhead. Map Survey and Record Committee.

Bills of Thomas Knowles, J. Gould & Son. and W. F. Morrison. Contingent Expense Committee.

By Ald. McConnell—Bill of Ellwanger & Barry. Park Committee.

By Ald. Stone—Petition of Wm. N. Emerson and Geo. W. Wilson for permission to construct flag walks in front of their premises situate on West Main street. Referred to the Improvement Committee.

Ald. Stone presented the following:

To the Honorable Common Council of the City of Rochester:

The Board of Managers of the Monroe County Agricultural Society, through their Secretary, would most respectfully represent to your honorable body that they propose establishing in your city an annual exhibition of the fruits of the agricultural and mechanical industries of Western New York and the adjoining Canadian provinces, under the title of "The Western New York Fair;" the first exhibition to be held on the 26th, 27th, 28th and 29th days of September, 1871; that to have such an exhibition a success and an honor to your beautiful city and the rich region of which it is the centre, a large outlay of labor and money will be required in fitting up the grounds, erecting suitable buildings, and in the payment of premiums sufficient to call out exhibitors. Believing that such an exhibition, held here annually, will be of incalculable benefit to the business of the city, affecting favorably the interests of every citizen and taxpayer, we would most respectfully and earnestly solicit an appropriation from your honorable body of at least \$500, towards defraying the above-named expenses. Most respectfully,

JNO. R. GARRETTSEE,

Secretary Monroe Co. Agr. Society.

Ald. Stone moved to receive file and publish and postpone action in the matter until the next regular meeting. Carried.

Bills of Geo. Schofield, H. F. Van Dake, Gerling Brothers, William Brown, F. Deininger, John Stape, Smith & Gordon, Geo. Bastion, A. M. Semple, Mathew Daus and Brewster & Co.—Poor Committee.

By Ald. Craig—Petition of Patrick Kearney for an extra appropriation for injuries sustained by being run over by No. 1 Steam Fire Engine team nine years ago, he having already received the sum of \$400.

Also, a communication from Dr. E. M. Moore appertaining to the same subject. Referred to the Grievance Committee.

By Ald. Kelly—Bills of Nathan Wood, Francis Dana, Thomas Stetson, McConnell & Jones, Chase & Otis, estate of E. H. Hollister, Jacob Young, Craig & Crouch, and Superintendents Pay Roll—Street Committee.

By Ald. Selye—Estimates of Whitmore, Carson & Co., and Roderick & Granger—Improvement Committee.

By Ald. Mandeville—Petition of Charles King for permission to erect a wood building upon his lot No. 39, situate on Brown street—Wood Building Committee.

Petition of Clara A. Mudge for permission to erect a wood building upon her lot No. 172, situate on Kent street—Wood Building Committee.

By Ald. Charters—Bill of S. M. Sherman—Police Committee.

By Ald. Whitmore—Petition of Platt C. Viele and others, for the passage of an ordinance for the construction of a sewer in Mt. Vernon avenue—Referred to the Sewer Committee.

By Ald. Mauder—Petition of Louis Kuichling for permission to remove a wood building upon his lot, situate on Catherine street. Unanimous consent was granted to present the following:

By Ald. Mauder—Resolved, That Louis

Kuichling have permission to remove a wood building upon his lot, situate on Catherine street, by filing the proper bond with the Mayor—Adopted.

REPORTS OF STANDING COMMITTEES.

Ald. Caring, from the Sewer Committee, reported in favor of the following bills and estimates: Thomas Stetson, Mathias Schuster, (two bills) D. McCormick, Rauber & Vicenous, D. Gatens, W. I. Hanford, and Donaghue & Lauer, jr.—Table.

Ald. Charters, from the Police Committee, reported in favor of the bill of Samuel M. Sherman—Finance Committee.

Ald. Rogers, from the Fire Department Committee, reported in favor of the bills of Hans Rees & Sons', William Morley, (two bills), F. P. Michaels, Thomas Brown, James Melvin, and Loos & Zimmer—Finance Committee.

Ald. Rogers presented the following:
Rochester, N. Y., Aug. 8th, 1871.

To the Hon. the Common Council:

The Committee to whom was referred the resolution of Ald. Craig in reference to Steamer No. 2; respectfully report: That after ascertaining all the facts in the case they have come to the conclusion, that the engineer of No. 2 was censurable in not proceeding to the fire as promptly as he might have done, after notice of the alarm was given him; but that in view of the peculiar circumstances of the case and more particularly on account of his very favorable previous record, for the seven years he has been in the service of the city, your Committee do not deem any further action necessary.

Committee { HENRY T. ROGERS,
H. H. CRAIG,
C. R. PARSONS,
A. G. WHITCOMB,
R. K. GOULD.

On motion, the report was accepted and adopted.

Ald. Stone, from the Committee on the Relief and Support of the Poor, reported in favor of the bills of Geo. Schofield, H. F. Van Dake, Gerling Bro.'s, William Brown, F. Deininger, John Stape, Smith & Gordon, Geo. Bastion, A. M. Semple, Mathew Daus, and H. Brewster & Co.—Finance Committee.

Ald. Kelly, from the Street Committee, reported in favor of the bills of Nathan Wood, (three bills), and Frank Dana—Referred to the Assessors to make Assessment Roll.

Bills of Thomas Stetson, McConnell & Jones, Chase & Otis, estate of E. H. Hollister, Jacob Young, Craig & Crouch, and Superintendents Pay Roll—Finance Committee.

Ald. Stern, from the Map Survey and Record Committee, reported in favor of the bill of James M. Aikenhead—Finance Committee.

Ald. Stern, from the Contingent Expense Committee, reported in favor of the bills of Anthony Kassel, Thomas Knowles, J. Gould & Son. and W. F. Morrison—Finance Committee.

Ald. McConnell, from the Committee on Public Parks, reported in favor of the bill of Eilwanger & Barry. Finance Committee.

Ald. Mandeville, from the Wood Building

Committee, reported in favor of the petitions of Peter Craig, Eliza J. Neil, Elizabeth C. King, F. E. Day, Robert Bunker, Myron Adams, Geo. Moulson, Berintha Hooper and E. B. Dickinson, and presented the following:

By Ald. Mandeville—Resolved, That Peter Crag, Eliza J. Neil, Elizabeth C. King, F. E. Day, Robert Bunker, Myron Adams, Geo. Moulson, Berintha Hooper and E. B. Dickinson have permission to erect wooden buildings, in accordance with their petitions under the direction of the Wooden Building Committee and Fire Marshal. Adopted.

Ald. Mandeville presented the following:

REPORT OF COMMISSIONERS ON THE WIDENING AND STRAIGHTENING OF NELSON STREET.

STATE OF NEW YORK, MONROE COUNTY.—In the matter of widening and straightening Nelson street, in the City of Rochester.

The undersigned, who were appointed by order of the Supreme Court, of the State of New York, duly granted and entered on the 10th day of July, 1871, as Commissioners, to enquire into and determine to what damages and compensation the owners of the lands to be taken for the widening and straightening of said Nelson street, in the city of Rochester, will be entitled, do respectfully report and certify their assessment of damages as incident to the said widening and straightening of said street, as follows:

The entire lands for such purposes and necessary for said street, begin at a point on the south side of Monroe avenue, distant 14 feet four inches east of the east line of Nelson street thence: running easterly along the south line of said avenue, 61½ feet to a point in the north line of lot 75 of the South Brooks tract, so called, which is distant eight feet from the east line of said lot, as mapped and dedicated by Lewis Brooks, under a survey made for him, for the purpose of allotment of the said tract, thence running upon an angle, and in a south-westerly direction over and through the entire depth of said lot 75 and the width of lots 79, 80, 81, 82, 83, 84, 85 and 86 of the said South Brooks tract, so as to strike the west line of lot 87 in said tract, and to run upon the same, as so designated by Brooks' survey, over a distance of about 5 feet, and commencing so to be identical with said line, at a point five feet distant, southerly from the south line of lot 86; thence the same line continued in angle south-westerly upon the said point of intersection upon lot 213 of the "Johnson and Atkinson tract," and over the entire width of lots 212, 211, 210, 209 and 208 in the last mentioned tract, to intersect the south line of lot 208, at a point thereon distant easterly 19 feet three inches from the intersection of its west line with Pearl street thence; running across Pearl street, as now dedicated to, and opened by the city of Rochester, to a point in the north line of lot 197 in the "Johnson and Atkinson tract," distant easterly 15 feet from the south-east corner of Pearl street, as so dedicated; thence in a line continued from said point over the entire width of Lots 197, 196 and 195, and so far upon Lot 194 of the said "Johnson and Atkinson

Tract;" that the said line shall intersect the west line of said lot 194, and so, if continued upon the said west line in a direct line southerly, to represent the present east line of Nelson street.

Nelson street, as now laid out, is to be maintained, as so straightened, as to its west line to a point represented by the intersection of said west line, with the south line of Lot 51 in the "Johnson and Atkinson tract;" from that point northerly the said line of the street, so to be straightened in a north-easterly direction, runs in the said street as now laid out, striking a point 10 feet distant from the north-east corner of Lot 52 in the said tract, and at a distance of 13 feet 6 inches, in said tract, as now laid out from the south-east corner of Lot 27 in the said tract; thence running at a distance of 60 feet throughout from the projected east line of said street, as to be straightened, to the place of beginning in the south line of Monroe avenue, and to a point upon the north line of Lot 214 upon the "Johnson and Atkinson Tract," distant 14 feet 4 inches from the east line of Nelson street as now laid out.

The straightening of said Nelson street will require an appropriation of 32 feet in front of Lot 214 in said "Johnson and Atkinson Tract," and the whole of the said lot in rear thereof; and the entire lot 213 in the same tract, with the exception of a triangular piece in the south-east corner thereof, being at its widest point, as so excepted, 4 feet 8 inches upon the north line of Lot 212 of the same tract, and running to a point upon the west line of Lot 87 in the south Brooks tract, so called, distant about 25 feet from the north line of Lot 87.

For such purposes 12,415 square feet 10 inches from lot 214 and 127,716 square feet from lot 213 must be taken. Both the last mentioned lots are vested as to an estate in fee, in Jacob Keyel. From lot 75 in "South Brooks Tract," there is to be taken 29½ feet upon the north line thereof, fronting on Monroe avenue, the line of said street running south-westerly to a point 16 feet and 4 inches from the southeast corner of said Lot 75, upon the south line thereof. Said Lot 75 is owned by Lewis Brooks, possession, under a contract for the purchase thereof, being held by Alfred Young, and there is to grow due on such contract, to the vendor, \$295.75 of principal.

From Lot 79 in the said "South Brooks Tract," there is to be taken 21 feet 2 inches on the north line thereof, and from said north line running to a point in the south line of said lot, so to include a space which, at the said last mentioned line represents 16 feet 4 inches from the south west corner of said lot 79, and being about 1,524 square feet to be taken therefrom.

The title in Lot 79 is vested in said Lewis Brooks; a contract for purchase thereof is held by Jacob Hyne, dated June 1st, 1870, to grow due thereon \$339.50.

From lot 80 there is to be taken a space in width 16 ft. 4 in. from its north-west corner, and narrowing, but running throughout the width thereof to a point 14 feet 2 inches easterly from the south-west corner of said lot, representing 610 square feet, so to be taken. The estate in fee of the said lot 80 is vested in Lewis Brooks, subject to a contract for

the sale thereof by him, to Sarah A. Patchen, upon which contract there is to grow due hereafter \$295.07 of principal.

From Lot 81 there is to be taken throughout the width thereof, land represented by a point distant 14 feet 2 inches from the north-west corner of said lot, and bounded on the east by a line running westerly, to a point on the south line of said lot 11 feet 9 inches from the south-west corner thereof; making in all 518½ square feet, so to be taken. Said lot 81 is in possession of Annie Hyne, under contract from Lewis Brooks, owner, on which there is to grow due \$330.75.

From lot 82 there is to be taken 425 square feet represented by land from the rear thereof, commencing at a point 11 feet 9 inches from the north-west corner of said lot, and running the entire width to a point distant easterly 9½ feet from the southwest corner of said lot. The title to this lot is vested in Lewis Brooks, and a contract therefor held by Jacob Keyel, as assignee for Harley I. Howe, on which there is to grow due the vendor \$330.75.

From Lot 83 there is to be taken 338½ square feet from the rear thereof, in the width of the whole lot, commencing on its north line, 9 feet 6 inches east from the northwest corner; thence running southerly to a point 7 feet 5 inches east from the south-west corner thereof.

The title to this lot is in Lewis Brooks, and a contract thereof is held by Jacob Keyel, as assignee of William H. Jones, on which there is to grow due \$330.75.

From lot 84 is to be taken 257 square feet, running its entire width in the rear, commencing at a point 7 feet 5 inches from the northwest corner of said lot; thence running to a point in the south line of said lot 5 feet 5 inches east from the southwest corner of said lot.

The title to this lot is in Lewis Brooks, as well as of lot 85, both of which are held under contract by Sarah Otis, and there is to grow due on each of said lots \$378 of principal.

From lot 85 there is to be taken 177 square feet running throughout the width thereof in the rear, beginning at a point 5 feet 5 inches east of the northwest corner of said lot, and running to a point on the south line thereof 3 feet 5 inches east of the southwest corner of said lot.

From lot 86 there is to be taken 89 square feet, represented by land running throughout the width thereof in the rear, commencing at a point 3 feet 5 inches east of the northwest corner of said lot, running thence to a point on the south line thereof 1 foot east of the southwest corner of said lot. Lewis Brooks is the owner of this lot, subject to a contract to George F. Young, the vendee, on which \$330.75 is to grow due.

As to lot 87 there is not sufficient land to be taken to require a considerable assessment of damages, or allowance by us, and therefore no statement is demanded as to the same in reference to exact quantity.

From lots 212 and 211, each of which belongs to Samuel Moulson, Robert W. Moulson, George Moulson and Thomas Moulson, as tenants in common, there is to be taken a strip of land commencing on the north line of lot 212, as surveyed for this purpose, 41 feet 8 inches in width, easterly from its

north-west corner, thence running across lot 212 to a point in the north line of lot 211—32 feet 2 inches— easterly from the north-west corner thereof; thence across lot 211 to a point in its south-line, 29 feet east from the southwest corner of said lot, hereby designating as necessary for said road the entire width to the above points from the west line of said lots 211 and 212. As to the quantity to be taken from lot 211, there is necessary 2,019 square feet.

As to the quantity to be taken from lot 212 it is impossible with the present survey to state the same accurately, as

First, There is no sufficient angle given to estimate the quantity as a trapezium; and, second, if that were defined, the contract of 1826 to Samuel Moulson, deceased, of the lots, makes a line from Nelson street easterly, as a boundary to lot 212, at right angles to said street. We are not called upon to pass on the relative rights of the owners of lots 212 and 213, and have not found it necessary in making an estimate to form a more accurate judgment than is here given upon the survey shown as to lot 212. The quantity is about 3,605 feet.

Lots 210, 209, 208 are owned by Henry E. Boardman and Charles C. Myers, subject to the incumbrances on each, shown by the search, exhibit "A," which is to be taken as part of this report.

The land to be taken from said 3 lots commences at a point on the north line of lot 210, 29 feet east of the northwest corner of said lot, running southerly to the north line of Pearl street, and to a point in the south line of lot 208, 19 feet 3 inches easterly from the southwest corner of said lot, said line commencing on the north line of lot 210, 29 feet east of its northwest corner, and running the entire width of said 3 lots, 210, 209, 208, intersecting the north line of lot 209, 25 feet 7 inches from its northwest corner, and the north line of 208, being intersected 22 feet 5 inches from its northwest corner. Such portion to be taken from lot 210 is 1,801 square feet, from lot 209 1,584 square feet, and from lot 208 1,375 square feet.

Lots 197, 196, 195 and 194 are owned by William Keyel free of all incumbrances. The widest point taken is from the south line of Pearl street on lot 197, and which narrows by an acute angle until it strikes lot 194 at a point about 22 feet north of the south line of said lot. The land taken is so slight in quantity, and the incidental damages not sufficient to have demanded a specification in the survey as to quantity, taken at the north lines of the lots respectively, 196, 195 and 194. Our assessment of damage does not require it, and we have not sought more than a general basis for the computation as to the last named four lots.

Therefore we, the subscribers, the Commissioners having been duly sworn, as required by the statute, in such cases made and provided, and having all met and acted on the matter submitted to us, at No. 15 Powers' Block, Rochester, N. Y., pursuant to a notice of at least ten days, published and given according to law, and having taken a view of every part of the premises, affected by this proceeding, and having heard the al-

legations and proofs of the respective parties in interest.

Do thereupon determine and assess the damages and compensation to the several owners of the land, so to be taken for such purposes, as follows:

We assess the damage as incident to lot 75 held under contract by Alfred Young, payable to Lewis Brooks, owner, at six hundred dollars.

We assess the damages for the taking of lot 79, held by Jacob Hyne, vendee, payable to Lewis Brooks, vendee, at two hundred dollars.

We assess the damages for the taking of lot 80, held by Sarah A. Patchen, vendor, payable to Lewis Brooks, vendor, at one hundred and fifty dollars.

For damages to lot 81, we assess one hundred dollars, payable to Lewis Brooks, vendor, Annie Hyne being the vendee in possession.

As to lot 82 we assess the damages, payable to Lewis Brooks, vendor, at seventy-five dollars, Jacob Keyel being the assignee of the contract for sale.

We assess the damages upon lot 83 at seventy-five dollars, payable to Lewis Brooks, vendor, the said Jacob Keyel being the assignee of the contract for the purchase thereof.

As to lots 84 and 85, we assess the gross damage as to both, one hundred and fifty dollars, payable to Lewis Brooks, vendor, Sarah Otis being the vendee of each.

As to lot 86, we assess the damages at fifty dollars, payable to Lewis Brooks, vendor, George F. Young, being the vendee.

As to lot 87, owned by Lewis Brooks, we assess the damages at ten dollars.

All the foregoing are situate in the "South Brooks Tract," so called, and no deed has been executed to either or any of said vendees by said Lewis Brooks, nor have we any evidence that a release will be executed by him so as to allow payment to any or either of said vendees.

We assess for damages incident to taking lands from lots 213 and 214 the sum of five hundred dollars in gross, as to both, payable to Jacob Keyel, the owner.

This assessment is made upon the assumption that lot "224" described in his deed, which conveys lot 213 of the Johnson and Atkinson Tract, is identical with that which is described on recent maps and surveys as lot 214 in the same tract. The building on said lot to be removed by and belong to said Jacob Keyel.

We assess in gross as to lots 211 and 212 damages connected with such taking at five hundred dollars, payable to Samuel Moulson, Robert W. Moulson, George Moulson and Thomas Moulson, or to one of them, they being tenants in common therein, and the same being free of incumbrances.

We assess the damage as to lots 210, 209, and 208 at five hundred dollars, payable either to Henry E. Boardman and Charles C. Myers, or to the mortgagees specified in the abstract of title hereto annexed, in proportion measured by the sums unpaid upon said mortgages severally, and for this purpose we assess the damage as to lots 208 and 209 together, at three hundred dollars, and

the balance of said five hundred dollars we assess as applicable to lot 210 alone, viz.: two hundred dollars.

The damages for the taking such land from lots 194, 195, 196 and 197, we assess as a gross amount at seventy-five dollars, payable to William Keyel, the owner thereof.

The proofs taken before us in this proceeding are herewith returned and marked exhibit "B" attached to this report and to form part thereof.

The said lots 194, 195, 196, 197, 208, 209, 210, 211, 212, 213 and 214 are situate in the "Johnson and Atkinson Tract," so called, and as to all the property affected by said widening in reference to dimensions of land taken, and of lots, we have been guided by the map exhibit "C," which is to form a part hereof.

The abstract of title of all lots affected hereby is made by the subscriber, De L. Crittenden, as one of said Commissioners, and for returns herewith as to the parties in interest in the assessment and payment fact, by the city of Rochester, of the damage hereby awarded. All of which is respectively submitted.

Witness our hands, at Rochester, New York this 8th day of August, 1871.

ENGLEBERTH DEMMER,

C. A. JEFFORDS,

DE LANCY CRITTENDEN,

Commissioners as above.

Ald. Manderville moved that the report be received, filed and published, and that the next regular meeting be fixed when appeals therefrom will be heard. Carried.

COMMUNICATIONS.

The Clerk presented the following from His Honor, the Mayor:

MAYOR'S OFFICE,
Rochester, N. Y., July 12th, 1871. }

Gentlemen of the Common Council:

A few days since I received, and now place before your Board, a communication from the President of the National Commercial Convention, to be held at Baltimore, Md., commencing Monday, September 25th, 1871, and a communication in reference to the Convention in which Committees of the City Government of Baltimore, Board of Trade, Stock Board and Corn and Flour Exchange Board of Baltimore unite; and also a circular stating the basis of representation to the Convention and the subjects of discussion before that body. Please take such action in reference to the matter as your Board may deem proper. Perhaps it would be well to refer the subject to a Special Committee.

Respectfully,

CHAS. W. BRIGGS, Mayor.

NATIONAL COMMERCIAL CONVENTION.

In conformity with the action of the Southern Commercial Convention, at the meeting held in Cincinnati, Ohio, October 4th, 1870, and in accordance with the request of the Committee of arrangements of Baltimore, the first session of the National Commercial Convention will be held at Baltimore, Md., commencing Monday, September 25th, 1871. Commercial bodies, municipal and other corporations, and all other interests, entitled to representation in the Convention, are requested to appoint delegates,

in accordance with the basis of representation, adopted by the Convention October 7th, 1870.

JOHN W. GARRETT, President.
H. H. TATEM, Secretary.

NATIONAL COMMERCIAL CONVENTION.

To be held in the City of Baltimore September 25th, 1871.

BALTIMORE, July 17, 1871.

The Southern Commercial Convention, held at Cincinnati, October, 1870, having appointed the first meeting of the National Commercial Convention, to be held in this city, the undersigned Committee of Arrangements, representing the Mayor and City Council, Board of Trade, Corn and Flour Exchange and Stock Board respectfully request that you appoint delegates thereto, in conformity with the basis of representation set forth in the accompanying circular, and give such notice as you may deem proper to other bodies in your vicinity who may be interested in its conclusions and entitled to participate in its deliberations. The delegates will facilitate the labor of the Committee by advising the Chairman of their intention to be present. The subjects to be considered are of such great national commercial importance as to induce us to hope for your cordial co-operation to insure its success. Proper credentials will be required to secure representation in the Convention.

Committee First Branch City Council.—A. C. Trippe, George R. Berry, Jos. G. Johnson.

Committee Second Branch City Council.—Harry McCoy, Charles G. Kerr, Wm. H. Vickery.

Committee Board of Trade.—Robert R. Kirkland, Samuel P. Thompson, F. B. Loney.

Committee Stock Board.—Israel Cohen, Hollins McKim, J. Harmanus Fisher.

Committee Corn and Flour Exchange.—Israel M. Barr, Jos. H. Meixsel, P. H. Magill.

Committee Ex-officio.—Robert T. Banks, Mayor, Geo. W. Bishop, President First Branch City Council, Henry Duvall, President Second Branch Board of Trade, H. L. Whitbridge, President Board of Trade, Wm. S. Young, President Corn and Flour Exchange.

ISRAEL M. BARR,
HOLLINS MCKIM, Sec'y. Chairman.

RESOLUTIONS

Adopted by the Southern Commercial Convention, held in Cincinnati, October, 1870: Whereas, The Southern Commercial Convention, now in session, by its liberal policy and comprehensive action, has invited and secured a representation of the various commercial and industrial interests of the whole country, and has thereby assumed a national character and importance; therefore be it

Resolved, That when this convention adjourns, it will meet in Baltimore, on Monday, the 25th day of September, 1871, under the name and style of the "National Commercial Convention."

BASIS OF REPRESENTATION

For the National Commercial Convention to be held in the city of Baltimore, September 25th, 1871, adopted by the convention held at Cincinnati, October, 1870:

Each incorporated city shall be entitled to one delegate, and to one additional delegate to every ten thousand inhabitants over the first ten thousand, provided that no city shall be entitled to more than ten delegates.

Each Territory, and the district of Columbia, shall be entitled to one delegate; and each State to one delegate for each Congressional District, to be appointed by the Governor.

Each incorporated railroad, steamboat, manufacturing and mining company in actual operation, having a cash capital of \$100,000, shall be entitled to one delegate.

Every Chamber of Commerce and Board of Trade shall be entitled to one delegate.

The Committee of Arrangements shall have authority to invite persons of eminence in the arts and sciences, or in commercial and agricultural pursuits, and such other persons of distinction as they may deem to be the interest of the convention.

NOTICE.—Should any commercial body, or any delegate who may be appointed, desire to present a subject, other than those within enumerated, for the consideration of the convention, it is respectfully requested, that a written paper, containing the substance of such subject be forwarded to the Secretary of the Committee at least ten days prior to the assembling of the convention, in order that such subjects may be placed upon the official programme of the business of the convention.

SUBJECTS FOR CONSIDERATION.

1st. Railway connections of the cities of Virginia with the Great West. Postponed from the Cincinnati Convention.

2d. Education. Postponed from the Cincinnati Convention.

3d. Central linewater communication between the North and South. Postponed from the Cincinnati Convention.

4th. Development of the Gold and Silver mines in the Pacific States and Territories. Postponed from the Cincinnati Convention.

5th. The enlargement of the more important lines of canals in the United States, so as to render them navigable for vessels propelled by steam. Postponed from the Cincinnati Convention.

6th. Encouragement of a reciprocal trade between the United States and Brazil, and the other South American States. Postponed from the Cincinnati Convention.

7th. Continuous inland water line communication west from the Mississippi River along the Gulf coast to the Rio Grande. Postponed from the Cincinnati Convention.

8th. Settled policy in the public interest in regard to the disposition of the Government Lands. Postponed from the Cincinnati Convention.

9th. Continuous water line communication from the Mississippi River to the Atlantic Ocean. Postponed from the Cincinnati Convention.

10th. Railroads generally.

11th. Department of Commerce.

12th. American Navigation interests.

13th. Revenue Reform.

14th. Immunity of private, property at sea in time of war.

15th. Direct trade between Southern Atlantic cities and Europe.

16th. River Navigation.

17th. Construction of permanent levees on, and removal of obstructions from the mouth of the Mississippi River.

18th. Finance and Taxation including civil service reform.

19th. Charges on passenger and freight traffic by rail and water lines.

20th. To abolish throughtot the whole country all licenses imposed on commercial travelers.

21st. Improvement of sea coast harbors.

22d. Ample railroad facilities from the Ohio River to the Central South.

23d. Tares and short weights.

24th. Foreign immigration.

Ordered received, filed and published. Ald. Smith moved to refer the Mayor's communication and matter to a committee of five, of which His Honor the Mayor and the President of the Board shall be two. The committee is as follows:

Ald. Smith, Rogers, Gerling, Mayor Briggs and the President of the Board, Ald. Parsons.

Ald. Stone, from the Poor Committee, presented the following:

REPORT OF THE OVERSEER OF THE POOR FOR JULY.

OVERSEER OF THE POOR OFFICE, { ROCHESTER, Aug. 8, 1871. }

To the Common Council of the city of Rochester:

The Overseer of the Poor would respectfully report that during the month of July, 1871, he relieved 731 families, in the following manner, viz:

Orders on Poor store.....	\$1,271 06
.. Wood yard.....	166 00
.. Coal yard.....	408 00
.. George Wait.....	53 00
.. S F & W Witherspoon..	39 75
.. H Brewster & Co.....	50 50
.. George Mannel.....	1 00
.. W Carlton Brown.....	155 00
.. H F Van Dake.....	13 00
.. Hoffman & Meyer.....	7 50
.. Belr & Stern.....	3 00
.. W Rhodes.....	6 00
.. John Stape.....	38 25
.. John Nagle.....	45 00
.. C Zimmer.....	1 00
.. C Seel.....	6 00
.. M Daus.....	14 75
.. Fred Wurtz.....	18 00
.. Moses M Smith.....	6 75
.. George Hawkins.....	66 00
.. W H Niven.....	60 75
.. C V Jeffrey.....	12 00
.. M Heavey.....	8 00
.. Henry Hook.....	3 75
.. Mrs Cleminson.....	3 00
.. H & P Bender.....	36 00
.. B O'Reilly.....	12 00
.. A W Mudge.....	6 50
.. H W Jones.....	12 00
.. George Schfield.....	25 05
.. J E Butterfield.....	9 33
Less County and Towns.....	\$2,564 94
	446 68

Total for City.....\$2,118 26

All of which is respectfully submitted.

WILLIAM BROWN,

Overseer of the Poor.

Ordered received, filed and published.

The Clerk presented the following:

TREASURER'S MONTHLY STATEMENT.

CITY TREASURER'S OFFICE, { Aug. 8, 1871. }

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN—The Treasurer herewith submits the monthly statement of the balances

of the principal funds on the 8th of Aug., 1871, as required by section 59 of the city charter:

	Credit Balance.
Contingent Fund.....	\$36,759 23
Police.....	46,083 10
Fire Department Fund.....	53,547 35
Highway.....	21,355 76
Lamp.....	34,725 29
Poor.....	45,669 75
Park.....	444 56
Board of Health Fund.....	5,203 84
Home for Truants' Fund.....	7 0 23
Sewer Repair Fund.....	1,614 35
Lyell street.....	150 73
North street.....	—
St. Paul street Fund, (N. Y. C. RR. to Scran-	—
ton street).....	—
St. Paul street Fund, (Scrantom street to city	—
line.....	—
Monroe avenue Fund.....	231 36
Plymouth.....	232 31
Mt. Hope.....	175 01
West.....	81 53
Lake.....	141 27
East.....	306 59
South.....	222 61

JOHN WILLIAMS, Treasurer.

Subscribed and sworn to before me this 8th day of Aug., 1871.

GEORGE D. WILLIAMS,
Notary Public.

Ordered received, filed and published.

COMMUNICATION FROM THE CITY TREASURER.

ROCHESTER CITY TREASURER'S }
OFFICE, Aug. 7th, 1871. }

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN:—The undersigned desires to report that he has received and deposited to the credit of a special account at Powers' Banking House, from the Treasurer of the Genesee Valley Railroad Co., \$39,000, being a dividend on the city stock, and in the course of 60 days \$9,000 more will be paid, a receipt for which I have signed a paper, a copy of which is herewith transmitted. While I am aware that I have exceeded my authority in this action, still on no other terms would the money have been paid, and it was deemed the safest way to hold the money in abeyance till the Common Council should decide whether they will ratify my action or not. This amount if used for the purpose of retiring some of the bonds, will reduce them to less than \$200,000, the interest on which will be paid by the dividends, and an excess of \$6,000 annually.

Respectfully,

JOHN WILLIAMS, Treasurer.

ROCHESTER, Aug. 3, 1871.

Whereas. Certain differences have arisen in regard to the affairs of the Rochester and Genesee Valley Railroad in consequence whereof there are now two sets of claimants to offices of Director, President, Vice President, Secretary and Treasurer, and there have been many actions at law and suits in equity which have arisen out of the said differences; and

Whereas. The two sets of claimants to said offices have met and arraigned their said differences so that the said litigation is entirely terminated, except so far as may be necessary to determine the validity of an act of the Legislature, being chapter 59 of the laws of 1867. A new lease of the property of the company executed to the Buffalo, New York

and Erie Railroad Company, and assigned to the Erie Railway Company, and a dividend of ten per cent. upon the capital stock of the company, declared payable upon the consummation of said settlement as a part of said arrangement and settlement.

Now, therefore, the undersigned holders respectively of the number of shares of said stock set opposite their several names, acquiesce in, approve of, and ratify the terms of the said settlement, as the same appear from the books and papers of the Rochester and Genesee Valley Railroad, and acknowledge severally to have received this day of Gilbert Cameron, acting as Secretary and Treasurer of said Company, the several sums set opposite their respective names in full of said dividend upon the shares so held by them respectively,

Ordered received, filed, and published.

ORDINANCES.

OPENING OF AN ALLEY FROM CANAL STREET TO LITCHFIELD STREET.

On motion of Ald. Gould 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. Gould submitted the following:

An ordinance to open an alley from Canal street to Litchfield street.

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

The opening of an alley 12 feet wide from the west line of Canal street to the east line of Litchfield are described as follows: Commencing at a point about 63½ feet north of the north line of West Main street, and running thence westerly in a direct line to a point in the west line of a lot formerly owned by Harriet Bevis, 100 feet north of the west line of West Main street; thence westerly parallel to the north line of West Main street, and about 100 feet distant therefrom, to the east line of Litchfield street; thence northerly along the east line of Litchfield street, to a point 12 feet at right angles from the above described south line of said alley; thence easterly on a line parallel to the above described south line of said alley and 12 feet distant therefrom, at right angles to the west line of Canal street; thence southerly along the west line of Canal 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 thereof and the City surveyor, under the directions of this Board, having made an estimate of such expenses, and reported the same at \$1,750, which estimate was and is hereby approved: the sum of \$1,750, 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 the south side of said alley as opened from Canal street to Litchfield street.

On which above described portion of the city the said sum of \$1,750 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 the Assessors are hereby notified to meet for this purpose on Saturday, the 12th day of Aug., 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Herzberger, Heavey, Smith, Caring, Stern, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

OPENING OF TROUP STREET.

Ald. Gould presented the final ordinance for—The opening and extending of Troup street from its present western terminus to the east line of Genesee street, and the following described lands are necessary to be taken for said opening.

Beginning in the north line of Troup street, at its western terminus, and running thus westerly on the

course of said north line produced westerly to the east line of Genesee street, thence southerly along the east line of Genesee street to a point 40 feet southerly at right angles from the first described line, thence easterly on a line parallel to and 40 feet distant at right angles from the first described line to the western terminus of said Troup street, thence northerly 40 feet 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 \$2,000, which estimate is hereby approved.

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, and the extension of said street from Genesee Valley Canal to Genesee street.

Ald. Stone moved the indefinite postponement of the ordinance Carried.

WIDENING AND STRAIGHTENING NELSON STREET.

Ald. Gould moved a reconsideration of the vote on the ordinance for widening and straightening Nelson street, passed May 30, 1871, (at folio 72 of printed proceedings.)

Ald. Glover moved to table Ald. Gould's motion until the next regular meeting. Carried.

Ald. Kelly presented a certified petition by Geo. C. Clark and others for the passage of the ordinance for the improvement of Saratoga avenue. Table.

Ald. Selye presented a remonstrance signed by John Rankin and others, against the passage of the ordinance for the improvement of Saratoga avenue. Table.

IMPROVEMENT OF SARATOGA AVENUE.

On motion of Ald. Selye 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. Selye submitted the following:

An ordinance to improve Saratoga avenue, The Common Council of the city of Rochester do ordain and determine as follows:

The improvement of Saratoga avenue, from Lyell avenue to the north line of Lorimer street, by setting a curb-stone on each side of said avenue, except where a curb is now set, laying a 6 feet flag walk in 3 courses on each side of said avenue, from Lyell street to Jones avenue and on the east side from Jones avenue to Lorimer street, except where a flag walk is now laid, 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 \$3,557, which estimate was and is hereby approved: the sum of \$3,557 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 Saratoga avenue, from Lyell street to Lorimer street.

On which above described portion of the city the said sum of \$3,557 is hereby ordered to be assessed.

And the tax payers to be assessed for making such improvement, 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 such 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 12th day of Aug., 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Herzberger, Heavey, Smith, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

PLANK WALK ON LIME STREET (NORTH SIDE).

Ald. Selye presented the final ordinance for—
The construction of a plank walk 4 feet 8 inches on

the north side of Lime street, from Saxton street to Whitney street.

The whole estimated expense thereof is \$587, 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 Lime street, from Saxton street to Whitney street.

And moved its postponement until the first regular meeting in September next. Carried.

IMPROVEMENT OF JONES AVENUE.

On motion of Ald. Selye 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. Selye submitted the following:

An ordinance to improve Jones avenue.

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

The improvement of Jones avenue, from Lake avenue to Saratoga avenue, by laying a flag walk 6 feet wide in 3 courses on the south side thereof, from Lake avenue to Saratoga avenue, and on the north side thereof from Frank street to Saratoga avenue, and setting a curb-stone on the south side thereof, from Frank street to Saratoga 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 direction of this Board, having made an estimate of such expense, and reported the same at \$3,485, which estimate was and is hereby approved; the sum of \$3,485 being the whole 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 said avenue, from Lake avenue to Saratoga avenue, and on the north side of said avenue from Frank street to Saratoga avenue.

On which above described portion of the city the said sum of \$3,485 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 seven per cent, per annum, within one year from the confirmation of such 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 12th day of Aug., 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Wait, Gould, Herzberger, Heavey, Smith, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

PIPE SEWER IN BRAYER STREET.

On motion of Ald. Caring the Board proceeded to hear allegations in relations 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 Brayer street, from St. Joseph street to Hanover street.

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

The constructing of a pipe sewer in Brayer street, from St. Joseph 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 \$1,255, which estimate was and is hereby approved; the sum of \$1,255, being the whole 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 Brayer street, from St. Joseph street to Hanover 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 12th day of August, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Mauder moved to amend the ordinance by increasing the estimate to \$2,001. Carried.

Ald. Mauder moved that action on the ordinance be postponed until the next regular meeting. Carried.

STONE SEWER ACROSS SIBLEY'S NURSERY.

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 across Sibley's Nursery.

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

The construction of a stone sewer 2 feet by 3 feet, across what is known as Sibley's Nursery, from the center of Union street at Weld street to the Court and William street outlet sewer.

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 \$3,820, which estimate was and is hereby approved; the sum of \$3,820, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants, in 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 following named streets: Union street from Main street to the N. Y. C. R. R.; Joslyn Park its whole length; Tappan street from Union street to Scio street; Weld street from Union street to Scio street; Ontario street from Union street to Scio street; and on each side of Scio street from University avenue to Davis street.

On which above described portion of the city the said sum of \$3,820 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 to be assessed 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 such 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 12th day of August, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Aikenhead presented a remonstrance by Chas. Newman and others against the passage of the ordinance. Table.

Action was then had on the ordinance, which was lost by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Herzberger, Heavey, Smith, Caring, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Gerling, Stebbins, Whitmore, Mauder—18.

Nays—Ald. Craig, Charters, Stade, Parsons, Aikenhead—5.

Not a majority petition.

PIPE SEWER IN PINE ALLEY.

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 Pine alley. Adopted.

The Surveyor submitted as such estimate, \$3 3.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a pipe sewer 1 foot in diameter

in Pine alley, from the sewer in Spring street to a point 4 feet south of the canal.

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 \$3/3, 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 Pine alley, from Spring 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, Aug. the 22d, 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, Gould, Rogers, Herzberger, Heavey, Smith, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

PENAL ORDINANCE IN RELATION TO CARTMEN AND PORTERS.

Ald. Caring moved a reconsideration of the vote on the ordinance relating to Cartmen and Porters, passed Nov. 11, 1869. Carried.

Ald. Caring (having given proper notice) moved to amend section 7 of said ordinance by inserting after the words "St. Paul street" the words "except also on each side of East Main street, from Water street to Minerva alley"

Carried by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Herzberger, Heavey, Smith, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Stebbins, Whitmore, Stade, Aikenhead—20.

Nays—Ald. Gerling, Mauder, Parsons—3.

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

Ayes—Ald. Wait, Gould, Rogers, Herzberger, Heavey, Smith, Caring, Stern, McConnell, Stone, Craig, Kelly, Selye, Charters, Stebbins, Whitmore, Stade, Aikenhead—18.

Nays—Ald. Gerling, Mauder, Parsons—3.

SEWER ACROSS SIBLEY'S NURSERY.

Ald. Mauder moved a reconsideration of the vote on the ordinance for a sewer across Sibley's Nursery. Carried.

Ald. Mauder moved that further action be postponed until the next regular meeting. Carried.

ASSESSMENT ROLLS.

The Clerk presented the following assessment roll from the Assessors:

Iron bridge over the race on Court street.

Ald. Kelly moved that action be postponed until the next regular meeting. Carried.

The Clerk presented the following assessment rolls, subscribed and sworn to by the Assessors:

Improvement of Allen street.

Improvement of Asylum street.

Improvement of North Washington street.

Covering areas in Liberty street.

Lateral sewer at the corner of East Main and Stone streets.

Lateral sewer at the corner of Andrew and North St. Paul streets.

Lateral sewers at the corner of North St. Paul and Division streets.

Lateral sewer at the corner of Ely and South St. Paul streets.

After hearing allegations from all persons appearing, the rolls as presented by the Clerk were confirmed by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Herzberger, Heavey, Smith, Caring, Stern, Glover, McConnell, Kelly, Selye, Mandeville, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Aikenhead—20.

Nays—Ald. Stone, Parsons—2.

UNFINISHED BUSINESS.

By Ald. Charters—Resolved, That the Police Commissioners be and are hereby authorized and empowered, to appoint a per-

son to act as Clerk of the Board of Police Commissioners.

Ald. Stone moved that the resolution be laid on the table. Declared lost.

Ald. Stone appealed from the decision of the chair.

The ruling of the President was sustained by the following vote:

Ayes—Ald. Pond, Caring, Connolly, Glover, Kelly, Selye, Mandeville, Stape, Charters, Mauder, Stade, Aikenhead—12.

Nays—Ald. Herzberger, McConnell, Stone, Whitmore—4.

Ald. Whitcomb moved as an amendment, that the following words be inserted, after the word "appoint" the words "from among the present police force."

Ald. Charters presented the following as a substitute for the whole matter:

By Ald. Charters—Resolved, That the Police Commissioners be and are hereby authorized and empowered to appoint a Clerk, and in so doing the person appointed shall count one of the present number of police, thereby causing no vacancy in the police force. Adopted.

By Ald. Mauder—Resolved, That William C. Zimmer be and is hereby granted permission to sell fresh meat in the city, at the corner of Hudson and Rhine streets, upon his paying into the City Treasury the sum of twenty-five dollars. Adopted.

BILLIARD TABLES.

Ald. Gould moved that the resolution adopted June 14th, 1867 (at folio 47 of printed proceedings), fixing the license on billiard tables at \$5 for each table, be, and the same is hereby reconsidered.

Declared carried by the following vote:

Ayes—Ald. Gould, Caring, Glover, McConnell, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Parsons, Aikenhead—14.

Nays—Ald. Rogers, Herzberger, Connolly, Stern, Stone, Stade—6.

Ald. Gould moved the indefinite postponement of the resolution. Lost by the following vote:

Ayes—Ald. Wait, Gould, Smith, Caring, Glover, Craig, Selye, Mandeville, Whitmore, Mauder, Parsons—11.

Nays—Ald. Rogers, Herzberger, Heavey, Stern, McConnell, Stone, Kelly, Charters, Gerling, Stebbins, Stade, Aikenhead—12.

Ald. Caring moved to amend the resolution by striking out "\$5" and substitute therefor "\$2." Lost.

The original resolution fixing the license at \$5 for each table was then adopted by the following vote:

Ayes—Ald. Wait, Rogers, Herzberger, Heavey, Smith, Stern, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons, Aikenhead—19.

Nays—Ald. Gould, Caring, Glover, Mauder—4.

By Ald. Whitmore—Resolved, That the City Treasurer be, and is hereby required to refund to John Leise, twenty-two dollars and fifty cents, being for interest paid on his tax for Mt. Vernon avenue extension, and charge Contingent Fund. Adopted by the following vote.

Ayes—Ald. Wait, Gould, Rogers, Herzberger, Heavey, Smith, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons Aikenhead—23.

EXECUTIVE.

Ald. Mandeville presented the following: *To the Honorable the Mayor and Common Council of the City of Rochester:*

I hereby tender my resignation as constable of the 10th Ward.

Rochester, Aug. 8th, 1871.

JOSEPH E. ROBB.

And moved its acceptance—Carried.

Ald. Mandeville moved that the Board now proceed to ballot for constable for the 10th Ward, in place of Joseph E. Robb, resigned—Carried.

FIRST BALLOT.

George W. Egleston received 19 votes.

Scattering " 3 "

George W. Egleston having received the requisite number of votes was declared appointed constable for the 10th Ward.

Ald. Herzberger moved that when the Board adjourn, it be until Thursday evening next at 7 1-2 o'clock.

Ald. Gould moved to amend by substituting "Tuesday" for "Thursday."

Ald. Gerling moved to table the whole matter—Lost.

Ald. Gould's amendment was then lost.

Action was then had on Ald. Herzberger's motion, which was declared lost by the following vote:

Ayes—Ald. Rogers, Herzberger, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Mauder, Aikenhead—10.

Nays—Ald. Wait, Gould, Heavey, Smith, Caring, Stern, Selye, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons—13.

MISCELLANEOUS.

By Ald. Aikenhead—Resolved, That Jacob Sauer, V. F. Whitmore and others, be, and are hereby granted permission to set the curb and pave the gutters in front of their premises on Hickory street, under the supervision of the Improvement Committee and City Surveyor, and the Surveyor is hereby directed to establish the proper grade of said street. Adopted.

FINANCE BUDGET.

ROCHESTER, Aug. 8, 1871.

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

POOR FUND.

Geo Wait, groceries on orders.....	\$ 62 75
Conrad Zimmer	37 50
John Nagle,	47 00
George Hawkins, groceries on orders	78 50
W H Niven,	69 50
W C Brown,	144 50
Moore & Cole, bill of tea.....	146 25
Homer Gorton, constable's fees.....	3 50
	11 25
Rochester Printing Co., printing.....	28 50
W T Moore, rent for poor family.....	6 75
William Peck, 1 month's salary to Aug. 1, 1871..	66 66

And charge that Fund.

Adopted by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Herzberger, Heavey, Smith, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

By Ald. Whitmore—Resolved, That the salaries of the respective Excoise Commis-

sioners in, and for the city of Rochester, for the ensuing year, be fixed at five hundred dollars each.

Ald. Mandeville moved that action on the resolution be postponed until the next regular meeting—Carried.

The President presented the following opinion of E. A. Raymond, Esq.:

By an Act of the Legislature of this State, passed April 11, 1870, (see chapter 175 of the session laws of 1870), the Mayor of the city of Rochester was authorized to appoint three Commissioners of Excise for said city.

Section 2 of said act provides that "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."

In April, 1870, the present Mayor of the city of Rochester, under the authority of said act, appointed as such Commissioners of Excise, Messrs. Bradstreet, Williams and Cook, who immediately entered upon the duties of their office.

The Common Council of said city, at a regular meeting thereof, held on the 31st of May, 1870, duly adopted the following resolution:

Ald. Gerling moved that the salary of the Excise Commissioners be twelve hundred dollars each, per year. Adopted by 14 yeas to 8 noes. (See page 56 of proceedings for 1870.)

In this action of the Common Council the Mayor concurred. The salaries of said Commissioners have been regularly paid by the City Treasurer, under the direction of the Common Council, ever since the adoption of said resolution.

The question submitted for my opinion on the above facts, is whether the Common Council and the Mayor can reduce the salary of any one, or of all of said Commissioners, during his or their term of office?

I think they cannot.

As I understand the resolution adopted by the Common Council, the salaries were fixed at \$1,200 per year, each, for the whole term of their office, and not for one year. The act above referred to, does not confer any authority upon the Mayor and Common Council to diminish the salary of an Excise Commissioner during his term of office. They have power to fix the salary for a definite period, and when once done, their authority is exhausted, unless the officers consent to its renewed exercise.

The only authority the Mayor and Common Council have over this subject is derived from the Act in question, and not from the city charter.

The Legislature can control the unearned emoluments of a public office, except in the special cases where the constitution prohibits it. Conner vs. the Mayor, &c., of New York, 5 N. Y. R. 285; the People vs. Devlin, 33 N. Y. R. 269.

But no such power is granted to the Mayor and Common Council of the city of Rochester in reference to these officers, and therefore their salaries cannot be diminished.

April 1, 1871. E. J. RAYMOND.

Ordered received, filed and published.

By Ald. Whitmore—Resolved, That the Poor Committee be and are hereby directed to cause to be placed on either side of their wagons signs bearing the word "poor-master."

Ald. Stone moved to refer this matter to the Poor Committee with power to act. Carried.

By Ald. Gerling—Resolved, That the Clerk of the Market be instructed by this Board to collect all licenses granted by this Board if not paid within proper time. Lost.

By Ald. Mandeville—Resolved, That the owners of property on the each of Foehner street, from Hudson street to North street, have permission to build plank walks in front of their premises, if built within 40 days, under the direction of the Improvement Committee and City Surveyor, and if all the walks are not constructed within the time, then the Superintendent shall construct the same, and charge the same to the owners. Adopted.

Ald. Selye presented the following:

PROPOSALS FOR IMPROVEMENTS.

North Washington Street.

A C Bowen.....	\$10,015 26
Whitmore, Carson & Co.	9,974 75
J Brady.....	10,383 60
Rauber & Vicienus.....	10,236 30
Holloway & Northington.....	10,418 00

Allen Street.

Rauber & Vicienus, per lineal ft.....	\$1 10
A C Bowen.....	5 10
Whitmore, Carson & Co., ..	4 00
Thomas Stetson.....	3 75

Asylum Street.

Donoghue & Lauer Jr.....	\$5,883 20
Wm Hanford.....	6,046 40
J Brady.....	5,928 00
Thomas Stetson.....	5,714 00
Whitmore, Carson & Co.....	6,606 40
McConnell & Jones.....	6,248 00
A C Bowen.....	5,792 50
Rauber & Vicienus.....	6,554 16

By Ald. Selye—Resolved, That His Honor the Mayor be and is hereby requested to execute the following contracts in behalf of the city.

With Whitmore, Carson & Co. for the improvement of the North Washington street from West Main street to Allen street.

With Thomas Stetson for the improvement of Asylum street from East Main street to Union street, and the repairing of Allen street from the east line of Washington street to N. Y. C. R. R. Adopted.

By Ald. Selye—Resolved, That the Treasurer is hereby directed to receive \$40.99 each in full of J. Nelson Tubbs and Jerome Barhydt and \$55.45 in full of L. C. Powis on their assessment for Glasgow street improvement and of all other persons named in said roll 86½ per cent in full for said assessment.

Ald. Rogers moved the postponement of action on the resolution until the next regular meeting. Carried.

IMPROVEMENT FUND.

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

Rodrick & Granger, in full, for plank walk on Baden street, \$14, and charge that Fund.

Whitmore, Carson & Co., in full, on their contract for Glasgow street improvement, \$1691.05, and charge appropriate Fund.

Also, that the Clerk draw two orders of

\$192 each, in favor of Whitmore, Carson, & Co., and payable to their order, one in one year and one in two years, from the 8th day of August, 1871, and the Treasurer is hereby authorized to accept the same, in behalf of the city, and charge Glasgow street improvement Fund. Adopted by the following vote: Ayes—Ald. Wait, Gould, Rogers, Herzberger, Heavey, Smith, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

By Ald. Seyle—Resolved, That the Treasurer credit Charles G. and Ferdinand Payne, each, \$16.12, on their assessment for Adams street improvement, from Reynolds street to Francis street, they having had a plank walk in front of their lots. Adopted.

By Ald. Selye—Resolved, That the Treasurer is hereby directed to receive 97½ per cent., in full, of all persons assessed for the improvement of Adams street, from Reynolds street to Francis street. Adopted.

By Ald. Kelly—Resolved, That the taxpayers, for the improvement of Saratoga and Jones avenues, are hereby authorized to build the walks in front of their several premises, in accordance with the ordinances passed this evening, the same to be done within thirty days from date, and under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Stone—Resolved, That William N. Emerson and George W. Wilson have permission to build flag walks in front of their premises on West Main street, in accordance with their petition, said walks to conform to the walks already made. Adopted.

By Ald. Stone—Resolved, That the Street Superintendent notify the owners of lands on both sides of Genesee street to repair their walks without delay. Adopted.

By Ald. Craig—Resolved, That the Fire Department Committee be and are hereby requested to prevent the various members of the Fire Department, or any of them, from hereafter using the steam fire engines for the purpose of filling any tanks or reservoirs, other than those belonging to the city.

Ald. Whitcomb moved the indefinite postponement of the resolution. Lost.

Ald. Craig's resolution was then adopted. By Ald. Glover—Resolved, That the City Treasurer be and he is hereby directed to cancel seventeen dollars and sixty-six cents assessed to Dinah Hancock on parts of lots 8, 9, 24 and 25 in the Bennett tract, on the west side of Francis street, in the Eighth ward, and charge to account of Erroneous Assessments. Adopted.

By Ald. Glover—Resolved, That the City Treasurer be and he is hereby authorized and directed to cancel five dollars and five cents erroneously assessed to Moses Grappenstetter on the east part of lot 17, Greig tract, south side Champlain street, in the Eighth ward, and charge the same to Erroneous Assessments. Adopted.

By Ald. McConnell—Resolved, That the Clerk of the Market be and he is hereby instructed to ascertain and report to the City Clerk the number of billiard tables in this city, and the owners thereof. Adopted.

IMPROVEMENT FUND.

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

Matthias Schuster in full for inspecting Ward street sewer.....\$ 24 00

And charge that Fund.

Matthias Schuster in full for inspecting Orange and Magne street sewer....\$ 58 50

And charge that Fund.

Wm. I. Hanford in full on his contract for sewer in Hamilton Place.....\$209 90

And charge that Fund.

D. Gatens on his contract for sewer in Saratoga avenue.....\$300 00

And charge that Fund.

Rauber & Vicienus in full on their contract for sewer in Ward street.....\$410 30

And charge that Fund.

Also, that the Clerk draw an order for \$500 in favor of Donnaghue & Lauer, Jr., and payable to their order, with interest, in two years from the 8th day of August, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge the Pinnacle Avenue Sewer Fund.

Also, that the Clerk draw two orders for \$200 each in favor of D. Gatens, and payable to his order, with interest—one in one year and one in two years from the 8th day of August, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Saratoga Avenue Sewer Fund.

Also, that the Clerk draw two orders for \$300 each in favor of D. McCormick, and payable to his order, with interest—one in one year and one in two years from the 8th day of August, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Thompson Street Sewer Fund.

Also, that the Clerk draw an order for \$250 in favor of Wm. I. Hanford, and payable to his order, with interest, in one year from the 8th day of August, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Hamilton Place Sewer Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Gould, Rogers, Herzberger, Smith, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

By Ald. Caring—Resolved, That the Street Superintendent be and is hereby instructed to notify the owners of property on the north side of Marietta street, from St. Paul street to North Clinton street, to repair their walks in front of their premises, upon the grade established by the City Surveyor, within ten days, and in default thereof that he repair the same, and charge the expense to the owners. Adopted.

By Ald. Caring—Resolved, That the Treasurer is hereby directed to receive ninety per cent. in full of all persons assessed for stone sewer in Orange and Magne streets.

Also, that the Treasurer is hereby directed to receive twenty-four per cent. in full of all persons assessed for Ward street sewer.

Also, that the Treasurer is hereby directed to receive forty-eight per cent. in full of all

persons assessed for Hamilton Place sewer. Adopted.

By Ald. Caring—Resolved, That the Police Commissioners be and hereby are requested to secure the enforcement of the penal ordinance in relation to dogs running at large. Adopted.

By Ald. Caring—Resolved, That John Doer have permission to lay a flag walk in front of his premises on Emmett street, under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Caring—Resolved, That the City Treasurer be and hereby is requested to receive from the tax payers on Evergreen street for the present, and in part payment of the assessment on said street, an amount not to exceed fifty per cent. of said assessment until further notice from this Board. Adopted.

Ald. Herzberger, from the Committee on the House for Idle and Truant Children, reported in favor of the bills of H. Brewster & Co., Hubbard & Northrop, Van Zandt Bro's, C. T. Amsden & Sou, Henry Theim, John W. Adams, Boyd & Hart, J. W. Adams, and Moore & Cole, and presented the following:

By Ald. Herzberger—Resolved, That the bills of Moore & Cole, \$114.10, J. W. Adams, \$694.35, Boyd & Hart, \$22.52, Henry Thorn, \$27.75, C. T. Amsden & Son, \$154.10, Hubbard & Northrop \$62.81, Van Zandt & Bro's, \$29.80, and H. Brewster & Co., \$126.65, having been referred to the Committee on the House for Idle and Truant children, and reported on favorably, but there being not sufficient money in the fund to pay them, therefore be it

Resolved, That the above bills be and they are hereby declared by this Board valid and due. Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Gould, Herzberger, Smith, Caring, Stern, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—20.

Nays—Ald. Rogers, Stebbins—2.

By Ald. Rogers—Resolved, That the Treasurer be requested to postpone the collection of the tax for the improvement of Glasgow street for two weeks from the 16th of Aug. Adopted.

By Ald. Rogers—Resolved, That the Improvement Committee be requested to bring in an ordinance for the repair and improvement of the sidewalks, curb-stones, crosswalks, and lateral sewers in Caledonia square. Adopted.

By Ald. Rogers—Resolved, That the street Superintendent be directed to notify the owners of property on Trowbridge street, between West Main street and Troup street, to repair their respective walks within ten days, and in default thereof that he repair the same at the expense of the owners. Adopted.

By Ald. Rogers—Resolved, That the Treasurer pay to the order of Wolf & Stade five hundred dollars (\$500) on account of contract for building engine houses, and charge Fire Department Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Gould, Rogers, Herzberger, Smith, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly,

Selye, Mandeville, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

By Ald. Rogers—Resolved, That the Street Superintendent be directed to cause suitable channels to be made under the railroad tracks in the vicinity of the hydrants, for the purpose of passing hose through the same. Adopted.

By Ald. Rogers—Resolved, That the Street Superintendent be hereby directed to cause the removal from streets and alleys of all obstructions which interfere with the free use of the same by the Fire Department. Adopted.

By Ald. Rogers—Resolved, That Joseph Conser have leave to construct a well on Caledonia avenue, corner of Adams street, upon his filing with the Mayor the proper bond as in the case of sewers. Adopted.

By Ald. Gould—Resolved, That the Clerk of the Markets be and is hereby directed to ascertain and report to this Board the number of old maids in the city.

Ald. Stebbins moved that the matter be referred to the Committee on Opening and Alteration of Streets. Carried.

Ald. Herzberger moved to suspend the rule to adjourn at 11 o'clock, for the purpose of hearing Ald. Whitcomb in reference to the South Clinton street improvement and action thereon, and for no other purpose. Adopted by the following vote:

Ayes—Ald. Whitcomb, Rogers, Herzberger, Smith, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

Nays—Ald. Wait, Gould—2.

Ald. Whitcomb moved that the Improvement Committee be and they are hereby directed to discharge the Inspector on South Clinton street improvement until such time as the contractor commences laying down the pavement. Carried.

Adjourned.

W. F. MORRISON,
City Clerk.

IN COMMON COUNCIL—Aug. 22d, 1871

REGULAR MEETING.

President—Ald. C. R. Parsons presiding.
Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.
Absent—Ald. Pond. Herzberger, Heavey—3.

APPROVAL OF MINUTES.

The minutes of the previous meeting, August 8th, were approved, as published in Book of Proceedings.

PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Rogers—Bills of B. F. Blackall, Geo. W. Connolly, Gerling Bros., Joseph Schutte, Samuel Stein, R. Cook, John Mauder, William Morley, S. W. Spaulding, Smith & Poppy, William Boon, Wm. J. Hynes and G. & W. Weldon—Fire Department Committee.

By Ald. Caring—Estimates of Danl. McCormick, Danl. Gateus, Thomas Stetson, M.

Schuster, Anthony Knope, William Doran, Michael O'Connor, Donnaghue & Lauer, and Logan & Cregan—Sewer Committee.

Petition of Thomas Griffin for permission to erect a wood building on his lot, No. 44, situate on Ward street—Wood Building Committee, with power to act.

Bills of John Van Auken, Thomas Knowles and Patrick Keenan—Contingent Expense Committee.

By Ald. Stern—Bills of W. H. Yerkes, Jesse Shepherd, John C. Moore, C. T. Amsden & Son, Edward Gray, C. R. Parsons, John Keenan, Anthony Kasseal, T. H. Hopwood, John McMannis, Patrick Burns, William Whitehair and Dr. David Little—Contingent Expense Committee.

Bill of Scrantom & Wetmore—Map Survey and Record Committee.

By Ald. McConnell—Bill of A. B. McConnell—Park Committee.

By Ald. Stone—Petition of E. W. Armstrong.

Ald. Stone moved the reference of the petition to the Improvement Committee.

Ald. Aldridge moved as a substitute for Ald. Stone's motion, that the resolution be tabled. Carried.

Bills of S. F. & W. Witherspoon, Wm. Brown, A. Hefner, G. & C. Herzberger, J. E. Butterfield, Chris. Seel, B. O'Rielly, Geo. Wait, Gerling Bros., Geo. Bastion, W. Carlton Brown, S. J. Wagoner and J. D. McIntosh & Co.—Poor Committee.

Petition of Henry L. Fish and Joseph Hoffman for relief in the case of Peter Smith. Tabled.

Remonstrance of John Van Auken against the confirmation of the Assessment Roll for Sewer in Group and Julia streets. Referred to the Sewer Committee.

By Ald. Kelly—Bill of Nathan Wood. Referred to the Assessors to make Assessment Roll to conform to items in the bill.

Bills of John C. Mason, Jacob Young, Fred Steizemeyer, Anthony Kasseal, and Superintendents Pay Roll—Street Committee.

By Ald. Charters—Bill of S. A. Zorn—Police Committee.

By Ald. Gerling—Petition of Elizabeth Springstead for permission to erect a wood building on her lot No. 32, situate on Brown street—Wood Building Committee with power to act.

Petition of Jacob Bauer for permission to erect a wood building on his lot No. 59, situate on Magne street—Wood Building Committee with power to act.

By Ald. Whitmore—Petition of J. Sauer and others, for the passage of an ordinance for the improvement of Hickory street from South avenue to Mt. Hope avenue—Referred to the Improvement Committee with instructions to bring in an ordinance.

By Ald. Mauder—Petition of Valentine G. Foehner for permission to erect a wood building on his lot situate corner of Hudson and Foehner streets—Wood Building Committee with power to act.

By Ald. Stade—Bills of McLean & Johnson, C. J. Miller & Son, W. B. Levitt and G. W. Connolly—City Property Committee.

By Ald. Smith—Petition of J. H. M. C. Haseltine, for permission to erect a wood

building on his lot No. 18, situate on Pleasant street—Referred to the Wood Building Committee with power to act.

REPORTS OF STANDING COMMITTEES.

Ald. Charters, from the Police Committee, reported in favor of the bill of S. A. Zorn—Finance Committee.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the Petitions of Chas. King and Clara A. Mudge, and presented the following:

By Ald. Mandeville—Resolved, That Clara A. Mudge and Chas. King have permission to erect wooden buildings in accordance with their petitions under the direction of the Wood Building Committee and Fire Marshal—Adopted.

Ald. Stape, from the Committee on Public Health, reported in favor of the bills (from Board of Health) of John McMannis, C. V. Jeffrey, Rochester Printing Company, Curran & Goler and August Woellart—Finance Committee.

Ald. Stern, from the Contingent Expense Committee, reported in favor of the bills of W. H. Yerkes, (two bills) Jesse Shepherd, John C. Moore, C. T. Amsden & Son, Edward Gray, C. R. Parsons, John Keenan, Anthony Kasseal, (four bills) John McMannis, (two bills) Patrick Burns, Thos. H. Hopwood and William Whitehair—Finance Committee.

Bill of Dr. David Little for vaccinating school children.

Ald. Aikenhead moved its reference to the Board of Health—Lost.

Ald. Stern moved that the bill be referred to the Finance Committee for payment, chargeable to Contingent Fund—Carried.

Ald. Stern from the Committee on Maps, Surveys and Records, reported in favor of the bill of Scrantom & Wetmore. Finance Committee.

Ald. Caring from the Sewer Committee reported in favor of the bills and estimates of Donnaghue & Lauer, jr., D. McCormick (three estimates) D. Gatens, Logan & Cregan, Micheal O. Connor, William Doran, M. Schuster, Anthony Knope and Thos. Stetson. Table.

Ald. Rogers from the Fire Department Committee reported in favor of the bills of B. F. Blackall, Geo. W. Connolly, Gerling Brothers, Joseph Schutte, Samuel Stein, R. Cook, John Mauder, William Morley, S. W. Spaulding, Smith & Poppy, William Boon, William J. Hynes and G. W. Weldon. Finance Committee.

Ald. McConnell from the Committee on Public Parks reported in favor of the bill of A. B. McConnell. Finance Committee.

Ald. Stone from the Committee on the Relief and Support of the Poor reported in favor of the bills of S. F. & W. Witherspoon, William Brown, A. Hefner, J. E. Butterfield, C. Seel, B. O'Rielly, Geo. Wait, W. Carlton, Brown, S. J. Wagoner, G. & C. Herzberger, J. D. McLutosh & Co., Gerling Brothers and Geo. Bastion. Finance Committee.

Ald. Kelly from the Street Committee reported in favor of the bill of Anthony Kasseal. Finance Committee chargeable to Contingent Fund.

Bills of John C. Mason, Jacob Young, Fred.

Stetzemeyer and Street Superintendant Pay Roll. Finance Committee.

Ald. Stade from the City Property Committee reported in favor of the bills of McLean & Johnson, C. J. Miller & Son, Geo. W. Connolly and W. B. Levett. Finance Committee.

Ald. Connolly from the Sprinkling Committee reported in favor of the estimate of Geo. Pringle & Co., and presented the following:

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

Geo. Pringle & Co., for sprinkling streets \$1,635.45, and charge the following Funds:

East and West Main street, \$285.71; South Clinton street, \$84.00; North and South Fitzhugh street, \$107.22; Mumford street, \$30.82; Mill street, \$140.00; Exchange Place, \$18.33; Market street, \$18.33; Exchange street \$105.00; State street, \$257.04; North and South St. Paul streets, \$200.00; East Avenue, \$140.00; Front street, \$80.00; North Clinton street, \$45.00; New Main street, \$124.00. Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Roger, Smith, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

REPORTS OF SELECT COMMITTEES.

Ald. Stade, in behalf of the Committee on New City Hall Site, presented the following report:

ROCHESTER, August 22, 1871.

To the Hon. the Common Council:

GENTLEMEN:—Your special committee and city property committee, to whom was referred the subject of examining and reporting suitable sites for the erection of a new city hall, beg leave to report: That after numerous sessions of your committee and many discussions, we resolved to present to your Honorable Body a schedule of lots and prices thereof, and leave the selection to your Honorable Body, without any recommendation on the part of your committee.

The Seaman premises, corner of East Main and South Clinton streets, thirty-three feet front on East Main street, rear the same, and eighty-seven feet deep, for the sum of \$40,000.

N. Osborn's premises, corner of East avenue and Elm street, 174 feet by 165 feet, for the sum of \$35,000.

The New England House premises on East Main street, owned by S. D. Walbridge, eighty-two feet front on East Main street, rear the same and 200 feet deep, for the sum of \$50,000. Mr. Walbridge says he will take the lot in rear of the Court House in part pay.

The Main street bridge premises, 90 feet front and rear and 100 feet deep, for the sum of \$36,000, or a sum that two disinterested persons may name.

The Keeler property on South St. Paul street, near Court street, 103 feet front on St. Paul street and rear the same, and 300 feet deep, for the sum of \$35,900.

The Sherman property on St. Paul street, corner of Mortimer street, 100 feet front on St. Paul street and rear the same, and 200 feet deep, for the sum of \$20,000.

The church property, corner of West Main and Washington streets, 200 feet front and rear and 175 feet deep, for the sum of \$25,000.

The Hawks property on South Washington street, 135 feet average width and 313 feet deep, for the sum of \$20,000.

The Center Market property on the east side of Front street, owned by the city.

The First Presbyterian Church property, now owned by the city.

Much has been said in the community in regard to a reported offer made by Hiram Sibley, that if the new city hall was erected upon the location between East avenue and East Main street, he would donate a large amount. Your committee would report that Ald. McConnell, from the committee, called upon Mr. Sibley, and he said if the building be erected upon the lot at the junction of East avenue and East Main street, (said lot owned by himself), and if other parties would donate proportionately, he would donate the sum of \$20,000.

All of which is respectfully submitted.

FRIED. STADE,
ROBERT CHARTERS,
City Property Committee.
W. MANDEVILLE,
ROBERT Y. MCCONNELL,
H. H. CRAIG,
GEORGE W. ALDRIDGE,
WILLIAM AIKENHEAD,
LEWIS SELYE,
C. R. PARSONS,
Special Committee.

Ald. Caring moved that the report be received, filed and published. Carried.

COMMUNICATIONS.

Ald. Charters, from the Police Committee, presented the following:

REPORT OF THE POLICE JUSTICE FOR THE MONTH OF JULY.

POLICE OFFICE, ROCHESTER, Aug. 22, 1871.

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

GENTLEMEN:—I beg leave to present my report for the month of July, 1871, of moneys received for fines and penalties during said month:

Total amount received for fines and penalties\$752 00

I do hereby officially certify that the foregoing report in relation to moneys received by me for fines and penalties as Police Justice during the month of July, 1871, is true.

Respectfully yours, &c.,

E. W. BRYAN.

Ordered received, filed and published.

OFFICE OF THE POLICE COMMISSION,
FRONT STREET, ROCHESTER, N. Y.,
August 22, 1871.

To the Hon. the Common Council:

GENTLEMEN:—At a meeting of the Police Commissioners, held August 1st, the following resolution was unanimously adopted:

Resolved, That the Board communicate to the Common Council that it is impracticable to carry out the prayer of the resolution adopted August 8th, 1871, relative to dogs running at large under the existing ordinance.

The reasons why the ordinance, as it now exists, is practically of no weight, arises from the fact that so much of the ordinance as allowed all dogs running at large without a muzzle to be killed has been repealed, and nothing remains of the ordinance but to prosecute the owners of all dogs found running at large without a muzzle. Hence, you see that the owners of such dogs must be found before any prosecution can be had, and finding such owners is almost next to an impossibility. Respectfully,

B. FRANK ENOS, Clerk.

Ordered received, filed and published.

The Clerk presented the following:

ASSESSORS' OFFICE, }
ROCHESTER, Aug. 22d, 1871. }

To the Hon. the Common Council:

GENTLEMEN:—In the matter of the opening of an alley from Canal street to Litchfield st., the undersigned beg leave to report: That we have been unable to come to any satisfactory understanding with the owners of land to be taken for said improvement, and that it will be necessary for your Honorable Body to adopt the usual legal measures to secure that object.

Respectfully submitted.

D. MCKAY, }
E. T. OATLEY, } Assessors.
JOHN J. SHAFFER, }

Ordered received, filed and published.

CITY CLERK'S OFFICE, }
ROCHESTER, N. Y., Aug. 22, 1871. }

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN:—In Board of Health, Aug. 18th, a communication was received and filed representing the cellars upon Tappan and Weld streets and Joslyn Park containing stagnant and putrid water, whereupon Commissioner McConnell offered the following resolution, which was unanimously adopted:

Resolved, That Weld and Tappan streets and Joslyn Park be and they are hereby declared public nuisances, and the Clerk is hereby authorized and directed to notify the Common Council, and request the passage of an ordinance for the construction of a sewer for the drainage of said territory.

Yours respectfully,

W. F. MORRISON, Clerk.

Ordered received, filed and published.

Ald. Caring presented the following:

MÄNNERCHOR HALL, ROCHESTER, }
August 17th, 1871. }

To his Hon. the Mayor and the Hon. the Common Council:

GENTLEMEN:—You are respectfully invited to be present at a social Summer Night's party by the Rochester Mäennerchor, at Bartholomay's Park, on Monday evening, Aug. 27th, 1871. By order of the Committee.

By Ald. Caring—Resolved, That the invitation of the Rochester Mäennerchor to his Honor the Mayor and the Common Council to participate in a Social Night's party at Bartholomay's Park be accepted. Adopted.

Ald. Stern reported in favor of the bill of Edward Dage, and presented the following:

By Ald. Stern—Resolved, That the sum of \$6 be paid Edward Dage in full for services the matter of the extension of Chapin

street, and charge Contingent Fund, the amount to be refunded said Fund when there are funds applicable, and charge extension of Chapin street.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

COMMUNICATION FROM N. OSBURN AND BROMLEY & CO.

OSBURN HOUSE, }
ROCHESTER, Aug. 22d, 1871. }

To the Hon. the Common Council:

GENTLEMEN:—We the undersigned, owner and occupants of the Osburn House, beg leave to represent to your Honorable Body that the steam boiler used in our building is at present located under the northwest corner of said building, and is a great annoyance to the occupants while the machinery is in motion, occasioned by the noise and dust produced. We therefore petition your Honorable Body for permission to construct an area in North St. Paul street to contain said boiler and for the storage of coal, said area to extend near the centre of said street. All to be constructed in a substantial manner.

Yours respectfully,

BROMLEY & Co.
N. OSBURN.

Ald. Caring moved its reference to the Street Committee, with power to act.

Ald. Mauder moved to amend Ald. Caring's motion by striking out the words "with power to act," and substitute therefor the words "to report to this Board." Lost by the following vote:

Ayes—Ald. Whitcomb, Wait, Stern, Stone, Selye, Mandeville, Stape, Charters, Gerling, Mauder, Stade—12.

Nays—Ald. Aldridge, Gould, Smith, Caring, Connolly, Glover, McConnell, Kelly, Stebbins, Whitmore, Parsons, Aikenhead—12.

Action was then had on Ald. Caring's motion, and it was declared carried.

ORDINANCES.

MILL STREET IMPROVEMENT.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of repaving Mill street, from the north line of the Corinthian Hall block to Mumford street. Adopted.

The Surveyor submitted as such estimate \$943.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The repaving of Mill street, from the north line of the Corinthian Hall block to Mumford street, and constructing the necessary 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 \$943 which estimate is hereby approved.

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

One tier of lots on each side of Mill street, from the north line of the Corinthian Hall block to Mumford 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. 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. Whitcomb, Aldridge, Wait, Gould, Rogers, Smith, Caring, Connolly, Stern, Glover, McConnell,

Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

PIPE SEWER IN BRAYER 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 Brayer street, from St. Joseph street to Hanover street.

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

The constructing of a pipe sewer in Brayer street, from St. Joseph 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 \$2,001, which estimate was and is hereby approved; the sum of \$2,001, 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 Brayer street, from St. Joseph street to Hanover street.

On which above described portion of the city the said sum of \$2,001 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 to be assessed 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 such 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 26th day of August, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

STONE SEWER ACROSS SIBLEY'S NURSERY.

On motion of Ald. Caring the Board proceeded to hear allegations in relations 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 across Sibley's nursery.

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

The construction of a stone sewer 2 feet by 3 feet, across what is known as Sibley's Nursery, from the center of Union street at Weld street to the Court and William street outlet sewer.

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 \$3,320, which estimate was and is hereby approved; the sum of \$3,320, 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 following named streets: On one street from Main street to the N. Y. C. R. R.; Joslyn Park its whole length; Tappan street from Union street to Scio street; Weld street from Union street to Scio street; Ontario street from Union street to Scio street; and on each side of Scio street from University avenue to Davis street.

On which above described portion of the city the said sum of \$3,320 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 from the confirmation of such 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 August, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Aikenhead presented a remonstrance signed by Henry Geo. Welden and fifty-three others, and another signed by A. J. Belknap and forty-three others, against the passage of the final ordinance.

Ald. Mandeville presented a petition in favor of the sewer, signed by F. E. Humphrey and others.

Ald. Aikenhead moved the indefinite postponement of the ordinance.

Ald. Stape moved to table Ald. Aikenhead's motion. Carried.

The ordinance was then passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons—24.

NAYS—Ald. Aikenhead—1.

PIPE SEWER IN PINE 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 pipe sewer in Pine alley.

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 Pine alley, from the sewer in Spring street to a point 4 feet south of the canal.

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 directions of this Board, having made an estimate of such expenses, and reported the same at \$313, which estimate was and is hereby approved; the sum of \$313, 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:

On tier of lots on each side of Pine alley, from Spring street to the Erie Canal.

On which above described portion of the city the said sum of \$313 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 26th day of Aug., 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

LATERAL SEWER ON SOUTH AVENUE.

Ald. Caring presented the first ordinance for the construction of a lateral sewer in the west gutter of South avenue, about 20 feet north of the north line of Gregory street.

Estimated expense, \$55.

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

Lots Nos. 31 and 32 of the Munger tract.

Ald. moved its adoption.

Ald. Whitmore moved the indefinite postponement of the ordinance.

Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Smith, Connolly, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Whitmore, Stade, Parsons, Aikenhead—17.

Nays—Ald. Gould, Caring, Stern, Glover, McConnell, Stape, Stebbins, Mauder—8.

ALEXANDER STREET IMPROVEMENT (FROM MOUNT HOPE AVENUE.)

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Alexander street from Mt. Hope avenue to South avenue. Adopted.

The Surveyor submitted as such estimate, 1,061.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The improvement of Alexander street, from Mt. Hope avenue to South avenue, by laying a flag walk five feet wide, setting a curbstone, and paving the gutters on each side thereof, except where such work has already been done, and constructing the necessary crosswalks.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expenses thereof, and reported the same at \$1,061, 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 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, Sept. 5th, 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, Aldridge, Wait, Gould, Rogers, Smith, Connolly, Stern, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons—21.

Nay—Ald. Stebbins—1.

FLAG WALKS AROUND PLYMOUTH PARK.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of laying a flag walk around Plymouth Park. Adopted.

The Surveyor submitted as such estimate, \$2,122.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The laying of a flag walk 4 feet wide in one course around Plymouth Park 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 \$2,122, 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 that front on each the east and west sides of Plymouth Park, and also said Park.

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 from the confirmation of such 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. 5th, 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, Aldridge, Wait, Gould, Rogers, Smith, Connolly, Stern, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

HICKORY STREET IMPROVEMENT.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Hickory street, from South avenue to Mt. Hope avenue. Adopted.

The Surveyor submitted as such estimate, \$3,844.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The improvement of Hickory street, from South

avenue to Mt. Hope avenue, except in front of lots 114 and 118 in the Munger tract, by setting a curbstone and paving the gutter 5 feet wide on each side of said street, and making the necessary repairs to lateral sewers and cross-walks.

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 \$3,844 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 Hickory street, from South avenue to Mt. Hope avenue, excepts lots 114 and 118 in the Munger tract.

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 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. 5th, 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, Aldridge, Wait, Gould, Rogers, Smith, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

WIDENING AND STRAIGHTENING OF NELSON STREET.

By Ald. Gould—Resolved, That the City Surveyor ascertain and report to this Board the expense of widening and straightening Nelson street, from the north line of boat yard lot owned by C. C. Meyer to Monroe avenue. Adopted.

The Surveyor submitted as such estimate \$4,000.

By Ald. Gould—Resolved, That the following improvement is expedient, viz:

The straightening and widening of Nelson street, from the north line of the boat yard lot owned by C. C. Meyer to Monroe avenue, and the following described territory is necessary to be taken for said improvement, to wit:

Beginning at a point in the present east line of Nelson street where the north line of C. C. Meyer's boat yard lot intersects the same, running thence northerly in a direct line to a point in the south line of Monroe avenue, at right angles across said avenue from the eastern line of said street; thence westerly along the south line of Monroe avenue to a point 60 feet distant at right angles from the first described line; thence southerly on a line parallel to and 60 feet distant at right angles from the first described line until it shall intersect with the present east line of Nelson street; thence southerly along the present east line of Nelson street to the place of beginning.

The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$4,000 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 Nelson street, and said street as widened and straightened, from the north line of C. C. Meyer's boat yard lot to Monroe avenue.

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 from the confirmation of such 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. 5th, 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, Aldridge, Wait, Gould, Rogers, Smith, Connolly, Glover, McConnell, Stone, Kelly,

Selye, Mandeville, Stape, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

ASSESSMENT ROLLS.

The Clerk presented the Assessment Roll. For the improvement of Lake avenue from Jones avenue to Deep Hollow. Subscribed and sworn to by the Assessors.

Ald. Selye moved that action on the confirmation of the Assessment Roll be postponed until the next regular meeting. Carried by the following vote:

Ayes—Ald. Whitcomb, Wait, Rogers, Smith, Connolly, Stern, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Stebbins—14.

Nays—Ald. Aldrich, Gould, Caring, Glover, McConnell, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—11.

The Clerk presented the following Assessment Rolls, subscribed and sworn to by the Assessors:

Improvement of University avenue.
Pipe sewer in alley between Clifton street and Atkinson street.

Reservoirs in the Thirteenth Ward.
Repairing walks on Union street.
Repairing walks on Pearl street.
Repairing walks on Lafayette street.
Repairing walks on Gregory street.
Repairing walks on Munger street.
Repairing walks on Manhattan street.
Repairing walks on Tremont street.
Repairing walks on Marietta street.
Repairing walks on corner Broadway and Howell streets.

Repairing walks on Selden street.
Repairing walks on Pleasant street.

After hearing allegations from all persons appearing, the rolls, as presented, were confirmed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Smith, Caring, Connolly, Stern, Glover, McConaell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

The Clerk presented the Assessment Roll for sewers in Julia and Troup streets. Subscribed and sworn to by the Assessors.

Ald. Stone moved that the Rolls be corrected by making the tax upon 40 feet lots on Atkinson street \$10 each, and in that proportion. Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Smith, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Stebbins, Aikenhead—18.

Nays—Ald. Caring, McConnell, Stape, Whitmore, Mauder, Stade, Parsons—7.

Ald. Caring moved to postpone further action on the roll, and refer said roll back to the Assessors for correction. Carried.

UNFINISHED BUSINESS.

The Clerk presented the Assessment Roll for an iron bridge across the race on Court street.

Ald. Kelly moved that action be postponed for the present, and the roll be referred to the Assessment Committee for investigation, said Committee to report to this Board. Carried.

Ald. Mandeville called up the

REPORT OF THE COMMISSIONERS IN THE WIDENING AND EXTENSION OF NELSON STREET.

Ald. Glover moved the indefinite postponement of the report. Carried.

Ald. Stone called up the following:

To the Hon. Common Council of the City of Rochester:

The Board of Managers of the Monroe County Agricultural Society, through their Secretary, would most respectfully represent to your honorable body that they propose establishing in your city an annual exhibition of the fruits of the agricultural and mechanical industries of Western New York and the adjoining Canadian provinces, under the title of "The Western New York Fair;" the first exhibition to be held on the 26th, 27th, 28th and 29th days of September, 1871; that to have such an exhibition, a success and an honor to your beautiful city and the rich region of which it is the center, a large outlay of labor and money will be required in fitting up the grounds, erecting suitable buildings, and in the payment of premiums sufficient to call out exhibitors. Believing that such an exhibition, held here annually, will be of incalculable benefit to the business of the city, affecting favorably the interests of every citizen and taxpayer, we would most respectfully and earnestly solicit an appropriation from your honorable body of at least \$500, towards defraying the above-named expenses. Most respectfully,

JNO. R. GARRETSEE,

Secretary Monroe Co. Agr. Society.

Ald. Stone moved that the Treasurer pay Jno. R. Garretsee \$500, for the purpose, as shown in his communication, and charge Contingent Fund.

Ald. Caring moved to postpone action on Ald. Stone's motion until the next regular meeting. Lost.

Ald. Mandeville moved the previous question. "Shall the main question be now taken?" was declared carried.

The original motion of Ald. Stone was then carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Smith, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Parsons.—15.

Nays—Ald. Rogers, Caring, Connolly, Stern, Charters, Stebbins, Whitmore, Mauder, Stade, Aikenhead.—10.

The Clerk presented the following:

By Ald. Selye—Resolved, That the Treasurer is hereby directed to receive \$40.99 each in full of J. Nelson Tubbs and Jerome Barhydt and \$55.45 in full of L. C. Powis, on their assessment for Glasgow street improvement and of all other persons named in said roll 86½ per cent. in full for said assessment.

Ald. Rogers moved the postponement of action on the resolution until the next regular meeting. Carried.

Ald. Whitmore called up the following:

By Ald. Whitmore—Resolved that the salaries of the respective Excise Commissioners in, and for the city of Rochester, for the ensuing year, be fixed at five hundred dollars each.

Ald. Caring moved that action on the reso-

tion be postponed until the next regular meeting.

Ald. Mandeville moved to table Ald. Carling's motion.—Carried by the following vote.

Ayes—Whitcomb, Aldridge, Wait, Rogers, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Stebbins, Whitmore, Aikenhead—14.

Nays—Gould, Smith, Carling, Connolly, Stern, Glover, Charters, Gerling, Mauder, Stade, Parsons—11.

Ald. Rogers moved the indefinite postponement of the resolution.

Ald. Glover moved the previous question: "Shall the main question be now taken," was declared carried.

Ald. Roger's motion to indefinitely postpone, was then carried by the following vote.

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Smith, Carling, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Stebbins, Mauder, Stade, Parsons—20.

Nays—Ald Connolly, Stern, Charters, Whitmore, Aikenhead—5.

Ald. Mauder moved that the board now adjourn until to-morrow evening at 7½ o'clock.

Ald. Charters moved to amend by substituting "Thursday evening next."

Ald. Gould moved as a further amendment, to substitute "Tuesday evening next. Lost.

Ald. Mauder accepted Ald. Charter's amendment.

The motion made by Ald. Mauder as amended, to adjourn until Thursday evening next, at 7½ o'clock, was then carried.

Adjourned.

W. F. MORRISON, City Clerk.

IN COMMON COUNCIL — Aug. 22d, 1871.

ADJOURNED MEETING.

President Ald. C. R. Parsons presiding.

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Carling, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

Absent—Ald. Poud, Smith—2.

MISCELLANEOUS.

By Ald. Aldridge—Resolved, That the resolution requesting the Improvement Committee to discharge the Inspector on the South Clinton street improvement be, and is hereby, reconsidered. Adopted.

Ald. Mauder moved the indefinite postponement of the resolution to discharge the Inspector. Carried.

By Ald. Aldridge—Resolved, That the City Treasurer be, and is hereby, requested to postpone the collection of the tax for the Improvement of Edinburgh street (the first payment) until the first day of October, 1871. Adopted.

By Ald. Aldridge—Resolved, That the sum of five thousand dollars (\$5,000), being part of balance due Dominick Mura, on contract for Idle and Truant School building be, and

is hereby, declared valid and due by this Council.

Ald. Selye moved that action on the resolution be postponed until the next regular meeting. Lost by the following vote:

Ayes—Ald. Whitcomb, Gould, Rogers, Stern, McConnell, Selye, Mandeville, Stape, Charters, Stebbins—10.

Nays—Ald. Aldridge, Wait, Herzberger, Heavey, Carling, Connolly, Glover, Stone, Craig, Kelly, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead.—16.

Ald. Stone moved to amend the resolution by adding the words, "and the City Treasurer pay the same when there are funds applicable." Carried.

The original resolution as amended was then adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Rogers, Herzberger, Heavey, Carling, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead.—21.

Nays—Ald. Whitcomb, Gould, Stern, Kelly, Stebbins.—5.

By Ald. Aldridge—Resolved, That the Street Superintendent notify the owners of property on Edinburgh street, from Exchange street to Plymouth avenue, on the north side of Cypress street from Mt. Hope avenue to South avenue, on Caledonia avenue, on White street from Frank street to State street, on Scrantom street from North Clinton street to North St. Paul street, to repair the walks in front of their premises within fifteen days from service of notice, and in default thereof the Superintendent is hereby instructed to repair the same and charge the expense to the owners. Adopted.

By Ald. Rogers—Resolved, That the Clerk draw an order on the Treasurer in favor of Jno. Williams, Treasurer, for \$406.82, being the amount of the following orders for Fire Department drawn by Chairman of Committee and paid by him, and charge that Fund: To James Goonin, for oats.....\$ 25 00

" H. Austin Brewer, rent Active	
Hose House.....	100 00
" M. O. Benjamin, oats.....	73 47
" J. H. Wilson, plumbing in engine	
houses.....	172 50
" N. Y. C. R. R. Co., freight on leather,	11 35
" James Goonin, oats.....	24 50

\$406 82

Adopted by the following—Ayes, Ald. Aldridge, Wait, Gould, Rogers, Herzberger, Carling, Connolly, Stern, McConnell, Stone, Craig, Kelly, Selye, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead, —20.

By Ald. Rogers—Petition of H. C. Webster and others, for improvement of Plymouth Park—Table.

By Ald. Rogers—Resolved, That the Clerk draw an order on the Treasurer for \$75 in favor of G. F. Danforth for costs in suit of the City of Rochester against Ferdinand Meyer (which was discontinued by order of the Board) and charge Contingent Fund. Adopted by the following vote: Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Carling, Connolly, Stern, McConnell, Stone, Craig, Kelly, Selye, Charters, Steb-

bins, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

By Ald. Rogers—Resolved, That the Reservoirs about to be built on the east side of the river, be constructed under the direction of the Committee on Reservoirs and the Fire Department Committee. Adopted.

By Ald. Herzberger—Whereas, There has been expended upon South St. Paul street improvements \$321.94 less than the assessment called for.

Resolved, That the Treasurer be authorized to credit upon the third payment of said roll nine per cent. of the whole assessment, and that \$50 remaining be expended for McAdam and gravel on the street, and the Clerk is hereby directed to draw an order for said amount payable to the Street Superintendent, chargeable to South St. Paul street Improvement Fund. Adopted by the following vote: Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

By Ald. Caring—Estimate of Roderick & Granger. Sewer Committee.

SEWER DEPARTMENT FUND.

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

Dan'l McCormick for repairs to sewers \$6.25 and charge that Fund.

Thomas Stetson, for repairs to sewers, \$53.40, and charge that Fund.

Anthony Knope, in full for inspecting Saratoga avenue sewer, \$60.00, and charge that Fund.

Michael O'Connor, in full for inspecting Pinnacle avenue sewer, \$99.00, and charge that Fund.

William Doran, in full for inspecting Thompson street sewer, \$58.50, and charge that Fund.

D. Gatens, in full on his contract for sewer in Saratoga avenue, \$211.75, and charge that Fund.

D. McCormick, on his contract for sewer in Lorimer street, \$507.85, and charge that Fund.

Donnaghue & Lauer, Jr., in full on their contract for sewer in Pinnacle avenue, \$527.05, and charge that Fund.

D. McCormick on his contract for Thompson street sewer, \$300, and charge that Fund.

M. Schuster, in full for inspecting Shamrock street sewer, \$33, and charge that Fund.

Also, that the Clerk draw two orders for \$160 each in favor of Donnaghue & Lauer, Jr., and payable to their order with interest one in one year and one in two years, from the 21st day of August, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Pinnacle avenue Sewer Fund.

Also that the Clerk draw two orders for \$200 each in favor of D. McCormick, and payable to his order with interest, one in one year and one in two years from the 22d day of August, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Thompson street Sewer Fund.

Adopted by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Selye, Stape, Gerling, Stebbins, Mauder, Parsons, Aikenhead—19.

Nays—Ald. Whitcomb, Wait, Kelly, Mandeville, Charters, Stade—6.

PENAL ORDINANCE.

Ald. Caring gave notice that at the next regular meeting he would introduce the following:

AN ORDINANCE TO AMEND AN ORDINANCE RELATING TO NUISANCES PASSED NOV. 11, 1862, AND AMENDED IN 1870.

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

Section 22 of said ordinance is hereby amended by adding thereto the following:

"And it shall be lawful for any person duly authorized by the Mayor to seize or shoot any dog so running at large without being led, or securely confined as aforesaid."

By Ald. Caring—Resolved, That the Street Superintendent notify the owners of land on Almira street to cause their sidewalks to conform to the grade as furnished by the Surveyor, within ten days from notice, or in default that the Superintendent have the work done, and charge the expense to the owners. Adopted.

By Ald. Caring—Resolved, That all action taken at the last meeting of the Common Council in regard to Evergreen street be and hereby is rescinded. Adopted.

By Ald. Caring—Resolved, That the Treasurer be requested to suspend the collection of the Evergreen street rolls until the final estimates shall be made. Adopted.

By Ald. Caring—Resolved, That the Clerk draw two orders for \$600 each in favor of Logan & Cregan and payable to their order with interest, one in one year and one in two years, from the 22d day of August, 1871, and the Treasurer is hereby authorized to accept the sum in behalf of the city and charge Lake avenue Sewer Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

By Ald. Caring—Resolved, That the Treasurer pay, when there are funds applicable, as follows: Rodrick & Granger on their contract for lateral sewers at the corners of St. Paul and Ely streets, Main and Stone streets, St Paul and Division streets and St. Paul and Andrews streets, \$132.00; and charge that Fund. Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

Nays—Ald. Whitcomb, Mandeville—2.

By Ald. Connolly—Resolved, That the Treasurer is hereby directed to collect the amounts opposite the names of the following persons in full for their assessment for sprinkling South Clinton street.

Asbury Church,	\$14 89	A S Mann,	\$10 79
Ruth L Harris,	6 71	C H Strong,	6 87
Universalist Church,	10 79	A W Ross Lewin,	9 33
John L Requa,	5 40	Sam'l Sloan,	5 40
Hrs J Gormly,	10 80	S L Brewster,	10 79
Louisa McLean,	5 40	Hrs H Prindle,	6 71
R N Hemmingway,	5 40	Eliza A Howe,	10 09
Hrs H R DeForest,	7 85	Geo W Dyar,	6 55
Margaret Moran,	5 45	Ann S Flisk,	6 55
S A Newman,	5 40	A Whitcomb,	7 33
C C H Miller,	6 10	F F Atkinson,	9 16
G C Weaver,	6 71	Mary D Osborne,	9 82
R E Sherlock,	6 87	Hrs P Bi elow,	6 38
Royal L Mack,	24 56	Chas Sumner,	10 79
James McMannis,	4 75	P B Veilie,	10 30
E Ocumpaugh,	4 75	Sarah F Walker,	4 92
F Delano,	15 71	C F Walters,	4 92
John E Morey,	11 35	A A Demorest & wife,	11 45
Alex B Home,	10 79	S Seaman & wife,	14 25
John Wegman,	10 79		

Ald. Whitcomb moved to table the resolution. Carried by the following vote:

Aays—Ald. Whitcomb, Aldridge, Wait, Gould, Herzberger, Heavey, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons, Aikenhead—21.

Nays—Connolly, Stern Mauder—3.

By Ald. McConnell—Resolved, That the Street Superintendent be and is hereby authorized to notify R. A. Fox, on south side of Court street, to raise his flag walk to grade within 10 days and if he fail to comply that the Superintendent raise the same and charge R. A. Fox. Adopted.

By Ald. McConnell—Resolved, That the Treasurer be and is hereby authorized to receive from Lamberton & Post \$21.45 in full for their assessment for sprinkling Exchange street, and charge the balance \$11.15 to Erroneous Assessment. Adopted.

By Ald. Stone—Resolved, That the parties assessed for the improvement of the alley running from Exchange Place to Front street, be permitted to make their own improvement under the direction of W. A. Reynolds and his associates, and that the city Treasurer withhold the collection of the tax for the same until further directed by this Board. Adopted.

By Ald. Stone—Resolved, That all parties living on the east side of North Francis street, be permitted to build flag walks in front of their premises, under the direction of the Improvement Committee and Street Superintendent, and the City Surveyor is directed to establish the grade. Adopted.

By Ald. Stone—Resolved, That the City Attorney take the necessary steps to secure the appointment of Commissioners for the opening of the alley running from Canal street to Litchfield street, south of James Cunningham, Son & Co's., property. Adopted.

By Ald. Stone—Resolved, That the City Treasurer pay Peter Smith, or order, one hundred dollars in full of his claim and charge Poor Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbin, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

By Ald. Stone—Resolved, That the Treasurer pay S. B. Roby one hundred and twelve dollars and fifty cents for year's rent of wood yard, ending Sept. 1st, 1871, and charge Poor Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

Ald. Stone presented the following, and moved it be received, filed and published: Carried.

LOCKPORT, Aug. 23d, 1871.

N. A. Stone, Esq., Alderman, Rochester, N. Y.:

In reply to your letter of inquiry, whether it is practicable to supply your city with water from Lake Ontario by the Holly system, I beg to state that this company has contract for machinery for the water supply and fire protection of Atlanta, Ga. The machinery will be set up four miles distant and 300 feet below the city. In the contract we guarantee to supply at that elevation and sixty feet in addition for household purposes. We also guarantee to throw fire streams direct from hydrants at the altitude of 300 feet above the pumps. This, you will observe, is substantially the requirement for Rochester, and what we can do in Atlanta we can most assuredly perform in your city.

The question of the cost of the machinery cannot be answered without more definite information than I possess upon many points which affect the question.

This company will be happy to respond to the call of Rochester for water, and meanwhile I am, very respectfully yours,

T. T. FLAGLER, President.

By Ald. Craig—Resolved, That the name of West Main street, west of the Erie Canal, be and the same is hereby changed to West avenue, as it was originally called.

Ald. Whitmore moved that the resolution be amended by striking out the word "Erie" and insert therefor the words "Genesee Valley."

Ald. Stone moved that all action had in the matter of changing the names of New Main, Main and Buffalo streets, and West avenue, be and the same is rescinded.

Ald. Whitmore moved the indefinite postponement of the whole matter. Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Aikenhead—20.

Nays—Ald. Gould, Rogers, Heavey, Craig, Kelly, Parsons—6.

By Ald. Craig—Resolved, That the property now owned by the city in rear of the Court House be and the same hereby is designated as the location for a new City Hall.

Ald. Glover moved the indefinite postponement of the resolution.

Ald. Glover moved the previous question, "Shall the main question be now put?" was declared lost by the following vote:

Ayes—Ald. Whitcomb, Gould, Rogers, Herzberger, Heavey, Glover, Mandeville, Stape, Stebbins, Whitmore, Aikenhead—11.

Nays—Ald. Aldridge, Wait, Caring, Connolly, Stern, McConnell, Stone, Craig, Kelly, Selye, Charters Gerling, Mauder, Stade, Parsons—15.

Ald. Stade moved, as an amendment, to postpone action on the resolution until the next regular meeting. Carried by the following vote:

Ayes—Ald. Whitcomb, Gould, Herzberger, Heaver, Caring, Connolly, Stern, Glover, McConnell, Kelly, Selye, Charters, Stebbins, Mauder, Stade, Parsons, Aikenhead—17.

Nays—Ald. Aldridge, Wait, Rogers, Stone, Craig, Mandeville, Stape, Gerling, Whitmore—9.

Ald. Glover's original motion as amended was then carried.

TOWN AND TROOP STREETS SEWER ROLL.

Ald. Stone moved a reconsideration of the vote on the motion at the last meeting, changing the assessment for the sewer in Julia and Troop streets. Carried.

Ald. Stone moved the indefinite postponement of the resolution. Carried.

Ald. Stone moved the reconsideration of the vote on the motion to refer the Assessment Roll back to the Assessors for correction (passed Aug. 22d). Carried.

Ald. Stone moved that the motion to refer back be indefinitely postponed. Carried.

After hearing allegations from all persons appearing in the roll.

Ald. Stone moved that the Assessment Roll for sewer in Julia and Troop streets be confirmed. Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heaver, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons—24.

Nays—Ald. Selye, Stebbins—2.

By Ald. Selye—Whereas it is alleged by sundry persons that the improvement of Deep Hollow cost the city from sixty to eighty thousand dollars; and

Whereas that while the cost of said improvement was all it should have been, yet the actual cost was not one-half of the amount reported, therefore

Resolved, That the City Treasurer be respectfully requested to report at the next regular meeting of this Board the actual cost of said improvement, including the cost of the slope wall laid upon each side of the embankment of said improvement, which wall was constructed by the late Richard Gorsline, and which work was outside of the contract for the construction of the arch and roadway, and any and all extra work laid out on said structure. Adopted.

By Ald. Selye—Resolved, That the Street Committee be requested to advertise and sell at auction the stone on the west side of Deep Hollow, except the railing and the flagging attached thereto, the purchaser to receive the same where they now are. Adopted.

By Ald. Selye—Resolved, That the Treasurer is hereby directed to cancel the Assessment Roll for flag walk on the north side of University avenue, between North street and Finney street; said parties having built their own walks.

Ald. Mauder moved to amend the resolution by striking out the word "cancel" and insert therefor the words "receive 2 per cent. off." Carried.

Ald. Selye's resolution, as amended, was then adopted.

IMPROVEMENT FUND.

By Ald. Selye—Resolved, That the Treasurer pay, when there are funds applicable, as follows: Frank Dana, in full on his contract for plank walk on east side of Moore street, \$183.81, and charge that Fund; also

Resolved, That the Clerk draw two orders, for \$500 each in favor of Rauber & Vicinus, and payable to their order, with interest one in one year and one in two years, from the 21st day of August, 1871; and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Mumford Street Improvement Fund; also, that the Clerk draw two orders for \$1,200 each in favor of Whitmore, Carso & Co., and payable to their order, with interest one in one year and one in two years, from the 22d day of August, 1871; and the Treasurer is hereby authorized to accept the same in behalf of the city and charge Atwater Street Improvement Fund, west section. Adopted by the following vote:

Ayes—Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

ORDINANCES.

FLAG WALK ON LORIMER STREET.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of laying a flag walk six feet wide, in three courses, and setting curbstone on each side of Lorimer street, from Saratoga avenue to Frank street. Adopted.

The Surveyor submitted as such estimate \$2,587.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The laying of flag walk six feet, in three courses, and setting a curbstone on each side of Lorimer street, from Saratoga avenue to Frank street, and constructing 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 \$2,587, 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 Lorimer street, from Frank street to Saratoga avenue.

And further, Resolved, That the tax-payers to be assessed for making such improvement, 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, with out interest; one-third of the amount with interest, at the rate of seven per cent. per annum; and the remaining one-third, with interest at the rate, within two years from the confirmation of said 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, Sept. the 5th, 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, Aldridge, Wait, Gould, Rogers, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

PLANK WALK ON CYRESS STREET.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk on the south side of Cyress street, from South avenue to Mount Hope avenue. Adopted.

The Surveyor submitted as such estimate \$902.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The construction of a plank walk 4 feet 8 inches wide on the south side of Cyress street, from South avenue to Mount Hope 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 \$902, 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 Cyress street, from South avenue to Mount Hope 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. 5th, 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, Aldridge, Wait, Gould, Rogers, Herzberger, Caring, Connolly, Stern, Glover, McCowbell, Stone, Craig, Kelly, Seyle, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

Previous to the passage of the ordinance Ald. Whitcomb presented a remonstrance signed by J. W. Deuel and others against the passage of said ordinance.

By Ald. Charter—Resolved, That the City Treasurer is hereby directed to pay Henry S. Hebard and Geo. C. Cooper \$1,000 each, their salary as Police Commissioners, from April 1st, 1870, to April 1st, 1871, as per law passed by the Legislature, and charge Police Fund.

Ald. Glover moved to refer the matter to the Law Committee and City Attorney to report to this Board.

Ald. Seyle moved the indefinite postponement of the whole matter. Lost.

Ald. Glover's motion of reference was then carried.

By Ald. Stebbins—Whereas certain real estate belonging to heirs of James M. Bruff, has been sold for taxes, and on such sale purchased by this city; now, therefore,

Resolved, That the right and claims of the city therein, be assigned to Levi A. Ward, on payment by him of taxes, interest, per centage and fees due the city, its officers or agents, and a certificate be given him.

Ald. Caring moved that action upon the resolution be postponed until the next regular meeting. Carried.

By Ald. Stebbins—Whereas, the City Treasurer has in his possession certain moneys received from the Erie Railway Company, or the Rochester and Genesee Valley Railroad Company, therefore,

Resolved That the City Treasurer be, and hereby is, directed to deposit such monies at as high a rate of interest as he can secure, until further disposition of the same is made by this board.

Ald. Rogers moved as an amendment, to insert the words "and all other monies" after the word "monies." Lost by the following vote:

Ayes—Ald. Whitcomb, Wait, Connolly, Craig, Mandeville, Stape, Gerling, Stade, Aikenhead—9.

Nays—Ald. Aldridge, Gould, Rogers, Caring, Stern, Glover, McConnell, Stone, Kelly, Seyle, Charters, Stebbins, Whitmore, Mauder, Parsons—15.

The resolution as offered by Ald. Stebbins, was then adopted.

FINANCE BUDGET.

ROCHESTER, R. August 24, 1871.

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

CONTINGENT FUND.

Anthony Kasseal, hack hire.....	\$ 2 00
Thomas Knowles.....	1 50
J. Gould & Son.....	32 00
W F Morrison, disbursements.....	25 00
Ed Emrick, care of City Hall clocks to Aug. 1.....	62 50
G.W. Connolly, gas fixtures.....	21 08
Emall & Hayden, insurance.....	25 00
Anthony Kasseal, hack hire.....	4 50
John McManis,	22 50
John McManis,	6 00
Patrick Burns,	3 00
Wm Whitehair,	14 25
John Keenan,	3 00

W S Grantsyn, Surveyor, 1 mo salary to Sept. 1.....	250 00
W F Morrison, Clerk.....	133 34
Jesse Shephard, Attorney.....	125 00
D McKay, Assessor, 1 mo.....	150 00
E T Oatley.....	150 00
J W Shafer.....	65 00
T H Hopwood, Messenger 1 mo.....	65 00
E L Adams, Watchman.....	35 00
John Haywood, Mayor's Clerk, 1 mo salary to Sept 1.....	66 67
James P Byans, Clerk of the Market, 1 month's salary to Sept 1.....	75 00
T H Hopwood, disbursements.....	15 00
McLean & Johnson, Insurance, builders' risks.....	4 00
C A Parsons, Surveyor's fee.....	7 50
W B Levy.....	12 00
C T Amsden & Son.....	27 00
W H Verkes, serving redemption notices.....	25 00
Jesse Shephard, disbursements.....	169 39
John C Moore, book binding and Stationery.....	26 52
Edward Gray, labor and materials at City Hall.....	1,011 00
C A Parsons, Surveyor's fee.....	
Dr David Little, vaccinating school children.....	
And charge Contingent Fund.....	

POOR FUND.

Geo Schofield, transportation, pay Treasurer.....	\$ 25 87
H F Van Dake, shoes per orders.....	37 75
William Adams, Supt's disbursements.....	30 92
Edwin J. Brock, do.....	249 45
Smith & Gordon, series per orders.....	246 87
S F & W Witherspoon.....	68 50
John Stape.....	58 25
Matthew Davis.....	27 50
H Brewster & Co.....	437 00
A M Sempier, sugar.....	115 02
Geo. Bassian, bread and crackers, pay Treasurer.....	81 12
Wm Brown, Overseer of Poor, 1 month's salary to Sept 1.....	100 00
Dr Charles Buckley, City Physician, 1 month's salary to Sept 1.....	41 67
Dr J F Oaks, City Physician, 1 month's salary to Sept 1.....	41 67
Dr L. L. Leman, City Physician, 1 month's salary to Sept 1.....	44 67
Dr L. B. Baker, City Physician, 1 month's salary to Sept 1.....	41 67
Dr J F Reichenbach, City Physician, 1 month's salary to Sept 1.....	41 67
Dr G C Miller, City Physician, 1 month's salary to Sept 1.....	41 67
Gerling Brothers, liquor, pay Treasurer.....	134 50
Wm Beck, Clerk Poor Office, 1 month's salary to Sept 1.....	66 67
Wm. Brown, disbursements as Overseer of the Poor.....	81 00
A. Leifer, bread.....	139 50
J E Sander, bread per orders.....	23 22
W Carlin Brown, groceries.....	137 50
C Seel,	38 50
George Wait,	82 25
G & C Hertzberger, meat.....	510 00
J J McIntosh & Co., candles.....	18 37
S Wagoner, delivering coal and wood.....	117 89
B G Rielly, undertaker's services.....	114 50
And charge Cont. Fund.....	

FIRE DEPARTMENT FUND.

Wm Morley, goods per orders.....	\$ 39 40
F Michael, repairs.....	886 06
Thomas Brown, repairs.....	10 05
J mes Melvin, horse shoeing.....	30 25
Loogs & Zimmet,	18 84
G & H Lee, leather.....	397 75
G W Connolly, and pipes.....	212 67
Gerling Brothers, ca.s.....	89 81
B F Blackall, disbursements as Superintendent.....	187 43
Fire Alarm Telegraph.....	84 00
Joseph Schutte, furniture for engine houses.....	45 45
Sander Steel, repairs for No. 3 Engine House.....	77 75
R Cook, chairs for No. 3 Engine House.....	21 00
Wm Morley, towels, mats, &c.....	32 75
J W Spaulding, coats.....	75 80
Smith & Po py, smoke pipe, &c, for engine houses.....	14 21
G & W Watson, shades for engine houses.....	112 54
Wm J Hynes, looking-glasses.....	37 50

MONTHLY PAY ROLL FOR AUGUST, 1871.

Steam Fire Engine Co No. 1.....	
William De Garmo, for 1 month's services as Engineer to Sept 1, 1871.....	75 00
Jerome Dowd, for 1 month's services as Driver to Sept 1, 1871.....	50 00
Richard Adams, for 1 month's services as Driver to Sept 1, 1871.....	50 00

<i>Steam Fire Engine Co No 2.</i>	
Senecca Dobbs, for 1 month's services as Engineer to Sept 1, 1871.....	75 00
Michael Lumbert, for 1 month's services as Driver to Sept 1, 1871.....	50 00
John Bauer, for 1 month's services as Driver to Sept 1, 1871.....	50 00
<i>Steam Fire Engine Co No 3.</i>	
Edmund Whittier, for 1 month's services as Engineer to Sept 1, 1871.....	75 00
John Ransom, for 1 month's services as Driver to Sept 1, 1871.....	50 00
L Gommenginger, for 1 month's services as Driver to Sept 1, 1871.....	50 00
<i>Steam Fire Engine Co No 4.</i>	
J P Foreman, for 1 month's services as Engineer to Sept 1, 1871.....	75 00
James Snyder, for 1 month's services as Driver to Sept 1, 1871.....	50 00
Barney Kearney, for 1 month's services as Driver to Sept 1, 1871.....	50 00
<i>Hook and Ladder Co No 1.</i>	
Anthony Andrus, for 1 month's services as Driver to Sept 1, 1871.....	50 00
<i>Superintendent of Hose Depot.</i>	
R B Paine, for 1 month's services as Superintendent of Hose Depot to Sept 1, 1871.....	75 00
Monthly Washing Bills.....	15 00
<i>Chief Engineer.</i>	
L S Gibson, for 1 month's services as Chief Engineer to Sept 1, 1871.....	145 83
L S Gibson, balance of last month's salary.....	20 83
	\$1,006 66
<i>Payable to L S Gibson.</i>	
<i>Superintendent Telegraph.</i>	
B F Blackall, for 1 month's services as Superintendent of Fire Alarm Telegraph to Sept 1. \$	83 33
<i>HIGHWAY FUND.</i>	
John Frick, Superintendent's pay roll, pay Treasurer.....	739 78
Thomas Stetson, crosswalks.....	96 00
McConeil & Jones,	28 65
Estate E. H. Hollister, lumber.....	18 31
Chase & Otis,	40 23
Craig & Crouch,	82 74
John Frick, Superintendent, 1 month's salary to Sept 1.....	150 00
Daniel Golden, 1 month's salary to Sept 1, cattle police.....	50 00
Charles Radcliffe, 1 month's salary to Sept 1, cattle police.....	50 00
John Raker, 1 month's salary to Sept 1, cattle police.....	50 00
Owen Smith, 1 month's salary to Sept 1, cattle police.....	50 00
William Brown, 1 month's salary to Sept 1, cattle police.....	50 00
Patrick McCue, 1 month's salary to Sept 1, cattle police.....	50 00
John Clements, 1 month's salary to Sept 1, cattle police.....	50 00
John Frick, Street Superintendent's pay roll to Aug 19.....	869 90
<i>And charge that Fund.</i>	
<i>HEALTH FUND.</i>	
August Woellart, Keeper Hope Hospital, 1 mo salary to Sept 1.....	50 00
Daniel McTaggart, Inspector, 1 month's salary to Sept 1.....	50 00
John R Stiles, Inspector, 1 month's salary to Sept 1.....	50 00
August Wagner, Inspector 1 month's salary to Sept 1.....	50 00
Robert Neary, Inspector, 1 month's salary to Sept 1.....	50 00
Jonathan Reynolds, Inspector, 1 month's salary to Sept 1.....	50 00
James M Andrews, Inspector, 1 month's salary to Sept 1.....	50 00
W F Morrison, Clerk Board of Health, 1 mo salary to Sept 1.....	33 34
John McManis, hack hire per Health Officer.....	2 00
C V Jeffreys, burying small pox case case.....	14 00
Curran & Goler, medicines at Hospital.....	4 10
Rochester Printing Company, printing annual report.....	78 45
August Woellart, board of patients at Hope Hospital.....	88 00
<i>And charge that Fund.</i>	
<i>POLICE FUND.</i>	
S M Sherman, Chief of Police, disbursements. \$	74 50
S A Zorn, papering at police office.....	6 30
<i>And charge that Fund.</i>	

PARK FUND.

A B McConnell, labor, &c., on parks.....	\$ 171 25
Ellwanger & Barry, trees, &c., for parks.....	83 25
<i>And charge that Fund.</i>	

MAP, SURVEY AND RECORD FUND.

Cyrus Beardsley, Surveyor, 1 month's salary to Sept 1.....	\$ 250 00
James M Aikenhead, labor.....	58 75
Scrantom & Wetmore, stationery.....	63 68
<i>And charge that Fund.</i>	

MONROE AVENUE REPAIR FUND.

Jacob Youngs, Commissioner, disbursements, pay Treasurer.....	\$ 92 77
Jacob Young, Commissioner, disbursements... \$	70 50
<i>And charge that Fund.</i>	

PLYMOUTH AVENUE REPAIR FUND.

Fred Stetzenmeyer, Commissioner, disbursements.....	\$ 136 44
<i>And charge that Fund.</i>	

LAKE AVENUE REPAIR FUND.

John C Mason, Commissioner, disbursements. \$	301 00
<i>And charge that Fund.</i>	

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—20

Nays—Ald. Whitcomb, Stern, Stape—3

By Ald. Whitmore—Resolved, That the Street Superintendent be instructed to notify all owners of premises to trim their shade trees in accordance with the ordinance of this council passed July 22nd, 1868. That such notice be by publication in each of the daily papers of this city and, that accompanying the same shall be a publication of the above designated ordinance.

Ald. Gerling moved the indefinite postponement of the resolution.

Lost by the following vote:

Ayes—Ald. Aldridge, Wait, Glover, Kelly, Selye, Mandeville, Stape, Gerling, Mauder, Parsons, Aikenhead—11.

Nays—Ald. Whitcomb, Gould, Rogers, Caring, Connolly, Stern, McConnell, Stone, Craig, Charters, Stebbins, Whitmore, Stade—13.

Ald. Stone moved that further action on the resolution be postponed until the next regular meeting. Carried.

By Ald. Whitmore—Resolved, That a committee of three be appointed by the President to investigate the matter of the closed portion of the south end of Mt. Vernon avenue, and report to this Board at its next regular meeting. Adopted.

By Ald. Whitmore—Resolved, That the owners of property on the south side of Cypress street are hereby granted permission to construct walks of Baldwin & Co.'s cement under the direction of the Improvement Committee and City Surveyor. Lost.

By Ald. Whitmore—Resolved, That John C. Lighthouse and others, owners of property on Grand street, are hereby granted permission to construct cement walks, under the direction of the Improvement Committee and City Surveyor. Adopted.

Ald. Whitmore moved a reconsideration of the vote on his resolution granting parties owning property on Cypress street permission to construct cement walks. Carried.

The resolution was then adopted by the following vote:

Ayes—Ald. Whitcomb, Rogers, Caring, Stern, McConnell, Stone, Craig, Kelly, Selye, Charters, Gerling, Stebbins, Whitmore, Mauder, Stape, Parsons, Aikenhead.—17.

Nays—Ald. Aldridge, Wait, Gould, Connolly, Glover, Mandeville, Stape.—7.

Ald. Selye presented the following—

PROPOSALS FOR UNIVERSITY AVENUE IMPROVEMENT.

J Brady.....	\$6,999 80
C A Bowen.....	6,674 88
McConnell & Jones.....	6,302 80
Rauber & Vicienus.....	5,579 00
Donoghue & Lauer, Jr.....	6,007 00
Rodrick & Granger.....	5,592 00
John Quin.....	6,955 50

By Ald. Selye—Resolved, That His Honor the Mayor be and he is hereby requested to execute a contract with Rauber & Vicienus for the improvement of University avenue, in accordance with their proposition. Adopted.

By Ald. Stade—Whereas, The bed of the river in rear of the city property on Front street has been declared a public nuisance, therefore,

Resolved, That the City Property Committee be and is hereby directed to abate said nuisance in a manner as seems best in their judgment. Adopted.

By Ald. Stade—Resolved, That the City Property Committee be and are hereby authorized to purchase the necessary amount of coal for the offices of the various city officials, said purchase to be made for the best interests of the city.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead.—21.

Nays—Ald. Whitcomb, Mandeville, Stebbins.—3.

By Ald. Mauder—Resolved, That the Street Superintendent notify the property owners on McDonald avenue to repair their walks in front of their premises within ten days, or he repair the same at the expense of the owners. Adopted.

By Ald. Mauder—Resolved, That the City Treasurer pay John C. Criddle fifty dollars (\$50) as Inspector on the Lake avenue sewer, and charge that Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead.—24.

Ald. Mauder presented the following:

PROPOSALS FOR JULIA AND TROUP STREET SEWER.

Thomas Stetson.....	\$3,581 00
D Gatens.....	3,816 00
John Brady.....	3,454 00
Benj McFarlin.....	3,463 00
Donoghue & Lauer, jr.....	3,104 70
John Quin.....	3,734 00
A Cram.....	3,356 20
Rauber & Vicienus.....	3,007 50

By Ald. Mauder—Resolved, That His Honor the Mayor be and he hereby is requested to execute a contract with Rauber & Vicienus, for the construction of a sewer in Julia and Troup streets.

Ald. Stone moved that action on the resolution be postponed until the next regular meeting.

Lost by the following vote:

Ayes—Ald. Whitcomb, Wait, Rogers, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Charters, Stebbins.—12.

Nays—Aldridge, Gould, Caring, Stern, Kelly, Stape, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead.—12.

Adjourned until to-morrow evening at 7½ o'clock.

W. F. MORRISON,
City Clerk.

In Common Council—August 26th, 1871.

ADJOURNED MEETING.

President Ald. C. R. Parsons, presiding.

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead.—22.

Absent—Ald. Pond, Herzberger, Smith, Selye, Charters, Gerling.—6.

MISCELLANEOUS.

The president stated the question under consideration at the time of adjournment to be Ald. Mauder's resolution awarding the contract for the construction of the Julia and Troup streets sewer to Rauber and Vicienus.

Ald. Mauder stated that a mistake had occurred in canvassing the proposals and withdrew the name of Rauber & Vicienus, and moved that the resolution be amended by substituting the name of Ambrose Cram for Rauber & Vicienus.

Ald. Stape moved as a further amendment to substitute the name of Donaghue & Lauer, Jr.

Ald. Whitcomb moved as a substitute for the whole matter that the contract be awarded to Benjamin McFarlin in accordance with his proposition.

Ald. Glover moved that action on Ald. Whitcomb's motion be postponed until the next regular meeting.

Ald. Whitcomb moved the previous question, "Shall the main question be now taken," was declared. Carried.

Action was had on Ald. Glover's motion, and it was declared lost.

The motion made by Ald. Whitcomb to award the contract to Benjamin McFarlin was then acted on and declared lost.

Ald. Whitmore moved the indefinite postponement of Ald. Stape's amendment. Lost by the following vote:

Ayes—Aldridge, Glover, Craig—3.

Nays—Whitcomb, Gould, Rogers, Heavey, Caring, Connolly, McConnell, Stone, Kelly, Mandeville, Stape, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead.—17.

Ald. Mauder presented the following corrected copy of proposals, and they were read by the Clerk:

PROPOSALS FOR JULIA AND TROUP STREETS SEWER.

Thomas Stetson.....	\$3,583 60
D. Gatens.....	3,816 00
John Brady.....	3,454 00
Benj. McFarlin.....	2,274 00
Donaghue & Lauer.....	3,104 70
John Quin.....	3,734 00
A. Cram.....	2,356 20
Rauber & Vicienus.....	2,297 50

Ald. Stape withdrew his amendment, there being no objection.

Ald. Mauder's amendment substituting the name of Ambrose Cram for Rauber & Vicienus, was then carried.

The original resolution as amended was then adopted.

By Ald. Aikenhead—Resolved, That the Alderman from the 14th Ward be and they are hereby requested to take charge of the improvement of University avenue. Adopted.

By Ald. Aikenhead—Resolved, That the Superintendent of Streets is hereby requested to notify the property owners on Thompson street and Almira street to remove all obstructions in said streets in front of their respected premises within the next ten days or that the same be removed by the Superintendent and the expense thereof be charged upon the property benefited thereby. Adopted.

By Ald. Aikenhead—Bills of Gommenginger, Allen & Co., J. E. Relyea, John Mauder, John Keefe and Chas. A. Jeffords—Lamp Committee.

Ald. Aikenhead, from the Lamp Committee, reported in favor of the bills of Gommenginger, Allen & Co., J. E. Relyea (three bills), John Mauder, John Keefe and Charles A. Jeffords—Finance Committee.

By Ald. Whitmore—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 five days, or in default thereof that he repair the same and charge to owners. Adopted.

By Ald. Whitmore—Resolved, That the Police Commissioners, be and they are hereby requested to ascertain (through their force) the number of public kerosene lamps upon each side of the river, and report to this Board. Adopted.

By Ald. Caring—Bill of James Buckley. Sewer Committee.

By Ald. Caring—Resolved, That the hackmen on the East side of the river be, and each one is hereby granted permission to stand with his carriage in front of any place of business or residence, having first obtained the consent of the occupant; and that each carriage shall occupy its own particular place, and in no case shall a hackman stand with his carriage in front of any premises not first having obtained the written consent of the occupant. Adopted.

By Ald. Caring—Resolved, That the Police Commissioners be and are hereby requested to enforce the ordinance in relation to cartmen amended Aug. 8th, 1871, particularly the portion relating to East Main street between Water street and St. Paul street.

Ald. Kelly moved to amend by adding the words "and the ordinance in relation to cattle and swine." Carried.

The original resolution as amended was then adopted.

Ald. Caring, from the Sewer Committee, reported in favor of the bill of James Buckley. Table.

By Ald. Caring—Resolved, That the Treasurer pay to James Buckley \$30 and charge Lateral Sewer Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Whitmore, Mandeville, Stape, Stebbins, Mauder, Stade, Parsons, Aikenhead—22.

By Ald. Stone—Resolved, That this Common Council hail with delight and satisfac-

tion the announcement that our associate Alderman James H. Kelly has been appointed Collector of this Port, thus proving that our services are fully appreciated, and giving the lie to the old saying that "Republics are ungrateful," and we fully predict an administration of true integrity, and "no stealings." Adopted.

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

Gommenginger & Co., lamps.....	\$124.20
J. E. Relyea, lighting and extinguishing lamps.....	488.70
John Mauder, carting lamp-posts,....	5.00
J. E. Reiyea, setting and carting, lamp posts,.....	4.50
John Keefe, for delivering lamp-posts	1.50
J. E. Relyea, repairing lamps,.....	150.60
Chas. Jeffords, lighting, extinguishing and repairing lamps.....	344.20

And charge Lamp Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

Ald. Mauder moved that the Aldermen of the 5th and 13th wards be appointed in conjunction with the Fire Department Committee, to superintend the construction of reservoirs in the 13th ward. Carried.

By Ald. Caring—Resolved, That the Treasurer pay M. Schuster for inspecting Shamrock street sewer \$33, when there are funds applicable, and charge that Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

Ald. Kelly extended an invitation to the board and city officials to make an excursion (moonlight) next week on Lake Ontario, on the new steamboat, "James H. Kelly." He also extended to the board, city officials and reporters and families, an invitation to make an excursion to Oak Orchard on the same boat the following week, all at his expense. He requested the appointment of a committee to take charge of the arrangements.

Ald. Caring moved the acceptance of the invitation. Carried.

Ald. Kelly moved the appointment of a committee of three to carry out the plan. Carried.

The President appointed as such, Ald. Stape, Gould and Stern, (Ald. Kelly being excused.)

By Ald. Heavey—Resolved, That the Treasurer pay Mrs. John Spillard the sum of six dollars and fifty cents, with interest from July 31, 1866, and charge the arsenal site fund, pursuant to the report of the Committee on extension of South Clinton street, on page 81 of Common Council proceedings, July 24, 1866.

Ald. Aikenhead moved that the matter be referred to the Law Committee and City Attorney to report to this board. Carried.

The President appointed Ald. Whitmore, Gould and Craig, a committee to examine

into the matter of Mt. Vernon avenue being obstructed, in accordance with Ald. Whitmore's resolution, of last meeting.

On motion of Ald. Mauder—Adjourned.
W. F. MORRISON, City Clerk.

IN COMMON COUNCIL — Sept. 5th, 1871.

REGULAR MEETING.

President Ald. C. R. Parsons presiding.

Present—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

Absent—Ald. Whitcomb, McConnell.—2.

APPROVAL OF MINUTES.

The minutes of the previous meetings, August 22nd, 24th and 25th, were approved, as published in Book of Proceedings.

PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Rogers—Petition of heirs of Jonathan Dent for permission to erect two wood buildings on their lots situate on the north side of Hunter street.—Wood Building Committee with power to act.

Petition of D. F. Curtis, for permission to erect a wood building on his lot, No. 20, situate on Adams street.—Wood Building Committee with power to act.

Bills of Richard Gilbert, Thomas Brown, F. Naylor, L. S. Gibson, Smith & Roberts, E. M. Moerel, Geo. B. Smith, Gommenginger, Allen & Co., Wolf & Co., Brown & Williams, Gilbert Brady, James O'Donoghue, and Jacob Lux.—Fire Department Committee.

By Ald. Caring—Bills and estimates of A. B. McConnell, Jacob Heberger and Logan & Cregan. Sewer Committee.

Bill of John Keegan—Contingent Expense Committee.

By Ald. Stone—Bills of D. W. Powers, Lindley L. Barrett, Sidney G. Gwynne and C. B. Parsons. Map, Survey and Record Committee.

Bills of W. Wolf & Co., Scrantom & Wetmore, Wadsworth & Williamson, Frank Van Doorn, Masseth & Berdel, and John Van Auker. Contingent Expense Committee.

By Ald. Stone—Bills of Moses M. Smith, John Nagel, A. M. Semple, William Brown, A. W. Mudge, Geo. Bastion, C. Moore, M. Heavy, John Van Anker, and A. L. Morris. Poor Committee.

By Ald. Kelly—Petition of George W. Taylor, for permission to erect a wood building on his lots Nos. 14 and 15, situate on Lyell street. Wood Building Committee, with power to act.

Resignation of Parsoll H. Peterson, as Inspector of Election of the 9th ward. Table.

Petition of H. B. Knapp and others, for the removal of the street railroad switch on the north roadway of the Genesee Valley canal bridge.

Ald. Kelly moved the reference of the petition to the Street Committee.

Ald. Craig moved to amend by striking out the words "the Street Committee," and

substitute therefor the words "a Special Committee of three, to report to this Board."

Ald. Mauder moved as a further amendment, strike out the words "a Special Committee of three," and substitute therefor the words "the Street Committee and the Aldermen from the 8th ward. Lost.

Action was then had on Ald. Craig's amendment, which was declared carried.

The original motion of Ald. Kelly, as amended by Ald. Craig, was then declared carried.

The President appointed as such Committee Ald. Craig, Aldridge and Stone.

By Ald. Kelly—Bills of Jacob Young, W. Wolf & Co., Estate of E. H. Hollister, C. R. Parsons, Gibbons & Stone, and Superintendents Pay Roll—Street Committee.

Petition of James M. Whitney and E. Leavenworth in reference to the stone in west wall of Deep Hollow.—Referred to Street Committee.

By Ald. Mandeville—Petition of D. W. Holland, for permission to erect a wood building on his lot No. 64, situate on Hickory street.—Wood Building Committee.

Petition of John Hanna for permission to erect a wood building on his lot No. 33, situate on Prospect street.—Wood Building Committee.

Petition of A. D. Wright, for permission to erect a wood building on his lot, No. 16, situate on Weld street.—Wood Building Committee.

By Ald. Charters—Bills of Smith & Roberts, S. M. Sherman, Curtis, Morey & Co., and W. Wolf & Co.—Police Committee.

Petition of R. Punnett for permission to erect a wood building on his lot, No. 17, situate on Magne street.—Wood Building Committee with power to act.

By Ald. Mauder—Petition of Joseph Abent for permission to erect a wood building on his lot, No. 108, situate on Chatham street.—Wood Building Committee with power to act.

By Ald. Stade—Bills of S. B. Raymond & Son., W. F. Holmes, Buell & Hayden, Smith & Elwood and C. C. Goodale.—City Property Committee.

By Ald. Aikenhead—Bill of N. H. Galusha.—Lamp Committee.

By Ald. Connolly—Petition of Z. Weaver and others, for the confirmation of the grade established by the Surveyor on Rome street.

Ald. Caring moved the reference of the petition to the Improvement Committee and City Surveyor. Carried.

REPORTS OF STANDING COMMITTEES.

Ald. Rogers from the Fire Department Committee reported in favor of the bills of Richard Gilbert, Thomas Brown, T. Naylor, L. S. Gibson, Smith and Roberts, E. M. Moerel, George B. Smith, Gommenginger, Allen & Co., W. Wolf & Co., Brown & Williams, James O'Donoghue and Jacob Lux. Finance Committee.

Ald. Rogers reported that Engine houses Nos. 1 and 4 were finished and accepted by the Fire Department Committee, and presented the following:

By Ald. Rogers—Resolved, That the Treasures pay to the order of Wolf & Co., when there are funds applicable, twenty-two

hundred dollars in full settlement of contract for building engine houses 1 and 4, and charge to the Fire Department Fund. Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Ald. Charters, from the Police Committee, reported in favor of the bills of Smith & Roberts, S. M. Sherman, Curtis, Morey & Co., and W. Wolf & Co.,—Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the bills and estimates of A. B. McConnell, Jacob Heberger and Logan & Cregan—Table.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bill of N. H. Galusha, and moved its reference to the Finance Committee for payment.

Ald. Glover moved to amend by striking out the words "Finance Committee for payment" and insert therefor the words "Lamp Committee"—Carried.

The original motion of Ald. Aikenhead as amended, was then declared carried.

Ald. Stone, from the Committee on Relief and Support of the Poor, reported in favor of the bills of Moses M. Smith, John Nagel, A. M. Semple, William Brown, A. W. Mudge, George Bastion, C. T. Moore, M. Heavey, John Van Auker and A. L. Morris—Finance Committee.

Ald. Stade, from the City Property Committee, reported in favor of the bills of S. B. Raymond & Son, W. F. Holmes, Buell & Hayden, Smith & Elwood, and C. C. Goodale—Finance Committee.

Ald. Stade reported that the City Property Committee had advertised for proposals for Engine House and Lot No. 1 on Water street, and that the Committee had received the following proposals:

James Fee.....	\$2,607.50
Charles Klehamer.....	2,601.50
H. Austin Brewster.....	2,550.50

By Ald. Stade—Resolved, That the city Property Committee be, and they are hereby authorized to sell to the highest bidder, the property known as Engine House No. 1, and the lot on which it is located,—Adopted, all ayes.

Ald. Rogers moved that the Treasurer be and is hereby instructed to credit said sum to Fire Department Fund.—Carried.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petitions of Valentine G. Foehner, Thomas Griffin, J. B. Hazeltine, Elizabeth Springstead, and Jacob Bauer and presented the following:

By Ald. Mandeville—Resolved, That Jacob Bauer, Elizabeth Springstead, J. B. Hazeltine, Valentine G. Foehner and Thomas Griffin have permission to erect wooden buildings in accordance with their several petitions under the direction of the Wood Building Committee and Fire Marshal.—Adopted.

Ald. Stern, from the Map Survey and Record Committee, reported in favor of the bills of D. W. Powers, Lindley L. Barrett,

Sidney G. Gwynne and C. B. Parsons.—Finance Committee.

Ald. Stern from the Contingent Expense Committee reported in favor of the bills of John Keenan, Patrick Keenan, Thomas Knowles, W. Wolf & Co., Scrantom & Wetmore, Wadsworth & Williamson, Frank Van Doorn Masseth & Berdel and John VanAuker (three bills).—Finance Committee.

Ald. Kelly from the Committee on Streets and Bridges, reported in favor of the bills of Jacob Young, W. Wolf & Co., Estate of E. H. Hollister, C. R. Parsons, Gibbons & Stone, and Superintendents Pay Roll.—Finance Committee.

Ald. Glover from the Committee on Assessments reported progress in the matter of,

Assessment roll for bridge over the Race, also, Mr. Cullen's claim, and asked further time.—Granted.

Ald. Pond from the Law Committee presented the following:

Rochester, N. Y., Sept. 5th, 1871.

To the Hon. the Common Council:

Gentlemen—The Law Committee to whom was referred the petition of certain parties, residing on and near Hudson St., where the same crosses the track of the N. Y. Central Railroad Co., would respectfully report that the City has no authority in the matter.

CHAS. F. POND,
W. MANDEVILLE.

Committee.

Ordered received, filed and published.

ROCHESTER, Sept. 5, 1871.

The Law Committee, to whom was referred the resolution of Ald. Gould, offered at the meeting of August 1, 1871, with reference to the tax assessed to the late Wm. T. Cushman, would respectfully report that said Cushman estate was finally settled by the Surrogate before the assessment referred to was made, and would therefore recommend the passage of the resolution of Ald. Gould, above referred to.

CHAS. F. POND,
W. MANDEVILLE,
Committee.

Ordered received filed and published.

ROCHESTER, Sept. 5th, 1871.

The Law Committee, to whom was referred the resolution of Ald. Charters, offered at the last meeting of the Board, August 22, 1871, in reference to the salary of the Police Commissioners, would respectfully report that, having, with the City Attorney, considered the law, find that by some means a law was introduced and passed by the Legislature of the State of New York, of which the following is a section, viz.:

"Sec. 2. The said Commissioners of Police, other than the Mayor, shall receive an annual salary of one thousand dollars, to be paid quarterly out of the current expenses of the Police Department, the same to begin at the commencement of the official year in which this act shall be passed."

Your Committee find further that what appears to be a very careful arrangement this act was passed March 30th, 1871, just four days previous to the expiration of the fiscal year; and, finally, your committee find that no recommendation of the Common Council

was made to the Legislature for the passage of such a retroactive law; and, while your committee are of the opinion that the law is an outrage upon the people of this city, they are compelled to report that by a strict construction of the terms of the law the Police Commissioners have a claim to the amount mentioned in the resolution of Ald. Charters.

CHAS. F. POND,
W. MANDEVILLE,
F. S. STEBBINS,
Law Committee.

Ordered received, filed and published.

COMMUNICATIONS.

The Clerk presented the following:
CITY TREASURER'S OFFICE,
Rochester, Sept. 5, 1871. }

To the Hon. the Common Council:

Gentlemen—In accordance with your request of August 24th, I herewith submit a statement of all money expended upon Deep Hollow improvement and roadway, said account extends from 1858 to 1863 inclusive:

Whole amount expended.....	\$34,512 23
Of which J. Conway receive on contract.....	\$23,704 17
J. Conway for building wall.....	173 13
R. Gorsline on contract.....	4,641 18
inspection.....	263 75
J. Logan on contract.....	2,088 00
To sundry persons for interest-hack hire, services as engineers and inspectors, Co. of street fund for two per cent., &c.....	3,642 00—\$34,512 23

Yours. very respectfully,
JOHN WILLIAMS,
Treasurer.

Ald. Selye moved to refer the report back to the Treasurer for correction. Lost.

Ald. Gerling moved a reconsideration of the vote just taken. Carried.

Ald. Selye's motion of reference was then carried by the following vote:

Ayes—Ald. Aldridge, Wait, Pond, Stern, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—18.
Nays—Ald. Gould Rogers, Herzberger, Heavey, Smith, Connolly, Glover—7.

TREASURER'S MONTHLY STATEMENT.

ROCHESTER CITY TREASURER'S }
OFFICE, Sept. 5th, 1871. }

To the Hon. the Common Council of the City of Rochester:

Gentlemen—The Treasurer herewith submits the monthly statement of the balances of the principal funds on the 5th of Sept., 1871, as required by section 59 of the city charter:

	Credit Balance.
Contingent Fund.....	\$32,911 20
Police.....	4,502 37
Fire Department Fund.....	45,472 80
Highway.....	19,024 11
Lamp.....	33,673 09
Poor.....	44,016 23
Park.....	273 31
Board of Health Fund.....	4,649 04
Home for Truants' Fund.....	70 24
Sewer Repair Fund.....	1,615 70
Lyeil street.....	150 74
North street.....	—
St. Paul street Fund. (N. Y. C. R.R. to Scrantom street).....	—
St. Paul street Fund, (Scrantom street to city line).....	281 86
Monroe avenue Fund.....	69 4
Plymouth.....	28 57
Mt. Hope.....	31 53
West.....	141 27

Lake	.. ..	7 39
East	.. ..	222 81
South	.. ..	8 32

JOHN WILLIAMS, Treasurer.

Subscribed and sworn to before me this 5th day of Sept., 1871.

GEORGE D. WILLIAMS,
Notary Public.

Ordered received, filed and published.

ROCHESTER, Sept. 4, 1871.

To the Hon. the Common Council of the City of Rochester:

Gentlemen—At a special meeting of your Body, held on the 8th day of June, 1871, the Health Officer was authorized to vaccinate in the public and private schools of this city all children who should bring the written consent of their parents or guardians.

This was done on the recommendation of the Board of Health, and upon representations made in a carefully prepared communication from His Honor the Mayor. The authority so given has been acted on, with results as follows:

NAME OF SCHOOL.	Date of Vaccination.	Number Vaccinated.	Number of Failures.	Number of Successes.
Public School No 2.....	June 15,	1871	55 12	43
.. .. .	3.....	..	116 7	109
.. .. .	4.....	..	375 35	340
.. .. .	5.....	..	87 8	59
.. .. .	6.....	..	80 1	79
.. .. .	7.....	..	42 9	33
.. .. .	8.....	..	35 3	33
.. .. .	9.....	20 and 27,	433 51	383
.. .. .	10.....	..	154 4	150
.. .. .	11.....	..	22 2	20
.. .. .	12.....	..	62 15	47
.. .. .	13.....	..	217 6	211
.. .. .	14.....	..	68 1	67
.. .. .	15.....	..	41 2	39
.. .. .	16.....	..	162 9	153
.. .. .	17.....	..	84 12	72
.. .. .	18.....	..	228 33	195
.. .. .	19.....	..	95 19	76
St Joseph's (male).....	.. 22,	..	277 9	268
(female).....	..	..	452 2	450
St Peter and St Paul. June 26 & July 7,	..	..	371 19	352
St Mary's.....	.. 28 and 29,	..	173	173
Allen Street German.....	.. 27,	..	98 10	88
Church Home.....	.. 17,	..	28	28
Truant House.....	July 6,	..	89 4	85
St Patrick's Orp. Asy.....	.. 3,	..	45 45	45
St Mary's Orphan Asy.....	.. 7,	..	117 12	105
Protestant Orp. Asy.....	.. 3,	..	58 2	56
Brothers' College.....	..	..	18 13	13
"Real School".....	..	..	40 40	40
Industrial School.....	June 30,	..	61 61	61
Lutheran Zion school.....	July 25,	..	136 4	132
City Hospital.....	.. 26,	..	35 35	35
Total.....			4332 288	4044

Respectfully submitted,
DAVID LITTLE, M. D.,
Health Officer.

Ordered received, filed and published.
The Clerk read the following:

STATE OF NEW YORK—SUPREME COURT.
County of Monroe. Temporary Injunction;
Chapter 3, Title 7, of the Code of Procedure.
Junius Judson and John C. Mason agst.
the City of Rochester and the Common Council of the City of Rochester.

On reading the complaint in this action, duly verified; also the affidavit of Junius Judson, William S. Grantsyn, P. M. Crandall, and the official proceedings of the Common Council of the City of Rochester hereto annexed, I hereby order and enjoin the defend-

ants, and their and each of their attorneys, counselors, agents and assistants, and each and every of them, under the penalties by law prescribed, that he, they, and each and every of them, do absolutely desist and refrain from confirming, adopting, or taking any further action in reference to the assessment roll for the improvement of Lake Avenue, from Jones avenue to Deep Hollow, and from making any assessment for or on account of said improvement, and from collecting or receiving any part of said assessments, and from letting or authorizing the letting, or entering into a contract or contracting for the improvement of said avenue, until this Court shall make further order in the premises. And the defendants are hereby ordered to show cause at an adjourned special term of the this Court, to be held at the Judges' Chambers, in the Court House, in the City of Rochester, on the 11th day of September, 1871, at the reopening of the Court on that day, or as soon thereafter as counsel can be heard why this injunction order should not be continued in force.

E. DARWIN SMITH, Justice.

Dated the 2d day of September, 1871, Rochester, N. Y.

Ald. Stone, from the Poor Committee, presented the following:

REPORT OF THE OVERSEER OF THE POOR FOR AUGUST.

OVERSEER OF THE POOR OFFICE, }
ROCHESTER, Sept. 5, 1871. }

To the Common Council of the city of Rochester:

The Overseer of the Poor would respectfully report that during the month of Aug., 1871, he relieved 740 families, in the following manner, viz:

Orders on	Poor store.....	\$1,538 50
..	Wood yard.....	132 00
..	Coal yard.....	526 00
..	George Wait.....	61 25
..	S F & W Witherspoon..	33 25
..	H Brewster & Co.....	43 25
..	Henry Goetzman.....	15 25
..	W Carlton Brown.....	149 75
..	H F Van Dake.....	4 00
..	Beck & Meyer.....	8 50
..	Hoffman & Meyer.....	18 50
..	Beir & Stern.....	10 34
..	W Rhodes.....	9 50
..	John Stape.....	34 75
..	John Nagle.....	49 75
..	C Zimmer.....	11 00
..	C Seell.....	6 00
..	M Daus.....	15 00
..	Fred Wurtz.....	23 50
..	Moses M Smith.....	4 50
..	George Hawkins.....	51 50
..	W H Niven.....	33 50
..	C V Jeffrey.....	6 00
..	M Heavey.....	4 00
..	Henry Hook.....	2 75
..	Mrs Cleminson.....	1 50
..	H & P Bender.....	55 50
..	B O'Reilly.....	12 00
..	A W Mudge.....	19 50
..	H W Jones.....	41 00
..	George Schofield.....	8 02
..	J E Butterfield.....	2 04
Less County and Towns.....		\$2,988 90
		547 73
Total for City.....		\$2,441 17

All of which is respectfully submitted.

WILLIAM BROWN,

Overseer of the Poor.

Ordered received, filed and published.

ORDINANCES.

MILL STREET IMPROVEMENT.

Ald. Aldridge presented the final ordinance for—The repaving of Mill street, from the north line of the Corinthian Hall block to Mumford street, and constructing the necessary lateral sewers.

The whole estimated expense thereof is \$943, 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 north line of the Corinthian Hall block to Mumford street.

And moved that action be postponed until the next regular meeting. Carried.

IMPROVEMENT OF LAKE AVENUE, FROM JONES AVENUE TO DEEP HOLLOW.

Ald. Aldridge moved a reconsideration of the vote on the final ordinance for the improvement of Lake avenue, from Jones avenue to Deep Hollow, passed July 25th, at folio 132 of printed proceedings, (for the purpose of decreasing the estimate).

Ald. Selye moved to postpone action until the next regular meeting.

Ald. Caring moved to table Ald. Selye's motion. Ald. Stebbins moved the indefinite postponement of Ald. Aldridge's motion and all subsequent action (Ald. Selye's and Caring's motions.) Carried.

WIDENING AND STRAIGHTENING OF NELSON STREET.

On motion of Ald. Gould 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. Gould submitted the following:

An ordinance to widen and straighten Nelson street. The Common Council of the city of Rochester do ordain and determine as follows:

The straightening and widening of Nelson street, from the north line of the boat yard lot owned by C. C. Meyer to Monroe avenue, and the following described territory is necessary to be taken for said improvement, to wit:

Beginning at a point in the present east line of Nelson street where the north line of C. C. Meyer's boat yard lot intersects the same, running thence northerly in a direct line to a point in the south line of Monroe avenue, at right angles across said avenue from the east line of Meigs street; thence westerly along the south line of Monroe avenue to a point 60 feet distant at right angles from the first described line; thence southerly on a right angle to and 60 feet distant at right angles from the first described line until it shall intersect with the present east line of Nelson street; thence southerly along the present east line of Nelson street to the place of beginning.

On which 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 \$4,000, which estimate was and is hereby approved; the sum of \$4,000, 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 Nelson street, and said street as widened and straightened, from the north line of C. C. Meyer's boat yard lot to Monroe avenue. On which above described portion of the city the sum of \$4,000 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 to be assessed periodically, 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 such 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 9th day of Sept., 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

PIPE SEWER IN VIELE STREET AND MT. VERNON AVENUE.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer 22 inch, egg shape, in Viele street and Mt. Vernon avenue, from Nelson street to Caroline street. Adopted.

The Surveyor submitted as such estimate, \$2,675.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a pipe sewer 22 inch, egg shape, in Viele street and Mt. Vernon avenue, from the sewer in Nelson street to the center of 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 \$2,675, which estimate is hereby approved.

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

One tier of lots on each side of Mt. Vernon avenue and Viele street, from Nelson street to Caroline street, and for outlet, the following described territory: Beginning in Caroline street at its intersection with Mt. Vernon avenue, running thence west along Caroline street, including one tier of lots on the north side thereof, to South avenue; thence south along South avenue, including one tier of lots on the west side thereof, to Oakland street; thence east along Oakland street, including one tier of lots on the south side thereof, to Nelson street; thence north along Nelson street, including one tier of lots on the east side thereof, to Caroline street (except such lots as were assessed for Nelson street sewer); thence west along Caroline street, including one tier of lots on the north side thereof, 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 from the confirmation of such 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 161 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. the 19th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Parsons, Aikenhead—22.

LATERAL SEWERS AT THE CORNER OF WATER AND ANDREWS STREETS.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing two lateral sewers at the intersection of Andrews street and Water street. Adopted.

The Surveyor submitted as such estimate \$90.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of two lateral sewers for surface drainage at the intersection of Water street and Andrews 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 \$90, which estimate is hereby approved.

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

One tier of lots on each side of Andrews street, from St. Paul street to the Genesee river.

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 requested to attend the Common Council on Tuesday evening, Sept. the 19th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Parsons, Aikenhead—22.

PIPE SEWER IN BRAYER STREET.

Ald. Caring moved a reconsideration of the vote on the final ordinance for a pipe sewer in Brayer street, passed Aug. 22d, at folio 160 of printed proceedings. Carried.

Ald. Caring moved to amend the ordinance by striking out the word "Brayer" wherever it occurs and insert therefor the word "Pryor." Carried.

Ald. Caring moved that further action on the ordinance be postponed until the next regular meeting. Carried.

FLAG WALK ON LORIMER STREET.

On motion of Ald. Selye, 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. Selye Submitted the following:

An ordinance to construct a flag walk on Lorimer street, from Saratoga avenue to Frank street.

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

The laying of a flag walk six feet, in three courses, and setting a curbstone on each side of Lorimer street, from Saratoga avenue to Frank street, and constructing the necessary crosswalks.

And the whole expense shall be defrayed by an assessment to be levied 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 \$2,837, which estimate was and is hereby approved; the sum of \$2,837, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the assessors of said city which said Common Council deem will be benefitted by said improvement is described as follows:

One tier of lots on each side of Lorimer street, from Frank street to Saratoga avenue.

On which above described portion of the city the said sum of \$2,837 is hereby ordered to be assessed.

And the Clerk is hereby directed to make 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 such 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 benefitted, 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 9th day of Sept., 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Stern, Glover, Stone, Craig, Kelly, Selye, Stape, Charters, Stebbins, Whitmore, Parsons, Aikenhead—21.

PLANK WALK ON CYPRESS STREET.

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

After hearing such allegations from all persons appearing—

Ald. Selye submitted the following:

An ordinance to construct a plank walk on Cypress street, from South avenue to Mt. Hope avenue.

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 south side of Cypress street, from South avenue to Mount Hope avenue.

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 \$302, which estimate was and is hereby approved; the sum of \$302, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants of the portion of said city which said Common Council deem will be benefitted by said improvement is described as follows:

One tier of lots on the south side of Cypress street, from South avenue to Mount Hope avenue.

On which above described portion of the city the said sum of \$302 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 9th day of Sept., 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Parsons, Aikenhead—22.

ALEXANDER STREET IMPROVEMENT (FROM MOUNT HOPE AVENUE.)

On motion of Ald. Selye 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. Selye submitted the following:

An ordinance to improve Alexander street, from Mt. Hope avenue to South avenue.

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

The improvement of Alexander street, from Mt. Hope avenue to South avenue, by laying a flag walk five feet wide, setting a curbstone, and paving the gutters on each side thereof, except where such work has already been done, 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 \$1,061, which estimate was and is hereby approved: the sum of \$1,061 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 Mt. Hope avenue to South avenue.

On which above described portion of the city the said sum of \$1,061 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 9th day of Sept., 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Parsons, Aikenhead—25.

FLAG WALKS AROUND PLYMOUTH PARK.

On motion of Ald. Selye 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. Selye submitted the following:

An ordinance to construct flag walks around Plymouth Park.

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

The laying of a flag walk 4 feet wide in one course around Plymouth Park and constructing the necessary crosswalks and 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 direction of this Board, having made an estimate of such expense, and reported the same at \$2,122, which estimate was and is hereby approved; the sum of \$2,122, 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 that front on each the east and west sides of Plymouth Park and so said Park.

On which above described portion of the city the said sum of \$2,122 is hereby ordered to be assessed.

And the tax payers to be assessed for making such improvement, 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 such 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. Schaffer 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 9th day of Sept., 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stape, Parsons, Aikenhead—26.

HICKORY STREET IMPROVEMENT.

On motion of Ald. Selye 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. Selye submitted the following:

An ordinance to improve Hickory street.

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

The improvement of Hickory street, from South avenue to Mt. Hope avenue, except in front of lots 114 and 118 in the Munger tract, by setting a curbstone and paving the gutter 5 feet wide on each side of said street, and making the necessary repairs to lateral sewers and cross-walks.

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 \$3,844, which estimate was and is hereby approved: the sum of \$3,844, 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 Hickory street, from South avenue to Mt. Hope avenue, excepts lots 114 and 118 in the Munger tract.

On which above described portion of the city the said sum of \$3,844 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 such 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 9th day of Sept., 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stape, Parsons, Aikenhead—25.

Nays—Ald. Stebbins—1.

PLANK WALK ON LIME STREET (NORTH SIDE).

Ald. Selye presented the final ordinance for: The construction of a plank walk 4 feet 8 inches on the north side of Lime street, from Saxton street to Whitney street.

The whole estimated expense thereof is \$587, 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 Lime street, from Saxton street to Whitney street.

And moved its indefinite postponement. Carried.

PLANK WALK ON VARNUM STREET

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of laying a plank walk 5 feet 4 inches wide on each side of Varnum street, from Jones avenue to Phelps avenue. Adopted.

The Surveyor submitted as such estimate, 2,909.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The laying of a plank walk 5 feet 4 inches wide on each side of Varnum street, from Jones avenue to Phelps avenue, and constructing the necessary cross-walks.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expenses thereof, and reported the same at \$2,909 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 Varnum street, from Jones avenue to Phelps avenue.

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 assessed within seven percent. 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. 19th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

CROSS-WALKS AT THE INTERSECTION OF COURT AND LANCASTER STREETS.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of laying three flag cross-walks at the intersection of Court and Lancaster streets. Adopted.

The Surveyor submitted as such estimate, \$276.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The laying of three flag cross-walks at the intersection of Court street and Lancaster 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 east side of Lancaster street, from East Main street to Monroe avenue, and on each side of Court street from Chestnut street to St. Paul 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. 19th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stape, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

PENAL ORDINANCE IN RELATION TO DOGS.

Ald. Caring moved a reconsideration of the vote on the ordinance relating to dogs running at large, passed Nov. 11, 1862, and amended in 1870, for the purpose of amending said ordinance as follows:

Section 22 of said ordinance is hereby amended by adding thereto the following—

“And it shall be lawful for any person duly authorized by the Mayor, to seize or shoot any dog so run-

ning at large without being led or securely confined as aforesaid.”

Ald. Glover moved the previous question, “Shall the main question be now taken,” was declared carried.

Ald. Caring's motion to reconsider was declared lost by the following vote:

Ayes—Ald. A. Dridge, Wait, Gould, Rogers, Smith, Caring, Craig, Kelly, Selye, Mandeville, Stebbins, Parsons—12.

Nays—Ald. Pond, Herzberger, Heavey, Connolly, Stern, Glover, Stone, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Aikenhead—14.

ASSESSMENT ROLLS.

The Clerk presented the following Assessment Rolls, subscribed and sworn to by the Assessors:

Improvement of Saratoga avenue.
Improvement of Jones avenue.
Repairing Walks on George street.
Repairing Walks on Allen and Kent streets.

Repairing Walks on West Main street.

Repairing Walks on Vine street.

After hearing allegations from all persons appearing, the foregoing Assessment Rolls, as presented by the Clerk, were confirmed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Roger, Pond, Herzberger, Heavey, Smith, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

UNFINISHED BUSINESS—LAKE AVENUE IMPROVEMENT.

The President stated the question before the Board to be the confirmation of the Assessment Roll for the improvement of Lake avenue from Jones avenue to Deep Hollow.

After hearing allegations from all persons appearing. Ald. Selye moved that action on the confirmation of the Roll be postponed until the next regular meeting. Lost by the following vote:

Ayes—Ald. Rogers, Pond, Heavey, Stern, Stone, Kelly, Selye, Charters, Stebbins, Stade, Parsons, Aikenhead—12.

Nays—Ald. Aldridge, Wait, Gould, Herzberger, Smith, Caring, Connolly, Glover, Craig, Mandeville, Stape, Gerling, Mauder—13.

The Assessment Roll for Lake avenue improvement was then declared confirmed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Pond, Herzberger, Smith, Caring, Connolly, Stern, Glover, Craig, Mandeville, Stape, Gerling, Mauder, Stade—16.

Nays Ald. Rogers, Heavey, Stone, Kelly, Selye, Charters, Stebbins, Whitmore, Parsons, Aikenhead—10.

Ald. Craig called up the following:

By Ald. Craig—Resolved, That the property now owned by the city in the rear of the Court House be and the same is hereby designated as the location for a new City Hall.

Ald. Selye moved that action on the resolution be postponed until the next regular meeting.

Ald. Mauder moved as an amendment to indefinitely postpone action on the resolution. Carried.

The original motion of Ald. Selye as amended was then declared carried by the following vote:

Ayes—Ald. Gould, Herzberger, Heavey,

MISCELLANEOUS.

Smith, Caring, Connolly, Glover, Mandeville, Stape, Stebbins, Whitmore, Mauder, Stade, Aikenhead—14.

Nays—Ald. Aldridge, Wait, Rogers, Pond, Stern, Stone, Craig Kelly, Selye, Charters, Gerling, Parsons—12.

By Ald. Stebbins—Whereas certain real estate belonging to heirs of James M. Bruff, has been sold for taxes, and on such sale purchased by this city; now therefore,

Resolved, That the right and claims of the city therein, be assigned to Levi A. Ward, on payment by him of taxes, interest, per centage and fees due the city, its officers or agents, and a certificate be given him. Adopted.

By Ald. Whitmore—Resolved, That the Street Superintendent be instructed to notify all owners of premises to trim their shade trees in accordance with the ordinance of this council passed July 22d, 1868. That such notice be by publication in each of the daily papers of this city and, that accompanying the same shall be a publication of the above designated ordinance.

Ald. Selye moved to amend the resolution by inserting after the word "premises" the words "in the 12th ward." Carried.

The original resolution of Ald. Whitmore as amended by Ald. Selye was then adopted.

Ald. Stone moved that the Board now adjourn until Tuesday evening next. Carried. Adjourned, W. F. MORRISON, City Clerk.

IN COMMON COUNCIL—Sept. 12th, 1871.

ADJOURNED MEETING.

President Ald. C. R. Parsons, presiding.

Present—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

Absent—Ald. Wait, Smith—2.

UNFINISHED BUSINESS.

Ald. Charters called up the following:

By Ald. Charters—Resolved, That the City Treasurer is hereby directed to pay Henry S. Hebard and Geo. C. Cooper \$1,000 each, their salary as Police Commissioners, from April 1st, 1870, to April 1st, 1871, as per law passed by the Legislature, and charge Police Fund.

Ald. Stone moved that action on the resolution be postponed until the next regular meeting. Carried.

EXECUTIVE.

The Clerk presented the following communication from His Honor the Mayor:

MAYOR'S OFFICE,
ROCHESTER, Sept. 12, 1871. }

Gentlemen of the Common Council:

I would call your attention to a wall which is being put up immediately north of the east end of Andrew street bridge. Its erection is clearly objectionable. Whether or not it is an encroachment upon the river bed is a question which should be determined at the earliest moment.

Respectfully,
CHAS. W. BRIGGS,
Mayor.

Ordered received, filed and published.

By Ald. Aikenhead—Resolved, That Matthew Miller be and is hereby granted permission to sell fresh meat in the city at No. 204½ North street, upon his paying into the City Treasury the sum of twenty-five dollars.

Ald. Herzberger moved to amend by adding the following: "Also that Conrad Wiesler be granted permission to sell fresh meat in the city at No. 48 North avenue, and Joseph A. Appal be granted permission to sell fresh meat in the city at the corner of Smith and Saxton streets, upon their paying into the City Treasury the sum of twenty-five dollars each."

Amendment accepted by Ald. Aikenhead. The original resolution of Ald. Aikenhead as amended was then declared adopted.

By Ald. Whitmore—Resolved, That the taxpayers for the improvement of Cypress street are hereby authorized to build the walks in front of their several premises, in accordance with the ordinance passed the 5th day of September, 1871, the same to be done within thirty days from date, and under the direction of the Improvement Committee and the City Surveyor. Adopted.

By Ald. Whitmore—Resolved, That the street heretofore known as Viele street be, and is hereby, changed to Cayuga Place. Lost.

Ald. Mauder moved a re-consideration of the vote on Ald. Whitmore's resolution to change the name of Viele street. Carried.

Ald. Whitmore's resolution was then declared. Adopted.

Ald. Stebbins, from the Finance Committee, reported in favor of the claim of Geo. J. Whitney, for balance due on a bond of the city of Rochester, dated August 1st, 1840. Amount of balance due \$1,065.77, and presented the following:

By Ald. Stebbins—Resolved, That the City Treasurer pay Geo. J. Whitney, or order, \$1,065.77, when there are funds applicable and charge Contingent Fund. Adopted by the following vote.

Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Parsons, Aikenhead.—25.

FINANCE BUDGET.

ROCHESTER, Sept. 12, 1871.

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

CONTINGENT FUND.

Buell & Hayden, insurance bu lders' risks...	\$ 9 00
S B Raymond & Son,	19 50
W F Holmes,	34 50
Smith & Elwood,	9 00
C C Goodale, lamps, &c. for Council chamber..	7 60
John Keenan, hack hire per Sewer Committee..	2 00
John Van Auken,	4 50
Thomas Knowles, hack hire, Surveyor.....	14 25
William Wolf & Co., fixture in Assessors' and Surveyor's offices.....	12 00
Serantom & Wetmore, stationery per City Treasurer.....	151 07
Wadsworth & Williamson, stationery per Atorner.....	50 30
Frank Van Doorn, sign for Assessors' office....	7 00
Masseeth & Berdel, carriage per Surveyor.....	1 50
John Van Auken,	6 50
.....	6 75
.....	2 00

And charge Contingent Fund.

POLICE FUND.

S M Sherman, Chief of Police, disbursements. \$	82 47
Smith & Roberts, coal for Department.....	254 00
Curtis, Morey & Co., printing.....	17 50
Wm Wolf & Co., lumber and labor at Police office.....	7 90
S M Sherman, 1 month's salary to Sept 1, 1871.....	141 67
P H Sullivan,	90 00
B Frank Enos,	75 00
Wm J Rogers,	85 00
Wm S Fickett,	85 00
John D Dresser,	85 00
Peter Hughes,	85 00
Samuel Brown,	75 00
Thos A Burchell,	75 00
Thomas Lynch,	75 00
Caleb Pierce,	75 00
Lyman Johnson,	75 00
Ferry Marzuff,	75 00
William White,	75 00
Peter Lauer, Jr	75 00
John C Hagle,	75 00
Henry Baker,	75 00
Hugh Clark,	75 00
Thos Dukelow,	75 00
Barta Crowder,	75 00
James McKeivley,	75 00
Ralph Bendon,	75 00
C McCormick,	75 00
Jos A Rowarth,	75 00
John H Dana,	75 00
Michael Hyland,	75 00
Wm F Lusk,	75 00
B Horcheller,	75 00
Martin A Bemis,	75 00
Frank B Allen,	75 00
W R McArthur,	75 00
John J Garrett,	75 00
J Gommenginger,	75 00
Frank Benzinger,	75 00
John H Roach,	75 00
E Van Vorst,	75 00
A H Franklin,	75 00
E W McBurney,	75 00
P C Kavanaugh,	75 00
John Doyle,	75 00
W Dammberg,	75 00
Anthony Cole,	75 00
Alex McLean, 27 days	76 55
George Lathrop, 22 1/2	56 25
James K Foster, 27 1/2	68 75
Charles Green, 29 1/2	73 75
George Bingham 29 1/2	63 75
David Monaghan, 29 1/2	73 75
Bros & Hurley, 29	72 50
John Barry, 29 1/2	73 75
Joseph P Cleary, 12	30 00
J C McQuatters, 28	70 00
Robert Burns, 29 1/2	73 75
Frank Schatter, 29 1/2	73 75
Jacob Harter, 29	72 50
J Twigg, 28 1/2	71 25
Thos A Crouch, 28 1/2	71 88
Older Oliver, 29	72 50
Jacob Frank, 29 1/2	73 75
Michael Wolf, 28	70 00
George W Lord, 29	72 50
William O'Neil, 28 1/2	71 88
Andrew Connolly, 29 1/2	73 75
Frank Goodwin, 29	72 50
Wm Keith, 29 1/2	73 75
B C Furtherer, 29 1/2	73 75
J Denzer, 1 month's	50 00
	\$4,998 33

Payable to C. W. Briggs, Mayor.

Examined and approved.

CHARLES W. BRIGGS,
HENRY S. HEBARD,
GEORGE G. COOPER,
Police Commissioners.

And charge that Fund.

POOR FUND.

Moses M Smith, medicines per order.....\$	13 75
John Nagle, groceries	66 25
A M Semple, sugar	73 90
William Brown, Supt, disbursements.....	23 68
A W Mudge, undertaker's services on orders	25 00
C T Moore, coffee.....	61 20
M Heavey, hack hire.....	22 00
John Van Auken, hack hire.....	1 50
A L Morris, meat.....	291 55
Geo Bastian, bread and crackers.....	90 63
And charge that Fund.	

FIRE DEPARTMENT FUND.

Richard Gilbert, repairs.....\$	6 50
Thomas Brown, mattresses.....	27 89
Naylor, repairs.....	12 05
Jacob Lux,	24 04

L S Gibson, disbursements.....	26 35
Smith & Roberts, coal for Department.....	288 75
E Moerel, brooms.....	7 50
George B Smith, cennel coal for steamers.....	40 24
Gommenginger, Allen & Co., materials and labor.....	255 17
W Wolf & Co., extra labor at engine houses.....	444 50
Brown & Williams, carpets for engine houses.....	92 18
James O'Donoughe, furniture for engine houses.....	88 00
Gilbert Brady, repairs around engine houses.....	562 03
And charge Fire Department Fund.	

HIGHWAY FUND.

John Frick, Superintendent's pay roll, &c., to Sept.....	\$ 1,194 70
Wm Wolf & Co., materials and labor at Superintendent's office.....	12 38
Estate E. H. Hollister, lumber.....	14 83
C R Parsons, lumber.....	292 12
Gibbons & Stone, rent of lot to Aug. 1, 1871.....	12 50
And charge that Fund.	

MONROE AVENUE REPAIR FUND.

Jacob Young, Commissioner, disbursements..\$	15 75
And charge that Fund.	

MAP, SURVEY AND RECORD FUND.

D W Powers, rent of rooms for Surveyor to Aug. 1.....	\$ 42 50
Lindley L Barrett, Assistant Surveyor, 1 month's salary to Sept 1.....	83 33
Sidney G Gwynne, Draughtsman, 1 month's salary to Sept 1.....	100 00
C E Parsons, salary from Aug 14 to Sept 1, 1871.....	30 00
And charge that Fund.	

Ald. Caring moved that the reading of the Budget be dispensed with. Carried by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Herzberger, Heavey, Caring, Stern, Craig, Kelly, Selye, Mandeville, Charters, Mauder, Parsons—14.

Nays—Ald. Whitcomb, Pond, Connolly, Glover, McConnell, Stone, Stape, Gerling, Stebbins, Whitmore, Aikenhead—11.

The Budget was then adopted by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, McConnell, Craig, Kelly Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Parsons, Aikenhead—22.

Nays—Ald. Whitecomb, Glover, Stone—3

By Ald. Gerling—Whereas, it appears that August Bauer has been erroneously assessed for the construction of Orange street sewer, therefore

Resolved, That the same be referred to the Assessment Committee, with power to release or discharge such amount of his assessment as they may deem just, and charge such amount to erroneous assessments. Adopted.

By Ald. Gerling—Resolved, That P. T. Barnum have the privilege of exhibiting his great show on Fall's Field, on the 18th and 19th instant, by paying into the city Treasury the sum of \$50 for the same.

Ald. Stape moved to amend the resolution by striking out the words "fifty dollars" and insert the words "one hundred dollars."

Ald. Kelly moved to table Ald. Stape's motion. Carried.

Ald. Kelly moved to take up Ald. Gerling's resolution. Carried.

The original resolution of Ald. Gerling was then adopted by the following vote:

Ayes—Ald. Whitecomb, Aldridge, Gould, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Charters, Gerling, Stebbins, Whitmore, Mauder, Parsons, Aikenhead.—22.

Nays—Ald. Rogers, Mandeville, Stape.—3.

By Ald. Stape—Petition of Chase Bros., for permission to erect and remove a wood building on their lot, No. 72, situate on North Union street. Wood Building Committee, with power to act.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petitions

of A. D. Wright, John Hanna, R. Punnett, Geo. W. Taylor, Joseph Abent, D. F. Curtis, D. W. Holland and heirs of Jonathan Deut, and presented the following:

By Ald. Mandeville—Resolved, That A. D. Wright, John Hanna, R. Punnett, Geo. W. Taylor, Joseph Abent, D. F. Curtis, D. W. Holland, heirs of J. Deut have permission to erect wooden buildings in accordance with their petitions, under the direction of the Wood Building Committee and Fire Marshal. Adopted.

Petitions of Matthew H. Joslyn and others for the passage of an ordinance for opening a street from Scio street to New Main street. Referred to the Committee on Opening and Alteration of Streets, with instructions to bring in an ordinance.

By Ald. Kelly—Resolved that the Superintendent of Streets notify the owners of property on each side of Smith street, from State to Oak streets, to repair the walks in front of their respective lots in the next ten (10) days, or that the same be done by the Superintendent and charge the property benefited thereby; also, on each side of Warehouse street. Adopted.

Petition of Fred C. Wilson, for permission to erect a wood building on his lot, No. 93, situate on Frank street. Referred to the Wood Building Committee, with power to act.

Petition of Charles Fincke, for permission to construct a cross-walk on South St. Paul street, opposite his Opera House.

Ald. Kelly moved that the prayer of the petition be granted.

Ald. McConnell moved as a substitute to refer the petition to the Aldermen of the 4th ward with instructions to report to this Board. Carried.

Ald. Kelly, from the Street Committee, reported in favor of the bills of John Keenan, Francis Dana, (two bills,) and Nathan Wood, (five bills.) Finance Committee.

ORDINANCES.

REMOVING OBSTRUCTIONS AND RUBBISH FROM THE RIVER.

By Ald. Kelly—Resolved, That the City Surveyor ascertain and report to this Board the expense of cleaning out and removing all rubbish and obstructions from the bed of the Genesee river, between the upper and lower dams above the Upper Falls in said river. Adopted.

The Surveyor submitted as such estimate \$25,000. By Ald. Kelly—Resolved, That the following improvement is expedient, viz:

Cleaning out and removing of all rubbish and loose obstructions from the bed of the Genesee river, between the upper and lower dams above the Upper Falls in said 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 \$25,000, 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 river, from the dam across said river that is located at or near the County Jail to the dam across said river that is located near the N. Y. C. & H. H. Railroad Bridge.

And further, Resolved, That the tax-payers to be assessed for making such improvement, 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, with out 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 rate, within two years from the confirmation of said Roll.

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, Sept. the 19th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Selye moved to amend the ordinance by adding the following in territory to be assessed: "Also, all lots or taxable property claimed to be owned in or over the said Genesee river."

Amendment accepted by Ald. Kelly. The ordinance was then lost by the following vote: Ayes—A. D. Whitcomb, Aldridge, Gould, Rogers, Pond, Herberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Charters, Gerling, Stebbins, Mauder—19.

Nays—Ald. Heavey, Mandeville, Stape, Whitmore, Stade, Parsons, Aikenhead—7. Not a majority petition.

Ald. Caring moved a reconsideration of the vote just taken. Carried. Ald. Caring moved the adoption of the ordinance. Lost by the following vote, (there being no petition): Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Charters, Gerling, Stebbins, Mauder, Stade—20.

Nays—Ald. Heavey, Mandeville, Stape, Whitmore, Parsons, Aikenhead—6.

Ald. Kelly presented a bill of the Treasurer against John A. Kline for Lake avenue outlet sewer tax, and moved its reference to the Assessment Committee, to report to this Board. Carried.

By Ald. Selye—Resolved, That the Treasurer be requested postpone the collection of the Allen street improvement tax until the further direction of this Board. Adopted.

PROPOSALS FOR IMPROVEMENT.

- Jones avenue flag walk.
- Whitmore, Carson & Co. \$3,290.
- Holloway & Normington 3,290.
- Saratoga avenue flag walk.
- Whitmore, Carson & Co. \$3,821.
- Holloway & Normington 3,821.

By Ald. Selye—Resolved, That His Honor the Mayor be and he is hereby requested to execute the following contracts in behalf of the city with Holloway & Normington, for the improvement of Saratoga avenue; with Whitmore, Carson & Co. for improvement of Jones avenue, in accordance with their proposals for the same. Adopted.

Ald. Selye, from the Improvement Committee, reported in favor of the bills and estimates of Rauber & Vicieus, Whitmore, Carson & Co., (two estimates), Donnaghue & Lauer, Jr., Wm. M. Vary, McConnell & Jones and Thomas Stetson. Tabled.

IMPROVEMENT FUND.

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

Rauber & Vicieus in full on their contract for the improvement of Mumford street, from Mill street to the River, \$1,503.40, and charge that Fund.

Whitmore, Carson & Co., in full on their contract for the improvement of Liberty street, \$547.76, and charge that Fund.

Whitmore, Carson & Co., in full on their contract for the improvement of Atwater street, from St. Paul street to Clinton street, \$2,511.25, and charge that Fund.

W. M. Vary, in full for inspecting Atwater street improvement, from St. Paul street to Clinton street, \$147.00, and charge that Fund.

Thomas Stetson, in full for constructing a cross-walk at the N. Y. C. RR., on North avenue, \$71.50, and charge that Fund.

Also, that the Clerk draw two orders for \$972 each, in favor of Rauber & Vicemus, and payable to their order with interest, one in one year and one in two years, from the 5th day of Sept., 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Mumford street Improvement Fund.

Also, that the Clerk draw two orders for \$3,000 each, in favor of McConnell & Jones, and payable to their order with interest, one in one year and one in two years, from the 5th day of Sept., 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Alexander street Improvement Fund.

Also, that the Clerk draw two orders for \$1,500 each, in favor of Donnaghue & Lauer, Jr., and payable to their order with interest, one in one year and one in two years, from the 5th day of Sept., 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Charlotte street Improvement Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Nays—Ald. Stebbins—1.

By Ald. Selye—Resolved, That the Treasurer is hereby directed to receive 84 per cent. in full of all persons assessed for plank walk on the east side of Moore street.

Also, that the Treasurer is hereby directed to receive 96½ per cent., in full of all persons assessed for the improvement of Atwater street, from St. Paul street to Clinton street. Adopted.

By Ald. Selye—Resolved, That the Treasurer pay W. S. Grantsynn \$75 for services of an assistant in the Surveyor's office for the month of August, 1871, and charge Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Ald. Selye presented a petition asking for the confirmation by the Common Council of the grade of Rome street established by the City Surveyor; also, a map of the grade of said Rome street; and moved the confirmation of the grade as designated in the map, and the Clerk is instructed to file the same in his office.

Ald. Whitcomb moved to refer the matter to the Aldermen of the Sixth ward.

Ald. Herzberger moved to table Ald. Whitcomb's motion. Carried.

Ald. Whitcomb moved to table Ald. Selye's motion. Carried.

IMPROVEMENT OF ROME STREET.

Ald. Selye moved a reconsideration of the vote on the ordinance for the improvement of Rome street, from Clinton Place to Atwater street (at folio 87 of printed proceedings). Carried.

Ald. Rogers moved that further action on the ordinance be postponed until the next regular meeting. Carried.

By Ald. Stone—Bills of Perkins & Palmer, H. W. Jones and George B. Hawkins. Poor Committee.

By Ald. Stone—Resolved, That the City Treasurer withhold the collection of the second payment for the improvement of Chapin street until the amount of per centage has been determined which they should pay. Adopted.

By Ald. Stone—Resolved, That the Aldermen of the Eighth ward have the supervision of the Julia and Troup streets sewer, with authority to appoint an inspector for the same from the taxpayers of the said improvement, the amount to be paid from said fund.

Ald. Mandeville moved the previous question.

"Shall the main question be now taken?" was declared carried.

Ald. Stone's resolution was then declared adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Gerling, Stebbins, Whitmore, Stade, Parsons, Aikenhead—20.

Nays—Ald. Heavey, Caring, Kelly—3.

Ald. Stone, from the Committee on Relief and Support of the Poor, reported in favor of the bills of Perkins & Palmer, H. W. Jones and Geo. B. Hawkins. Finance Committee.

Ald. Craig, from the committee to whom was referred the matter of removing the street railroad switch on the Genesee Valley bridge, presented the following:

ROCHESTER, Sept. 2, 1871

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

The undersigned committee to whom was referred, the matter of the removal of the switch on the Valley bridge on West Main street, would respectfully report that the matter with which they were charged has received their careful attention; that a meeting of the committee was held on the 8th inst to which those interested were invited to attend; that we were attended by a large number of such persons and heard their allegations; we also personally inspected the bridge and its surroundings about which the complaint was made.

From the allegations and our personal observations, we report that West Main street at this point is 38 feet wide between the curbs; the street is paved with cobble stones on each side 10 feet in width from the curb, leaving a road way of McAdam 18 feet wide.

That the portion of the street approaching on either side of said bridge, consisting of cobble stones is and always has been so crowning and steep that it is not and never was intended for wagons and teams to travel over; but the McAdam portion of said street was intended for such passage only and the cobble stone on either side was mainly intended to protect and retain the McAdam.

That said R. R. Co., now occupy the whole of said McAdam road way, with their main track and switch to the exclusion of other vehicles on the approaches to said bridges.

In addition to this the company have raised the track above the grade of the street

and created a ridge or "hogs back" on both sides so high and sidling that it is quite impossible for loaded teams to pass and eminently dangerous for any kind of carriage; that the track is so elevated above the grade of the street that teams can not get on the track and pass over, and so are compelled to shear off and pass along on the side of the "hogs back" the passage being so narrow between the rail and curb that while one wheel is forced in the gutter the other is on the top of the hogs back in so sideling a manner as to make the passage actually dangerous.

We are informed by good and respectable citizens who live near the bridge or have places of business there, that accidents such as breaking wheels, axels and other parts of the wagons occur almost daily and frequently wagons are upsen upset and other serious objections; is that on this switch a car going in one direction will stop on the bridge and wait a long time for one coming in an opposite direction and therefore absolutely stopping all travel as the car occupys the whole road way; this also is almost an hourly occurence.

Not only this but it frequently happens that while a team is following a car, the car will stop on the bridge, compelling the team to stop behind it on the steep assent the team meanwhile standing on a pull, on a sideling hogs back; the horses plunging and backing until without foothold, frequently compelling the driver to let his horses back to the foot of the approach.

In some instances we are told the car driver will stop the car on the bridge and water their horses from the canal; on being remonstrated with for such delay and soppage they will curse and damn the complaining party, and ask in an offensive manner, what are you going to do about it?

In view of all the facts, we are decidedly of the opinion, and so report, that said railroad over said bridge, and its approaches, is a public nuisance. It is not only a serious obstruction, but actually dangerous to public travel. We therefore recommend its removal.

It has been suggested in the interest of the company that there is no power in the Common Council to remove this switch.

We answer—

1st. It has ample power, under the charter, to abate nuisances wherever found or by whomsoever created.

2d. It has ample power to remove obstructions from the public streets.

3d. It would be a singular state of affairs if a private corporation like this should have the power to destroy our streets, and this Council, the sole guardians, was powerless in the premises.

But, 4th, this power was expressly reserved to this Council by the ordinance permitting the company to lay down their track.

Section 17 of said ordinance provides: It is hereby reserved to the Common Council of the city of Rochester the right to make such further orders, rules and regulations in relation to the construction, repairs and operation of said railroad, as from time to time

may be deemed necessary to protect the interests of said city, and the safety, welfare and accommodation of the public.

Section 18 also provides—The Common Council also reserves to itself the right to alter, improve and repair said "streets or avenues whenever the public or private convenience may require."

From the foregoing considerations, it is quite apparent that the power to do what is asked is ample.

While on this business our attention was called to the general condition of the roadway of West Main street. It is well known that before the track was laid down, it was one of the best avenues in the city; now it is one of the worst. Its present condition is attributable to the railroad company alone. The track occupies the center of the McAdam way; that portion of the McAdam way between the outer rail and the cobble stone pavement is just wide enough for the passage of a wagon. All travel is forced into this narrow passage, on either side of the track. The consequence is that a deep rut is worn from which it is next to impossible to escape or repair; as whatever material is put into this rut is immediately torn up by the passing wheel, there being no other place for the wheel to run.

The railroad track is not kept flush with the street, as required by the ordinance. Nor is it filled up between the rails. The two rails form each a high ridge difficult to cross, and dangerous to horses and wagons. We are told by the Commissioner of the avenue that it will require three times the sum now appropriated to keep it in such repair as it was before the track was laid.

While it is no part of our duty under the resolution to take any steps in relation to the improvement of said avenue generally, we cannot help, in the condition in which the avenue is, but to recommend that the Common Council should take some action in that direction.

All of which is respectfully submitted.

H. W. CRAIG,

GEO. W. ALDRIDGE,

Committee.

Ordered received, filed and published.

The Committee would recommend the following resolution:

Resolved, That the Rochester City and Brighton Railroad Company by and they are hereby directed and required to take up their track or switch passing over the south roadway of the Genesee Valley bridge on West Main street, in the city of Rochester, and approaches thereto, and restore said bridge and approaches to said south roadway to the same condition as before said track was laid, within five days; or in default thereof that the Commissioner for said avenue be and he is hereby directed and required to do the same immediately thereafter, the cost and expenses thereof to be paid by said Company.

The Committee would also recommend the passage of the following resolution:

Resolved, That the Rochester City and Brighton Railroad Company be and they are hereby directed and required forthwith to put West Main street in as good condition as it was before their track was laid therein, in

so far as they are required to do by the ordinances of the Common Council; and on failure so to do, that the Commissioner of said avenue be and he is required to do the same at the expense of said Company.

The Commissioner is hereby authorized, directed and required to prosecute said Company for all penalties which said Company have incurred for violation of the ordinances of the Common Council with respect to said West Main street.

Ordered received, filed and published.

Ald. Craig moved the adoption of the resolutions.

Ald. Stone moved to amend the first resolution by inserting after the word "hereby" the words "granted permission to lay a switch in West Main street in front of the City Hospital, and are."

Ald. Selye moved to postpone further action in the matter until the next regular meeting. Carried.

By Ald. Craig—Resolved, That the Street Superintendent notify the owners of property on the northeast corner of St. Paul and Griffith streets to repair and lay new plank walks within ten days; and if they fail to comply that he cause the same to be done, and charge the owners.

Ald. Glover moved the reference of the resolution to the Aldermen of the Seventh ward. Carried.

Ald. Stebbins moved that all further business for this session be transacted without debate. Lost.

Ald. Stebbins moved that the Board now adjourn. Lost.

By Ald. Craig—Resolved, That the Rochester Gas Light Company be most respectfully requested to extend their gas mains on West Troup to the first lamp post on Francis street north of Troup street.

Ald. Kelly moved to amend by adding the words "Jones avenue, Saratoga avenue, Lorimer street." Carried.

Ald. Glover moved to further amend the resolution by adding the words "Meigs street and Broadway from Alexander street to Nelson street." Carried.

The original resolution, as amended, was then declared adopted.

By Ald. Glover—Resolved, That the City Attorney be requested to make application to the Court in due form, and according to law, for the appointment of three Commissioners for the widening and straightening of Nelson street. Adopted.

By Ald. Connolly—Resolved, That the thanks of this Common Council is hereby tendered to Samuel Rosenblatt & Co. for a liberal supply of faas for the use of this Board. Adopted.

By Ald. Caring—Bill of Masseth & Berdel. Contingent Expense Committee.

By Ald. Caring—Resolved, That the Superintendent of Streets be directed to notify property owners on Almyra street to repair their walks within ten days, and if not complied with to repair the same, and charge to the owners thereof. Adopted.

By Ald. Caring—Resolved, That the Treasurer is hereby directed to receive 81 per cent., in full, of all persons assessed for a sewer on Saratoga avenue, from Lorimer street north; also, that the Treasurer is

hereby directed to receive 95 per cent., in full, of all persons assessed for a sewer in Pinnacle avenue.

IMPROVEMENT FUND.

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

A. B. McConnell, for repairs to sewers, \$35.85, and charge that Fund.

Jacob Herzberger, for repairs to sewers, \$6, and charge that Fund.

Rauber & Vicienus, for repairs to sewers \$151.10, and charge that Fund.

Roderick & Granger, for repairs to sewers, \$14.50, and charge that Fund.

Also Resolved, That the Clerk draw two orders for \$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 5th day of September, 1871, and the Treasurer is hereby authorized to accept the same, in behalf of the city, and charge Lake avenue Sewer Fund, from Deep Hollow to the Granger farm. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead.—24.

Nays—Ald. Stebbins.—1.

By Ald. Caring—Whereas, in the improvement of Atwater street at the corner of Clinton street, one John Meyer was greatly damaged by reason of back water flowing into his cellar, therefore,

Resolved, That the City Clerk be instructed to draw an order on the City Treasurer for the sum of five hundred dollars, payable to John Meyer, and charge the same to Contingent Fund.

Ald. Caring moved to refer the matter to a special committee of three to report to this board. Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Stebbins, Stade, Parsons, Aikenhead.—22.

Nays—Ald. Whitmore, Mauder.—2.

The President appointed as such committee Ald. Caring, Selye and Stern.

By Ald. Caring—Resolved, That the furnishing of supplies for the support of the poor be let to the lowest bidder, the same to be advertised for in the official papers for one week.

Ald. Stone moved to refer the resolution to the Poor Committee. Carried.

Ald. Selye moved that the rule to adjourn at 11 o'clock be suspended for this evening. Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Herzberger, Heavey, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead.—21.

Nays—Ald. Gould, Rogers, Pond, Caring.—4.

By Ald. Herzberger—Petition of Platt C. Veile and others, for permission to construct plank walks in front of their premises on the south side of Grand street.

Ald. Caring moved to refer the petition to the Ald. of the 12th Ward. Lost.

Ald. Craig moved that the owners of land on the south side of Grand street be, and they are hereby granted permission to construct plank walks in front of their premises under the direction of the Improvement Committee and City Surveyor; said walks to be five feet four inches wide.

Ald. Caring moved the previous question "shall the main question be now taken" was declared carried.

Ald. Craig's motion to grant permission was then declared carried.

Ald. Heavey, from the Committee on Hackney Coaches, presented the following: *To the Hon. Common Council of the City of Rochester:*

GENTLEMEN:—Your Committee to whom was referred the communication of C. A. Kellogg in reference to the Hackney Coaches standing in front of his building on Front street would beg leave to report, that after reviewing the case, we beg permission to suggest the adoption of the following resolution:

Resolved, That the Hackman be, and they are hereby ordered to stand with their coaches, cabs or carriages on the east side of Front street from the N. Y. C. R. R. Depot to Munford street; horses heads toward the depot, and in no case will said coaches, cabs or carriages be allowed to stand on the west side of said street.

M. HEAVEY,
W. CARING, } Com.
F. STADE.

Ordered received, filed and published.

Ald. Heavey moved the adoption of the resolution. Adopted.

Ald. Heavey moved a reconsideration of the vote on Ald. Gould's resolution (of June 2nd 1871, at folio 76 of printed proceedings) granting permission to Owen Morgan. Carried.

Ald. Heavey moved the indefinite postponement of the resolution. Carried.

By Ald. Heavey—Resolved, That the Street Superintendent notify the property owners on each side of Chestnut Park to repair the walks in front of their premises within twenty days from service of notice, and in default thereof, that the Superintendent repair the same and charge the expense to the owners. Adopted.

By Ald. Heavey—Whereas, The roof of the Police Office is in a dilapidated condition which renders said office nearly uninhabitable, Therefore

Resolved, That the City Property Committee be, and they are hereby authorized and empowered to cause the roof of the Police Office to be put in good repair. Adopted.

PENAL ORDINANCE.

Ald. Heavey gave notice that at the next regular meeting he would introduce the following amendment to the penal ordinance relating to nuisances.

An ordinance to amend an ordinance relating to nuisances passed November 11th 1862.

The Common Council of the City of Rochester do order and determine as follow:

Section thirty-five of the ordinance entitled: "An ordinance relating to nuisances,"

passed November 11th 1862 is hereby amended so as to read as follows:

§ 35. Any person who shall be guilty of keeping or maintaining or shall be an inmate of, or in any way connected with, or in any way contribute to the support of any disorderly house, or house of ill fame, or place for the practice of fornication, or knowingly own or be interested as proprietor or landlord, of any such house, shall, on conviction for the same be liable to be fined in any sum not exceeding one hundred dollars and in default of payment of the penalty imposed shall be imprisoned in the Monroe County Penitentiary or county jail for any period not exceeding one hundred and thirty days.

§ 2. Section thirty-six of said ordinance is hereby amended by striking out all after the words "fifty dollars" and inserting in the place thereof the following: "And in default of payment or recovery of such penalty imposed, shall be subject to imprisonment in the Monroe County Penitentiary for a term not exceeding three months."

§ 3. Section thirty-eight of said ordinance is hereby amended by inserting after the words "fifteen dollars and," and before the words "to imprisonment" the following: "In default of the payment of the penalty or fine imposed, shall be subject."

§ 4. Section thirty-nine of said ordinance is hereby amended by inserting after the words "ten dollars and," and before the words "to imprisonment" the following: "In default of the payment of the fine or penalty imposed, shall be subject."

§ 5. Section forty-two of said ordinance is hereby amended, by inserting after the words "provision thereof" and before the words "shall command" the following to wit: "Except as herein otherwise provided."

By Ald. Rogers—Bills of R. B. Payne, Rochester Gaslight Company and Whitmore, Carson & Co. Fire Department Committee.

Ald. Rogers, from the Fire Department Committee, reported in favor of the bills of R. B. Payne, Rochester Gaslight Co., and Whitmore, Carson & Co. Finance Committee.

By Ald. Bogers—Resolved, That the Sewer Committee be requested to bring in an ordinance for the construction of a lateral sewer on the south-west corner of Spring and Washington streets. Adopted.

By Ald. Gould—Resolved, That the City Treasurer be and is hereby directed to charge the tax levied on the estate of Wm. T. Cushman to erroneous assessments, said estate having been closed up and the administrator discharged previous to the levy being made, and there being at the present time no such estate in existence. Amount of tax, \$100.91. Adopted.

By Ald. Gould—Resolved, That the Committee on Fire Department act as a special committee for the purpose of securing the Rink and providing suitable refreshments for the Fire Brigade and their guests from other cities, at the close of inspection on Friday P. M., Sept. 22d. Adopted.

By Ald. Gould—Resolved, That the resolution in regard to removing obstructions in Jones street, passed Aug. 2d, at folio 143 of

printed proceedings, be and is hereby reconsidered.

Ald. Glover moved the previous question, "Shall the main question be now taken?" was declared carried.

The resolution of Ald. Gould was then adopted.

Ald. Kelly moved to refer the resolution at folio 143 of printed proceedings, in regard to removing obstructions in Jones street, to the Aldermen of the Second ward. Carried.

COMMUNICATION FROM HIS HON. THE MAYOR.

MAYOR'S OFFICE,
ROCHESTER, Sept. 12, 1871.

Gentlemen of the Common Council:

I approve the proceedings of your Board of the 5th instant, except so far as relates to the confirmation of the assessment roll for the improvement of Lake avenue from Jones avenue to Deep Hollow.

I disapprove your action relative to the above named improvement for the following reasons:

First—I have been required by injunction of the Supreme Court to take no official action towards the confirmation of the above-named assessment roll.

Second—Certain statements, it appears, were made by the party who monopolizes the "Stow Patent Foundation Pavement," or by those who circulated the petition and presented the same to your Board for the above mentioned improvement, which, to a great extent, influenced the tax payers to sign such petition. And now, at this stage of your proceedings, it is suggested to me, that the party who controls the above named patent, repudiates to a material extent the early representations, depending, perhaps, upon your Board to force upon the people of the avenue an undertaking by which he may take advantage.

Third—I have been requested by the written petition of three-fourths of the parties interested as taxpayers in the above named improvement, to interpose in their behalf. Believing that it may result in advantage to them, and that the improvement of the above mentioned avenue will not be delayed by such action, and that the public will not be unfavorably affected by it, I have determined to gratify their wish.

As the Stow Patent Foundation Pavement is a monopoly, I would suggest to the party controlling it, that he or they make the city a distinct written proposition for the improvement of Lake avenue, between Jones avenue and Deep Hollow, with his or their patent pavement, such proposition to become a part of the contract and specifications. Should the taxpayers, after placing it in competition with other styles of pavement, determine in its favor, such a course would enable those most interested to act understandingly. Respectfully,

CHAS. W. BRIGGS, Mayor.

Ordered received, filed and published.

Ald. Mauder moved that, considering and in view of the injunction served upon His Honor the Mayor further action in this matter be postponed until the next regular meeting. Carried.

By Ald. Aldridge—Resolved, That the City Treasurer be and is hereby authorized to draw the City's note at 6 months for \$10,000,

payable at Powers' Banking House, and get the same discounted; the net proceeds to be credited to the House for Idle and Traunt Children Fund.

Ald. Mandeville moved the previous question, "Shall the main question be now taken?" was declared carried.

The resolution of Ald. Aldridge was then adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Pond, Herzberger, Connolly, Stern, Golver, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Gerling, Mauder, Stade, Parsons, Aikenhead—18.

Nays—Ald. Gould, Rogers, Heavey, Carling, Selye, Stebbins, Waitmore—7.

Ald. Aldridge moved a reconsideration of the vote on the resolution on declaring \$5,000 valid and due Dominick Mura, (at folio 163 of printed proceedings.) Carried.

Ald. Craig moved the indefinite postponement of the resolution. Carried.

Ald. Aldridge, from the Committee on House for Idle and Traunt Children, reported in favor of the estimate of Dominick Mura, for in full for contract and all extras on House for Idle and Traunt Children, and moved its reference to the Finance Committee for payment.

Ald. Gerling moved the previous question, "Shall the main question be now taken," was declared carried.

Ald. Aldridge's motion of reference was then declared carried.

Ald. Aldridge, from the Committee on House for Idle and Traunt Children, reported in favor of the bills of J. W. Adams, H. Brewster & Co., Van Zandt Bros., Henry Theim, Moore & Cole, Hubbard & Northrop, C. T. Amsden, Boyd & Hart. Finance Committee.

IMPROVEMENT OF HENRY STREET.

Ald. Aldridge presented the first ordinance for the improvement of Henry street, from Herman street to its northern terminus.

Ald. Mauder moved to postpone action on the ordinance until the next regular meeting. Carried.

Ald. Stebbins moved a reconsideration of the vote on the resolution for the Treasurer to deposit moneys (adopted August 24th, at folio 167 of printed proceedings.) Carried.

Ald. Stebbins presented the following as a substitute:

By Ald. Stebbins—Whereas, the City Treasurer has in his possession certain moneys received from the Erie Railway Company, or the Rochester and Genesee Valley Railroad Company, therefore,

Resolved, That the City Treasurer be and he is hereby directed to deposit such moneys at as high a rate of interest as he can secure, and that the same shall not be drawn for any purpose whatever until Jan. 1, 1873, at which time the Genesee Valley Railroad bonds become due.

Ald. Mandeville moved that action on the preamble and resolution be postponed until the next regular meeting. Lost.

Ald. Rogers moved to amend by adding the words, "the Finance Committee to confer with the Treasurer in the matter." Amendment adopted.

Ald. Glover moved to amend by adding

the words, "and report to this Board." Accepted by Ald. Stebbins.

Ald. Steobius' original resolution, as amended, was then adopted.

By Ald. Mauder—Resolved, That a Special Committee be appointed to examine into the manner of construction of a building on Andrews street by Mr. Stewart, and report the same to this Board at its next regular meeting. Adopted.

The President appointed as such Committee, Ald. Mauder, Gould and Mandeville. Ald. Rogers was added to the Committee.

By Ald. Mauder—Resolved, That the old apparatus of Hook and Ladder Company No. 1 be loaned to any independent hook and ladder company first organized by the citizens of the Thirteenth ward, provided such organization and the provisions for the care of such apparatus meet with the approval of this Board.

Ald. Connolly moved the reference of the resolution to the Fire Department Committee. Carried.

On motion of Ald. Stare, adjourned.

W. F. MORRISON,
City Clerk.

IN COMMON COUNCIL—Sept. 19th, 1871.

REGULAR MEETING.

President Ald. C. R. Parsons, presiding.

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

Absent—Ald. Smith, McConnell—2.

APPROVAL OF MINUTES.

The minutes of the previous meetings, September 5th and 12th, were approved, as published in Book of Proceedings.

PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Whitcomb—Petition of William R. Lansing, for deduction from his tax, for the improvement of Mill street. Referred to the Improvement Committee.

By Ald. Rogers—Petition of A. Wright and others for the passage of an ordinance for plank walks on each side of St. Clair street, from Clifton street to Tremont street. Referred to the Improvement Committee, with instructions to bring in an ordinance.

Petition of Henry T. Rogers, for permission to erect a wood building on his lot, situate on St. Clair street. Referred to the Wood Building Committee, with power to act.

Bills of Knapp & Fisher, B. F. Blackhall, Howe & Rogers, R. Cook, A. G. Whitcomb, William Cutting and monthly and quarterly Pay Roll. Fire Department Committee.

By Ald. Heavey—Remonstrance of James McManis, and others, against granting permission to Charles Fincke, to construct a cross walk on South St. Paul street, near the Opera House. Table for the present.

By Ald. Stern—Bills Curtis, Morey & Co., Foster, Collins & Co., Rochester Gaslight Company, George Masseth, M. Heavey, and Anthony Kasseal. Contingent Expense Committee.

Bill of Rogers & Son—Map Survey and Record Committee.

By Ald. Connolly—Bill of Rogers & Son, Fire Department Committee.

By Ald. Craig—Petition of George Arnoldt, and others, for the passage of an ordinance for the construction of plank walks on each side of Strong street, from Plymouth avenue to Reynolds street. Referred to the Improvement Committee with instructions to bring in an ordinance.

By Ald. Stone—Bills of H. H. Babcock, Gerling Brothers, Moore & Cole, W. Carlton Brown, William Brown, W. H. Niven, Church Home, George Wait and Anthony Hefer—Poor Committee.

Petition of William Lovcraft and others for the passage of an ordinance for the construction of a Pipe Sewer in Litchfield street, from the sewer in Allen street to the north end of Litchfield street. Referred to the Sewer Committee.

Petition of Thomas Pritchard for permission to erect a wood building on his lot No. 260, situate on Tremont street.—Wood Building Committee.

By Ald. Kelly—Bills of McConnell & Jones, Rogers & Son, M. Heavey and Superintendent's Pay Roll—Street Committee.

By Ald. Selye—Estimates for improvements—Improvement Committee.

By Ald. Mandeville—Petition of B. F. Harris and others for the passage of an ordinance for the construction of a Pipe Sewer in University avenue, from Union street to Alexander street. Table.

By Ald. Charters—Bills of Rochester Gaslight Company and H. H. Langworthy—Police Committee.

By Ald. Stale—Bills of L. A. Ward, M. Zimmermann and French & Smith—City Property Committee.

By Ald. Aikenhead—Bills of Leo. White, N. H. Galusha, Rochester Gaslight Company, Joseph Little and Philip Box—Lamp Committee.

By Ald. Caring—Bills and Estimates of Rauber & Vicarious, Danl. McCormick, Logan & Cregan, James Buckley and others—Sewer Committee.

Bill of Masseth & Berdel—Contingent Expense Committee.

Bill of J. Weguan—Lamp Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Kelly, from the Street Committee, reported in favor of the bills of McConnell & Jones, Rogers & Son and Superintendents Pay Roll. Finance Committee.

Bill of M. Heavey referred to the Finance Committee for payment, chargeable to Contingent Fund.

Ald. Charters, from the Police Committee, reported in favor of the bills of H. H. Langworthy and Rochester Gaslight Company. Finance Committee.

Ald. Stern, from the Committee on Maps, Surveys and Records, reported in favor of the bill of Rogers & Son. Finance Committee.

Ald. Stern, from the Contingent Expense Committee, reported in favor of the bills of Curtis, Morey & Co., Foster, Collins & Co., Rochester Gaslight Company, George Masseth, M. Heavey, Anthony Kasseal (two

bills) and Masseth & Berdel. Finance Committee.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bills of Leo White, N. H. Galusha, Rochester Gaslight Company, Joseph Little and Philip Box. Finance Committee.

Ald. Stade, from the Committee on City Property, reported in favor of the bills of L. A. Ward, M. Zimmerman and French & Smith. Referred to the Finance Committee for payment, chargeable to Contingent Fund.

Ald. Caring, from the Sewer Committee, reported in favor of the bills and estimates of Rauber & Vicinius, Daniel DeCormick, Logan & Cregan, James Buckley and others. Table.

Ald. Connolly, from the Fire Department Committee, reported in favor of the bill of Rogers & Son. Finance Committee.

Ald. Rogers, from the Fire Department Committee, reported in favor of the bills of Knapp & Fisher, B. F. Blackall, Howe & Rogers, R. Cook, A. G. Whitcomb, William Cutting, Monthly and Quarterly Pay Roll. Finance Committee.

Ald. Rogers, reported that the Fire Department Committee after consultation, had concluded to recommend the appropriation of a certain sum to the companies who are to entertain the guests, and he presented the following:

By Ald. Rogers—Resolved, That the Treasurer pay to Alert Hose Company, also to the Active Hose Company two hundred dollars each, towards defraying the expenses of entertaining the visitors to the Fire Department Inspection next Friday, and charge Fire Department Fund.

Ald. Rogers moved to amend the resolution by striking out the word "two" and insert therefor "three" also after the words Alert Hose Company insert the words "two hundred dollars."

Ald. Mandeville moved to amend Ald. Rogers amendment by striking out the word "three" and insert the word "four." Lost.

Ald. Rogers amendment was then declared carried by the following vote:

Ayes—Ald. Whitmore, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stade, Parsons, Aikenhead—23.

Nays—Ald. Whitmore, Mauder—2.

The original resolution of Ald. Rogers as amended was then adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stade, Parsons, Aikenhead—23.

Nays—Ald. Whitmore, Mauder—2.

Ald. Kelly from the Street Committee reported that the committee had sold the stone at Deep Hollow (as per order of the Common Council) for the sum of seven 75-100 dollars per cord. Accepted.

Ald. Mandeville from the Wood Building Committee reported in favor of the petitions of Chase Brothers and Fred. C. Wilson and presented the following:

By Ald. Mandeville—Resolved, That Chase Brothers and Fred. C. Wilson have permission

to erect wooden buildings on their lots in accordance with their petition under the direction of the Wood Building Committee and Fire Marshal. Adopted.

Ald. Heavey from the committee to whom was referred the petition of Charles Fincke for permission to construct a cross walk on South St. Paul street, reported adversely to prayer of the petition. Accepted and Adopted.

Ald. Stone from the Committee on Relief and Support of the Poor reported in favor of the bills of H. H. Babcock, Gerling Brothers, Moore & Cole, W. Carlton Brown, William Brown, W. H. Niven, Church Home, George Wait and Anthony Hefner. Finance Committee.

Ald. Caring from the Sewer Committee to whom was referred the matter of damages to John Meyer, reported progress and asked further time. Granted.

COMMUNICATIONS.

The Clerk read the communication from his Hon., the Mayor, vetoing the confirmation of the Assessment Roll for the improvement of Lake Avenue, from Jones Avenue to Deep Hollow.

The President stated the question to be "shall the Assessment Roll for the improvement of Lake Avenue be confirmed notwithstanding the veto of his Hon. the Mayor?"

Ald. Stone moved that further action be postponed until the next regular meeting. Lost by the following vote:

Ayes—Ald. Rogers, Pond, Herzberger, Heavey, Connolly, Stern, Stone, Selye, Charters, Whitmore—10.

Nays—Ald. Whitcomb, Aldridge, Gould, Caring, Glover, Craig, Kelly, Mandeville, Stape, Gerling, Mauder, Stade, Parsons, Aikenhead—15.

"Shall the Assessment Roll for the improvement of Lake Avenue be confirmed notwithstanding the veto of the Mayor," was declared lost by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Caring, Connolly, Glover, Craig, Kelly, Mandeville, Stape—13.

NAYS—Rogers, Heavey, Stern, Stone, Selye, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—12.

The Clerk presented the following:

ASSESSORS OFFICE, }
ROCHESTER, Sept. 19th, 1871. }

To the Hon. the Common Council:

In the matter for the widening and straightening of Nelson street, the undersigned would report that they have been unable to agree with the owners of property to be taken for said improvement. We would, therefore, recommend your Hon. Body to direct the City Attorney to take the legal measures as heretofore adopted in such cases.

Respectfully submitted,

D. MCKAY, }
E T. OATLEY, } Asssors.
JOHN J. SHAFER, }

Ordered received, filed and published.

Ald. Whitcomb presented the following:
OFFICE OF THE SECRETARY FOR
THE WESTERN NEW YORK FAIR,
ROCHESTER, N. Y., Sept. 20, 1871.

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

ROCHESTER, Sept. 19, 1871.

I have the pleasure of transmitting to your honorable body a resolution of the Board of Managers for the Western New York Fair, inviting the members of the Board to visit the grounds during the exhibition commencing Sept. 26, either collectively or singly, as may best suit your convenience. Please accept complimentary tickets inclosed.

JNO. R. GARRETSEE,

Secretary

Order received, filed and published.

Ald. Rogers presented the following:

CHIEF ENGINEER'S OFFICE FIRE DEPARTMENT, 57 Front street, Sept. 19, 1871.

To the Hon. 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 Friday, the 22d 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 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. Charters presented the following:

REPORT OF THE POLICE JUSTICE FOR THE MONTH OF AUGUST, 1871.

POLICE JUSTICE OFFICE, }
Sept. 7, 1871.

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN—I present the monthly report of moneys received for fines and penalties by me as Police Justice for the month of August, 1871:

Total amount received \$380 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 August, 1871, is true.

E. W. BRYAN, P. J.

Ordered received, filed and published.

ORDINANCES.

MILL STREET IMPROVEMENT.

Ald. Aldridge presented the final ordinance for: The repaving of Mill street, from the north line of the Corinthian Hall block to Mumford street, and constructing the necessary lateral sewers.

The whole estimated expense thereof is \$913, 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 north line of the Corinthian Hall block to Mumford street.

And moved that the ordinance be amended by inserting after the words "repaving Mill street from" the following, "a point thirty feet south of" also after the words "each side of Mill street from," insert the words, "a point thirty feet south of." Also,

strike out the words "Mumford street" wherever they occur, and insert the words "the division line between Nos. 61 and 63 Pott's B' Block." Also, increase the estimate to \$1,200. Carried.

Ald. Aldridge moved that action on the ordinance be amended be postponed until the next regular meeting. Carried.

IMPROVEMENT OF LAKE AVENUE.

Ald. Aldridge moved a reconsideration of the vote on the final ordinance for the improvement of Lake Avenue, from Jones Avenue to Deep Hollow, (at foot of 132 of printed proceedings.) Carried.

Ald. Aldridge moved to amend the ordinance by striking out the words, "Stow's wooden pavement" and insert therefor the words "Stow foundation pavement." Also insert the words "fifty-nine feet in width" after the words "having the roadway," also increase the estimate to "one hundred and four thousand and a ninety-one dollars."

Ald. Selye moved to postpone further action until the next regular meeting.

Ald. Mauder moved the previous question.

"Shall the main question be now taken?" was declared—Carried.

Action was then had on Ald. Selye's motion, which was declared lost by the following vote:

Ayes—Ald. Rogers, Pond, Heavey, Stone, Selye, Harters, Stebbins, Whitmore, Aikenhead—9.

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Herzberger, Caring, Connolly, Stern, Glover, Craig, Kelly, Jandeville, Stape, Gerling, Mauder, Stade, Parsons—7.

The amendment of Ald. Aldridge was then declared carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Caring, Connolly, Glover, Craig, Kelly, Mauderville, Stape, Gerling, Mauder, Stade, Parsons—17.

Nays—Ald. Rogers, Heavey, Stern, Stone, Selye, Charters, Whitmore, Aikenhead—8.

Ald. Aldridge moved that further action on the ordinance be postponed until the next regular meeting. Carried.

PIPE SEWER IN PRYOR STREET.

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

After hearing such allegations from all persons appearing—

Ald. Caring submitted the following:

An ordinance to construct a pipe sewer in Pryor street, from St. Joseph street to Hanover street.

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

"The construction of a pipe sewer in Pryor street, from St. Joseph 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 to be \$2,001, which estimate was hereby approved: the sum of \$2,001 being the whole amount of the estimate aforesaid, shall be assessed of 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 Pryor street, from St. Joseph street to Hanover street.

On which above described portion of the city the said sum of \$2,001 is hereby ordered to be assessed.

And the tax payers to be assessed for making such improvement, 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 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 such 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. Schaffer 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 23d day of Sept., 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Stone, Craig, Kelly, Selye, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

PIPE SEWER IN VIELE STREET AND MT. VERNON AVENUE.

Ald. Caring presented the final ordinance for— construction of a pipe sewer 22 inch, egg shape, in Viele street and Mt. Vernon avenue, from the sewer in Nelson street to the center of Caroline street. The whole estimated expense thereof is \$2,675, 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 Mt. Vernon avenue and Viele street, from Nelson street to Caroline street, and for outlet, the following described territory: Beginning in Caroline street at its intersection with Mt. Vernon avenue, running thence west along Caroline street, including one tier of lots on the north side thereof, to South avenue; thence south along South avenue, including one tier of lots on the west side thereof, to Oakland street; then east along Oakland street, including one tier of lots on the south side thereof, to Nelson street; thence north along Nelson street, including one tier of lots on the east side thereof, to Caroline street (except such lots as were assessed for Nelson street sewer); thence west along Caroline street, including one tier of lots on the north side thereof, to the place of beginning.

Ald. Whitmore moved to amend by striking out the word "Viele" wherever it occurs, and in lieu thereof the words "Cayuga Place." Carried.

Ald. Caring moved that further action upon the ordinance be postponed until the next regular meeting. Carried.

IMPROVEMENT OF HENRY STREET.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Henry street, from Heran street to its northern terminus. Adopted.

The surveyor submitted as such estimate \$2,001.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The improvement of Henry street, from Herman street to its northern terminus, by grading the roadway and sidewalks, and constructing a plank walk 4 ft. 8 in. 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 \$2,001, 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 its northern terminus.

And further, Resolved, That the tax-payers to be assessed for making such improvement, 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, with out 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 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, Oct. 3d, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Selye moved to postpone action upon the ordinance until the next regular meeting. Lost.

The ordinance was then declared lost by the following vote, there being no petition:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Caring, Connolly, Stern, Stone, Craig, Kelly, Charters, Gerling, Stade, Parsons, Aikenhead—17.

Nays—Ald. Heavey, Selye, Whitmore—3.

Ald. Caring moved that when the Board adjourn it be until Thursday evening next at 7½ o'clock.

Ald. Connolly moved to amend by substituting "Tuesday" for "Thursday."

Lost by the following vote:

Ayes—Ald. Rogers, Pond, Herzberger, Heavey, Connolly, Stern, Stone, Craig, Selye, Charters—10.

Nay—Ald. Aldridge, Wait, Gould, Caring, Kelly, Gerling, Whitmore, Stade, Parsons, Aikenhead—10.

Ald. Selye moved to table Ald. Caring's motion for the present.

Carried by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Connolly, Stern, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Whitmore, Parsons, Aikenhead—19.

Nays—Ald. Caring, Charters, Mauder, Stade—4.

OPENING A STREET FROM SCIO STREET TO UNION AND EAST MAIN STREETS.

By Ald. Gould—Resolved, That the City Surveyor ascertain and report to this Board the expense of opening a street fifty feet wide, from Scio street to Union and East Main street. Adopted.

The Surveyor submitted as such estimate, \$3,000.

By Ald. Gould—Resolved, That the following improvement is expedient, viz:

The opening of a street 50 feet wide from Scio street to Union street and East Main street, and the following described territory is deemed necessary to be taken for said improvement, to wit: Beginning at a point in the east line of Scio street, about 24 feet south of the south line of Tappan street, and running thence easterly along the north line of Joslyn Park, so-called, and the course of said Park produced to the west line of Union street; thence southerly and westerly along the west line of Union street and East Main street to a point 50 feet distant southerly at right angles from the first described line; thence westerly on a line parallel to and 50 feet distant at right angles from the first described line to the east line of Scio street; thence northerly along the east line of Scio street to the place of beginning.

And whereas, The City Surveyor, under the direction of said Board, has made an estimate of the whole expenses thereof, and reported the same at \$3,000, 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 street, proposed to be opened.

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 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. 3d, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

PENAL ORDINANCE.

Ald. Glover moved a reconsideration of the vote on the Penal Ordinance in relation to nuisances, passed November 11th, 1862. Carried.

Ald. Heavey moved that the ordinance be amended as follows:

The common Council of the City of Rochester do order and determine as follows:

Section thirty-five of the ordinance entitled: "An ordinance relating to nuisances," passed November 11th, 1862, is hereby amended so as to read as follows:

§ 35. Any person who shall be guilty of keeping or maintaining or be an inmate of, or in any way connected with, or any way contribute to, the support of any disorderly house, or house of ill fame, or place for the practice of fornication, or knowingly own or be interested as proprietor or landlord, of any such house, shall, on conviction for the same, be liable to be fined in any sum not exceeding one hundred dollars, and in default of payment of the penalty imposed, shall be imprisoned in the Moproe County Penitentiary or County Jail for any period not exceeding one hundred and thirty days.

§ 2. Section thirty-six of said ordinance is hereby amended by striking out all after the words "fifty dollars," and inserting in the place thereof the following: "And in de-

fault of payment or recovery of such penalty imposed, shall be subject to imprisonment in the Monroe County Penitentiary for a term not exceeding three months."

§3. Section thirty-eight of said ordinance is hereby amended by inserting after the words "fifteen dollars and," and before the words "to imprisonment" the following: "In default of the payment of the penalty or fine imposed, shall be subject."

§4. Section thirty-nine of said ordinance is hereby amended by inserting after the words "ten dollars and," and before the words "to imprisonment" the following: "In default of the payment of the fine or penalty imposed, shall be subject."

§5. Section forty-two of said ordinance is hereby amended, by inserting after the words "provision thereof" and before the words "shall command" the following to wit: "Except as herein otherwise provided."

Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

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

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead.—25.

IMPROVEMENT OF HENRY STREET.

Ald. Aldridge moved a reconsideration of the vote on the first ordinance for the improvement of Henry street. Carried.

Ald. Mauder moved the adoption of the ordinance. Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Stern, Glover, Stone, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

LATERAL SEWERS AT THE CORNER OF WATER AND ANDREWS 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 two lateral sewers at the intersection of Water street and Andrews street.

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

The construction of two lateral sewers for surface drainage at the intersection of Water street and Andrews 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 expense, and reported the same at \$90, which estimate was and is hereby approved; the sum of \$90 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 Andrews street, from St. Paul street to the Genesee river.

On which above described portion of the city the said sum of \$90 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 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 Sept., 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Lost by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Herzberger, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Parsons Aikenhead—20.

Nays—Ald. Mauder—1. No petition.

IMPROVEMENT OF ROME STREET.

Ald. Selye presented the final ordinance for: "For the improvement of Rome street from Clinton Place to Atwater street, and moved that action thereon be postponed until the next regular meeting. Carried.

PLANK WALKS ON VARNUM STREET.

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

After hearing such allegations from all persons appearing—

Ald. Selye submitted the following:

An ordinance to construct plank walks on Varnum street, from Jones avenue to Phe ps avenue.

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

The laying of a plank walk 5 feet 4 inches wide on each side of Varnum street, from Jones avenue to Phelps avenue, and constructing the necessary cross-walks.

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 direction of this Board, having made an estimate of such expense, and reported the same at \$2,000, which estimate was and is hereby approved; the sum of \$2,000 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 Varnum street, from Jones avenue to Phelps avenue.

On which above described portion of the city the said sum of \$2,000 is hereby ordered to be assessed.

And the tax payers to be assessed for making such improvement, may, by paying 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 such 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 23d day of Sept., 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Lost by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Herzberger, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Whitmore, Mauder, Stade, Parsons, Aikenhead—19.

Not a majority petition.

LATERAL SEWERS AT THE INTERSECTION OF WATER AND ANDREWS STREETS.

Ald. Caring moved a reconsideration of the vote on the ordinance or two lateral sewers at the intersection of Water street and Andrews street. Carried.

Ald. Mauder moved to amend the ordinance by striking out the words "St. Paul street" wherever they occur, and insert the words "Water street." Lost.

Ald. Caring moved that further action on the ordinance be postponed until the next regular meeting. Carried.

By Ald. Mauder, Resolved, That a special committee of three be appointed to make proper arrangements for entertaining such members of the Common Council of Buffalo, and public officials from Belleville, Ontario, as may be present at the annual parade of the Fire Department of this city. Adopted.

The President appointed as such Committee Ald. Mauder, Pond and Connolly.

ASSESSMENT ROLLS.

The Clerk presented the following Assessment Rolls from the City Assessors, subscribed and sworn to by them:

- Stone Sewer across Sibley's Nursery.
 - Pipe Sewer in Pine alley.
 - Repairing Walks on Prospect street.
 - Repairing Walks on Trowbridge street.
 - Repairing Walks on Atkinson street.
 - Repairing Walks on King street.
 - Repairing Walks on Lancaster street.
- Ald. Aikenhead moved that action on the confirmation of the Assessment Rolls, as presented by the Clerk, be postponed until the next regular meeting. Carried.

MISCELLANEOUS.

Unanimous consent was granted Ald. Herzberger to present the following:

By Ald. Herzberger, Resolved, That the City Treasurer be and is hereby directed to postpone the collection of the first installment for the improvement of South Clinton Street until the work is completed. Adopted.

Ald. Caring moved that all action on that portion of a resolution offered by him August 8th, (at folio 155 of proceedings,) to pay Rauber and Vicenus \$410.30, in full on their contract for sewer in Ward street, be and the same is hereby rescinded. Carried.

IMPROVEMENT FUND.

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

Rauber and Vicenus in full for their contract for Ward street sewer, \$ 130 30 and charge that Fund.

Rauber and Vicenus in full for their contract for Shanrock street sewer, 635 20 and charge that Fund.

John H. Credde in full for inspecting Lake Avenue sewer from Deep to the Hollow Granger farm, 70 00 and charge that Fund.

Logan and Cregan in full on their contract for the construction of a pipe sewer in Lake avenue, 1,203 04 and charge that Fund.....

James Buckley in full for inspecting Julia street sewer, 39 00 and charge that Fund.

Also, That the Clerk draw two orders for \$140 each in favor of Rauber and Vicenus and payable to their order with interest, one in one year and one in two years from the 8th day of August, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city and charge Ward street sewer Fund.

Also, That the Clerk draw two orders for \$150 each in favor of D. McCormick and payable to his order with interest, one in one year and one in two years from the 19th day of September, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city and charge Lake Avenue lateral sewer Fund.

Also, That the Clerk draw two orders for \$110 each in favor of Logan and Cregan and payable to their order with interest, one in one year and one in two years from the 19th day of September, 1871, 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. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey,

Ald. Kelly moved a reconsideration of the vote on Ald. Roger's resolution appropriating money to the Fire Department Hose Companies.

Ald. Stape moved to table Ald. Kelly's motion. Carried.

Ald. Rogers called up Ald. Carings motion on ajournment, and moved as a substitute that the Board now adjourn until Thursday evening next.

Ald. Stape moved to amend by substituting "Tuesday" for "Thursday." Lost.

Ald. Rogers motion was then declared carried by the following vote:

AYES—Ald. Aldridge, Wait, Rogers, Caring, Glover, Kelly, Selye, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—14.

NAYS—Ald. Gould, Herzberger, Connolly, Stern, Stone, Craig Mandeville, Stape—8.

Adjourned.

W. F. MORRISON,
City Clerk.

In Common Council, Sept. 21st, 1871.

ADJOURNED MEETING.

In the absense of the President, Ald. C. R. Parsons, Ald. J. H. Kelly was chosen President, pro tem.

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

Absent—Smith, McConnell, Stebbins—3.

ORDINANCES.

PLANK WALK ON ST. CLAIR STREET.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 5 feet 4 inches wide on each side of St. Clair street, from Clifton street to Tremont street. Adopted.

The Surveyor submitted as such estimate, \$800.

By Ald. Aldridge Resolved, That the following improvement is expedient, viz:

The construction of a plank walk 5 feet 4 inches wide on each side of St. Clair street, from Clifton street to Tremont 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 \$800, 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 St. Clair street, from Clifton street to Tremont 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. 3d, 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, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, Stone, Kelly, Selye, Mandeville, Charters, Whitmore, Mauder, Stade, Aikenhead—21.

CROSS-WALKS AT THE INTERSECTION OF COURT AND LANCASTER STREETS.

Ald. Aldridge presented the final ordinance for The laying of three flag cross-walks at the intersection of Court street and Lancaster street.

The whole estimated expense thereof is \$273 and the portion of the city deemed benefited and proper to be assessed for the whole expense thereof is described as follows:

One tier of lots on the east side of Lancaster street, from East Main street to Monroe avenue, and on each side of Court street from Chestnut street to St. Paul street.

And moved that action on the ordinance be postponed until the next regular meeting. Carried.

Caring, Connolly, Stern, Glover S. one, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

Ald. Caring presented the following proposals for Pine Alley Sewer:

Rauber & Vicienus.....	\$266 00
Donaghue & Lauer, Jr.....	256 30
A. C. Bowen.....	232 50
Daniel McCormick.....	231 50

By Ald. Caring—Resolved, That his Honor the Mayor be and he is hereby requested to execute a contract with Daniel McCormick for the construction of a sewer in Pine Alley, in accordance with his proposition. Adopted.

By Ald. Caring—Resolved, That the City Attorney is hereby directed to confer with Hiram Sibley and H. T. Atkinson in regard to the right of way for an outlet sewer through their lands east of Union street, and also with the owners of nursery stock on said lands. Adopted.

FINANCE BUDGET.

ROCHESTER, September 21st, 1871.

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

CONTINGENT FUND.

Curtis, Morey & Co., printing.....	\$ 171 50
Foster, Collins & Co., printing.....	38 00
Rochester Gas Light Co., gas for quarter to Sept. 1, City Hall.....	73 50
George Masseth, hack hire.....	14 50
M Heavey, .. per Street Com.....	20 00
Anthony Kasseal, .. per W. B. Com.....	21 50
..... per Surveyor.....	5 00
..... per Sewer Committee.....	12 00
L. A. Ward, insurance, builder's risk.....	22 50
French & Smith, ..	6 00
M. Zimmerman, scavenger work.....	40 00
T H Hopwood, disbursements.....	25 00
Charles W Briggs, Mayor, one quarter's salary to Oct. 1.....	375 00
John Williams, Treasurer, one quarter's salary to Oct. 1.....	875 00
W S Grantsy, Surveyor, 1 mo salary to Oct 1.....	250 00
W F Morrison, Clerk.....	133 34
Jesse Shepherd, Attorney.....	125 00
D McKay, Assessor, 1 mo.....	150 00
E T Oatley, ..	150 00
J J Shaffer, ..	150 00
T H Hopwood, Messenger 1 mo.....	66 67
John Haywood, Jr., Mayor's Clerk, 1 mo salary to Oct. 1.....	66 67
F Lockhart, Watchman.....	35 00
James P Evans, Clerk of the Market, 1 month's salary to Oct 1.....	75 00
And charge that Fund.	

POOR FUND.

Perkins & Palmer, fish.....	\$ 38 35
H W Jones, groceries per orders.....	71 50
George Hawkins, ..	63 50
H H Babcock, agent, coal.....	1,891 33
Gerling Brothers, flour.....	232 50
Moore & Cole, bill of tea.....	218 40
W C Brown, groceries per orders.....	133 50
Wm Brown, disbursements as Overseer of the Poor.....	32 67
W H Niven, groceries per orders.....	53 25
Church Home, board of inmates.....	171 00
George Wait, groceries per orders.....	63 25
A Heffner, bread.....	57 50
Wm Brown, Overseer of Poor, 1 month's salary to Oct 1.....	100 00
Dr Charles Buckley, City Physician, 1 month's salary to Oct 1.....	41 66
Dr J F Oaks, City Physician, 1 month's salary to Oct 1.....	41 66
Dr W H Lakeman, City Physician, 1 month's salary to Oct 1.....	41 66
Dr L D Baker, City Physician, 1 month's salary to Oct 1.....	41 66
Dr J F Reichenbach, City Physician, 1 month's salary to Oct 1.....	41 66
Dr C H Miller, City Physician, 1 month's salary to Oct 1.....	41 66
Wm F Peck, Clerk Poor Office, 1 month's salary to Oct 1.....	66 66
John Williams, Excise Commissioner, 1 quarter's salary to Oct 1.....	300 00

N C Bradstreet, Excise Commissioner, 1 quarter's salary to Oct 1.....	300 00
Fred Cook, Excise Commissioner, 1 quarter's salary to Oct 1.....	300 00
And charge that Fund.	

HIGHWAY FUND.

Nathan Wood, repairing walks, pay Treasurer. \$	83 14
.....	46 42
.....	64 70
.....	16 00
.....	8 02
.....	16 54
.....	53 20
John Keenan, hack hire, per committee.....	3 00
McCormell & Jones, crosswalks on Grand st.....	43 30
Rogers & Son, nails.....	44 40
John Erick, Street Superintendent's pay roll to Sept 16.....	701 69
John Erick, Superintendent's 1 month's salary to Oct 1.....	150 00
Daniel Golden, 1 month's salary to Oct 1, cattle police.....	50 00
Charles Radeliffe, 1 month's salary to Oct 1, cattle police.....	50 00
John Raker, 1 month's salary to Oct 1, cattle police.....	50 00
Owen Smith, 1 month's salary to Oct 1, cattle police.....	50 00
William Brown, 1 month's salary to Oct 1, cattle police.....	50 00
Patrick McCue, 1 month's salary to Oct 1, cattle police.....	50 00
John Clements, 1 month's salary to Oct 1, cattle police.....	50 00
And charge that Fund.	

LAMP FUND.

Leo White, carting lamp-posts.....	\$ 6 00
N H Galusha, lamp-posts.....	625 00
Rochester Gas Light Co., gas, one quarter to Sept 1.....	6,442 70
Joseph Little, carting lamp-posts.....	3 50
Philip Box.....	1 00
And charge that Fund.	

FIRE DEPARTMENT FUND.

R B Payne, expenses to New York, pay Henry T Rogers.....	\$ 64 36
Rochester Gas Light Co., gas in engine houses for quarter Sept. 1, 1871.....	83 00
Whitmore, Carson & Co., paving over area in Liberty street at engine house.....	63 70
Knapp & Fishier, wood.....	48 00
B F Blackall, disbursements as Superintendent Fire Alarm Telegraph.....	311 17
Howe & Rogers, carpets for engine house.....	39 93
R Cook, fence for fence around engine house.....	10 00
A G Whitcomb, board of man from Seneca Falls Wm Cutting, services as Vet Surgeon.....	17 50
H T Rogers & Son, hardware.....	133 93

QUARTERLY PAY ROLL FOR QUARTER ENDING SEPT. 30, 1871.

Hook and Ladder Co., quarter's salary ending Sept 30, 1871.....	\$ 487 50
Hosemen Steam Fire Engine Co., No 1, quarter's salary to Sept 30.....	225 00
Hosemen's team Fire Engine Co., No 2, quarter's salary to Sept 30.....	225 00
Hosemen's Steam Fire Engine Co., No 3, quarter's salary to Sept 30.....	225 00
Hosemen Steam Fire Engine Co., No 4, quarter's salary to Sept 30.....	225 00
Quarterly washing bill.....	6 00
Pay L S Gibson.....	\$1,383 50

Protective Sack and Bucket Co., quarter's salary ending Sept 30.....	375 00
Alert Hose Co., quarter's salary ending Sept 30, 1871.....	375 00
Active Hose Co., quarter's salary ending Sept 30.....	275 00
James Malcomb, quarter's salary as Assistant Engineer to Oct 1, 1871.....	5 00
John Connolly, quarter's salary as Assistant Engineer to Oct 1.....	75 00
Samuel Benish, quarter's salary as Assistant Engineer to Oct 1.....	75 00
Anthony Kasseal, quarter's salary as Assistant Engineer to Oct 1.....	75 00
O L Angevine, quarter salary as Fire Marshal to Oct 1.....	175 00

MONTHLY PAY ROLL FOR SEPTEMBER, 1871.

Steam Fire Engine Co No 1.	
William De Garmo, for 1 month's services as Engineer to Oct 1, 1871.....	75 00
Jerome Dowd, for 1 month's services as Driver to Oct 1, 1871.....	50 00
Richard Mills, for 1 month's services as Driver to Oct 1, 1871.....	50 00

Steam Fire Engine Co No 2.
 Seneca Dobbs, for 1 month's services as Engineer to Oct 1, 1871..... 75 00
 Michael Lambert, for 1 month's services as Driver to Oct 1, 1871..... 50 00
 John Bauer, for 1 month's services as Driver to Oct 1, 1871..... 50 00

Steam Fire Engine Co No 3.
 Edmund Whittier, for 1 month's services as Engineer to Oct 1, 1871..... 75 00
 John Ransom, for 1 month's services as Driver to Oct 1, 1871..... 50 00
 L Gommenginger, for 1 month's services as Driver to Oct 1, 1871..... 50 00

Steam Fire Engine Co No 4.
 J P Foreman, for 1 month's services as Engineer to Oct 1, 1871..... 75 00
 James Snyder, for 1 month's services as Driver to Oct 1, 1871..... 50 00
 Barney Kearney, for 1 month's services as Driver to Oct 1, 1871..... 50 00

Hook and Ladder Co No 1.
 Anthony Andrus, for 1 month's services as Driver to Oct 1, 1871..... 50 00

Superintendent of Hose Depot.
 R B Paine, for 1 month's services as Superintendent of Hose Depot to Oct 1, 1871..... 75 00
 Monthly Washing Bills..... 15 00

Chief Engineer.
 L S Gibson, for 1 month's services as Chief Engineer to Oct 1, 1871..... 145 83

Payable to L S Gibson.
 B F Blackall, for 1 month's services as Superintendent of Fire Alarm Telegraph to Oct 1..... \$ 83 33
 And charge that Fund.

POLICE FUND.
 H H Langworthy, medical services..... \$ 61 00
 Rochester Gas Light Co, gas in postoffice for quarter ending Sept 1..... 98 70
 And charge that Fund.

MAP, SURVEY AND RECORD FUND.
 Rogers & Son, hardware for Surveyor..... \$ 14 97
 Cyrus Beardsley, Surveyor, 1 month's salary to Oct 1..... \$ 250 00
 Lindley L Barrett, Assistant Surveyor, 1 month's salary to Oct 1..... 83 33
 C B Parsons, salary from Sept 1, to Oct 1, 1871.. 60 00
 And charge that Fund.

HEALTH FUND.
 August Woellart, Keeper Hope Hospital, 1 mo salary to Oct 1..... \$ 50 00
 Daniel McLaughert, Inspector, 1 month's salary to Oct 1..... 50 00
 John R Stiles, Inspector, 1 month's salary to Oct 1..... 50 00
 August Wagner, Inspector 1 month's salary to Oct 1..... 50 00
 Robert Neary, Inspector, 1 month's salary to Oct 1..... 50 00
 Jonathan Reynolds, Inspector, 1 month's salary to Oct 1..... 50 00
 James M Andrews, Inspector, 1 month's salary to Oct 1..... 50 00
 W F Morrison, Clerk Board of Health, 1 mo salary to Oct 1..... 33 34
 Dr David Little, Health Officer one quarter's salary, to Oct 1..... 125 00
 And charge that Fund.

Adopted by the following vote:
 Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

IMPROVEMENT FUND.
 Hy Ald. Selye—Resolved, That the Treasurer pay, when there are funds applicable, as follows: Whitmore, Carson & Co. in full on their contract for improving Edinburg street, \$1,604.32, and charge that Fund.

Also, That the Clerk draw two orders for \$200 each in favor of Whitmore, Carson & Co., and payable to their order, with interest one in one year and one in two years, from the 19th day of September, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Edinburg Street Improvement Fund.

Also, That the Clerk draw two orders for \$2,000 each in favor of McConnell & Jones, and payable to their order, with interest one in one year and one in two years, from the 19th day of September, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Clinton Street Improvement Fund.

Also, That the Clerk draw two orders for \$750 each in favor of Thomas Stetson, and payable to his order, with interest one in one year and one in two years, from the 19th day of September, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Asylum Street Improvement Fund.

Also, That the Clerk draw two orders for \$1,000 each in favor of Donaghue & Lauer, Jr., and payable to their order with interest one in one year and one in two years, from the 19th day of September, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Charlotte Street Improvement Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

By Ald. Selye—Resolved, That the Treasurer is hereby directed to receive in full of all persons assessed for Liberty street improvement as follows:

Wolf & Bachman.....	\$272 72
Hiram Sibley.....	244 47
Caroline Oviato.....	122 23
Mrs. James Henderson.....	122 23
Isabella W. Nash.....	158 22
Curtiss & Corning.....	103 90
Wm. Hughes.....	82 51
City of Rochester.....	90 04
Martin Frison.....	62 46
John Smith.....	61 12
James McKeon.....	57 60
George Bridgeman.....	30 37
Nicholas Keller.....	35 17
John Kalb.....	42 42
Heirs of McCarthy.....	41 34
Mrs. Joseph Kavanaugh.....	77 59

Adopted.

By Ald. Stern—Resolved, That the Treasurer pay E. Angevine, of the *Union*, Thos. J. Neville, of the *Democrat*, C. S. Benjamin, of the *Express*, and L. W. Brandt, of the *Volkblatt*, \$100 each for six months services to Oct. 1st, reporting proceedings of the Common Council. Also, H. Kuehner, of the *Observer*, \$50, for three months to Oct. 1st, and charge Contingent Fund. Adopted by the following vote.

Ayes—Ald. Whitcomb, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

By Ald. Aikenhead—Bills of J. E. Relyea and C. A. Jeffords. Lamp Committee.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bills of J. E. Relyea and C. A. Jeffords, and presented the following:

By. Ald. Aikenhead—Resolved, That the City Treasurer pay John E. Relyea \$412.25 for lighting and extinguishing lamps on the east side of the river for the month of September and charge Lamp Fund.

Also Resolved, That the City Treasurer pay Charles A. Jeffords \$348.79 for lighting, extinguishing and repairing lamps on the west side of the river, for the month of September and charge Lamp Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

By Ald. Mauder—Resolved, That His Honor the Mayor be and he is hereby requested to execute a contract with Donnaghue & Lauer jr., for the construction of three reservoirs in the 5th and 13th Wards in accordance with their proposition. Adopted.

By Ald. Mandeville—Resolved, That the Street Superintendent be and is hereby instructed to direct the Street Railroad Company to remove the switch on East Main street within ten days from service of notice, or in default of which he will remove the same at their expense, of said Railroad Company.

Ald. Rogers moved as a substitute, that the Street Railroad Company be, and is hereby directed, to cause the switch and track to be so relaid on East Main street as to be of equal distance from the centre of said street. Lost by the following vote:

Ayes—Ald. Rogers, Pond, Herzberger, Caring, Connolly, Stern, Craig, Gerling, Whitmore, Stade, Aikenhead—11.

Nays—Ald. Whitcomb, Wait, Gould, Heavey, Glover, Stone, Kelly, Selye, Mandeville, Stape, Charters, Mauder, Parsons—13.

The resolution as presented by Ald. Mandeville was then adopted.

On motion of Ald. Mauder adjourned.

W. F. MORRISON, City Clerk.

IN COMMON COUNCIL—Oct. 3d, 1871.

REGULAR MEETING.

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Seyle, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

Absent—Ald. Herzberger, Stern—2

The Clerk presented the following communication:

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., Oct. 3, 1871. }

To the Hon. the Common Council:

GENTLEMEN:—It is with feelings of extreme regret, that I am called upon in my official capacity, to perform the sad duty of announcing to your Honorable Body the death of your esteemed and beloved associate, Ald. M. M. Smith, of the Fifth Ward, who departed this life this Tuesday morning, Oct. 3d, 1871, at 9 o'clock, after an illness of a few weeks. The funeral will take place

Thursday morning next, at 10 o'clock, at the residence of the family on North St. Paul street

Yours respectfully,

W. F. MORRISON,
City Clerk.

Ordered received, filed and published.

Ald. CARING presented the following:

Whereas, The supreme ruler of the universe has, in his all-wise ordering, seen fit to permit the removal from earth of Alderman M. M. Smith, our esteemed associate and colleague; therefore,

Resolved, That while we in meek submission bow to the will of Him who "doeth all things well," we cannot refrain from expressing our sorrow at the death of one whom we all so much esteemed.

Resolved, That we recognize in our deceased associate and brother one who, as a representative man, was strong in the advocacy of right, and equally stern and upright in opposition to what he deemed wrong; a warm friend and a generous foe; a true advocate of the wishes of his constituents, and an honored representative of the whole people.

Resolved, That this Board hereby extends to the family and friends of the deceased its most heartfelt sympathy in this hour of bereavement.

Resolved, That the city messenger be directed to suitably drape the Common Council Chamber in mourning for the period of thirty days, and that for such period the members of the Common Council wear the usual badge of mourning.

Resolved that the City Clerk be and hereby is instructed to transmit a copy of these resolutions to the family of the deceased. Adopted.

By Ald. Caring—Resolved, That we, with the Mayor, city officers and reporters, attend the funeral of our late associate Ald. Smith, in a body, and that we meet for that purpose at the Mayor's office, at 9 o'clock, Thursday next. Adopted.

Ald. Caring moved that the Board now adjourn until Tuesday evening next. Carried. Adjourned.

W. F. MORRISON,
City Clerk.

IN COMMON COUNCIL—Oct. 10th, 1871.

ADJOURNED MEETING.

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

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

APPROVAL OF MINUTES.

The minutes of the previous meetings—Sept. 19th and 21st—were approved as published in Book of Proceedings.

PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Aldridge—Bill of Scott's Band. Contingent Expense Committee.

By Ald. Rogers—Petition of Abraham Teal, for permission to sell fresh meat at the corner of Adams street and Caledonia avenue. Referred to the Market Committee.

Petition of Exempt Firemen's Association for the use of a room in the old market building. Table.

ROCHESTER, N. Y., Oct. 10th, 1871.

To the Hon. Common Council of the City of Rochester :

GENTLEMEN:—The undersigned, in behalf of the Bloomfield and Rochester Natural Gas Light Co., most respectfully ask permission from your honorable body to lay the gas mains of the said company through South avenue, and North and South St. Paul sts., from the city limits, to connect with the gas holder of the Rochester Gas Light Co., situated on the corner of North St. Paul and River streets.

[Signed.]

THOS. H. HOTCHKISS,
F. H. ATCHINSON,

Committee of the Bloomfield and Rochester Natural Gas Light Co.

By Ald. Rogers—Resolved, That the Bloomfield and Rochester Natural Gas Light Co., be granted permission to lay pipe agreeably to the prayer of their petition, under the direction and to the satisfaction and approval of the Street Committee.

Ald. Whitcomb moved the previous question, "Shall the main question be now taken," was declared—Carried.

Action was then had on Ald. Rogers resolution which was declared—Adopted.

By Ald. Rogers—Bills of F. P. Michael, C. F. Wolters, A. Barnum, Stuart & Williams, Thomas Brown, Scotts Band, S. M. Stewart, Valentine Dengler, Thomas Williamson, Hadley's Band, Herman Mutchler, L. S. Gibson, Wm. Wolf & Co., James R. Chamberlain, Geo. W. Connolly, William Moran, Masseh & Berdel, James J. Bennett, James Q. Norris, and Perkins & Palmer.—Fire Department Committee.

By Ald. Heavy—petition of Michael Greenayel, for permission to erect a wood building on his lot situate on Lancaster street.

Referred to the Wood Building Committee with power to act.

By Ald. Caring—Bills of Anthony Kassel and N. T. Hackstaff; Contingent Expense Committee.

Estimates of McConnell & Jones, Daniel McCormick and others. Sewer Committee.

By Ald. Stern—Bills of John Williams, McConnell & Co., N. T. Hackstaff, William Wolf & Co., James Mathews, A. G. Whitcomb, P. M. Bromley & Co., Geo. W. Walbridge, J. Philip Hax and M. Heavey. Contingent Expense Committee.

Ald. Kelly rose to a question of privilege. He stated that at a meeting of citizens held in the Mayor's office, to-day, initiatory steps were taken, with reference to aiding our sister city, Chicago, in her great distress, and that a committee from that meeting was present and would make known the action taken upon that occasion, and moved that President Anderson, of the Rochester University, be heard. Carried.

President Anderson addressed the Board. He recited the fact of a number of citizens assembling at the Mayor's office in the forenoon for the purpose of devising some plan by which aid could be furnished the city of Chicago in this hour of need. He explained

the action that had been taken by the citizens. They resolved upon donating \$35,000, with a view of having the towns of the county of Monroe appropriate a like amount. The citizens appointed a committee to make this proposition to the Board of Supervisors who were in session, but a member of that body performed the duty cheerfully. The Board voted by a large majority in favor of the resolution. Upon this state of facts a bond was drawn up which would be presented for the consideration of the council.

He supposed that everybody was conversant with the circumstances which the city of Chicago was now undergoing. Such circumstances are almost unparalleled in the history of the world. He supposed that there never was a city so ravished by fire as Chicago. In its great hour of suffering the thieves of the city and other places are flocking thither to plunder the already destitute people. We know not how soon such a calamity may befall the city of Rochester. There is probably not a city on this continent or in southern Europe which is so poorly protected from fire as Rochester. As he heard the city hall bell toll he had trembled for the result. He understood and every one understood that there was no legal authority for the passage of the resolution, but there are times, and he thought this was one of them, when a higher law, a humane law in which all civil law is ultimately embedded, should prevail. He believed there are times in the affairs of men which demanded such action. Should such a disaster befall our own city, how gratefully every heart would turn to those cities which were foremost in extending relief.

The Clerk read the following bond referred to by President Anderson:

Whereas, God in his ways, so mysterious and unfathomable to us, has permitted the visitation of a direst calamity upon our sister city of Chicago, by which the wealth of thousands of her citizens has been consumed in a single day, and scores of thousands have been driven into the streets, houseless, homeless and without clothing or food; and recognizing the truth that he who permits is no respecter of persons or places, and that our own loved city may in the future suffer a like visitation; and believing that God and humanity forbid that we should in such an hour turn a deaf ear to the cries of suffering brothers.

Now, therefore, in consideration of \$1 to each of us severally paid, and in the further consideration that the Common Council of the city of Rochester shall direct the issue of the bonds of said city to the amount of thirty-five thousand dollars (\$35,000) in denominations of five hundred dollars each, payable in one year from the date thereof, with interest thereon at the rate of seven per cent. per annum, payable at the office of the Treasurer of said city, to be disposed of at not less than par—and the proceeds thereof to be devoted to the relief of the suffering citizens of Chicago, under the direction of the following named gentlemen, with the Mayor, wit: Mayor Briggs, Wm. A. Reynolds, Wm. N. Sage, Samuel Wilder, Isaac Butts.

We, the undersigned, each agree to, and do

hereby guarantee the payment of such amount of said bonds as is specified and set forth opposite our several respective names until such time as the issue thereof by said Common Council may by the act of the Legislature of the State of New York, be declared to be and become and of binding force upon said city of Rochester, and to this end we hereby severally bind our selves, our heirs, executors administrators or assigns well and truly to pay or cause to be paid the sums set opposite our respective names. In witness whereof we have set here unto our names and seals this tenth day of October, A. D., 1871:

D. W. Powers,.....	\$1,000
William N. Sage,.....	1,000
Isaac Butts,.....	1,000
Charles W. Briggs,.....	1,000
James H. Kelly,.....	1,000
James Brackett,.....	1,000
S. M. Spencer,.....	1,000
A. S. Mann,.....	1,000
A. C. Wilder,.....	1,000
W. A. Reynolds,.....	1,000
Henry C. Wisner,.....	1,000
G. C. Buell,.....	1,000
Edward M. Smith,.....	1,000
F. Gorton,.....	1,000
Sidney B. Roby,.....	1,000
T. A. Newton,.....	1,000
G. H. Perkins,.....	1,000
M. B. Anderson,.....	1,000
E. R. Andrews,.....	1,000
Chas. J. Hill & Son,.....	1,000
Charles C. Morse,.....	1,000
Henry S. Hebard,.....	1,000
Robert Y. McConnell,.....	1,000
E. R. Hammatt,.....	1,000
Charles F. Pond,.....	1,000
George G. Cooper,.....	1,000
G. W. Burbank,.....	1,000
Lewis Selye,.....	1,000
Thomas Raines,.....	1,000
Martin W. Cook,.....	1,000
Geo. N. Demming,.....	1,000
Clinton Rogers,.....	1,000
Francis S. Rew,.....	1,000
W. H. RossLewin,.....	1,000
G. W. Aldridge,.....	1,000
William J. McPherson,.....	1,000

Ald. Stebbins moved to suspend the regular order of business for the present. Carried.

By Alderman Stebbins—Resolved, That the City Treasurer be authorized and requested to issue the bonds of the city for thirty-five thousand dollars in the denomination of five hundred dollars each payable at the City Treasurers office in one year from the date thereof, with interest thereon at the rate of seven per cent. per annum—said bonds to be disposed of at not less than par—and the proceeds of the same to be devoted to the relief of the sufferers by the Chicago fire—and the fund so realized shall be disposed of at the discretion of the Mayor in conjunction with a committee consisting of the following gentlemen—to wit: William A. Reynolds, William N. Sage, Samuel Wilder, Isaac Butts.

Ald. Caring moved to amend the resolution by inserting the name "Newell A. Stone" after the name "Isaac Butts." Carried.

Ald. Caring (after hearing the opinion of the City Attorney, which was, that any amendment to the original resolution would invalidate the bond,) moved a reconsideration of the vote on his amendment. Carried.

Ald. Caring moved to table the amendment. Carried.

Ald. Selye moved to amend the resolution by striking out \$35,000 and inserting therefor \$50,000. The amendment was accepted by Ald. Stebbins.

The original resolution, as amended, was then declared lost by the following vote:

Ayes—Ald. Gould, Connolly, Stone, Craig, Selye, Stape, Mauder, Parsons—8.

Nays—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herberger, Heavey, Caring, Stern, Glover, McConnell, Kelly, Mandeville, Charters, Gerling, Stebbins, Whitmore, Stade, Aikenhead—19.

Ald. Stebbins moved a reconsideration of the vote just taken. Carried.

Ald. Mandeville moved to amend the resolution by striking out \$50,000, and substituting therefor \$35,000. Carried.

The original resolution, as amended, to issue bonds to the amount of \$35,000, was then adopted by the following vote:

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Hersberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. McConnell—Bill of A. B. McConnell. Park Committee.

By Ald. Craig—Remonstrance of F. R. Plummer and others against the construction of a plank walk on the east side of St. Clair street. Referred to the Improvement Committee.

By Ald. Stone—Petition of Joseph Flora, for permission to erect a wood building on his lot, No. 114, situate on West Main street. Referred to the Wood Building Committee with power to act.

By Ald. Stone—Bills of Protestant Orphan Asylum, St. Joseph's Orphan Asylum, St. Mary's Hospital, St. Patrick's Orphan Asylum, Home for the Friendless, St. Mary's Orphan Asylum, City Hospital, John Stape, John Nagle, Fred. Wurtz, Mathew Daus, Geo. Schofield, Rochester Gaslight Company, Rowley & Davis, Chas. Buckley, S. J. Wagoner, Scrantom & Wetmore.

W. Roades, H. & P. Bender, Wm. Brown, Beck & Meyers, and Smith & Gordon. Poor Committee.

Petition of the Rochester City and Brighton S. R. R. Co., for a reconsideration of action of the Board, Sept. 19, in reference to the taking up of the switch on East Main street. Table.

By Ald. Kelly—Petition of Thomas Duke-low for permission to erect a wood building on his lot No. 19, situate on Ontario street. Referred to the Wood Building Committee with power to act.

Bills or Nathan Wood, Conrad Zimmer, John Mauder, Thomas Stetson, estate of E. H. Hollister, Edgerton, and Superintendent Pay Roll. Street Committee.

By Ald. Selye—Resolved, That His Hon. the Mayor, be and is hereby requested to apprise the Mayor of Chicago, that the city of Rochester and county of Monroe, have this day appropriated the sum of seventy thousand dollars for the relief of the Chicago sufferers. Adopted.

Ald. Mandeville moved a reconsideration of the vote on Ald. Selye's resolution. Carried.

Ald. Glover moved the previous question. "Shall the main question be now taken was declared lost by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Glover, McConnell, Mandeville, Stape, Whitmore, Parsons—12.

Nays—Ald. Herzberger, Heavey, Caring, Connolly, Stern, Stone, Craig, Kelly, Selye, Charters, Gerling, Stebbins, Mauder, Stade, Aikenhead—15.

Action was then had on Ald. Selye's resolution, which was declared adopted.

By Ald. Selye—Estimates of McConnell & Jones, Donnaghue & Lauer, Jr., Rauber & Vicienus, Thos. Stetson, Whitmore, Carson & Co., and others. Improvement Committee.

By Ald. Stape—Bills of William Whitehair, Edward Randall, Frank Van Doorn and James O'Connor. Committee on Public Health.

Petition of Martin Williams and others for the passage of an ordinance for the widening and improvement of Tyler street. Referred to the Committee on Opening and Alteration of streets, with instructions to bring in an ordinance.

By Ald. Charters—Bills of N. T. Hackstaff, S. M. Sherman, and others. Police Committee.

Petition of Michael Kelly, for permission to erect a wood building on his lot, No. 10, situate on Magne street.—Wood Building Committee, with power to act.

Petition of Joseph Frame for permission to erect a wood building on his lot situate on Saxton street.—Wood Building Committee, with power to act.

By Ald. Gerling—Petition of Peter Kase, for permission to remove a wood building upon his lot, No. 30, situate on Wilder street.—Referred to the Wood Building Committee, with power to act.

Petition of Francis McGrady, for settlement of claim against the city for land taken for the extension of Orchard street in the year 1867.—Referred to the Law Committee and City Attorney to report to this Board.

Petition of G. B. Rich, for permission to extend the Frank street sewer to his premises. Referred to the Sewer Committee.

Bill of J. Gommengier.—Lamp Committee.

By Ald. Stade—Bill for painting.—City Property Committee.

By Ald. Aikenhead—Petition of Leonard Feoner and others for the opening of Unity street. Referred to the Committee on Opening and Alteration of Streets, with instructions to bring in an ordinance.

Bill of Philip Box, Frank Van Doorn and J. E. Relyea. Lamp Committee.

Ald. Stebbins moved that the Board now adjourn until Wednesday evening next.

Ald. Connolly moved to amend by substituting "Thursday" for "Wednesday." Lost by the following vote:

Ayes—Ald. Aldridge, Stern, Glover, Craig, Stape, Charters, Gerling, Stade, Aikenhead—9.

Nays—Ald. Whitcomb, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, McConnell, Stone, Kelly, Selye, Mandeville, Stebbins, Whitmore, Mauder, Parsons—18.

Action was then had on the motion made by Ald. Stebbins, which was declared lost by the following vote:

Ayes—Ald. Stern, Craig, Kelly, Selye, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—11.

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Golver, McConnell, Stone, Mandeville, Stape, Gerling—16.

Ald. Caring moved that the Board now adjourn until Friday evening next.

Ald. Connolly moved as an amendment that when the Board adjourn it be until Thursday evening next. Carried.

Ald. Craig moved that the Board now adjourn. Carried.

Adjourned. W. F. MORRISON, Clerk.

In Common Council, Oct. 12th, 1871.

ADJOURNED MEETING.

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

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

Absent—Ald. Stebbins—1.

REPORTS OF STANDING COMMITTEES.

Ald. Kelly, from the Street Committee, reported in favor of the bills of Nathan Wood (four bills.) Referred to the Assessors to make Assessment Rolls to conform to the items in the bills.

Reported in favor of bills of Nathan Wood, John Mauder, estate of E. H. Hollister, Thomas Stetson, H. H. Edgerton, Conrad Zimmer, and Superintendent's Pay Roll—Finance Committee.

Ald. Stone, from the Committee on the Relief and Support of the Poor reported in favor of the bills of Scrantom and Wetmore, S. J. Wagoner, Rowley and Davis, Rochester Gas Light Co., Geo. Schofield, Wm. Brown, H. & P. Bender, Wm. Roades, Beck & Meyer, Smith & Gordon, Mathew Daus, Fred. Wurtz, John Nagel, John Stape.

City Hospital, St. Marys Orphan Asylum, Home for the Friendless, St. Patrick's Orphan Asylum, St. Marys Hospital, St. Josephs Orphan Asylum, Protestant Orphan Asylum and Chas. Buckley.

Ald. Rogers, from the Fire Department Committee, reported in favor of the bills of F. P. Michael, C. F. Wolters, A. Barnum, Stuart & Williams, Thomas Brown, Valentine Dengler, Thomas Williamson, Scott's Band, Hadley's Band, S. M. Stewart, Herman Mutschler, L. S. Gibson, William Wolff & Co., James R. Chamberlain, Geo. W. Con-

nolly, William Moran, Masseth & Berdel, James J. Bennett, James Q. Norris, and Perkins & Palmer—Finance Committee.

Ald. McConnell, from the Committee on Public Parks, reported in favor of the bill of A. B. McConnell—Finance Committee.

Petition of Geo. Glover for permission to erect a wood building on his lot, No. 73, situate on Pearl street. Wood Building Committee.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bills of J. E. Relyea, Frank Van Doorn and P. Box. Finance Committee.

Ald. Charters, from the Police Committee, reported in favor of the bills of Samuel M. Sherman, N. T. Hackstaff, and Sibley, Lindsey & Curr. Finance Committee.

Ald. Stern, from the Contingent Expense Committee, reported in favor of the bills of Anthony Kassel (two bills), Alonzo L. Mabbett, Allings & Cory, McConnell & Co., John Williams, William W. Os-goodby, N. T. Hackstaff, (two bills), J. P. Hax, G. W. Walbridge, William Wolf & Co., James Matthews and M. Heavey. Finance Committee.

By unanimous consent Ald. Stade presented the following:

By Ald. Stade—Whereas, the title to all city property rests in said city, and over which the Common Council *only* have control of the same; therefore,

Resolved, That the lessee of the property lately purchased by the city of Rochester as a site for the Free Academy, be instructed to pay all rent due and to grow due under said lease to the City Treasurer, to the credit of the Contingent Fund.

Resolved, That the Board of Education are hereby directed to pay to the City Treasurer to the credit of the Contingent Fund, all moneys paid to said Board by said lessee under and by virtue of said lease; and the City Clerk is hereby directed to notify the Board of Education of the action of this Council. Adopted.

Ald. Connolly, from the Sprinkling Committee, reported in favor of the estimate of Geo. Pringle & Co., for sprinkling the streets, and presented the following:

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

George Pringle & Co., for sprinkling streets.....	\$1,551 45
And charge the following Funds:	
East and West Main streets.....	\$285 71
North and South Fitzhugh streets.....	107 22
Mumford street.....	30 82
Mill street.....	140 00
Exchange Place.....	18 33
Market street.....	18 33
Exchange street.....	105 00
State street.....	257 04
North and South St. Paul streets.....	200 00
East avenue.....	140 00
Front street.....	80 00
North Clinton street.....	45 00
New Main street.....	124 00

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gou d, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stoue, Craig, Kelly, Selye, Mandeville, Stape, Charters,

Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

Nays—Ald. Whitcomb—1.

Ald. Stade, from the City Property Committee, reported in favor of the bill of Fred. Heilbronn. Finance Committee for payment, chargeable to the Contingent Fund.

Ald. Stape, from the Committee on Public Health, reported in favor of the bills of Jas. O'Connor, William Whitehair, Edward Randall, A. H. Orton, Frank Van Doorn. Finance Committee.

Ald. Selye, from the Sewer Committee, reported in favor of the bills of Daniel McCormick and others. Tabled.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petitions of Michael Greennagle, Joseph Flora, Thos. Dukelow, Peter Kase, Joseph Frame, Michael Kelly and E. A. Glover, and presented the following:

By Ald. Mandeville—Resolved, That Michael Greennagle, Joseph Flora, Thomas Dukelow, Peter Kase, Joseph Frame, Michael Kelly, and E. A. Glover have permission to erect wood buildings in accordance with their petitions, under the direction of the Wood Building Committee and the Fire Marshal. Adopted.

By Ald. Caring—Petition of John Pendergast for permission to erect a wood building on his lot, No. 10, situate on Shamrock street. Wood Building Committee.

Petition of Mrs. M. Madden for permission to erect a wood building on her lot, No. 123, situate on North St. Paul street. Wood Building Committee.

Petition of H. Bartholomay for permission to erect a wood building on his lot, situate on North St. Paul street, near Lowell street. Wood Building Committee.

Ald. Glover, from the Committee on Assessments, presented the following:

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN:—Your committee appointed to examine into and report to this Board if any further action was best to be taken in reference to the bridge across the race on Court street, would respectfully recommend the reconsideration of such ordinance, and the enlarging of the territory to be assessed. Dated, Rochester, Oct. 18th, 1871.

EDWIN A. GLOVER,
W. MANDEVILLE,
WM. CARING.

Ordered received, filed and published.

REPORTS OF SPECIAL COMMITTEES.

Ald. Mauder from a Special Committee presented the following:

ROCHESTER, Oct. 12th, 1871.

Gentlemen of the Common Council of the City of Rochester:

GENTLEMEN:—Your committee to whom was referred the matter of the erection of a building by Mr. Stewart on Andrews street, in said city—would most respectfully report that they find that the north part of the west part of the wall of said building consists only of rough boards, and so far such structure is in violation of the city ordinance in relation to buildings.

JOHN MAUDER,
W. MANDEVILLE,
HENRY T. ROGERS.
Committee.

Orders received filed and published.

By Ald. Mauder—Resolved, That the Fire Marshal be instructed to notify Mr. Stewart to construct a brick wall in such portion of his building on Andrew street as is now constructed of rough boards. Adopted.

Ald. Whitmore from the Committee on opening the south portion of Mt. Vernon avenue presented the following:

ROCHESTER, Oct. 12th, 1871.

Gentlemen of the Common Council:

Your Committee to whom was referred the matter of opening the southern portion of Mt. Vernon avenue would respectfully report that the only evidence they can find of, or relating to, the existence of the portion of the street referred to in the resolution, is a map on file in the County Clerks office, setting forth the proposed street. But your Committee find no evidence of any other form of dedication of land for such street, nor any evidence of its acceptance by the city, nor any improvement of the same. Your Committee find further that subsequent to making of said map, the owner of the land deeded such land with other to Messrs. Ellwanger & Barry without mentioning or reserving said land to the public for a street, and the same is now owned and occupied by said gentlemen as a nursery, and could not now be opened without great damage to such owners.

Your Committee further report that Messrs. Ellwanger and Barry propose to open the said part of said proposed street as soon as the young nursery stock now planted shall be sufficiently matured for sale and transplanting; such street to be opened at their own costs. The Committee, therefore, recommends that the matter of opening be deferred until such time as the said gentlemen may so remove their nursery stock, and open said street as they have proposed.

V. F. WHITMORE,
H. H. CRAIG,
R. K. GOULD.

Dated Rochester, Sept. 21, 1871.

Ordered received, filed and published.
Ald. Craig, from the Grievance Committee, presented the following

REPORT ON THE PETITION OF PATRICK KEARNEY.

ROCHESTER, Oct. 12, 1871.

To the Honorable the Common Council:

The Grievance Committee, to whom was referred the petition of Patrick Kearney for relief, respectfully report: That this matter has been before the Board on two previous occasions, and as no new facts can now be elicited, your Committee think they can do no better than quote the very full and able report made by the Committee who last reported, which is as follows:

(Printed proceedings, July 9th, 1867, folio 68.)

“That said Kearney was, in February, 1862, while crossing State street, near Exchange place, run over by fire team No. 1, when not on duty, and so severely injured as to incapacitate him for any manual labor, being unable to stand erect or to raise his right foot more than five or six inches from the ground. Mr. Kearney was, at the time of the accident, fifty-eight years of age, sound and

healthy, and able to perform as much labor as most men of his age. He kept a small grocery store, the profits of which afforded himself and family a comfortable support. About two months after the accident, or as soon as able to leave his room, being unable to attend to his business, he closed his store, returning his goods to his creditors. Soon after closing up, he applied to the Common Council for damages, setting them at one thousand dollars. His case was referred to a Committee. The Committee, after spending a great amount of time, finally compromised the matter, paying Mr. Kearney one hundred dollars, the city paying the doctor bill and sundry expenses, amounting to about thirty-five dollars, for which amount your Committee are informed Mr. Kearney gave his receipt in full for all damages. About one year after the settlement, another hundred dollars was paid to Mr. Kearney, whether at his solicitation, or whether it was a volunteer act on the part of the Board, does not appear to your Committee. He, however, received the money, making the sum total paid by the city two hundred and thirty-five dollars. The Chairman of that Committee informs your Committee that had they known the extent of his injuries, they should have reported in favor of a much larger sum. His attending physician, together with Dr. Moore, states that Mr. Kearney's injuries prove to be much more severe than they supposed at the time of the settlement, and that they are permanent.”

In view of this, your Committee can only report that any further payment to Mr. Kearney will be simply and solely a gratuity, and cannot, therefore, report any action necessary; but in order to bring the matter before the Board to act upon in its discretion, your Committee offer the following:

Resolved, That the City Treasurer pay to Patrick Kearney one hundred dollars upon his signing a suitable acknowledgment for the same, to be drawn up by the City Attorney, and charge Fire Department Fund.

H. H. CRAIG,
N. A. STONE,
HENRY T. ROGERS,
Griev. Committee.

Report ordered received, filed and published.

The resolution was adopted on motion of Ald. Craig.

COMMUNICATIONS.

Ald. Stone, from the Poor Committee, presented the following:

REPORT OF THE OVERSEER OF THE POOR FOR SEPTEMBER.

OVERSEER OF THE POOR OFFICE, }
ROCHESTER, Oct. 3, 1871. }

To the Common Council of the city of Rochester:

The Overseer of the Poor would respectfully report that during the month of Sept., 1871, he relieved 725 families, in the following manner, viz:

Orders on Poor store.....	\$1,345 45
.. Wood yard.....	132 00
.. Coal yard.....	698 00
.. W Carlton Brown.....	153 25
.. John Nagle.....	48 00

..	George Watt.....	67	50
..	H Brewster & Co.....	43	25
..	H W Jones.....	41	50
..	M Daus.....	17	50
..	George Hawkins.....	41	50
..	John Stape.....	37	75
..	S F & W Witherspoon.....	30	75
..	W H Niven.....	35	50
..	Henry Goetzman.....	27	50
..	Fred Wurtz.....	20	50
..	C Zimmer.....	11	00
..	C Seell.....	9	00
..	August Kimmel.....	6	00
..	Henry Hook.....	4	50
..	Mrs Clemenson.....	3	75
..	W Rhodes.....	19	00
..	Beck & Meyer.....	17	50
..	H F Van Dake.....	13	50
..	Adam Schmitt.....	5	25
..	Belr & Stern.....	9	50
..	M Heavey.....	4	00
..	Moses M Smith.....	1	50
..	A W Mudge.....	37	00
..	Hoffman & Meyer.....	30	50
..	Joyce & Moran.....	18	50
..	H & P Bender.....	13	00
..	C V Jeffrey.....	12	00
..	B O'Reilly.....	6	50
..	George Schofield.....	29	50
..	J E Butterfield.....	6	02
..	Less County and Towns.....		\$3,026 87
			552 12

Total for City.....\$2,474 75

All of which is respectfully submitted.

WILLIAM BROWN,
Overseer of the Poor.

Ordered received, filed and published.

The Clerk presented the following from His Honor, the Mayor:

MAYOR'S OFFICE, }
ROCHESTER, Oct. 10, 1871. }

Gentlemen of the Common Council:

There are four equipped fire engines in the Fire Department of the city, and one engine at shop being repaired, which will not be completed, I am informed, short of about two months. I am of the opinion that there is but one really reliable engine now in the service. This condition of the apparatus of the Fire Department I regard as unfortunate. I am of opinion that the tax-payers would heartily endorse the action of your Board were you to order the purchase of an engine to-night to be kept in reserve, which proceeding I advise. Respectfully,

CHAS. W. BRIGGS, Mayor.

Ordered received, filed and published.

MAYOR'S OFFICE, }
ROCHESTER, Oct. 12, 1871. }

Gentlemen of the Common Council:

I have to inform you that an action has been begun by the Rochester and Brighton R.R. Co. ag't the City and John H. Frick, to restrain the defendants from carrying into effect the resolution of your honorable Body in relation to the removal of certain switches. The question as to the continuance of the injunction will doubtless be argued on Monday next.

Respectfully, CHAS. W. BRIGGS,
Mayor.

Ordered received, filed and published.

MAYOR'S OFFICE, }
ROCHESTER, Oct. 12, 1871. }

Gentlemen of the Common Council:

I am informed that in the case of Joseph Grenaur ag't the City of Rochester, the judgement of the Court below has been affirmed by the General Term. This action was begun in May, 1869, to recover damages

for injury by reason of falling through a trap door into an area in front of the Waverly Block on State St. It was defended on notice by Mr. Bottsford, owner of the block and Messrs. Crandell and Chapman, his tenants. Judgment was obtained against the City. The legal propositions presented by the Referee were dissented from by Mr. Cogswell the counsel for these gentlemen and an appeal was taken to the General Term, with the result above indicated.

Mr. Cogswell, I am informed, believes it to be to the interest of the City to present the questions involved to the Court of Appeals, and I leave it with you to authorize such appeal or not as to you may seem best.

Respectfully, CHAS. W. BRIGGS,
Mayor.

Ordered received, filed and published.

CITY TREASURY OFFICE, }
ROCHESTER, N. Y., Sept. 25, 1871. }

To the Hon. Common Council:

GENTLEMEN:—The undersigned your Treasurer would respectfully state that he cannot make the note for \$10,000 as authorized at the last meeting of your Board for the reason that there is no authority granted me in the Charter to do so and the action of the Common Council would not release me or my bondsmen from the responsibility of any violation of my duties as set forth in the Charter.

But on looking up the laws and provisions by different Acts of the Legislature I find that on the 1st day of January next the Board of Managers of the Hcuse for Idle and Truant Children are bound to report to the Council the amount necessary to carry the institution through the year. The law also says that the Common Council shall provide a suitable building for these children so that in January the note can be legally made in anticipation of the tax levy of 1872.

I would suggest that as these children will have to be provided for by the Poor Fund if no other provision is made that the sum of \$10,000 be charged to Poor Fund and credited to House for Truants Fund until January when the note can be made and the money returned.

Respectfully, JOHN WILLIAMS,
Treasurer.

Ordered received, filed and published.

Ald. Stone moved a reconsideration of the vote on Ald. Aldridge's resolution, adopted September 12th, folio 165, for the City Treasurer to make the city's note, at six months, for \$10,000. Lost.

Ald. Stone moved that the City Treasurer be, and is hereby, requested to make the transfer of funds, as recommended in the Treasurer's communication, \$10,000 from the Poor Fund to the House for Idle and Truant Children Fund, and that when the city's note is discounted, in January next, the proceeds be credited to the Poor Fund.

Ald. Rogers moved to amend by striking out \$10,000 and insert therefor \$6,500.

Ald. Whitmore moved the previous question "Shall the main question be now taken" was declared. Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Kelly,

Mandeville, Whitmore, Mauder, Stade, Parsons—18.

Nays—Ald. Stern, Stone, Craig, Selye, Stape, Charters, Gerling, Aikenhead.—3.

Action was then had on Ald. Roger's amendment, which was declared lost.

Action was then had on Ald. Stone's motion, which was declared carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

Nays—Ald. Rogers, Heavey, Mandeville, Stape—4.

TREASURER'S MONTHLY STATEMENT.

ROCHESTER CITY TREASURER'S }
OFFICE, Oct. 3d, 1871. }

To the Hon. the Common Council of the City of Rochester:

Gentlemen—The Treasurer herewith submits the monthly statement of the balances of the principal funds on the 3d of Oct., 1871, as required by section 59 of the city charter:

	Credit Balance.
Contingent Fund.....	\$29,994 93
Police	37,185 58
Fire Department Fund.....	40,108 92
Highway	26,286 79
Lamp	39,520 93
Poor	190 06
Park	4,235 21
Board of Health Fund.....	7 00
Home for Truants' Fund.....	1,408 25
Sewer Repair Fund.....	150 74
Lyell street	—
North street	—
St. Paul street Fund, (N. Y. C. R. R. to Scrantom street).....	—
St. Paul street Fund, (Scrantom street to city line).....	281 86
Monroe avenue Fund.....	73 29
Mt. Hope	31 52
Plymouth	38 57
West	141 27
Lake	5 39
East	222 61
South	3 32

JOHN WILLIAMS, Treasurer.

Subscribed and sworn to before me this 3d day of Oct., 1871.

GEORGE D. WILLIAMS,
Notary Public.

Ordered received, filed and published.

CITY TREASURER'S OFFICE,
ROCHESTER, Sept. 28, 1871. }

To the Honorable the Common Council:

GENTLEMEN:—The Charter of this city provides that when assessments are made and confirmed by the Common Council that they shall be delivered to the City Treasurer for collection, and that the Treasurer shall collect the same, and when the Common Council have so levied any tax and placed the same in the hands of the Treasurer their duty and power ends.

Any act of the Common Council, changing the manner of collecting an assessment is illegal and void.

Section 206 provides that any excess on a local assessment shall be refunded to the taxpayers to whom it belongs.

Glasgow and Edinburgh streets assessments were postponed by resolution of the Common Council when the work had been done and accepted and the contractor's money ordered paid, while there is nothing in the Treasury to pay him with. Parties

on these streets have had their notices, and in many instances will not come into this office until some one informs them that they must do so; consequently, they will feel aggrieved should a warrant be issued for the collection of the tax.

Section 199 says that after any assessment is confirmed by the Common Council it shall be delivered to the Treasurer, whose duty it shall be to give five days' notice by advertising in the daily papers to the persons named in such assessment to pay the same within thirty days.

Section 202 says that at the expiration of thirty days, the Treasurer shall issue a warrant.

When a warrant is issued on any of the three payment rolls it has to be for the whole amount unpaid.

Out of the \$50,000 on the city books charged to lands sold for taxes, by far the greater portion is for improvement, where through some irregularity the lands have been improved for individuals, at the expense of the taxpayers at large, and in many instances these taxes cannot be collected on account of some such irregularity in the collection of the tax, which rendered the assessment void.

I would respectfully refer you to the City Attorney for any further information and would request that the action postponing any assessment in this office be rescinded.

In the case of South Clinton street, if the collection is delayed until the work is completed, and the amount due the Contractor is ordered paid, I shall have no money to pay him, and it will be equally in violation of the law to pay him, as my action in neglecting to collect the tax would be.

At the same time it will be an act of great injustice to the property owners on the street to have a warrant issued for the collection of whole tax, when they are assured by your late action that even one-third of it is not due until further notice. Yours, very respectfully,

JOHN WILLIAMS,
Treasurer.

Ordered received, filed and published.

ROCHESTER CITY TREASURER'S OFFICE, }
Oct. 12th, 1871. }

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

GENTLEMEN:—Their remains to the credit of the following assessments an excess over all disbursements as follows:

Marrietta and Pitt street sewer.....	\$ 15 00
Mt. Vernon avenue extension.....	70 00
North avenue and North street plank walk.....	521 40
Wilder street sewer.....	70 00

Which I would advise to be returned to the tax-payers as follows:

Marrietta and Pitt street is so small as to be only about $\frac{1}{2}$ per cent. of the assessment. I would advise it to be expended on the street. Mt. Vernon avenue extension, return .01 $\frac{1}{2}$ per cent. North avenue and North street walk, return to the N. Y. C. R. Co. \$521.40, as it is the only tax-payer on the roll. Wilder street sewer, return .03 per cent.

Yours respectfully,

JOHN WILLIAMS, Treas'r.

Ordered received, filed and published.

Ald. Charters presented the following:

REPORT OF THE POLICE JUSTICE FOR THE
MONTH OF SEPTEMBER, 1871.

POLICE OFFICE,
ROCHESTER, Oct. 12th, 1871. }

To the Hon. the Common Council of the
City of Rochester:

GENTLEMEN:—I beg leave to report the moneys received by me as Police Justice for fines and penalties during the month of September, 1871:

Whole amount received,.....\$637 25

I certify that the above report of moneys received by me for fines and penalties is true.

E. W. BRYAN, Police Justice.

Ordered received, filed and published.

OFFICE OF THE POLICE COMMISSION, }
FRONT ST., ROCHESTER, Oct. 10, 1871. }

To the Hon. the Common Council:

GENTLEMEN:—In consequence of the excited state of feelings of our citizens, relative to the great calamity which has befallen Chicago, whereby the insurance companies of the country are greatly jeopardized, and at the earnest solicitation of many of our taxpayers, the Commissioners have sworn in twenty-five extra policemen to do special duty. The men so appointed will remain on duty to-night, and should you think it advisable to continue on duty any given number beyond the regular force, and for any given length of time, the Commissioners desire that you will indicate the same by resolution this evening.

By order of Commissioners.

B. FRANK ENOS, Clerk.

Ordered received, filed and published.

By Ald. Charters—Resolved, That the Police Commissioners be and are hereby authorized to continue upon the police force the twenty-five appointed special policemen for a period not exceeding ten days from the date of appointment.

Ald. Caring moved to amend the resolution by striking out the word "ten," and insert therefor "five." Lost.

Ald. Charter's resolution was then adopted.

OFFICE OF THE POLICE COMMISSION, }
FRONT STREET,
ROCHESTER, N. Y. Oct. 11, 1871. }

To the Honorable the Common Council:

GENTLEMEN:—In compliance with a resolution passed by your honorable body, the Police Commissioners have taken great pains to ascertain the number of kerosene oil lamps in use in this city, and would respectfully report the total number at 752.

Respectfully,

B. FRANK ENOS,

Clerk of Commission.

Ordered received, filed and published.

ORDINANCES.

PLANK WALKS ON STRONG STREET. ✓

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of laying a plank walk on each side of Strong street, from Plymouth avenue to Reynolds street. Adopted.

The Surveyor submitted as such estimate \$1,607.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The laying of a plank walk 4 feet 8 inches wide, on each side of Strong street, from Plymouth avenue to Reynolds street, with 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 \$1,600 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 Strong street, from Plymouth avenue to Reynolds 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 31st, 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, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

MILL STREET IMPROVEMENT.

Ald. Aldridge presented the final ordinance for:

The repaving of Mill street, from a point thirty feet south of the north line of the Corinthian Hall block to the division line between Nos. 61 and 63 Potter's Block, and constructing the necessary lateral sewers.

The whole estimated expense thereof is \$1,200, 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 a point thirty feet south of the north line of the Corinthian Hall block to the division line between Nos. 61 and 63 Potter's Block.

And moved its indefinite postponement. Carried.

LAKE AVENUE IMPROVEMENT.

Ald. Aldridge presented the final ordinance for

The improvement of Lake avenue from Jones avenue to Deep Hollow, (so called), by resetting the curbstone, paving the roadway 50 feet in width with Stowe foundation pavement, laying the necessary crosswalks and constructing the necessary lateral sewers for surface drainage.

The whole estimated expense thereof is \$104,091, 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 Jones avenue to Deep Hollow, so called.

And moved to amend the ordinance as follows: Strike out the words "resetting the curbstone, paving the roadway 50 feet in width with Stowe's foundation pavement," and insert instead thereof the words "paving 40 feet of the present roadway through and along the centre thereof with Stowe foundation pavement, removing the present curb and resetting it on or at the outer edges of said pavement, and," also strike out "\$104,091" and insert therefor "\$71,000. Carried.

Ald. Aldridge moved that further action on the ordinance be postponed until the next regular meeting.

PLANK WALK ON ST. CLAIR STREET. ✓

On motion of Ald. Aldridge 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. Aldridge submitted the following:

An ordinance to construct a plank walk on St. Clair street, from Clifton street to Tremont street.

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

The construction of a plank walk 5 feet 4 inches wide on each side of St. Clair street, from Clifton street to Tremont 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 \$600, 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 St. Clair street, from Clifton street to Tremont 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 and assess the same 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 14th day of Oct., 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

Nays—Ald. Whitcomb, Wait, Stone, Craig—4.

CROSS-WALKS AT THE INTERSECTION OF COURT AND LANCASTER STREETS.

On motion of Ald. Aldridge 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. Aldridge submitted the following:

An ordinance to lay three flag crosswalks at the intersection of Court and Lancaster streets.

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

The laying of three flag crosswalks at the intersection of Court street and Lancaster 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 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 east side of Lancaster street, from East Main street to Crozier street, and one tier of lots on each side of Court street from Chestnut street to St. Paul street.

On which above described portion of the 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 14th day of Oct., 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

IMPROVEMENT OF HENRY STREET.

On motion of Ald. Aldridge 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. Aldridge submitted the following:

An ordinance to improve Henry street, from Herman street to its northern terminus.

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

The improvement of Henry street, from Herman street to its northern terminus, by grading the roadway and sidewalks, and constructing a plank walk 4 feet, 8 inches 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 \$2,001, which estimate was and is hereby approved; the sum of \$2,001 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 Henry street, from Herman street to its northern terminus.

On which above described portion of the city the said sum of \$2,001 is hereby ordered to be assessed.

And the taxpayers to be assessed for making such improvement, may, by paying interest as hereinafter provided, or 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 such 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 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 Oct., 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Mauder moved, to amend the ordinance by striking out "8 inches." Carried.

Ald. Stade moved that action on the ordinance be postponed until the first regular meeting in April next. Lost.

The ordinance was then passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Mauder—21.

Nays—Ald. Craig, Whitmore, Stade, Parsons, Aikenhead—5.

PIPE SEWER IN UNION STREET AND TAPPAN STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain the expense of, and report to this Board, the expense of constructing a pipe sewer 15 inches in diameter in Union street and Tappan street, from Weld street to a point 150 feet east of Scio street. Adopted.

The City Surveyor submitted as such estimate \$2,158.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a 15 inch pipe sewer in Union street and Tappan street, from Weld street to a point 150 feet east of Scio street, with the necessary lateral sewers for surface drainage.

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 \$2,158, 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 and Tappan street, from Weld street to Scio 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 from the confirmation of such 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 31st, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Acted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

PIPE SEWER IN LITCHFIELD STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a 9 inch pipe sewer in Litchfield street from the sewer in Allen street to the north line of lot No. 54 in the Perkins & Schermerhorn tract. Adopted.

The Surveyor submitted as such estimate \$337.

By Ald. Caring—Resolved, That the following improvement is expedient, viz:

The construction of a 9 inch pipe sewer in Litchfield street from the sewer in Allen street to the north line of lot No. 54 in the Perkins & Schermerhorn tract, with the necessary surface 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 \$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.

One tier of lots on each side of Litchfield street from Allen street to the north line of lot No. 54 in the Perkins & Schermerhorn track.

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, Oct. 1, 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, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

PIPE SEWER IN CAYUGA PLACE AND MT. VERNON 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 Cayuga Place and Mt. Vernon Avenue.

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

The construction of a pipe sewer 22 inch, egg shape, in Cayuga Place and Mt. Vernon avenue, from the sewer in Nelson street to the center of Caroline 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 direction of this Board, having made an estimate of such expense, and reported the same at \$2,675, which estimate was and is hereby approved; the sum of \$2,675, being the whole amount of the estimate aforesaid, shall be assessed on the owners and occupants. And the Assessors 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 Mt. Vernon avenue and Cayuga Place, from Nelson street to Caroline street, and for outlet, the following described territory: Beginning in Caroline street at its intersection with Mt. Vernon avenue, running thence west along Caroline street, including one tier of lots on the north side thereof, to South avenue; thence south along South avenue, including one tier of lots on the west side thereof, to Oakland street; thence east along Oakland street, including one tier of lots on the south side thereof, to Nelson street; thence north along Nelson street, including one tier of lots on the east side thereof, to Caroline street, (except such lots as were assessed for Nelson street sewer); thence west along Caroline street, including one tier of lots on the north side thereof, to the place of beginning.

On which above described portion of the city the said sum of \$2,675 is hereby ordered to be assessed.

And the tax payers to be assessed for making such improvement, may, by paying interest: s 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 such roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, Jonn 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 Oct., 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

OPENING A STREET FROM SCIO STREET TO UNION AND EAST MAIN STREETS.

On motion of Ald. Gould, 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. Gould submitted the following:

An ordinance to open a street from Scio street to Union street and East Main street.

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

The opening of a street 50 feet wide from Scio street to Union street and East Main street, and the following described territory is deemed necessary to be taken for said improvement, to wit: Beginning at a point in the east line of Scio street, about 214 feet south of the south line of Tappan street, and running thence eastward along the north line of Joslyn Park, so called, and the course of said Park produced to the west line of Union street; thence southerly and westerly along the west line of Union street and East Main street, to a point 50 feet distant southerly at right angles from the first described line; thence westerly on a line parallel to and 50 feet distant at right angles from the first described line to the east line of Scio street; thence northerly along the east line of Scio 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 thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$3,000, which estimate was and is hereby approved; the sum of \$3,000 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 the street proposed to be opened.

And above described portion of the city the said sum of \$3,000 is hereby ordered to be assessed.

And the tax payers to be assessed for making such improvement, 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 such 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 Oct., 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

LAKE AVENUE IMPROVEMENT.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Lake avenue, from Jones avenue to the north line of the city. Lost.

Ald. Selye moved a reconsideration of the vote just taken.

Lost by the following vote:

Ayes—Ald. Rogers, Pond, Herzberger, Heavey, Stern, McConnell, Stone, Kelly, Selye, Mandeville, Charters, Whitmore, Aikenhead—13.

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Caring, Connolly, Glover, Craig, Stape, Gerling, Mauder, Stade, Parsons—13.

LATERAL SEWERS AT THE CORNER OF WATER AND ANDREWS 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 lateral sewers at the corner of Water street and Andrews street.

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

The construction of two lateral sewers for surface drainage at the intersection of Water street and Andrews street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of house-

and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of 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 each side of Andrews street, from St. Paul street to the Genesee river.

On which above described portion of the city the said sum of \$30 is hereby ordered to be assessed.

And David McKay, John Sheffer 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 owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense in city so designated, of the said amount of expense in proportion as 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 Oct., 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

PLANK WALKS ON CHATHAM STREET.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of laying a plank walk 5 feet 4 inches wide on each side of Chatham street, from the south side of the N. Y. C. & H. R. RR. lands to the north side of said lands. Adopted. The Surveyor submitted as such estimate, \$110.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The laying a plank walk 5 feet 4 inches wide on each side of Chatham street, from the south line of the N. Y. C. & H. R. RR. property, where it crosses said street, to the north line of said 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 \$110, 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 Chatham street, from the south line of the N. Y. C. & H. R. RR. property that crosses said street to the north line of said property.

And the Clerk is hereby directed to publish notice in pursuance to 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. 31st, 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, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

PLANK WALKS ON BUCHAN PARK.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of laying a plank walk 4 feet wide on each side of Buchanan Park, from Clinton street to St. Joseph street. Adopted.

The Surveyor submitted as such estimate \$110.

By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The laying of a plank walk 4 feet wide on each side of Buchanan Park, from Clinton street to St. Joseph 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 \$110, 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 Buchanan Park, 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, Oct. 31st, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:
Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Rog-

ers, Pond, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Whitmore, Stade, Aikenhead—22.

PLANK WALKS ON ST. JOSEPH STREET.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of laying a plank walk 5 feet 4 inches wide on each side of St. Joseph street, from the south side of the N. Y. C. & H. R. RR. property to the north side of said property. Adopted.

The Surveyor submitted as such estimate, \$110.

By Ald. Selye—Resolve, That the following improvement is expedient, viz:

The laying of a plank walk 5 feet 4 inches wide on each side of St. Joseph street, from the south side of the N. Y. C. & H. R. RR. property, where it crosses said street, to the north line of said 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 \$110, 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 St. Joseph street from the south side of the N. Y. C. & H. R. RR. property that crosses said street to the north line of said 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, Oct. 31st, 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, Aldridge, Wait, Gould, Rogers, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Whitmore, Stade, Aikenhead—21.

BRIDGE OVER THE RACE ON COURT STREET.

Ald. Kelly moved a reconsideration of the vote on the final ordinance for a bridge over the Race on Court street, passed July 11, 1871, at folio 122 of printed proceedings. Carried.

Ald. Kelly moved that the ordinance be amended by striking out the words—

"Beginning at the west bank of said raceway, where the same intersects the north line of Court street; thence northerly along the west bank of said raceway to the centre of Aqueduct street, where it is intersected by the centre of Race street; thence easterly along the center of Race street and the alley in continuation of said street to the Genesee river; thence southerly along the west bank of said river to the north line of Court street; thence westerly along the north line of Court street to the east side of beginning. Also line of Court street to the east side of West Main street, commonly known as the Pentecost mill lot; also mill seat No. 14, known as the Democrat building lot," and insert therefor the words, "One tier of Lots on each side of Court street from Exchange street to the river, including the Monroe County Jail property; also, one tier of lots on the east side of the Race, including the bed of the Race; also one tier of lots on the east side of Aqueduct street, from the Aqueduct to Race street; also one tier of lots on the South side of Race street to Graves street, including the property of the Rochester Printing Company, and what is known as the Pentecost & Bro. mill property and the property of D. D. S. Brown." Also strike out "\$9,000," and insert therefor "\$8,500." Carried.

Ald. Kelly moved that further action on the ordinance be postponed until the last regular meeting in October. Carried.

ASSESSMENT ROLLS.

The Clerk presented the following Assessment Rolls from the City Assessors, subscribed and sworn to by them:

Stone Sewer across Sibley's Nursery.
Pipe Sewer in Pine alley.
Repairing Walks on Prospect street.
Repairing Walks on Broadway street.
Repairing Walks on Atkinson street.
Repairing Walks on King street.
Repairing Walks on Lancaster street.
Flag Walk on Lorimer street.
Plank Walk on Cypress street.
Flag Walks around Plymouth Park.
Alexander street Improvement, from Mount Hope avenue to South avenue street.
Hooker street Improvement.

Ald. Kelly moved that action on the confirmation of the Assessment Roll for a flag walk on Lorimer street, be postponed until

the first regular meeting in May next. Carried.

Ald. Whitmore moved the indefinite postponement of the Cypress street plank walk Assessment Roll. Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Stade, Parsons, Aikenhead—24.

Nays—Ald. Mauder—1.

The Assessment Roll for a stone sewer across Sibley's Nursery was then confirmed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade—24.

Nays—Ald. Aikenhead—1.

The remaining Assessment Rolls as presented by the Clerk were then confirmed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Whitmore, Stade, Aikenhead—21.

Ald. Aldridge moved to suspend the rule to adjourn at 11 o'clock.

Ald. Rogers moved to amend by adding "for the purpose of acting on the Finance Budget and that only." Lost.

Ald. Aldridge's motion was then lost by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Selye, Mandeville, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—11.

Nays—Ald. Rogers, Pond, Herzberger, Connolly, Stern, Stone, Craig, Kelly, Charters—9.

Ald. Mauder. moved that Ald Selye be granted permission to present the budget, and resolutions appertaining to the payment of money and awarding contracts—Carried.

FINANCE BUDGET.

ROCHESTER, October 12th, 1871.

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

CONTINGENT FUND.

John Williams, disbursements as Treasurer	\$ 41 50
A G Whitcomb, refreshments for visitors from Ontario	50 00
Bromley & Co., refreshments for visitors	160 13
W W Osgoodby, services as stenographer	17 00
William Wolf & Co., shingling police office	417 03
James Mathews, refreshments for visitors	56 25
N T Hackstaff, printing bill-heads	8 00
J Philip Hax, hack hire at funeral	3 00
G W Walbridge, during visit of officials	5 00
M Heavey, during visit of officials	116 00
Anthony Kasseal, hack hire, Sewer Com.	8 25
W. B. Com.	5 00
Alonzo L Mabbett, services as County Clerk	9 63
Allings & Cory, stationery per Assessors, etc.	70 00
McConnell & Co., Surveyor's stakes	42 00
Fred Hellbron, painting and varnishing in Surveyor's office	19 73
And charge Contingent Fund.	

POOR FUND.

Protes: ant Orphan Asylum, board of orphans	\$ 319 43
St Joseph's Orphan Asylum	454 00
St Mary's Hospital, board of inmates	1,475 43
St Patrick's Orphan Asylum, board of inmates	322 43
Home for the Friendless	319 94
St Mary's Orphan Asylum, board of inmates	749 57
City Hospital	1,734 00
John Stape, groceries per orders	66 00
John Nagle, groceries	45 75

Fred Wurtz	56 50
Mathy Daus	27 75
Smith & Gordon	235 11
Beck & Meyer, shoes	48 00
W Rhodes	33 00
H & P Bender, undertakers' services	104 50
Wm Brown, disbursements as Overseer of the Poor	72 18
Geo Schofield, transportation, pay Treasurer	33 50
Rochester Gas Light Co., gas, one quarter to Sept 1	3 85
Row ey & Davis, one truss per Dr Riechenbach	2 50
Charles Buckley, extra medicines	12 05
S J Wagoner, delivering wood and coal, pay J M Dunning	157 69
Sorantom & Wetmore, stationery	16 05
And charge the Fund.	

FIRE DEPARTMENT FUND.

F P Michael, repairs	\$ 83 15
C S Walters, clock	8 50
Job Barnum, painting	10 00
Stuart & Williams, painting	13 00
Thomas Brown, mattresses for engine houses	23 00
Valentine Dengler, inspecting fire engine boilers	25 00
Thos Williams, labor on Hook & Ladder h'se	119 05
Scott's Band, services during Department inspection	85 00
Hadley's Band, services during Department inspection	85 00
S M Stewart, ag't, in full on contract for building Hook & Ladder truck	1,400 00
Herman Mutschler, spittoons for engine houses	13 50
L S Gibson, engineer, disbursements	20 48
Wm Wolf & Co., constructing sheds for engine houses	639 37
Gas R Chamberlain, hose, pails, etc.	1,175 00
Geo W Connolly, gas fitting, etc., at engine houses	223 18
Wm Moran, stove and pipe	17 40
Maseth & Berdel, carriage hire	2 01
Jas J Bennett, painting engine houses	44 41
Jas G Norris, balance on painting engines	54 28
Perkins & Palmer, water at office	25 00
And charge that Fund.	

POLICE FUND.

S M Sherman, 1 month's salary to Oct. 1, 1871	141 67
P H Sullivan	50 00
B Frank Hughes	75 00
Wm J Rogers	85 00
Wm S Fickett	85 00
Jonas Dresser	85 00
Peter Hughes	85 00
Samuel Brown	75 00
Thos A Burchell	75 00
John B Daux	75 00
Thomas Lynch	75 00
James K Foster	75 00
Caleb Pierce	75 00
Lyman Johnson	75 00
Frank B Allen	75 00
W R McArthur	75 00
Ferry Mauder	75 00
William White	75 00
Peter Lauer, Jr	75 00
E W McBurney	75 00
C McCormick	75 00
Jos A Rowarth	75 00
Michael Hyland	75 00
Charles Green	75 00
George Bingham	75 00
John J Garrett	75 00
David Monaghan	75 00
Henry Baker	75 00
Hugh Clark	75 00
Thos Dukelow	75 00
Thos F Hurley	75 00
Barth Cargill	75 00
E Van Vorst	75 00
James McKelvey	75 00
Robert Burns	75 00
Frank Schaffer	75 00
Ralph Bendon	75 00
And'w Connolly	75 00
J Gommersberger	75 00
Frank Bemis	75 00
Older Oliver	75 00
Jacob Frank	75 00
William O'Neil	75 00
John C Hagle	75 00
John Doyle	75 00
W Dunningburg	75 00
Anthony Sole	75 00
Wm Keith	75 00
B C Furthrerer	75 00
Wm F Lush	75 00
A H Franklin	75 00
B Horcheller	75 00
Alex McLean, 24 days	67 92

George Lathrop, 15	37 50
George W Lord, 28	70 00
P C Kavanaugh, 28½	70 63
John Barry, 29	72 50
Joseph P Cleary, 29	72 50
Frank Goodwin, 29½	66 25
J C McQuatters, 29	72 50
Jacob Harter, 29	70 00
J Twahl, 26	65 00
Thos E Crouch, 28	70 00
Michael A Bemis, 29	72 50
Martin Wolf, 29	72 50
John H Roach, 29	72 50
J Denzer, 1 month's	50 00

\$5,023 97

Examined and approved.

CHARLES W. BRIGGS,
HENRY S. HEBARD,
GEORGE G. COOPER,
Police Commission

E W Bryan, Police Justice, 1 quarter's salary to Oct. 1.	00
S M Sherman, Chief of Police, disbursements.	46
N T Hackstaff, printing bill heads.	50
Sibley, Lindsley & Curr, blankets.	60
And charge Police Fund.	

HOUSE FOR IDLE AND TRUANT CHILDREN FUND.

J W Adams, disbursements and salaries to July 1, 1871.	\$ 673 53
H Brewster & Co., groceries to July 1.	120 65
Van Zandt Bros., tea and coffee.	29 80
Henry Thielm, meat to June 28th.	27 75
Moore & Cole, groceries to Aug 1st.	114 10
E Hubbard & Northrop, dry goods to July 1.	62 81
C T Amsden & Son, insurance.	154 10
Boyd & Hart, labor and materials at Truant House.	22 52
J W Adams, disbursements to Aug 1.	40 52
Dominick Mura, on contract for building, pay Treasurer.	960 00
Dominick Mura, in full on contract for building House for Idle & Truant Children, and other extras.	6,680 67
Pay Sherlock & Sloan \$1,335.00, John Siddons & Son \$494.44, and Dominick Mura the balance, \$4,851 23.	
And charge that Fund.	

HEALTH FUND.

A H Orton, hack hire per Commissioners.	\$ 2 00
James O'Connor, burying dead dogs.	1 50
Frank Van Doorn, painting small pox signs.	6 00
Wm Whitehair, hack hire per Com'rs.	4 50
Edward Randal, burying dead hog.	2 00
And charge that Fund.	

HIGHWAY FUND.

Nathan Wood, repairing walks, pay Treasurer.	\$ 179 95
John MacFar, earth around crosswalks.	52 00
Estas E H Hollister, lumber.	11 71
Thomas Stetson, constructing crosswalks.	257 37
H H Edgerton, lumber.	73 53
John Erick, Superintendent's pay roll, &c., from Sept. 18 to Sept. 30.	732 66
And charge that Fund.	

PARK FUND.

A B McConnell, labor, &c., on parks.	\$ 118 00
And charge Park Fund.	

LAMP FUND.

J E Relyea, repairing public lamps for Sept.	\$ 58 35
Frank Van Doorn, lettering street lamp.	75
P B x, carting lamp posts.	1 50
And charge Lamp Fund.	

MT. HOPE AVENUE REPAIR FUND.

Conrad Zimmer, labor and materials upon ave.	\$ 25 25
And charge that Fund.	

Adopted by the following vote:

Ayes—Ald. Whitecomb, Aldridge, Wait, Rogers, Pond, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gering, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.
Nay—Ald. Gould—1.

By Ald. Selye—Whereas the taxpayers and especially those of the northern part of the city are becoming impatient by reason of the long delay in the construction of the Vincent Place bridge—and whereas the contractor evinces a disposition to so change the contract and specifications as shall put them in such plain and unmistakable language as will avoid all possibility of a doubt or misconstruction—and in all respects intirely satisfactory to

fair and impartial judges of structures of the kind contemplated; therefore,

Resolved, That a special committee of five be appointed by the Chair, whose duty it shall be to confer with Thos. Leighton the contractor and report the result of their labors at the next regular meeting o. this Board to the end, that the suit now pending in relation to the construction of said bridge may be discontinued and the work immediately commenced.

Ald. Rogers, moved that the resolution be amended by adding the following:

"And said committee shall consist of members who voted against the ordinance for the construction of the bridge." Amendment accepted by Ald. Selye.

The original as amended was the declared —Adopted.

The President appointed as such committee: Aids. Selye, Gould, Stone, Rogers and Herzberger.

Ald. Selye presented the following

PROPOSALS FOR IMPROVEMENTS

Plymouth Park.

Whitmore, Carson & Co.	\$2,075 80
John Brady	2,130 10

Hickory Street Improvement.

Rauber & Vicienus	\$3,387 88
John Brady	3,688 00

Alexander Street Improvement.

John Brady	\$ 817 00
Charles Roderick	878 00
Whitmore, Carson & Co.	885 00
Rauber & Vicienus	921 00

By Ald. Selye—Resolved, That His Honor the Mayor be and he is hereby requested to execute the following contracts in behalf of the city:

With Whitmore, Carson & Co., for the improvement around Plymouth Park.

With Rauber & Vicienus, for the improvement of Hickory street.

With John Brady, for the improvement of Alexander street, between South avenue to Mt. Hope avenue. Adopted.

By Ald. Selye—Resolved, That the Treasurer credit as follows on their assessmnet for the improvement of Edinburgh street:

Thomas Bell	\$182 70
S. F. Hess	79 20
Caleb Pierce	79 20
L. D. & J. Patterson	158 40
James S. Brewster	79 20
L. D. Patterson	158 40
Porter W. Taylor	79 20
James J. Travor	79 20

Total amount.....\$895 50

The above named persons having laid their own walk and set their curb stone in front of their lots. Adopted.

IMPROVEMENT FUND.

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

L. D. Patterson in full for inspecting Edinburgh street improvement, \$255.00, and charge that Fund.

James H. Running in full for inspecting University avenue improvement, \$102.00, and charge that Fund.

Donnaghue & Lauer on their contract for Charlotte street improvement, \$2,000.00, and charge that Fund.

Rauber & Vicienus in full on their contract for improving University avenue, \$1,760.45, and charge that Fund.

Also, That the Clerk draw two orders for \$2,500 each, in favor of McConnell & Jones, and payable to their order with interest, one in one year and one in two years, from the 10th day of October, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Alexander Street Improvement Fund.

Also, That the Clerk draw two orders for \$1,500 each, in favor of Whitmore, Carson & Co., and payable to their order with interest, one in one year and one in two years, from the 3d day of October, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Washington Street Improvement Fund.

Also, That the Clerk draw two orders for \$750 each, in favor of Thomas Stetson and payable to his order with interest, one in one year and one in two years, from the 10th day of October, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Asylum Street Improvement Fund.

Also, That the Clerk draw two orders for \$2,000 each, in favor of McConnell & Jones, and payable to their order with interest, one in one year and one in two years, from the 10th day of October, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Clinton Street Improvement Fund.

Also, That the Clerk draw two orders for \$1,760 each, in favor of Rauber & Vicienus, and payable to their order with interest, one in one year and one in two years, from the 10th day of October, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge University Avenue Improvement Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

By Ald. Selye, Whereas, this Board is informed that Mr. J. T. Stewart and H. Lempert are depositing a large amount of rubbish in the Genesee river immediately north of Andrews street bridge, therefore,

Resolved, That the City Attorney be and is hereby instructed to take such measures to prosecute said J. T. Stewart and H. Lempert for such act, as are authorized by the City Charter and penal ordinances.

Ald. Craig moved the indefinite postponement of the resolution.

Ald. Rogers moved to amend by substituting "next regular meeting," for "indefinite." Carried.

The motion as amended was carried.

By Ald. Selye, Resolved, That the Treasurer pay Wm. S. Grantsynn \$75 for services of an assistant in the Surveyor's Office for the month of September, and charge Contingent Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait,

Gould, Rogers, Pond, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stape, Parsons, Aikenhead—25.

By Ald. Selye, Resolved, That the Treasurer is hereby directed to cancel the assessment against all persons for flag covers over the areas on Liberty street upon their paying 2 per cent. of the assessment, said parties having covered said areas. Adopted.

By Ald. Selye, Resolved, That the Treasurer is hereby directed to receive 92 per cent. in full of all persons assessed for the improvement of Chapin street, except Henry E. Frost, and that he suspend the collection of the assessment against the said Henry E. Frost until further directed. Adopted.

By Ald. Selye, Resolved, That the several accounts for House for Idle and Truants declared valid and due and also those ordered paid by Treasurer, at various times be referred to the Finance Committee for payment. Adopted.

By Ald. Selye, Resolved, That the Treasurer is hereby directed to receive 96 per cent. in full of all persons assessed for the improvement of Edinburg street, except H. Redfield, and to receive \$297.22 in full of said Redfield he having improved in front of a portion of his property on said street. Adopted.

On motion of Ald. Gerling adjourned.

W. F. MORRISON, *City Clerk.*

IN COMMON COUNCIL—Oct. 17th, 1871.

REGULAR MEETING.

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

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

Absent—Ald. Kelly, Gerling—2.

APPROVAL OF MINUTES.

The minutes of the previous meetings—Oct. 3d, 10th and 12th—were approved as published in Book of Proceedings.

Ald. Mauder moved that the regular order or business be suspended, and that the Board take up "Unfinished Business" and work forward from that head. Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Caring, Connolly, Stern, McConnell, Stone, Craig, Selye, Mandeville, Stape, Whitmore, Mauder, Stade, Parsons, Aikenhead.—21.

UNFINISHED BUSINESS.

The Clerk presented the following: "The Committee would recommend the following resolution:

Resolved, That the Rochester City and Brighton Railroad Company be and they are hereby directed and required to take up their track, or switch, passing over the south roadway of the Genesee Valley bridge, on West Mian street, in the city of Roches-

ter, and approaches thereto, and restore said bridge and approaches to said south roadway to the same condition as before said track was laid, within five days; or in default thereof that the Commissioner for said avenue be, and is hereby, directed and required to do the same immediately thereafter, the cost and expenses thereof to be paid by said Company.

The Committee would also recommend the passage of the following resolution:

"Resolved, That the Rochester City and Brighton Railroad Company be and they are hereby directed and required forthwith to put West Main street in as good condition as it was before their track was laid therein, in so far as they are required to do by the ordinances of the Common Council; and on failure so to do, that the Commissioner of said avenue be and he is required to do the same at the expense of said Company.

The Commissioner is hereby authorized, directed and required to prosecute said Company for all penalties which said Company have incurred for violation of the ordinances of the Common Council with respect to said West Main street.

Ordered received, filed and published.

Ald. Craig moved the adoption of the resolutions.

Ald. Stone moved to amend the first resolution by inserting after the word "hereby" the words, "granted permission to lay a switch in West Main street in front of the City Hospital, and are."

Ald. Craig moved the indefinite postponement of the whole matter. Carried.

Ald. Charters called up the following:

By Ald. Charters—Resolved, That the City Treasurer is hereby directed to pay Henry S. Hebard and Geo. G. Cooper \$1,000 each, their salary as Police Commissioners, from April 1st, 1870, to April 1st, 1871, as per law passed by the Legislature, and charge Police Fund.

Ald. Stone moved that action on the resolution be postponed until the next regular meeting. Carried.

EXECUTIVE.

The Clerk presented the following:

DEPARTMENT OF PUBLIC INSTRUCTION,
SUPERINTENDENT'S OFFICE, Oct. 17, 1871. }

To the Common Council of the City of Rochester:

GENTLEMEN:—At a regular meeting of the Board of Education, held October 16, 1871, I was instructed to forward to your honorable body the following resolution:

"By Com. Dransfield—Resolved, That the Superintendent be requested to notify the Common Council of the vacancy in the office of School Commissioner of the Second Ward, and that they be requested to take such action as may be deemed necessary."

Yours respectfully,

S. A. ELLIS, Supt.

Ordered received, filed and published.

Ald. Gould moved to proceed to ballot for School Commissioner for the Second Ward, in place of the late John Fay. Carried.

FIRST BALLOT.

Lorenzo Kelly received 11 votes.
Benjamin Butler " 1 vote.
Fred. Wurtz " 1 "
Blank " 10 votes.

No choice.

Ald. Aikenhead moved that further balloting be postponed until the next regular meeting. Lost.

SECOND BALLOT.

Lorenzo Kelly received 11 votes.
Benjamin Butler " 3 "
Fred Wurtz " 2 "
Blank " 6 "
John E. Watters " 1 vote.

No choice.

THIRD BALLOT.

Lorenzo Kelly received 10 votes.
Benjamin Butler " 5 "
John E. Walters " 4 "
Fred. Wurtz " 2 "
Blank " 3 "

No choice.

Ald. Connolly moved that further balloting be postponed indefinitely.

Ald. Gould moved to amend by substituting "next regular meeting" for "indefinitely." Carried.

Ald. Connolly's motion as amended was then carried.

Ald. Carling presented the following:

To the Hon. Common Council of the City of Rochester:

The undersigned would respectfully tender to your honorable body his resignation of the office of Commissioner of Deeds of the city of Rochester, and cordially recommends Jacob Spahn, Esq., for the vacancy thereby created.

Yours respectfully,
GEORGE J. OAKS.

Rochester, Sept. 30, 1867.

Ald. Carling moved the acceptance of the resignation. Carried.

Ald. Carling moved that the Board now proceed to ballot for Commissioners of Deeds in place of Geo. J. Oaks, resigned. Carried.

FIRST BALLOT.

Jacob Spahn received 19 votes.
Blank " 5 "
Geo. D. Fisher " 1 vote.

Jacob Spahn having received the requisite number of votes was declared appointed Commissioner of Deeds.

Ald. Selye moved that the Board now proceed to ballot for a Commissioner of Deeds to fill a vacancy in the Ninth Ward. Carried.

FIRST BALLOT.

William H. Yerkes received 20 votes.
Lewis Selye " 1 vote.
Blank " 2 votes.

William H. Yerkes having received the requisite number of votes was declared appointed Commissioner of Deeds.

Ald. Aikenhead moved that the office of constable for the Fourteenth Ward be and the same is hereby declared vacant. Carried.

Ald. Aikenhead moved that the Board now proceed to ballot for Constable for the Fourteenth Ward. Carried.

FIRST BALLOT.

Joseph B. Markley received 11 votes.
 William Aikenhead " 9 "
 John McMannis " 1 vote
 No choice.

SECOND BALLOT.

Joseph B. Markley received 11 votes.
 William Aikenhead " 8 "
 Michael Heavey " 1 vote
 Blank " 2 votes
 No choice.

Ald. Glover moved that further balloting for Constable for the Fourteenth Ward be postponed until the next regular meeting. Lost.

THIRD BALLOT.

Joseph B. Markley received 11 votes.
 William Aikenhead " 12 "
 Blank " 2 "
 No choice.

Ald. Glover moved that further balloting be postponed until the next regular meeting. Carried.

The Clerk presented the following:
 ROCHESTER, Sept. 5th, 1871.

To the Hon. the Common Council:

GENTS:—Having removed to the Tenth Ward I would most respectfully tender my resignation as Inspector of Election of the 9th ward. And most sincerely hope to see you achieve another most signal victory in all future, as in the short time I have been identified with you, while I shall endeavor to use all my efforts for the good of the party in my connection with the generous Republicans of the Tenth my present residence.

Respectfully yours,

PARSOLL H. PETERSON.

Ald. Selye moved the acceptance of the resignation. Carried.

Ald. Stone moved that the Board now proceed to designate the third Inspector of Election for each ward. Carried.

Ald. Stone moved that the Clerk be authorized and empowered to cast the entire vote for said Inspectors. Carried.

Whereupon the following named persons each received twenty-five votes and were declared appointed Inspectors of Election:

First Ward—Kenrick Shedd.
 Second Ward—Horace Jones.
 Third Ward—Lucian B. King.
 Fourth Ward—William Whitelock.
 Fifth Ward—Edward C. Russell.
 Sixth Ward—Christian Forkel.
 Seventh Ward—Jacob Young.
 Eighth Ward—B. Waugh Jones.
 Ninth Ward—John H. Moody.
 Tenth Ward—Joseph Dick.
 Eleventh Ward—Geo. F. Ashton.
 Twelfth Ward—Benjamin F. Thomas.
 Thirteenth Ward—John C. Whiting.
 Fourteenth Ward—O F. Swift.

Ald. Selye moved that the Board now proceed to ballot for an Inspector of Election in place of Parsoll H. Peterson, resigned. Carried.

FIRST BALLOT.

Enos T. Carmichael received 19 votes.
 John H. Wilson " 2 "
 Scattering " 2 "
 Enos T. Carmichael having received the requisite number of votes, was declared ap-

pointed Inspector of Election for the Ninth Ward.

Ald. Mauder moved that the Board now proceed to ballot for an Inspector of Election for the Thirteenth Ward. Carried.

FIRST BALLOT.

James H. Brown received 22 votes.
 John Mauder " 2 "
 James H. Brown having received the requisite number of votes, was declared appointed Inspector of Election for the Thirteenth Ward.

By Ald. Stone—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 Clerk's Office, City Hall.
 Second Ward—Engine House No. 3.
 Third Ward—Corner of Lafayette street and Plymouth avenue.

Fourth Ward—Palmer's Hall, Main street.
 Fifth Ward—Falls Field, Atlantic Gardens.
 Sixth Ward—Paul Englehart's, corner of North Chatham and Atwater streets.

Seventh Ward—Northeast corner of Union street and Monroe avenue.

Eighth Ward—No. 81 West Main street.
 Ninth Ward—Northeast corner of Lake avenue and Lyell street.

Tenth Ward—No. 106½ East avenue.
 Eleventh Ward—Corner of Grape and Campbell streets.

Twelfth Ward—No. 75 South avenue, corner of Munger street.

Thirteenth Ward—Corner of St. Joseph street and McDonald avenue.

Fourteenth Ward—Corner of North and Delevan streets. Adopted.

The Clerk presented the following resignation of Commissioner of South avenue:

To the Common Council of the City of Rochester:

I, Wilson D. Oviatt, do hereby tender my resignation of the office of Commissioner of South avenue, in the city of Rochester, to the Common Council of the city of Rochester.

The reason of my taking this step is, that with the amount of travel of sand and gravel wagons with narrow tires, as well as of other vehicles, it is impossible to keep the street in order with the sum of three hundred dollars per year. Very respectfully,

W. D. OVIATT.

Rochester, Sept. 19th, 1871.

Ald. Whitmore moved to receive, file and publish the communication. Carried.

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

GENTLEMEN—I hereby tender my resignation as one of the Managers of the House for Idle and Truant Children.

Very truly,

C. R. PARSONS.

September 19, 1871.

Ald. Whitecomb moved to accept the resignation of Manager Parsons. Carried.

Ald. Stone appealed from the decision of the Clerk.

"Shall the decision of the Clerk be sustained" was declared carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Herzberger, Caring, Connolly, Stern, Craig, Selye

Mandeville, Stape, Mauder, Stade, Parsons, Aikenhead—14.

Nays—Ald. Wait, Gould, Rogers, Pond, Heavey, Glover, McConnell, Stone, Stebbins, Whitmore—10.

By Ald. Connolly—Whereas, The term of office of the Managers of the House for Idle and Truant Children has expired,

Therefore, Resolved, That the office of Managers of the House for Idle and Truant Children be and the same is hereby declared vacant.

Ald. Stone moved as a substitute, that at the next regular meeting of this Board we proceed to elect Managers for the House for Idle and Truant Children, in place of those whose term of office has expired. Carried.

MISCELLANEOUS.

By Ald. Aldridge—Resolved, That the property owners on Lime street from Saxton street to Orchard street, on the south side of Lime street, also on each side of Bond street, be and are hereby directed to place their fences on the line established by the City Surveyor, and if not done within fifteen days the Street Superintendent is hereby directed to do the same and charge the expense thereof to said owners. Adopted.

By Ald. Aldridge—Petition of Lyman Johnson for permission to erect a wood building on his lot, situate on the south side of Moore's alley. Wood Building Committee, with power to act.

By Ald. Whitcomb—Petition of John W. Howe, for the lowering of the walks in front of his premises, Nos. 199 and 111, situate on Alexander street.

Ald. Whitcomb moved the reference of the petition to the Improvement Committee, with power to act. Carried.

By Ald. Gould—Resolved—That the Street Superintendent be directed to notify the property owners on Jones street, between Centre street and Jay street, to repair their respective walks within ten days, and in default thereof that he repair the same at the expense of the owners. Adopted.

By Ald. Gould—Resolved, That license be granted to Fred. Zimmer and his lessees to sell fresh meat by the quarter during the next six months at the building known as the Union Market, Front street, by his paying into the City Treasury the sum of twenty-five dollars.

Ald. Mauder moved to amend the resolution by striking out the word "lessees." Lost.

The original resolution was then adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Graig, Selye, Mandeville, Stape, Stebbins, Whitmore, Stade, Parsons—21.

Nays—Ald. Herzberger, Mauder, Aikenhead—3.

By Ald. Gould—Resolved, That Owen Margau be and he is hereby granted permission to use Mill street in front of his premises for a hack stand. Adopted.

Ald. Wait presented the following:

DEPARTMENT OF PUBLIC INSTRUCTION, SUPERINTENDENT'S OFFICE ROCHESTER, N. Y., Oct. 16th, 1871.

Wm. F. Morrison, City Clerk:

DEAR SIR:—The following resolution was adopted in the Board of Education Augt. 8th 1871.

By Com. Dransfield—Resolved, That the Common Council be requested to lay a plank walk along the northside of Milo street, in front of No. 18 school house.

Yours Truly, S. A. ELLIS, Supt.

Referred to the Improvement Committee with instructions to carry out the spirit of the communication.

By Ald. Rogers—Resolved, That the organization of Exempt Firemen be granted the use of the vacant room in the old market building during the pleasure of the Board, they fitting up the same at their own expence. Adopted.

By Ald. Rogers—Resolved, That the City Treasurer be requested to cancel the city tax against the property of Mrs. Mary Matthews now leased to the city of Rochester on her releasing the city from farther liability under said lease. Adopted.

By Ald. Rogers—Resolved, That the Street Superintendent notify the owners of property on Atkinson street between Caledonia avenues to repair their respective walks within ten days, in default thereof that he repair the same at the expense of the owners. Adopted.

By Ald. Pond—Resolved, That the Street Superintendent be instructed to notify owners of property on the east side of Exchange street, from the Erie Railway Depot to Glasgow street, to repair their sidewalks within ten days, or in default thereof that the Superintendent repair the same at the expense of the owners. Adopted.

By Ald. Herzberger—Resolved, That the City Clerk draw an order on the Treasurer for \$130, payable to J. Frick, Street Superintendent, to be used by him for McAdam and gravel on Howell street, under the supervision of the Aldermen from the 4th ward, and charge the same to the Contingent Fund. Adopted—all ayes.

Ald. Herzberger—Petition of Abraham Teal, for permission to sell fresh meat in the city, at No. 79 Caledonia avenue.

Also, George Alhart, at the corner of North and Wilson streets. Table.

By Ald. Herzberger—Resolved, That Abraham Teal be granted a license to sell fresh meet in the city, at No. 79 Caledonia avenue.

Also, Geo. Alhart be granted a license to sell fresh meat at the corner of North and Wilson streets in this city, upon their paying into the City Treasury the sum of twenty-five dollars each. Adopted.

By Ald. Herzberger—Resolved, That the Rochester City and Brighton Railroad Company be and are hereby requested to lay their track close to the curb on the west side of South Clinton street. Adopted.

By Ald. Herzberger—Resolved, That the Police Commissioners are hereby requested to station a policeman on Stone street, for the purpose of ascertaining the names of all inmates of and persons visiting the several reputed houses of ill-fame on said street;

and to take every lawful means to prosecute all such persons and the lessors and lessees or proprietors of such houses as may be guilty of a violation of the penal ordinances of this city. Adopted.

Ald. Heavey presented the following proposal:

ROCHESTER, Oct. 2d, 1871.

I offer to sell my vacant property on Main street bridge to the city of Rochester for seven hundred dollars per foot. Said property is about one hundred feet front on Main street, and about ninety feet deep.

I will make no extra charge for a pier, partly constructed at a cost of four thousand dollars to me, and also include in the offer one-half of the pier and wall at the west end of my block already built, from which an arch can be sprung. On my extreme west line, one-half the cost of the pier devolves on the party owning the adjacent property, and the pier can be built at any time by giving the adjacent owner thirty days notice.

It therefore devolves on the purchaser of this one hundred feet to build only one and one-half piers, which will be much cheaper in cost than ordinary excavation of the same depth.

GEO. E. CURTIS.

By Ald. Heavey—Resolved, That his Honor the Mayor be and he is hereby requested, to enter into a contract with the heirs of H. N. Curtis for the purchase of the property (vacant) on the south side of the Main street bridge (known as the Curtis property) in accordance with their proposition, for the purpose of erecting thereon a City Hall Building.

Ald. Craig moved the indefinite postponement of the resolution. Lost by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Rogers, Pond, Stern, Stone, Craig, Selye, Stebbins, Parsons, Aikenhead—11.

Nays—Ald. Wait, Gould, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Mandeville, Stape, Whitmore, Mauder, Stade—13.

Ald. Mandeville moved to amend by striking out all the words between the word "with" and the word "in" and substitute the words "N. Osborn for the purchase of his property situate on the corner of East avenue and Elm street."

Ald. Whitmore, moved as an amendment to the amendment to strike out the name of N. Osborn and insert therefore the name Rufus Keeler; also strike out the words "corner of East avenue and Elm street" and substitute therefor the words "South St. Paul street.

Ald. Herzberger moved as a substitute for the whole matter, "That the Mayor be requested to enter into a contract with S. D. Walbridge for the purchase of his premises known as the New England House, situated on East Main street in accordance to his proposition.

Ald. Glover moved to postpone all further action in this matter until the next regular meeting—lost.

Ald. Stone moved to postpone all further action until the first regular meeting in November next.

Ald. McConnell moved as a substitute for the whole matter, "That a committee of five

be appointed by the President to report a site for a new City Hall at the next regular meeting of the Board"—Lost.

Ald. Whitcomb moved the previous question "Shall the main question be now taken" was declared carried.

Ald. Stone's motion to postpone was then declared carried.

Ald. Caring presented the following:

PROPOSALS FOR PRYER ST. SEWER.

Charles Roderick.....\$662 20
Rauber & Viceinus..... 652 00
Donnahue & Lauer jr..... 755 00
Thomas Stetson..... 760 00

By Ald. Caring—Resolved, That His Honor the Mayor be and is hereby requested to execute a contract with Rauber & Viceinus for a pipe sewer in Pryer street. Adopted.

IMPROVEMENT FUND.

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

D. McCormick in full for constructing lateral sewers in Lake avenue, \$214.80, and charge that Fund.

McConnell & Jones, for repairs to sewers, \$30.00, and charge that Fund.

D. McCormick, on his contract for constructing a pipe sewer in Thompson street, \$308.00, and charge that Fund.

D. McCormick, in full on his contract for sewer in Pine Alley, \$258.98, and charge that Fund.

D. McCormick, his bill for repairs to sewers, \$10.75, and charge that Fund.

James Buckley, for inspecting sewer in Pine Alley, \$21.00, and charge that Fund.

Also, that the Clerk draw two orders for \$66 each in favor of D. McCormick, and payable to his order, with interest, one in one year and one in two years from the 3d day of October, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Lake avenue Lateral Sewer Fund.

Also, that the Clerk draw two orders for \$108 each in favor of D. McCormick, and payable to his order, one in one year and one in two years, with interest, from the 10th day of October, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Thompson street Sewer Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Selye, Stape, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

By Ald. Caring—Resolved, That the Treasurer is hereby directed to collect of all persons assessed for lateral sewers in Lake avenue, from Jones avenue to Deep Hollow, as follows, in full of said assessment: Hiram Defendoff, \$23.70; Thomas H. Pritchard, \$23.70; Worden & Denio, \$23.75; Phineas Ford, \$23.75; James S. Hinds, \$47.50; Jacob D. Fisher, \$23.52; Robert Painter, \$24; John Straub, \$24; Susan Boyd, \$23.52; Elizabeth Fackle, \$24; J. Ferner, \$24.80; Samuel Bennett, \$24; Christiana Baldwin, \$47; City of Rochester, School District No. 7, \$25; Chas. A. Brady, \$24; Stephen Sherer, \$24; A. Champion, \$24; John Ingersoll, \$24; Eldridge

Jaquith, \$24; Wm. Graebe, \$23.90; Catharine K. White, \$23.90; James M. Whitney, \$24.75; Peter B. Bradley, \$47.40; Adonijah Fairchild, \$24.75; Peter Larkin, \$26; and of all other persons named in said assessment two per cent. in full of said assessment. Adopted.

By Ald. Caring—Resolved, That Kall & Pfarrar be and are hereby granted a license to sell fresh meat at the corner of Galusha and Oakman streets, in the city of Rochester, upon their paying into the City Treasurer the sum of \$25. Adopted.

By Ald. Connolly—Resolved, That the owners of land on each side North Chatham street, from Atwater street to the New York Central railroad, be and are hereby ordered to repair the walks in front of their premises within ten days, or in default thereof that the Street Superintendent repair the same at the expense of the owners—Superintendent to notify the parties. Adopted.

By Ald. Connolly—Resolved, That Gottfred August be granted a license to sell fresh meat at the corner of North street and Clinton Place, in the city of Rochester, upon his paying the sum of twenty-five (\$25) into the City Treasurer. Adopted.

By Ald. Connolly—Resolved, That A. Kester be granted a license to sell fresh meat in the city of Rochester, at No. 49 Clinton Place, upon his paying into the City Treasurer the sum of twenty-five dollars (\$25). Adopted.

By Ald. Connolly—Resolved, That Certificates of Exemption as Firemen be and are hereby granted Sam'l Sloan, Adam Klein, H. S. Rogers and Louis Lechner, they having served the requisite time entitling them to such exemption. Adopted.

By Ald. Connolly—Resolved, That the City Treasurer is hereby directed to collect the amounts opposite the names of the following persons in full for their assessment for sprinkling South Clinton street:

Asbury Church.....	\$14 69
Ruth L. Harris.....	6 71
Universalist Church.....	10 79
John L. Requa.....	5 40
Mrs. J. Goruley.....	10 80
Louisa McLean.....	5 40
R. N. Hemmingway.....	5 40
Mrs. R. De Forest.....	7 85
Margarette Moran.....	5 45
S. A. Newman.....	5 40
C. C. H. Miller.....	6 71
G. G. Weaver.....	6 87
R. E. Sherlock.....	9 83
Royal L. Mack.....	24 56
James McMannis.....	4 75
E. Ocumpaugh.....	4 75
F. De Laou.....	15 71
John E. Morey.....	11 95
Alex. B. Hone.....	10 79
John Wegman.....	10 79
A. S. Mann.....	10 79
C. H. Strong.....	6 87
W. H. Ross Lewin.....	9 33
Samuel Sloan.....	5 40
S. L. Brewster.....	10 79
Mrs. H. Prindle.....	6 71
Eliza A. Howe.....	10 09
Geo. W. Dyar.....	6 55
A. G. Whitcomb.....	7 03
H. F. Atkinson.....	9 16
Mary D. Osborne.....	9 82

Mrs. P. Bigelow.....	6 38
Charles Sumner.....	10 79
P. B. Veilie.....	10 30
Sarah F. Walker.....	4 92
C. F. Wolters.....	4 92
G. A. Demorest & Wife.....	11 45
S. Seaman & Wife.....	14 25
Norman H. Galusha.....	12 63
Henry Brewster.....	11 56
S. Remington.....	11 57
H. A. and S. Babcock.....	5 79
Mrs. P. W. Jennings.....	5 79
Mrs. R. W. Main.....	8 63
Geo. and C. Herzberger.....	5 79
John Wedd.....	4 38
Anna S. Fiske.....	6 55
Geo. E. Jennings.....	8 62

Adopted.
Ald. Glover, from the Assessment Committee, presented the following:

ASSESSORS' OFFICE,
ROCHESTER, N. Y., Oct. 17, 1871. }

To the Hon. the Common Council:

GENTLEMEN:—The undersigned beg leave to report to your Hon. Body, with reference to the ordinance passed at the last meeting of your Board, for the opening of a street from Scio street to Union street and East Main street, that we have been unable to make any arrangements for the purchase of lands necessary to be taken for such improvement, and that it will be necessary to have Commissioners appointed for that purpose. Respectfully submitted,

D. MCKAY,
E. T. OATLEY, } Assessors.
J. J. SHAFER,

Ordered received, filed and published.

By Ald. Glover—Petition of John H. Dana for permission to erect a wood building on his lot, No. 89, situate on Broadway. Wood Building Committee, with power to act.

By Ald. Glover—Resolved, That the Street Superintendent notify the property owners on Broadway street, between Monroe avenue and Howell street, to repair their respective walks within ten days, and in default thereof that he repair the same at the expense of the owners. Adopted.

By Ald. Glover—Resolved, That Francis Dana be appointed to the charge of Monroe street burying ground, the city not being liable for any expense incurred whatever by him. Adopted.

By Ald. McConnell—Resolved, That the Fire Department Committee be and are hereby authorized to procure as soon as possible, one of Clap & Jones' second class Steam Fire Engines.

Ald. Mauder moved the indefinite postponement of the resolution. Carried by the following vote:

Ayes—Ald. Whitcomb, Wait, Rogers, Pond, Herzberger, Heavey, Caring, Stern, Stone, Craig, Selye, Maudeville, Stape, Mauder, Stade, Aikenhead—16.

Nays—Ald. Aldridge, Gould, Connolly, Stern, Glover, McConnell, Stebbins, Whitmore, Parsons—8.

By Ald. Stone—Resolved, That it is the sense of this Common Council, that in the distribution of the \$70,000, the joint appropriation of the city of Rochester and county of Monroe, due care should be taken that the former residents of this county should be

provided for; and that in order that the same be done, a Committee ought to be raised to carry out the spirit of this resolution, and we do recommend the same for the consideration of the citizens who have this matter in charge.

Ald. Caring moved that action on the resolution be postponed until the next regular meeting. Carried.

By Ald. Stone—Whereas, The Common Council did on the 27th day of June, 1871, pass an ordinance for the improvement of Avery alley, (a private alley running from Front street to Exchange place.) at an estimated cost of \$1,100

And, whereas, The owners of said alley and of the property contiguous thereto, assessed for said improvement, have improved the same by repairing it, constructing lateral sewer with grate and well, and a stone bridge over the gutter on Front street at a total cost of \$409.60.

Now, therefore, be it Resolved, That the Treasurer be and is hereby directed to cancel the assessment roll for said improvement, now in his hands for collection. Adopted.

Ald. Craig moved that the Board now adjourn until Tuesday evening next. Lost by the following vote:

Ayes—Ald. Aldridge, Herzberger, Connolly, Stone, Craig, Stebbins, Whitmore, Aikenhead—8.

Nays—Ald. Whitcomb, Wait, Gould, Rogers, Pond, Caring, Stern, Glover, McConnell, Selye, Mandeville, Stape, Mauder, Stade, Parsons—15.

Ald. Rogers moved that the Board now adjourn until Thursday evening next. Carried by the following vote:

Ayes—Ald. Aldridge, Rogers, Pond, Herzberger, Caring, Stern, McConnell, Stone, Craig, Whitmore, Stade, Aikenhead—12.

Nays—Ald. Whitcomb, Wait, Gould, Connolly, Glover, Selye, Mandeville, Stape, Stebbins, Mauder, Parsons—11.
Adjourned.

W. F. MORRISON, City Clerk.

In Common Council, Oct. 19th, 1871.

ADJOURNED MEETING.

President — Ald. C. R. Parsons, presiding.
Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

MISCELLANEOUS.

By Ald. Kelly—Petition of Charles Condon for permission to erect a wood building on his lot, No. 16, situate on Frank street. Wood Building Committee with power to act.

Petition of Michael Brown and others, asking an examination of the Moore street plank walk assessment roll. Referred to the Improvement Committee.

By Ald. Kelly—Resolved, That the Treasurer be and is hereby authorized to assign the certificates held by the city for the amount of back taxes on property in the 9th ward, owned by John O. Hanlon, to Mrs.

Mary Murphy, on her paying the amount due on them, with interest and expenses added. Adopted.

Ald. Kelly moved a reconsideration of the vote on postponing ballot for School Commissioner for the Second ward, (Oct. 17, 1871.) Carried.

Ald. Kelly moved that the Board now proceed to ballot for School Commissioner for the Second ward.

FIRST BALLOT.

De L. Crittenden received 19 votes.

Lorenzo Kelly 8 votes.

De L. Crittenden having received the requisite number of votes, was declared appointed School Commissioner for the Second ward, (term of office to expire with this fiscal year.)

Ald. Selye, from the Improvement Committee, reported in favor of an estimate of Holloway & Normington, and presented the following:

By Ald. Selye—Resolved, That the Clerk draw two orders for \$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 17th day of October, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Saratoga Avenue Improvement Fund. Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

Nays—Ald. Whitcomb—1.

By Ald. Stape—Petition of Joseph Brickler, for permission to erect a wood building on his lot, No. 7, situate on Swan street. Referred to the Wood Building Committee, with power to act.

Petition of Robert Howard, for permission to erect a wood building on his lot, No. 74, situate on Meigs street. Referred to the Wood Building Committee, with power to act.

Petition of George Reuter, Sr., for permission to erect a wood building on his lot, situate on the northwest corner of Park avenue and Meigs street. Referred to the Wood Building Committee, with power to act.

By Ald. Mandeville—Petition of Sanford Disbrow, for permission to erect a wood building on his lot, situate on Mathews street. Wood Building Committee.

Petition of Nicholas Walter, for permission to erect a wood building on his lot, No. 14, situate on Langdon street. Wood Building Committee.

Petition of Charles Lutchford and others, for the passage of an ordinance for the construction of a pipe sewer in University avenue. Referred to the Sewer Committee, with instructions to bring in an ordinance.

By Ald. Mandeville—Resolved, That the City Attorney be and is hereby instructed to take proper measures for the appointment of Commissioners to inquire into and determine the amount of damages, if any, to which persons may be entitled whose lands may be taken for the opening of a street from Scio street to Union and East Main streets in the city of Rochester. Adopted.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petitions of John H. Dana Lyman Johnson, Thomas H. Pritchard, John Fabing, Catherine Crennell, John Jenkinson, George Elbs, Henry T. Rogers and A. Gandell, and presented the following:

By Ald. Mandeville—Resolved, That A. Gandell, Henry T. Rogers, George Elbs, John Jenkinson, Catherine Crennell, John Fabing, Thomas H. Pritchard, Lyman Johnson and John H. Dana be and are granted permission to erect wood buildings in accordance with their petitions, under the direction of the Wood Building Committee and Fire Marshal. Adopted.

By Ald. Charters—Resolved, That the Improvement Committee be, and is hereby, requested to bring in an ordinance for the construction of a plank walk around No. 17 School House.

Ald. Gerling moved to amend the resolution by striking out the word "improvement" and insert therefor the word "street." Carried.

The original resolution, as amended, was then adopted.

Ald. Gerling presented the following:

ROCHESTER, Oct. 19, 1871.

To the Hon. the Common Council:

GENTLEMEN:—I hereby tender my resignation as Commissioner of Deeds and recommend the appointment of Dr. N. Lindenfeld in my place.

Yours respectfully,

JACOB GERLING.

Ald. Mauder moved the acceptance of Ald. Gerling's resignation as Commissioner of Deeds. Carried.

Ald. Gerling moved that the Board now proceed to ballot for a Commissioner of Deeds. Carried.

FIRST BALLOT.

Dr. Nicholas Lindenfeld received 19 votes.
 Jacob Gerling " 4 votes.
 Robert Charters " 1 vote.
 Blank " 2 votes.

Dr. Nicholas Lindenfeld having received the requisite number of votes was declared appointed Commissioner of Deeds in place of Jacob Gerling, resigned.

By Ald. Gerling—Resolved, That Joseph Henson, and others, have permission to construct flag walks in front of their premises, situate on Walnut street, under the direction of the Improvement Committee and City Surveyor. The Surveyor to establish the grade. Adopted.

By Ald. Stebbins—Resolved, That the amount of \$3,022.35, now to the credit of fractional checks, which is probably the amount of such checks that were lost or destroyed, be credited to the Contingent Fund, and that the Treasurer be and is hereby authorized to charge any such checks as may be presented for payment to that Fund. Adopted.

By Ald. Stebbins—Resolved, That the City Treasurer be authorized to receive from Peter Cullen \$25 in full for his assessment for Pinnacle Avenue Sewer. Adopted.

By Ald. Stebbins—Resolved, That parties on West Alexander street have the privilege to build their own carb and gutter according to the prayer of their petition, provided the

consent of the contractor can be secured. Adopted.

By Ald. Whitmore—Resolved, That the City Treasurer be and is hereby requested to refund the persons assessed for Mt. Vernon Avenue Extension one and one-half per cent. of their assessment. Adopted.

FINANCE BUDGET.

ROCHESTER, Oct. 19, 1871.

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

CONTINGENT FUND.

Tracy & Rew, printing proceedings one quarter and charter and ordinances.....\$1,455 0
 Curtis, Morey & Co., printing proceeding 1 qr... 500 00
 And charge that fund.

Adopted by the following vote:
 Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

By Ald. Mauder—Resolved, That the Street Superintendent notify the property owners on Martin and Lowell streets to repair the walks in front of their premises within ten days, or he repair the same at the expense of the owners. Adopted.

By Ald. Mauder—Petition of William Jarvis and others for the passage of an ordinance for the construction of plank walks on Thompson street, in the Thirteenth Ward. Referred to the Improvement Committee, with instructions to bring in an ordinance.

Petition of Geo. F. Allen and others, asking for a change in the name of Thompson street, in the Thirteenth Ward, requesting that it be called Dover street.

By Ald. Mauder—Resolved, That the name of the street in the Thirteenth Ward known as Thompson street, be and the same is hereby changed to Dover street. Adopted.

By Ald. Mauder—Resolved, That there be refunded by the Treasurer of the city of Rochester to Messrs. Myer & Loeb's the sum of \$143.64, being the amount of their tax paid on the extension of Hudson street sewer, and charge the same to erroneous assessment. Adopted by the following vote:

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

By Ald. Stade—Resolved, That the Street Superintendent be instructed to notify the owners or occupants of lands on the north side of Woodbury street to repair their walks within ten days, and in default thereof the Superintendent be instructed to repair the same at the costs of the several owners or occupants of premises on said north side of said street. Adopted.

By Ald. Stade—Resolved, That the Clerk draw an order on the Treasurer for amount of following chairman's orders, in favor of the Treasurer, and charge the same to Fire Department Fund:

J. R. Thomas, plans, &c., engine-houses.....	\$195 00
N. J. Frost, horse.....	325 00
J. Goodin, oats.....	22 75
J. Ringlestein, refreshments.....	200 00
Wm. Whelan, load hay.....	22 06
Jno. White, do.....	37 57
J. Q. Norris, painting.....	75 00

Jacob Lux, account rendered.....	151	75
Fox & Benjamin, oats.....	65	27
John Fox, oats.....	27	82
Henry Foot, oats.....	25	04
Wm. Wingate, hay.....	16	24

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Steubins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

Nay—Ald. Whitcomb—1.

Ald. Aikenhead presented the following:

ROCHESTER, Oct. 19th, 1871.

To the Hon. the Common Council of the City of Rochester:

GENTS:—I hereby tender my resignation of the office of Commissioner of Deeds for the 7th ward of the city of Rochester.

Very respectfully, J. W. SEWARD.

Ald. Aikenhead moved the acceptance of the resignation of J. W. Seward. Carried.

Ald. Aikenhead moved that the Board now proceed to ballot for Commissioner of Deeds in place of J. W. Seward, resigned. Carried.

FIRST BALLOT.

S. W. Andrews received.....	21	votes
Chas. A. Jeffords ".....	3	"
Ald. Wm. Aikenhead.....	2	"
Ald. E. A. Glover, ".....	1	vote

S. W. Andrews, having received the required number of votes, was declared appointed Commissioner of Deeds, in place of J. W. Seward, resigned.

By Ald. Aikenhead—Resolved, That Mrs. B. Washburn have permission to construct a cement walk in front of her premises on Tyler street, under the direction of the Improvement Committee and City Surveyor. Adopted.

President Parsons presented the following:

FIRE MARSHALS' OFFICE }
ROCHESTER, Oct. 17, 1871. }

Mr. President and Gentlemen of the Council:

I have to report to your honorable body, that a house belonging to Mrs. Mary Gannon, situate on the North side of Johnson Park, is in a dangerous condition, and a portion of it liable to fall down at any moment.

Your obedient servant,

O. L. ANGEVINE,
Fire Marshal.

Ordered received, filed and published.

Ald. Herzberger moved the reference of the communication from the Fire Marshal to the Wood Building Committee with power to act.

Ald. Mauder moved to amend by substituting "Aldermen of the Fourth Ward" for "Wood Building Committee."

Ald. Rogers moved as a further amendment, to strike out the words "Aldermen of the Fourth Ward" and insert therefor "Ald. Aldridge, Stade and Mauder. Carried.

Ald. Herzberger's original motion as amended by Ald. Rogers was then declared carried.

President Parsons presented the following:

ATTORNEY'S OFFICE,
ROCHESTER, Oct. 17, 1871. }

Gentlemen of the Common Council:

I herewith submit to you the Revised City Charter on Ordinances, embracing all amendments up to September 19th, 1871, hoping the same will be found acceptable and satisfactory, I am gentlemen,

Respectfully yours,

JESSE SHEPHERD.

Ordered received, filed and published.

PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Caring—Bills of A. B. McConnell (three bills,) estimate of A. Cram—Sewer Committee.

By Ald. Stern—Bills of Kewin & McGuire, Jesse Shepherd, Anthony Kasseal, Thomas Knowles, Tracy & Rew, and Curtis, Morey & Co.—Contingent Expense Committee.

By Ald. Kelly—Bills of Tracy & Rew, Whitmore, Carson & Co., Holloway & Northington, Jacob Young, E. Jones & Son, and Superintendent's Pay Roll—Street Committee.

By Ald. Aikenhead—Bills of Gommenginger, Allen & Co.—Lamp Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Aldridge, from the Committee on House for Idle and Truant Children, reported in favor of the bills of J. W. Adams, Henry Theim, W. C. Thomas, and Wilson & Pond—Finance Committee.

Ald. Kelly, from the Committee on Streets, reported in favor of the bills of Tracy & Rew, Whitmore, Carson & Co., Holloway & Northington, Jacob Young, E. Jones & Son, and Superintendent's Pay roll—Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the bills and estimates of A. Cram and A. B. McConnell (three bills.)—Finance Committee.

Ald. Stern, from the Contingent Expense Committee, reported in favor of the bills of Kewin & McGuire, Jesse Shepherd, Anthony Kasseal, Thomas Knowles, Tracy & Rew, and Curtis, Morey & Co.—Finance Committee.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bill of Gommenginger, Allen & Co.—Finance Committee.

ORDINANCES.

IMPROVEMENT OF LAKE AVENUE.

On motion of Ald. Aldridge 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. Aldridge submitted the following:

An ordinance to improve Lake avenue, from Jones avenue to Deep Hollow.

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

The improvement of Lake avenue, from Jones avenue to Deep Hollow so called, by paving forty feet of the present roadway through and along the center thereof, with "Stow Foundation Pavement," removing the present curb and resetting it on or at the outer edges of said pavement, and laying of the necessary crosswalks, and constructing the necessary lateral sewers for surface drainage.

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 \$71,000, which estimate was and is hereby approved; the sum of \$71,000 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 Lake avenue, from Jones avenue to Deep Hollow so called.

One which above described portion of the city the said sum of \$7,000 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 from the confirmation of such 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 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 Oct., 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Stebbins moved to refer the ordinance to the Improvement Committee.

Ald. Caring moved to table Ald. Stebbins' motion. Carried.

Ald. Rogers moved the indefinite postponement of the ordinance.

Lost by the following vote:
Ayes—Ald. Rogers, Pond, Stern, McConnell, Stone, Kelly, Selye, Mandeville, Stebbins, Whitmore, Aikenhead—11.

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Herzberger, Heavey, Caring, Connolly, Glover, Craig, Stape, Charters, Gerling, Mauder, Stade, Parsons—16.
The ordinance as presented by Ald. Ald. Aldridge was then passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Herzberger, Heavey, Caring, Connolly, Glover, Craig, Mandeville, Stape, Charters, Gerling, Mauder, Stade, Parsons—17.

Nays—Ald. Rogers, Pond, Stern, McConnell, Stone, Kelly, Selye, Stebbins, Whitmore, Aikenhead—10.

PLANK WALKS ON VARNUM STREET.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of laying a plank walk 4 feet 8 inches wide on each side of Varnum street, from Jones avenue to Lorimer street. Adopted.

The Surveyor submitted as such estimate \$676.
By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The laying of a plank walk 4 feet 8 inches wide on each side of Varnum street, from Jones avenue to Lorimer street, and constructing 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 \$676, 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 Varnum street, from Jones avenue to Lorimer 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. 31st, 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, Aldridge, Wait, Gould, Rogers, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

ASSESSMENT ROLL.

The Clerk presented the following assessment roll from the City Assessors, subscribed and sworn to by them:

PIPE SEWER IN PRYOR STREET,

which was confirmed by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig,

Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

Ald. Craig moved a reconsideration of Ald. Mauder's resolution (Oct. 12th, 1871) directing J. T. Stewart to construct a brick wall in place of rough boards in a portion of his building on Andrews street, corner of Carthage alley. Carried.

Ald. Gould moved the indefinite postponement of the resolution. Carried.

By Ald. Caring—Petition of J. T. Stewart for permission to board up the end of a brick building on his lot situate on the corner of Andrews street and Carthage alley.

Ald. Rogers moved that the prayer of the petition be and the same is hereby granted. Carried.

By Ald. Caring—Resolved, That the Clerk draw two orders for \$700 each in favor of A. Cram, and payable to the order of B. McFarlin with interest, one in one year and one in two years, from the 19th day of October, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Julia and Troup street Sewer Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

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

A. B. McConnell, repairing Canal street sewer,.....	\$28 00
Liberty street sewer,.....	15 75
Caledonia avenue sewer,.....	36 45

And charge Sewer Repair Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

By Ald. Craig—Resolved, That the City Surveyor be directed to establish the lines of Unity street between Grace and Milo streets, and that the Street Superintendent be and is hereby directed and authorized to remove all obstructions, and that the same be done in ten days. Adopted.

By Ald. Stebbins—Resolved, That the City Treasurer pay, when there are funds applicable, John Erick, Street Superintendent, pay roll and disbursements, from Oct. 2d to Oct. 14th, \$759.15; and charge Highway Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

On motion of Ald. Charters, adjourned.

W. F. MORRISON, City Clerk.

In Common Council, October 31, 1871.**REGULAR MEETING.**

President Ald. C. R. Parsons presiding.

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Absent—None.

APPROVAL OF MINUTES.

The minutes of the previous meetings, Oct. 17th and 19th, were approved as published in Book of Proceedings.

PRESENTATION OF PETITIONS AND CLAIMS.

The Clerk presented the following communication from his Honor the Mayor:

MAYOR'S OFFICE,
ROCHESTER, Oct. 31st, 1871. }

Gentlemen of the Common Council:

The death of your late associate, Ald. Smith, having created a vacancy in your Board, it is your duty, under section 24 of the City Charter, to appoint a special election to fill such vacancy. You will probably name Tuesday next, the 7th of November, as the day for holding such election. If such is your intention permit me to remind you that it is necessary to take action tonight, that the requisite five days between the appointment and the day of election may transpire

Respectfully

CHAS. W. BRIGGS, Mayor.

Ordered received, filed and published.

Ald. Caring was granted unanimous consent to present the following:

By Ald. Caring—Whereas, By reason of the late decease of Ald. M. M. Smith a vacancy occurs in the office of Alderman in and for the 5th Ward; therefore,

Resolved, That this Common Council hereby appoint the 7th day of November, 1871, as a day on which a special election shall be held in the Fifth Ward of the city of Rochester for the purpose of electing an Alderman in and for said Ward to fill the vacancy caused by the death of M. M. Smith and for the unexpired term for which the said Smith was elected, and the City Clerk is hereby instructed to give proper notice to the Inspectors of Election of said Ward of said election, and also to cause the proper publication of such notice of special election. Adopted.

Petition of George C. Maurer and others for the removal of cartmen from Main street, between Minerva alley and Stone street. Table.

By Ald. Rogers—Bills of Rochester Cotton Mills, M. Heavey, Smith & Poppy, William Boon, S. F. & W. Witherspoon, Boyd & Hart, H. Savage. Monthly pay roll. Fire Department Committee

By Ald. Caring—Estimates of Dan'l. McCormick and A. Cram. Sewer Committee.

By Ald. Connolly—Estimate of Geo. Pringle & Co. Sprinkling Committee.

By Ald. Stern—Bills of Adolph Nolte, L. W. Brandt, Smith & Roberts, M. Heavey and Thomas H. Hopwood. Contingent Expense Committee.

Bills of Lindley L. Barrett and C. B. Parsons. Map, Survey and Record Committee.

By Ald. Stone—Bills of Goetzman & Son, August Kimmel, G. & C. Herzberger, William

Brown, W. H. Niven, M. Heavey, Geo. Bastian, W. Carlton, Brown, Henry Hoock, Joyce & Moran, Smith & Gordon and Gerling Brothers Poor Committee.

Proposition of Samuel Moulson and others for the sale to the city, for a City Hall site, of property situate on the corner of Front and Market streets and Market and Mill streets, 75 feet front on Front street, 75 feet front on Mill street, and 140 feet front on Market street, for the sum of \$63,000. Referred to the Committee on City Property.

By Ald. Selye—Estimates of McConnell & Jones and others. Improvement Committee.

By Ald. Kelly—Bills of Thomas Stetson, C. R. Parsons and Superintendent's pay roll. Street Committee.

By Ald. Charters—Bill of G. B. Hotchkin. Police Committee.

By Ald. Gerling—Petition of John Shief-bancker, for permission to erect a wood building on his lot situate on the corner of Orchard and Smith streets. Referred to the Wood Building Committee, with power to act.

By Ald. Gerling—Resolved, That the City Attorney be and is hereby directed to cause the N. Y. C. & H. R. R. Company to be prosecuted for violation of a city ordinance relating to Railroads passed Feb. 17th, 1863, at page 32 of ordinances if after receiving notice from the Attorney they fail to obey the ordinance.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead.—24.

Nays—Ald. Wait, Mandeville.—2.

Ald. Stebbins presented the following:

SIDEWALKS.—A female pedestrian would be pleased to know whether public justice or private economy exempts the owners of corner lots at the east end of Clarissa street bridge from building sidewalks. On one side we are forced to go through dirt, mud or water, and on the other side we are obliged, with our thin shoes, to pack gravel and coal cinders—an excruciating task as many know from experience. The men with their thick soles or souls may endure it, for they are allowed to swear, but we must suffer and endure and pray.

Visitors to Mount Hope have patiently submitted to these nuisances and impositions for many years, trusting that the owners, or the authorities would remove them, but they have trusted and waited in vain. Is it not the duty of the Aldermen of the Twelfth Ward to bring this matter before the Common Council?

OLD SHOES.

Ald. Stebbins moved that the Improvement Committee be and is hereby requested to bring in an ordinance for the improvement suggested in the above article. Carried.

By Ald. Whitmore—Petition of William Roth for permission to erect a wood building on his lot situate on the east side of Mt. Hope Avenue near Clarissa street.

Petition of Henry Seibert for permission to erect a wood building on his lot No. 55, situate on Gregory street.

Ald. Whitmore moved the reference of the above petitions to the Wood Building Committee.

Ald. Mandeville moved as an amendment to refer the petitions to the Aldermen of the 13th

Ward. Carried.

The original motion as amended was then carried.

By Ald. Stade—Bills of James E. Haydon & Co., C. T. Amsden & Son, and Edward Emrick. Committee on City Property.

Ald. Aikenhead presented the following:

ROCHESTER, Oct. 31st, 1871.

To the Hon. Common Council:

I hereby tender my resignation as Inspector of Election of the 14th Ward.

O. F. SWIFT.

Ald. Aikenhead moved to table for the present. Carried.

Bills of John Wegman, J. E. Relyea, N. H. Galusha, Z. Dobbs, and C. A. Jeffords. Lamp Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Charters, from the Police Committee, reported in favor of the bill of G. B. Hotchkiss. Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the estimates of Dan'l McCormick and A. Cram. Table.

Ald. Stern, from the Contingent Expense Committee, reported in favor of the bills of Adolph Nolte, L. W. Brandt, Smith & Roberts, M. Heavey, and Thos. H. Hopwood. Finance Committee.

Ald. Stern, from the Committee on Maps, Surveys and Records, reported in favor of the bills of Lindley L. Barrett and C. B. Parsons. Finance Committee.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bills of John E. Relyea, (two bills) C. A. Jeffords, (two bills), Z. Dobbs, J. Wegman and N. H. Galusha. Finance Committee.

Ald. Connolly, from the Sprinkling Committee, reported in favor of the estimate of George Pringle & Co. and presented the following:

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

Geo. Pringle & Co. in full on contracts for sprinkling streets \$2,710.23, and charge the following Funds:	
East and West Main street	\$428 59
South Clinton street.....	45 08
North and South Fitzhugh sts.....	214 44
Mumford street.....	89 72
Mill street.....	280 00
Exchange Place.....	36 69
Market street.....	36 69
Exchange street.....	210 00
State street.....	514 08
N. & S. St. Paul streets.....	200 00
East avenue.....	280 00
Front street.....	80 00
North Clinton street.....	45 00
New Main street.....	280 00

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

Ald. Rogers from the Fire Department Committee reported in favor of the bills of Rochester Cotton Mills, Smith & Poppy, William Boon, S. F. & W. Witherspoon, M. Heavey, Boyd & Hart, H. Savage, and Monthly Pay Roll—Finance Committee.

Ald. Stone from the Committee on Relief and Support of the Poor, reported in favor of the bills of Goetzman & Son, August Kimmel, G. & C. Herzberger, William Brown, (two bills) W. H. Niven, M. Heavey, Geo. Bastion, W. Carlton Brown, Henry Hook, Joyce & Moran, Smith & Gordon, and Gerling Brothers—Finance Committee.

Ald. Kelly from the Street Committee reported in favor of the bills of Thomas Stetson, C. R. Parsons, and Superintendents Pay Roll—Finance Committee.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petitions of Nicholas Walter, Joseph Brickler, Robert Howard, and Geo. Reuter, Sen., and presented the following:

By Ald. Mandeville—Resolved, That George Reuter, Sen., Robt. Howard, Joseph Brickler and Nicholas Walter have permission to erect wood buildings in accordance with their several petitions under the direction of Wood Building Committee and Fire Marshal.

Ald. Aikenhead moved to strike out the name Nicholas Walter and that said petition be referred to the Aldermen of the 14th ward. Carried by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Heavey, Connolly, Stern, Glover, Stone, Kelly, Selye, Mandeville, Stape, Charters, Mauder, Aikenhead—16.

Nays—Ald. Whitcomb, Wait, Herzberger, Caring, McConnell, Craig, Gerling, Stebbins, Whitmore, Stade, Parsons—11.

The original resolution as amended was then adopted.

Petition of Charles Condon for permission to erect a wood building on his lot No. 16 situate on Frank street.

Remonstrance of James Howard and others against granting Chas. Condon permission to erect a wood building on his lot situate on Frank street.

Ald. Mandeville moved the reference of the petition and remonstrance to the Aldermen of the 9th ward. Carried.

To the Honorable Common Council:

Ald. Pond from the Law Committee presented the following:

GENTLEMEN:—The Law Committee to whom was referred the petition of J. A. McGorray, assignee of Francis McGrady, at the meeting of Oct. 10, 1871, having examined the matter would respectfully report in favor of paying to Mr. McGorray the amount claimed in his petition, with interest.

October 30, 1871.

CHAS. F. POND,
W. MANDEVILLE,
FRANKLIN S. STEBBINS,
Law Committee.

Ordered received, filed and published.

To the Hon. the Common Council:

Gentlemen: The Law Committee to whom was referred the matter of Mrs. John Spillard at the meeting of August 24th, 1871, would respectfully report that, having investigated the matter, they find that (as appears from the report of the Commissioners for the extension of South Clinton street, on page 81 of the printed proceedings of 1866) said Commissioners reported that the amount of \$6.50 paid for county tax by Mrs. John Spillard should be deducted from the award to her, and said amount refunded to her.

They would therefore recommend the passage of Ald. Heavey's resolution of Aug. 24, 1871.

October 31, 1871.

CHAS. F. POND,
W. MANDEVILLE,
FRANKLIN S. STEBBINS,
Law Committee.

Ordered received, filed and published.

Ald. Stade, from the Committee on City Property, reported in favor of the bills of James E. Hayden & Co., C. T. Amsden & Son and Edward Emrich. Referred to the Finance Committee for payment, chargeable to Contingent Fund.

Ald. Selye, from the Special Committee on the Vincent Place Bridge, presented the following:

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

Your special committee appointed at the last meeting of the Board, for the purpose of considering and making such amendments to the present contract for the construction of the Vincent Place bridge, as upon a careful examination should be found necessary to prevent any misconstruction or misunderstanding between the city and the contractor, and to more fully guard the interest of the city, would briefly report: That they have had several interviews with the contractor, who readily acceded to the proposition of having a new contract drawn up containing such conditions as seemed essential to procure a permanent bridge for a sum certain, and not to be increased under any circumstances whatever. The committee, in the exercise of their best judgement, have made several alterations in the contract, many of which will tend to increase the cost of construction, but all of which, we are happy to say, Mr. Leighton, the contractor, upon due consideration has consented to. It will be seen by examining the contract herewith presented, that the bridge, together with the approaches connecting the same at either end with the streets leading therefrom, are to be completed in all respects, and in every particular fitted for permanent use, without extra charge.

Mr. Leighton has also agreed and is now ready to give a new bond, with sufficient sureties, to guarantee the fulfillment of said contract, and that the whole work shall not cost over the sum named, to wit, \$146,750.

It is well known that the contractor has been prevented by judicial proceedings from constructing said bridge until the present time. The committee therefore recommend that the time for the completion of the same be extended to September 1st, 1872, as provided in the new contract.

The committee further recommend the adoption of the following resolutions.

LEWIS SELYE,
HENRY T. ROGERS,
N. A. STONE,
R. K. GOULD,
G. HERZBERGER.

Ordered received, filed and published, on motion of Ald. Caring.

VINCENT PLACE BRIDGE AGREEMENT.

Whereas, An agreement in writing was entered into by and between Thomas Leighton of the first part, and the City of Rochester of the second part, on the twenty-ninth day of March, 1871, for the construction of an iron bridge across the Genesee river at Vincent Place, in the city of Rochester. And the said parties, in order the more effectually to secure the proper construction of said bridge, have agreed to cancel said agreement, and have made this new agreement therefor.

Now, therefore, The party of the first part agrees to make and construct in a good, substantial, and workmanlike manner, a Wrought

Iron Bridge across the Genesee river, from the west high bank at the foot of Vincent Place to a point on the east high bank, on a lot of land formerly owned by Charles Buras.

And, in accordance with the provisions of an ordinance passed September 20, 1870, by the Common Council of said city, in all respects according to, and in conformity with the specifications hereunto annexed, (and forming a part of this Agreement) and every part and portion thereof; and to furnish and provide all materials for said work of the best quality; and to construct the approaches in a proper manner from the public street to each end of said bridge, so as to connect therewith: and to finish and complete said bridge in all parts and in all respects ready for the use of the public by the first day of September, 1872. All such work shall be done under the direction and to the satisfaction of the Committee of the Common Council who shall have the same in charge, and of the City Surveyor and Inspector, if any, who may be appointed by the Common Council.

And the party of the second part agrees upon the faithful and punctual performance and fulfillment of this agreement by the party of the first part, and of all the terms and conditions thereof, on his part, to be performed and fulfilled, and upon the completion of said work, to pay the party of the first part therefor, as follows, viz:

For masonry in piers and abutments, per cubic yard, fifteen dollars—\$15.00.

For superstructure, per lineal foot, one hundred and ten dollars—\$110.00.

And the party of the first part agrees to entirely complete said bridge and the approaches thereto, ready for use by the public, according to the contract and the plans and specifications hereunto annexed, for a sum not exceeding one hundred and forty-six thousand seven hundred and fifty dollars.

And it is mutually understood and agreed that no payment made during the progress of the work shall be considered as binding said party of the second part to an acceptance of the work done and the materials furnished, up to the time of payment.

And it is mutually understood and agreed that the party of the second part shall not be required, nor liable to make the aforesaid payment or any part thereof, nor to pay anything whatever on account of said work, or by virtue of this agreement any sooner or faster than there shall be money or funds in the Treasury of said city, properly applicable to that purpose, and which shall have been collected or paid into said Treasury on account of said work or improvement.

And it is also mutually understood and agreed that in case the party of the first part shall fail to complete said work within the time fixed for its completion, as above, the Common Council may determine the amount of damages which the party of the first part shall pay in consequence of such failure, and the same may be retained by the party of the second part from the compensation to be paid to the party of the first part, as aforesaid, at the election of the party of the second part.

And it is also mutually understood and agreed that in case the Common Council shall at any time determine that the commencement or progress of said work has been unreasonably delayed by the party of the first part, they shall have power to terminate this contract at their

election; and in such case, the party of the first part shall forfeit all compensation for said work, remaining unpaid, and shall be liable to the party of the second part for all damages occasioned by such delay.

And it is mutually understood and agreed that the Common Council shall have the power at any time to make such alterations in the character, quality or extent of said work, or any part thereof as they may deem expedient; and if such alterations shall increase the expense of the work or improvement, such increased expense is to be paid by the party of the second part; and if such alteration shall diminish the expense of the work or improvement, the amount of such diminution shall be paid by the party of the first part; or it may be retained or withheld by the party of the second part as aforesaid. Such increase or diminution of expense to be estimated in view of, and according to the prices or compensation to be paid for said work, as aforesaid, as nearly as may be.

And the party of the first part hereby covenants and agrees to indemnify and save harmless the party of the second part from all claims, costs, expenses or liabilities accruing in consequence of any negligence, imputed negligence or improper act on the part of the party of the first part, either from not properly guarding and keeping guarded the adjacent property and persons lawfully using the adjacent streets from injury in consequence of the prosecution of such work, from the time of its commencement up to the time it is fully completed and accepted by the party of the second part.

In witness whereof, the said party of the first part has hereunto set his hand and seal, and the Mayor of said city has hereunto set his hand and affixed the Corporate Seal of the party of the second part, the first day of November, 1871.

Specifications for an iron bridge over the Genesee river at Vincent Place, in the city of Rochester, N. Y., and forming a part of the annexed agreement:

The bridge shall consist of at least five spans of one hundred and eighty-five (185) feet each, from center to center of piers, or of such length as to reach across the Genesee river from bank to bank, in such manner as shall be most suitable for the proper construction of said bridge, or as may be directed by the Committee of the Common Council who shall have the work in charge; and said bridge is to carry upon its upper chords a road or carriage way twenty-five (25) feet in width and two sidewalks or foot ways each six (6) feet in width, one on each side of the road or carriage way.

The trusses, lateral and cross bracing, and the transverse floor beams, shall be entirely of wrought iron, and shall be so proportioned that with a load of one hundred and eighty-five (185) tons on each span, in addition to the weight of the bridge itself, including flooring, the chords shall not be subjected to greater strains than ten thousand pounds compression, and twelve thousand pounds tension, per square inch, sectional area; and the diagonal brace of the trusses shall not be subjected to greater strains than seven thousand pounds compression, and twelve thousand pounds tension, per square inch, sectional area.

In all riveted points, the sheaming area of the rivets shall be at least equal to the sectional areas of the plates or bars which are thereby connected or joined.

Ample provision shall be made by placing

rollers under the bearings upon the abutments and piers, for the expansion and contraction of the iron work under elematic changes of temperature.

The flooring of the road way shall consist of three inch hard oak planks, laid transversely upon longitudinal joists of pine, 4x11 inches, not more than 24 inches between centres.

The planks shall be of sufficient length to cover the whole width of roadway, and not exceeding one foot wide, and shall be of the same width at each end, and in all cases laid the heart side up.

The side walk flooring shall consist of narrow, hard pine plank, 2½ inches thick, laid on pine joists 3½x11½ span, and 24 inches between centres. Each side walk is to be furnished with wrought iron hand railings of the general design shown upon the drawings. The joists under division timbers are to be 5x11 inches of oak.

Before leaving the work, all the iron work shall receive one coat of good anti-corrosive paint, and after the bridge is erected, shall receive two good coats of metallic paint mixed with liseed oil, and tinted to some agreeable color.

If required, the upper portion of the piers shall be constructed of wrought iron, according to the design shown on drawings. Said piers shall be so proportioned under the maximum load of 185 tons perspan; the compression upon any part of said piers shall not exceed 8,000 pounds per square inch. The workmanship of the piers to be the same as that of the superstructure, and both materials of both piers and superstructure to be of the best quality most suitable for bridge work.

The piers and abutments shall be constructed of first class, rock dressed masonry, 14 feet by 33 feet at the foundation, and laid with a batter of ½ inch per foot. The foundation for the piers and abutments shall be excavated to, and built upon the solid rock.

The face masonry of the piers and abutments shall be of gray or blue limestone, or Albion and Medina sandstone, of sound and good quality, to be cut true and even. The upper and lower beds to be parallel; the cutting to be done and the work laid with a mortar joint that shall not exceed in any place, ¼ of an inch in thickness, except that part of the vertical joints beginning 12 inches from the face of the wall, and extending to the rear of the face stone, which shall not exceed an average of one inch in thickness.

The railing to the sidewalks is to be of the pattern marked in plans of balusters, of ¾ square refined iron, and the sills in proper proportions thereto, supports or knees are not to be over 8 feet apart. The lower flanges of the needle beams shall be at least three inches in width on each side.

No course of masonry shall be less than 12 inches in thickness.

One fourth of the face masonry shall be occupied with headers, so arranged that the headers of one course shall come intermediate with the headers of contiguous courses. Both the headers and stretchers shall have a breadth of bed twice the depth of the course, and no stretcher shall be longer than twice the width of its bed.

The face stone shall break joints with each other at least 9 inches, and with the backing above and below a course at least 12 inches.

The backing shall be of large sized quarried

stone, and laid in courses corresponding with the face stone. Two courses may fill up one of face stone, provided either course shall not be less than 6 inches in thickness. The backing shall have at least 4 feet area of bed. The bed joints of the backing shall not exceed one inch in thickness in any place, and the beds to be dressed off so as to leave a good bearing on the stone below.

The vertical joints of the backing shall not exceed an average of 1 I. 2 inches, but the backing stone must all be in contact in some place at the beds and joints, and especially with the rear of the face stone.

The backing stone shall break joints at least 9 inches.

The vertical joints of the masonry shall be filled with grout made of the best quality of hydraulic lime, clear, sharp sand, made and put in under the direction of the committee who shall have the work in charge, or laid in full joints, as said committee may direct.

The bed joints of the whole masonry shall be filled with mortar made of the same material as above.

There shall be a draft or arris at least 2 inches in width, dressed at each corner of each pier and abutment, but the rest of the face stone shall be pitched to a line at the edges.

All the above work shall be done under the direction of the committee and the engineer having the work in charge.

All plank used shall be white oak except side walk plank.

The division timbers between the road and foot path are to be 12 inches high, 8 inches wide at base, 4 inches at top, and bolted to joists with $\frac{3}{4}$ bolts not over 4 feet apart.

The price to be paid by the City to the contractor shall include and shall be a full compensation for all the labor, materials, tools, teams, use of tools, fixtures and superintendence required to complete said work. All such work shall be performed according to the order and determination of the Common Council, and in accordance with the plans, lines grades and drawings already made therefor, or that may be made or furnished from time to time by the City Surveyor.

All materials before being used shall be subject to the inspection and acceptance or rejection of the committee of the Common Council who shall have the work in charge, and all the work shall be commenced, prosecuted and completed to the satisfaction and final acceptance of the Common Council, together with the City Surveyor and the Inspector designated for that purpose by the Common Council.

All materials used shall be of good, sound, durable and merchantable quality, and all the timber, boards and planks used, shall in all cases be free from rot, sap, shakes, and loose knots.

The hydraulic cement shall be composed of good, fresh, water lime, newly manufactured, and clean, coarse, sharp sand, in the proportion of three parts of sand to one of lime, or such greater proportion of sand as may be expressly allowed by the committee aforesaid.

All masonry shall be constructed in a substantial and workmanlike manner, shall be all banded both lengthwise and transversely of the wall, and shall be composed of alternate headers and stretchers; each and every stone both

in face and backing, shall be laid upon its broadest and best bed.

In hydraulic masonry, all such shall be bedded, when first laid, in a full bed of mortar.

All excavations, piles of materials and work in course of construction shall be so guarded by and at the expense of the contractor as effectually to prevent accidents.

Rochester, October 31st, 1871.

By Ald. Selye—Resolved, That the penalty of the bond to be given by Thomas Leighton, the contractor for the construction of the Vincent Place bridge, in pursuance of subdivision 4, of section 161, of the City Charter, to secure the payment of laborers' wages, be, and the same is hereby fixed at \$25,000. Adopted.

By Ald. Selye—Resolved, That the Mayor be and hereby is requested to execute the new contract for the construction of the Vincent Place bridge, with Thomas Leighton, as herewith reported by the special committee, upon his executing and depositing with the Mayor a new bond, with sufficient securities guaranteeing the fulfillment of said contract. And upon the mutual execution and delivery of said contract and bond, the Mayor is requested, together with said Thomas Leighton, to cancel the contract executed between said parties on the 29th of March, 1871. Adopted by the following vote:

AYES—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

NAYS—Ald. Whitcomb—1.

By Ald. Selye—Resolved, That the City Attorney is hereby requested to sign a stipulation with the Attorney of the plaintiffs in the Vincent bridge suit, discontinuing the same, without costs to either party. Adopted.

Ald. Caring moved that the Board now adjourn until Wednesday evening, Nov. 8th, next, at 7 $\frac{1}{2}$ o'clock—Carried by the following vote:

AYES—Ald. Whitcomb, Aldridge, Wait, Gould, Heavey, Caring, Connolly, Stern, Glover, Craig, Kelly, Mandeville, Stape, Charters, Gerling, Stebbing, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

NAYS—Ald. Rogers, Pond, Herzberger, McConnell, Stone, Selye—6.

Adjourned.

WM. F. MORRISON,
City Clerk.

In Common Council, Nov. 6th, 1871.

SPECIAL MEETING.

In the absence of President Ald. C. R. Parsons, on motion of Ald. Glover, Ald. Whitcomb was chosen President *pro tem*.

Present—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Heavey, Caring, Connolly, Glover, McConnell, Stone, Gerling, Mauder, Stade, Aikenhead—15.

Absent—Ald. Wait, Herzberger, Stern, Craig, Kelly, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Parsons—12.

The Clerk presented the following communication from His Honor, the Mayor:

MAYOR'S OFFICE,
Rochester, Nov. 6th, 1871. }

Wm. F. Morrison, City Clerk :

You will please call a Special Meeting of the

Common Council for the purpose of appointing an Inspector of Election for the First Ward; also, an Inspector of Election for the Third Ward at 4 o'clock p. m., this 6th day of Nov., 1871.

Yours, &c.,

CHAS. W. BRIGGS, Mayor.
Ordered received, nled and published.

The Clerk reported that the following named persons had failed to qualify as Inspectors of Election for the First and Third wards of the city of Rochester, viz.: Kendrick P. Shedd and Lucian S. King.

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

FIRST BALLOT.

Solon F. Baker received 15 votes.

Solon F. Baker, having received the requisite number of votes, was declared appointed Inspector of Election for the First ward.

Ald. Pond moved that the Board now proceed to ballot for Inspector of Election for the Third ward. Carried.

FIRST BALLOT.

Luke J. McGlue received 13 votes.

Lucian B. King received 2 votes.

No choice.

SECOND BALLOT.

Luke J. McGlue received 15 votes.

Luke J. McGlue having received the requisite number of votes, was declared appointed Inspector of Election for the Third Ward.

Ald. Aikenhead moved that the resignation of O. F. Swift be taken from the table. Carried.

Ald. Aikenhead moved that the resignation of O. F. Swift as Inspector of Election for the Fourteenth Ward be and is hereby accepted. Carried.

Ald. Aikenhead moved that the Board now proceed to ballot for an Inspector of Election for the Fourteenth Ward. Carried.

FIRST BALLOT.

George Smith received 13 votes.

Scattering " 2

No choice.

SECOND BALLOT.

George Smith received 14 vot's.

Scattering " 1 vote.

No choice.

THIRD BALLOT.

George Smith received 15 votes.

George Smith having received the requisite number of votes was declared appointed Inspector of Election for the Fourteenth Ward.

On motion adjourned.

WILLIAM F. MORRISON,
City Clerk.

In Common Council, Nov. 8, 1871.

ADJOURNED MEETING.

President Ald. C. R. Parsons presiding.

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24

Absent—Ald. Pond, Stern, Kelly—3.

COMMUNICATIONS.

MAYOR'S VETO MESSAGE.

The Clerk presented the following communication from his Honor the Mayor:

MAYOR'S OFFICE,
ROCHESTER, Oct. 27th, 1871.

Gentlemen of the Common Council:

I have approved the proceedings of your Board of the 19th inst., except so far as relates to the passage or adoption of the ordinance for the improvement of Lake avenue from Jones avenue to Deep Hollow, so-called. I disapprove of your action in that particular for the following reasons:

First—It is my opinion that no material which is subject to contraction or expansion in changing from a moist to a dry condition, and from a dry to a moist condition, and to decay from such and other causes, can be durable and economical for street pavements. Wood is of this character. Therefore, under existing circumstances, I cannot endorse the ordinance above referred to.

Second—At best the Stow foundation pavement is an experiment, and as the public good does not actually require me to do it, I could not justify myself in forcing this doubtful and expensive work upon the property owners of Lake avenue in opposition to the remonstrances of nine-tenths of them.

Third—The tax payers who would be affected by the enforcement of the ordinance insist that the petition to your Board under which it was acted upon was not and is not a majority petition of the property-owners of the territory covered by the ordinance. Upon inquiry I am inclined to the conclusion that the statement is correct, as there was not a three-fourths vote of all the Aldermen in favor of the ordinance. It should not therefore appear in the records of your Board as "passed."

Fourth—I am of the opinion that the roadway cannot be legally contracted from fifty nine to forty feet, by the adoption simply of an ordinance. The setting of curb stones as proposed by the ordinance in question would effectually prevent the use for public highway purposes of a strip of the street nine and a half feet wide each side of the proposed improvement. If the Common Council cannot pass a legal ordinance establishing a hack-stand in front of the Curtis property, can your Board exclude by ordinance the public from the use for street purposes of a strip nine and a half feet in width, or any other width each side of the centre, forty feet of a legally established highway.

The design of your Board is of course by this ordinance to abandon for public street purposes the above named strips of nine and a half feet each side of the proposed roadway, and to give the exclusive use of them to the street car company.

I am of the opinion that you could with equal legality let the strips for hack-stands or street purposes.

Fifth—The owners and occupants of lands on Lake avenue, between Jones avenue and the city line, have by almost unanimous petition and in the most respectful manner, requested your honorable body to change the improvement contemplated by the ordinance from wood to stone, and to extend the same to the city line. The McAdam improvement proposed by the petitioners, taking into view the manner of con-

struction as recommended, would make a very desirable and most permanent improvement, and be, eminently acceptable to the public at large.

Sixth—I deem it my duty to prevent, if I can consistently with the public good, litigation between the city of Rochester and any portion its citizens.

I trust your future action with reference to the improvement of Lake avenue shall be in accordance with the wishes of the tax-payers of that important street as expressed in the petition to your Board for the McAdam improvement. I shall with pleasure approve such proceeding.

I think it desirable that the roadway of the avenue should be contracted to forty feet in width, and that the street car company should run its cars on each side, between it and the walks; and I would, therefore, if this veto shall be sustained, recommend that the necessary legal proceedings be taken to accomplish these results.

Respectfully,

CHAS. W. BRIGGS, Mayor.

Ordered received, filed and published.

The President announced that it would require a two thirds vote to pass the ordinance, and stated the question for consideration to be "shall the ordinance be adopted, notwithstanding the Mayor's veto"

The ordinance was then lost by the following vote:

Ayes—Ald. Caring, Mauder—2.

Nays—Ald. Whitcomb, Aldridge, Wait, Rogers, Herzberger, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons, Aikenhead—20.

ORDINANCES.

PLANK WALKS ON STRONG STREET.

On motion of Ald. Aldridge 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. Aldridge notified the following:

An Ordinance, to construct plank walks on Strong street, from Plymouth Avenue to Reynolds street. The Common Council of the city of Rochester do ordain and determine as follows:

The laying of a plank walk 4 feet 8 inches wide, on each side of Strong street, from Plymouth Avenue to Reynolds 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 \$1,607 which estimate was and is hereby approved; the sum of \$1,607, 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 Strong street, from Plymouth Avenue to Reynolds street.

On which above described portion of the city, the said sum of \$1,607 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 November, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Herzberger, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

PLANK WALKS ON BUCHAN PARK.

On motion of Ald. Aldridge 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. Aldridge submitted the following:

An Ordinance to construct plank walks on Buchan Park, from Clinton street to St. Joseph street. The Common Council of the city of Rochester do ordain and determine as follows:

The laying of a plank walk 4 feet wide on each side of Buchan Park, from Clinton street to St. Joseph 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 \$1,199, which estimate was and is hereby approved; the sum of \$1,199, 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 Buchan Park, from Clinton st. to St. Joseph st.

On which above described portion of the city the said sum of \$1,199 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 November, 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Herzberger, Caring, Connolly, Glover, M'Connell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

PLANK WALK ON CHATHAM STREET.

On motion of Ald. Aldridge 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. Aldridge submitted the following:

An Ordinance, to construct plank walks on Chatham street:

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

The laying of a plank walk 5 feet 4 inches wide on each side of Chatham st., from the south line of the N. Y. C. & H. R. Rk. property, where it crosses said street, to the north line of said 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 \$111, which estimate was and is hereby approved; the sum of \$110, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of the 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 Chatham street, from the south line of the N. Y. C. & H. R. Rk. property, that crosses said street to the north line of said property.

On which above described portion of the City the said sum of \$110 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 November, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

PLANK WALKS ON ST. JOSEPH STREET.

On motion of Ald. Aldridge 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. Aldridge submitted the following:

An ordinance to construct plank walks on St. Joseph street.

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

The laying of a plank walk 5 feet 4 inches wide on each side of St. Joseph st., from the south side of the N. Y. C. & H. R. RR. property, where it crosses said street, to the north line of said 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 \$110, which estimate was and is hereby approved; the sum of \$110, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants of 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 St. Joseph street, from the south side of the N. Y. C. & H. R. RR property that crosses said street to the north line of said property.

On which above described portion of the city, the said sum of \$110 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 Nov., 1871, at 9 o'clock in the forenoon at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Nays—None.

PIPE SEWER IN LITCHFIELD 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 a pipe sewer in Litchfield street.

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

There shall be constructed a 9-inch pipe sewer in Litchfield street, from the sewer in Allen street to the north line of lot No. 54 in the Perkins & Schermernorn Tract, with the necessary surface 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 \$337, which estimate was and is hereby approved; the sum of \$337, being the whole amount of the estimate, 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 Litchfield street, from Allen street to the north line of lot No. 54, in the Perkins & Schermernorn Tract.

On which above described portion of the city the said sum of \$337 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 November, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Nays—none.

PIPE SEWER IN UNION STREET AND TAPPAN STREET.

Ald. Carling, presented the final ordinance for the construction of a 15 inch pipe sewer in Union street and Tappan street, from Weld street to a point 130 feet east of 8th street, with the necessary lateral sewers for surface drainage.

The whole estimated expense thereof is \$2,153, 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 Union street and Tappan street, from Weld street to 8th street.

Ald. Mandeville, presented a petition, signed by Otis H. Robinson and others, for an amendment to the ordinance, and moved that action on the ordinance be postponed until the next regular meeting.—Carried.

PIPE SEWER IN UNIVERSITY AVENUE.

By Ald. Carling, resolved, that the City Surveyor ascertain and report to this Board the expense of constructing a pipe sewer 22 inch egg shape, in University avenue from Alexander street to East Main street.—Adopted.

The Surveyor submitted as such estimate, \$1,631.

By Ald. Carling, resolved, that the following improvement is expedient, viz:

The constructing a pipe sewer 22 inch egg shape in University avenue from the sewer in Alexander street to East Main street, with the necessary surface 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 \$1,631, 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:

One tier of lots on each side of University avenue from Alexander street to East 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, November the 28th, 1871, at half past 7 o'clock, at the Common Council hall, when allegations will be heard.

Ald. Mandeville, mov'd to amend the ordinance, by striking out "22 inch" and insert therefor "15 inch." Carried.

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

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons and Aikenhead—21.

BRIDGE OVER THE RACE ON COURT STREET.

On motion of Ald. Whitmore 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. Whitmore submitted the following:

An Ordinance, to construct an Iron Bridge over the Raceway on Court street west of the Genesee 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 west of the Genesee River; said Bridge to be set on substantial stone abutments.

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 \$6,500, which estimate was and is hereby approved; the sum of \$6,500, 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 Court street from Exchange street to the river, including the Monroe Court street property; also, one tier of lots on the east side of the Race, from Court street to the Aqueduct, including the bed of the Race; also, one tier of lots on the east side of Aqueduct street, from the Aqueduct to Race street; also one tier of lots on the south side of Race street to Graves street, including the property of the Rochester Printing Company, and what remains of the Pentecost & Bro. mill property and the property of D. D. Brown.

On which above described portion of the City the said sum of \$6,500 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 such 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 November, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
 Ayes—Ald. Whitcomb, Aldridge, Wait, Guild, Rogers, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

PLANK WALKS ON VARNUM STREET.

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

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

An ordinance to construct a plank walks on Varnum street, from Jones avenue to Lorimer street.

The Common Council of the city of Rochester do ordain and determine as follows: That the laying of a plank walk 4 feet 8 inches wide on each side of Varnum street, from Jones avenue to Lorimer street, and constructing the necessary cross-walks.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereon, in relation to the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$676.00, which estimate was and is hereby approved; the sum of \$676.00 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 Varnum street, from Jones avenue to Lorimer st.

On which above described portion of the city the said sum of \$676.00 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 the purpose, on Saturday, the 11th day of Nov., 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
 Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

IMPROVEMENT OF LAKE AVENUE, FROM JONES AVENUE TO THE CITY LINE.

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Lake Avenue, from Jones Avenue to the north line of the city. Adopted.

The Surveyor submitted as such estimate, \$75,256. By Ald. Selye—Resolved, That the following improvement is expedient, viz:

The improvement of Lake Avenue, from Jones Avenue to the north line of the city, by resetting the present curb stone so far from the lines of said avenue as to make the roadway 40 feet wide, paving the gutters with Medina or Lockport stone, and McAdamsing the roadway and curbs, and raising the necessary surface lateral sewers and crosswalks. Said improvement to be made and the work done in accordance with the provisions of the petitions for the same herewith presented.

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 \$75,256, 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 Jones Avenue to the north line of the city.

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 three 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 28th, 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, Gould, Rogers, Heavey, Connolly, Glover, McConnell, Stone, Selye, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—18.
 Nays—Ald. Aldrich, Herzberger, Caring, Craig, Mandeville, Stape—6.

FLAG WALKS ON ORANGE AND SAXTON STREETS.

By Ald. Gerling—Resolved, That the City Surveyor ascertain and report to this Board the expense of laying a flag walk five feet wide on Orange street and Saxton street in front of No. 17 School House. Adopted.

The Surveyor submitted as such estimate \$1,000. By Ald. Gerling—Resolved, That the following improvement is expedient, viz: The laying of a flag walk five feet wide on Orange street and Saxton street in front of No. 17 School House lot; also setting a curb stone and making a gutter.

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 the south side of Orange street and on the west side of Saxton street, from the west line of No. 17 School House lot to the south line of said 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, November the 28th, 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, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

ASSESSMENT ROLLS.

The Clerk presented the following Assessment Rolls for confirmation, subscribed and sworn to by the City Assessors.

Repairing Walks on Ontario street.

- Kirk street.
- Scio street.
- Tappan street.
- Caledonia avenue.
- Delevan street.
- Frank street.
- Smith street.
- Brown street.

Lateral Sewers at the corner of Water and Andrews street.

Pipe Sewer in Cayuga Place and Mt. Vernon avenue.

Plank Walk on St. Clair street.

Improvement of Henry street.

The above named Assessment Rolls were then confirmed by the following vote.

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

UNFINISHED BUSINESS.

Ald. Stone called up the following:

By Ald. Stone—Resolved, That it is the sense of the Common Council, that in the distribution of the \$70,000, the joint appropriation of the city of Rochester and county of Monroe, due care should be taken that the former residents of this county should be provided for; and in order that the same be done, a Committee ought to be raised to carry out the spirit of this resolution, and we do recommend the same for the consideration of the citizens who have this matter in charge.

And moved to postpone action on the resolution until the next regular meeting.—Carried.

The Clerk presented the following:

By Ald. Selye, Whereas, this Board is informed that Mr. J. T. Stewart and H. Lempert are depositing a large amount of rubbish in the Genesee river immediately north of Andrews street bridge, therefore,

That the City Attorney be and is hereby instructed to take such measures to prosecute said J. T. Stewart and H. Lempert for such act, as authorized by the City Charter and penal ordinances

On motion the resolution was indefinitely postponed.

Ald. Stone called up the following:

By Ald. Connolly—Whereas, The term of office of the Managers of the Home for Idle and Truant Children has expired,

Therefore, Resolved, That the office of Managers of the House for Idle and Truant Children be and the same is hereby declared vacant.

Ald. Stone moved as a substitute, that at the next regular meeting of this Board we proceed to elect Managers for the House for Idle and Truant Children, in place of those whose term of office has expired.

Ald. Connolly moved that the election of Managers for the House for idle and Truant Children be postponed until the next regular meeting. Carried.

Ald. Charters called up the following:

By Ald. Charters—Resolved, That the City Treasurer is hereby directed to pay Henry S. Hebard and Geo. G. Cooper \$1,000 each, their salary as Police Commissioners, from April 1st, 1870, to April 1st, 1871, as per law passed by the Legislature, and charge Police Fund.

Ald. Stone moved that action on the resolution be postponed until the next regular meeting.

Ald. Glover moved the previous question, "Shall the main question be now taken" was declared. Carried.

Ald. Stones motion to postpone was declared lost by the following vote:

Ayes—Ald. Craig, Selye, Charters, Stebbins, Mauder, Stade—6.

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Mandeville, Stape, Gerling, Whitmore, Parsons, Aikenhead—18.

The original resolution as offered by Ald. Charters was then adopted by the following vote:

Ayes — Ald. Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Mauder, Stade, Aidenhead—19.

Nays—Ald. Whitcomb, Gerling, Stebbins, Whitmore, Parsons—4.

MISCELLANEOUS.

By Ald. Aikenhead—Resolved, That John Apple be and he is hereby granted a license to sell fresh meat in the city of Rochester on his premises, lot No 8 Scio st., upon his paying into the City Treasury the sum of twenty-five dollars. Adopted.

By Ald. Mauder—Resolved, That the owners of land on Henry st. have permission to construct their own side walks within thirty days under the direction of the Improvement Committee and City Surveyor; and also be it

Resolved, That the Improvement Committee be and is hereby instructed to contract for the grading of said street. Adopted.

By Ald. Mauder—Resolved, That the owners of land in Buchan Park have permission to construct their own walks within 30 days under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Mauder, Resolved, That Barnhart Feen have permission to construct a walk in front of his premises under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Mauder—Resolved that the owners of land on Dover st. have permission to construct a walk on their street under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Whitmore—Bills of A. B. McConnell, Whitmore, Carson & Co. Street Committee.

By Ald. Whitmore—Resolved, That John Kratz and others be and are hereby granted permission to set the curb and pave the gutter in front of their premises on Comfort st. under the supervision of the Improvement Committee and City Surveyor, and the Surveyor is hereby directed to establish the proper grade on said street—the Surveyor to make a map of said grade and present it to this Board. Adopted.

Ald. Whitmore, from the Street Committee, reported in favor of the bills of A. B. McConnell, Whitmore, Carson & Co. Finance Committee.

FINANCE BUDGET.

ROCHESTER, Nov. 8, 1871.

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

CONTINGENT FUND.

Kewin & McGuire, refreshments for visitors....	\$ 16 00
Jesse Shepherd, City Attorney, disbursements..	18 85
Anthony Kassel, hack hire, Sewer Committee....	8 85
Thomas Knowles,	24 90
W. S. Grantsy, Sur'r, one mo. salary to Nov. 1st	250 00
W. F. Morrison, Clerk,	188 84
Jesse Shepherd, Attorney,	125 00
D. McKay, Assessor,	150 00
E. P. Oatley,	150 00
J. J. Shaffer,	66 66
Thos. H. Hopwood, Messenger,	66 66
Jno. Haywood, Jr., Mayor's clk	75 00
J. P. Evans, watchman,	85 00
F. Lockhart, watchman,	100 00
James H. Stetson, entertaining visitors from	100 00
Canada, pay Treasurer.....	400 00
Adolph Nolte, printing pro'gs one qr. to Nov. 1	400 00
L. W. Brandt,	238 00
Smith & Roberts, coal for Court House and of-	28 00
fices.....	31 00
M. Heavey, hack hire, funeral, &c.....	31 00
Thomas H. Hopwood, disbursements as Messen-	31 00
ger.....	11 84
James E. Hayden, repairing furniture in May-	11 84
or's office.....	11 84
C. P. Amsden & Son, Insurance.....	11 84
Edward Emerick, care of city clocks one qr. to	11 84
Nov. 1st.....	11 84
And charge Contingent Fund.	

HIGHWAY FUND.

Tracy & Rew, printing.....	\$ 10 10
Whitmore, Carson & Co., pavement for streets.....	6 00
Holloway & Norrington, material.....	22 60
Ezra Jones & Son, castings for bridges.....	46 00
John Frick, St. Sup't, one mo. salary to Nov. 1st.....	150 00
Daniel Golden, Cattle Police.....	50 00
Chas. Radcliffe.....	50 00
John Raker.....	50 00
Owen Smith.....	50 00
Wm. Brown.....	50 00
Patrick McQuee.....	50 00
John Clemens.....	50 00
Thomas Stetson, constructing crosswalks, &c.....	567 94
O.R. Parsons, oak plank for bridge repairs.....	280 35
John Frick, Street Superintendent, pay roll from Oct. 16th to 28th.....	819 71
A.B. McConnell, constructing crosswalks.....	129 25
Whitmore, Carson & Co., repairing streets.....	28 94
And charge that Fund.....	

MONROE AVENUE REPAIR FUND.

Jacob Young, Commissioner, disbursements.....	\$ 13 50
And charge that Fund.....	

LAMP FUND.

Gemmenginger, Allen & Co., lamps, burners, &c.....	\$194 96
N. H. Galusha, lamp posts.....	68 50
Z. Dobbs, removing and setting lamp posts.....	10 50
John E. Relyea, lighting, extinguishing, oil wick, &c., kerosene lamps, east side for Oct. 413 10	
Chas. A. Jeffords, lighting, extinguishing, oil wick, &c., kerosene lamps and repairs, west side for Oct.....	330 92
Chas. A. Jeffords, globes for lamp.....	20 00
John E. Relyea, repairing lamps on the east side.....	58 80
John Wegman carting lamp posts.....	2 50
And charge that fund.....	

POOR FUND.

Wm. Brown, Overseer of Poor, one mos salary to Nov. 1st.....	100 00
Dr. Charles Buckley City Physician, one mos. salary to Nov. 1st.....	41 66
Dr. J. F. Oaks, City Physician, one mos. salary to Nov. 1st.....	41 66
Dr. W. H. Lakeman, City Physician, one mos. salary to Nov. 1st.....	41 66
Dr. L. B. Baker, City Physician, one mos. salary to Nov. 1st.....	41 66
Dr. J. F. Biechenbach, City Physician, one mos salary to Nov. 1st.....	41 66
Dr. C. C. H. Miller, City Physician, one mos salary to Nov. 1st.....	41 66
W. F. Peck, Clerk Poor Office.....	66 66
Goetzman & Son, soap.....	55 00
August Kemmel, groceries per orders.....	7 50
G & C. Herzberger, meat from August 22d to Oct. 17th.....	400 00
W. Bro-n, overseer, disbursements from Oct. 4th to 17th.....	37 72
Wm. Brown, overseer, disbursements from Oct. 17th to 31st.....	69 95
W. H. Niven, groceries per orders.....	41 00
Co-operative Foundry Co., stove and pipe.....	35 40
Smith & Gordon, groceries per orders.....	372 18
M. Heavey, hack hire per orders.....	17 00
Geo. Bastion, bread and crackers.....	170 57
W. C.ilton Brown, groceries per orders.....	138 50
Henry Hook, board and lodging for poor.....	18 75
Joyce & Moran, undertakers' services.....	42 50
Gerling Brothers, flour.....	212 50
Geo. Wait, groceries per orders.....	66 75
And charge that fund.....	

FIRE DEPARTMENT FUND.

M. Heavey, use of horse and hack hire.....	\$ 30 00
Smith & Popp, repairs to steamers.....	108 34
Rochester Cotton Mills, cotton waste.....	15 84
William Boon, hay.....	23 24
S. F. & W. Witherspoon, baskets and pails.....	5 50
Boyd & Hart, one stove and pipe.....	65 43
H. Savage, painting Hook and Ladder Truck ..	15 10

MONTHLY PAY ROLL FOR OCTOBER, 1871.

Steam Fire Engine Co. No. 1:	
Wm. DeGarmo, 1 month's salary as Engineer to Nov. 1st.....	\$ 75 00
Jerome Dowd, 1 month's salary as Driver to Nov. 1st.....	50 00
Richard Mills, 1 month's salary as Driver to Nov. 1st.....	50 00
Steam Fire Engine Co. No. 2:	
Seneca Dobs, 1 month's services as Engineer to Nov. 1st.....	75 00
Mill. Lumbert, 1 month's salary as Driver to Nov. 1st.....	50 00

John Bower, 1 month's salary as Driver to Nov. 1st.....	50 00
Steam Fire Engine Co. No. 3:	
Edmund Whitter, 1 month's salary as Engineer to Nov. 1st.....	75 00
John Ramson, 1 month's salary as Driver to Nov. 1st.....	50 00
L. Gommenginger, 1 month's salary as Driver to Nov. 1st.....	50 00
Steam Fire Engine Co. No. 4:	
J. P. Foreman, 1 month's salary as Engineer to Nov. 1st.....	75 00
Barney Kearney, 1 month's salary as Driver to Nov. 1st.....	50 00
James Snyder, Driver, 1 month, less \$18 for rent of house.....	32 00
Superintendent of Depot:	
R. B. Paime, 1 month's salary as Superintendent of Depot to Nov. 1st.....	75 00
Monthly Washing bill.....	15 00
Hook and Ladder Co. No. 1:	
Anthony Andrus, 1 month's salary as Driver to Nov. 1st.....	50 00
Chief Engineer:	
L. S. Gibson, 1 month's salary as Chief Engineer to Nov. 1st.....	145 83
Pay L. S. Gibson.....	\$967 83
Superintendent of Telegraph:	
B. F. Blackall, 1 month's salary as Superintendent of Telegraph to Nov. 1st.....	\$ 83 33

MAP AND SURVEY FUND.

Cyrus Beardsley, Surveyor, one mo. salary, Nov. 1.....	\$250 00
Lindley L. Barrett, assistant surveyor, one mo. salary, Nov. 1.....	83 33
C. B. Parsons, assistant surveyor, one mo. salary, Nov. 1.....	60 00
And charge that Fund.....	

HEALTH DEPARTMENT.

August Woellart, Keeper of Hospital, one mo. salary, Nov. 1.....	\$50 00
Daniel McTaggart, Inspector, one mo. salary Nov. 1.....	50 000
John E. Stiles, Inspector, one mo. salary, Nov. 1.....	50 00
August Wagner, Inspector, one mo. salary, Nov. 1.....	50 00
Robert Neary, Inspector, one mo. salary, Nov. 1.....	50 00
Jonathan Reynolds, Inspector, one mo. salary, Nov. 1.....	50 00
James M. Andrews, Inspector, one mo. salary, Nov. 1.....	50 00
W. F. Morrison, Clerk Board of Health, one salary, Nov. 1.....	33 33
And charge that Fund.....	

HOUSE FOR IDLE AND TRUANT CHILDREN FUND.

John W. Adams, disbursements to Sept. 1st.....	\$49 64
Henry Thiem, meat bill to Sept. 1st.....	37 42
W. C. Thomas, books, &c., bill to Sept. 1st.....	32 13
Wilson & Pond, Flour and feed, pay Treas.....	337 06
And charge that Fund.....	

POLICE FUND.

Monthly Pay Roll.

S M Sherman.....	\$141 67
B Frank Enos.....	75 00
Alex M Lean.....	85 00
Jonathan Dresser.....	85 00
W M J Rogers.....	85 00
Wm S. Fickett.....	85 00
Peter Hughes.....	85 00
Samuel Brown.....	85 00
Thos A Burchell.....	75 00
John H Dana.....	75 00
Thos Lynch.....	75 00
Pat K Foster, 27 days.....	67 50
Caleb Pickett.....	75 00
Lyman Johnson.....	75 00
Frank B Allen.....	75 00
W R M Arthur.....	75 00
Ferry Marzluff.....	75 00
Wm White.....	75 00
Peter Lauer, Jr.....	75 00
E W M Burney, 25 days.....	62 50
Geo Lathrop, 15 days.....	37 50
P H Sullivan.....	30 00
Chas M Cormick, 18 days.....	75 00
Jos Roworth.....	75 00
M Hyland.....	62 50
Chas Green.....	75 00
Geo W Loring.....	75 00
Geo Bingham, 29 days.....	72 50

*John J Garrett.....	75 00
P Monahan.....	75 00
*Henry Baker.....	75 00
Hugh Clark.....	75 00
Thos F Hurley.....	75 00
Thos O'Neil.....	75 00
P C Ka'naugh.....	75 00
*John Barry.....	75 00
Est Crowley.....	75 00
E Van Wert.....	75 00
Jas. McKelvey.....	75 00
Jos P Cleary, 29 1/2 days.....	78 75
F J Goodwin, 29 days.....	72 50
J T M Quatters.....	75 00
Robt Burns, 29 1/2 days.....	78 75
Frank Schaefer.....	75 00
Ed Ph Bender.....	75 00
Jacob Hatter.....	75 00
Jerry Twaiz, 27 days.....	67 50
Thos E Crouch.....	75 00
Andrew Connolly.....	75 00
Frank Bemis, 12 days.....	30 00
Jos Gommensingher.....	75 00
Ed O'Connell.....	75 00
M A Beman.....	75 00
Jacob Frank.....	75 00
Wm P O'Neil, 28 days.....	70 00
Michael Wolf.....	75 00
John C Hagie, 29 1/2 days.....	78 75
John Doyle.....	75 00
John Dandberg.....	75 00
Anthony Cole.....	75 00
Wm Keith.....	75 00
B C Further.....	75 00
Wm Lush.....	75 00
A H Franklin.....	75 00
B Horcher.....	75 00
John H Roach.....	75 00
John Denzer, 23 days.....	38 41
John Cokely, 8 days.....	33 36

\$4,967 19

Examined and approved.

CHAS. W. BRIGGS,
GEO. G. COOPER,
Commissioners.

SPECIAL POLICE APPOINTED OCT. 9TH, 1871, FOR TEN DAYS.

John Hayden, ten days.....	\$25 00
Thos. Hayes, nine days.....	22 50
John Madden, two days.....	5 00
Chrit Sab'n, ten days.....	25 00
E. W. Miller, ten days.....	25 00
W. C. Cooley, ten days.....	25 00
Louis Sachs, ten days.....	25 00
C. Sullivan, ten days.....	25 00
Peter Hess, ten days.....	25 00
Hiram Rogers, ten days.....	25 00
Henry Hook, ten days.....	25 00
Joseph Hyland, nine days.....	22 50
Edward H. cckett, ten days.....	25 00
Jas. Stanley, six days.....	15 00
F. Stevenson, one day.....	2 50
Wm. W. Ten, eight days.....	20 00
E. Search, ten days.....	25 00
A. Berkthert, ten days.....	25 00
Thos. Henderson, ten days.....	25 00
F. C. Corser, four days.....	10 00
Thos. Gregg, ten days.....	25 00
John McDermott, ten days.....	25 00
J. C. Campbell, four days.....	10 00
J. H. Waddle, ten days.....	25 00
Frank Fay, ten days.....	25 00

Payable to Chas. W. Briggs.....\$532 50

Examined and approved.

CHAS. W. BRIGGS,
HENRY S. HEBBARD,
GEO. G. COOPER,
Police Committee.

G. B. Hotchkin, ice for Police Office.....\$36 27
And charge that fund.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

Nays—Ald. Whitcomb—1.

By Ald. Stebbins—Resolved, That the City Treasurer be directed to cancel all rolls now in his hands upon which two per cent. has been ordered received.

On motion referred to the Finance Committee.

By Ald. Gerling—Whereas, The Law Committee having reported that J. A. McGorray,

58

assignee of Francis McGrady, was entitled to \$32 50 for land taken for extending Orchard street from Wilderstreet to Maple street; therefore,

Resolved, That the City Treasurer pay to J. A. McGorray, assignee of Francis McGrady, \$32.50 and interest from the confirmation of the commissioner's report, March 5th, 1867, "take his receipt therefor," and charge Orchard Street Extension Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Nays—None.

By Ald. Mandeville—Petition of L. E. Fisk for permission to erect a wood building on his lot, N. 21, situate on South Ford street. Wood Building Committee.

By Ald. Selye—Resolved, That the Treasurer be requested to proceed with the collection of the assessment roll for the improvement of Allen street, postponed by action of this Board, Sept. 12th, 1871. adopted.

By Ald. Selye—Resolved, That the Treasurer pay W. S. Grants \$75 for services of an assistant in the Surveyor's office for the month of October, 1871, and charge Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Nays—None.

By Ald. Selye—Resolved, That the Treasurer is hereby directed to receive of Frank Snyder \$6 Geo H. Thompson \$8, Abram Brown and wife \$159, Hrs John Calder \$1,119, Peter Saile \$187, John Kelly \$180, Hrs. George Wolf \$106, John Corkill \$176, H. W. Castillo \$139 Wm. Mylecrane \$83, Anna Yan Kerman \$130, in full for their assessment for the improvement of University avenue, and of all other persons assessed for said improvement the full amount of said assessment. Adopted.

Ald. Selye presented the following

PROPOSALS FOR IMPROVEMENTS:

For St. Clair street plank walk:

F. Dana.....	\$516 00
A. C. Bowen.....	528 00
John Brady.....	720 00
C. Roderick.....	504 00

For Henry street improvement:

A. Bosley.....	\$656 25
W. I. Hanford.....	577 50
Donnaebue & Lauer.....	640 50
A. B. McConnell.....	766 50
Rauber & Vicenus.....	672 00
C. Roderick.....	682 50

By Ald. Selye—Resolved, That His Honor the Mayor is hereby requested to execute the following contracts in behalf of the city: With W. I. Hanford for the improvement of Henry street, viz: Grading sidewalks and roadway; Surveyor to furnish contract.

With C. Roderick for plank walks on St. Clair street, in accordance with their propositions. Adopted.

IMPROVEMENT FUND.

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

A. Jones, on his account for inspecting Alexander St. improvement.....	\$ 150 00
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McCConnell & Jones, on their contract for the improvement of Alexander street, from East avenue to Monroe avenue..... 8000 00
 And charge that fund.
 Donoghue & Lauer, on their contract for the improvement of Charlotte street..... 1000 00
 And charge that fund.
 Thos. Stetson, on his contract for the improvement of Asylum street..... 1000 00
 And charge that fund.
 Thomas Stetson, on his contract for repairing Allen's rect..... 800 00
 And charge that fund.

Also, that the Clerk draw two orders for \$500 each in favor of Whitmore, Cars n & Co., and payable to their order with interest: one in one year and one in two years from the 30th day of October, 1871; and the Treasurer is hereby authorized to accept the same in behalf of the city and charge Jones Avenue Flag Walk Fund

Also, that the Clerk draw two orders for \$2 000 each in favor of McConnell & Jones, and payable to their order, with interest: one in one year and one in two years from the 30th day of October, 1871 and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Alexander St. Improvement Fund, from East Avenue to Monroe Avenue.

Also, that the Clerk draw two orders for \$500 each in favor of Thomas Stetson, and payable to his order with interest: one in one year and one in two years from the 30th day of October, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Asylum St. Improvement Fund.

Also, that the Clerk draw two orders for \$1,500 each in favor of Whitmore, Carson & Co., and payable to their order, with interest, one in one year and one in two years from the 30th day of October, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city and charge North Washington St. Improvement Fund.

Also, that the Clerk draw two orders for \$1,500 each in favor of Donoghue & Lauer, and payable to their order, with interest: one in one year and one in two years from the 30th day of October, 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city and charge Charlotte street Improvement Fund.

Also, that the Clerk draw two orders for \$4,000 each in favor of McConnell & Jones, one in one year and one in two years from the 30th day of October, 1871; and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge South Clinton street Improvement Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Selby, Mauderville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

By A. d. Stone—Bills of George Schofield, S. W. Elliott, H. W. Jones, Fred. Wurtz and A. W. Mudge; Poor Committee.

Ald. Stone, from the Committee on the Relief and Support of the Poor, presented the following:

REPORT OF THE OVERSEER OF THE POOR FOR MONTH OF OCTOBER.

To the Honorable Common Council of the City of Rochester:

The Overseer of the Poor of the City of Rochester would respectfully report that during the month of October, 1871, he relieved 720 families, in the following manner, viz:

Orders on Poor Store.....	\$ 1,284 85
" Wood yard.....	136 00
" Coal yard.....	780 00
" W. Carlton Browa.....	130 25
" George Wait.....	54 75
" John Nage.....	45 75
" H. Brewer & Co.....	41 50
" John Stape.....	41 50
" Geo. B. Hawkins.....	41 00
" H. W. Jones.....	38 50
" S. F. & W. Witherspoon.....	34 50
" W. H. Niven.....	30 00
" Fred. Wurtz.....	24 50
" H. Goetzman.....	24 00
" M. Daus.....	14 50
" C. Zimmer.....	13 00
" C. Seel.....	6 00
" August Kimmel.....	1 50
" Henry Hook.....	7 25
" Mrs. Clemonson.....	1 50
" H. F. Van Dake.....	33 75
" Beck & Meyer.....	29 50
" J. G. Jones.....	27 00
" Adam Schmitt.....	5 50
" Michael Heavey.....	15 00
" George Manuel.....	4 50
" Bel' & Stern.....	5 00
" H. & P. Bender.....	30 50
" B. O'Reilly.....	24 00
" Joyce Mor n.....	13 50
" George Schofield.....	31 74
" J. E. Butterfield.....	4 19

Less County and Towns..... \$2,980 08
 \$29 19

Total for city..... \$2,440 84
 All of which is respectfully submitted.

Wm. Brown, Overseer.
 Ordered received, filed and published.
 By Aid. S one:

That in parting with the gentlemanly reporter of the Democrat and Chronicle we express our regret at the order which compels his retirement from the position he has filled with such acceptance for so many years.

For his impartial reports of our proceedings, we express our satisfaction, and may the confidence and good will which will follow him on the part of this Common Council stimulate his successor to be as true, as correct, and as gentlemanly as was Thos J Neville. Adopted.

By Aid. Craig—Resolved, that the City Surveyor establish the lines of the alley between Champlain street and Cady street, and that the Street Superintendent be and he be hereby directed to remove obstructions within ten days. Adopted.

By Aid. McConnell—Resolved, That the City Attorney be and hereby is instructed to take such measures as are necessary to discontinue the proceeding in the matter of widening and straightening Nelson street, in the city of Rochester.

Ald. Gould moved to postpone action on the resolution until the next regular meeting. Carried.

Ald. Caring presented a bill of John C. Mason and moved its reference to the Finance Committee.

Ald. Whitmore moved to amend by substituting "Street" for "Finance." Carried.

Ald. Caring's motion, as amended, was then carried.

IMPROVEMENT FUND.

By Aid. Caring—Resolved, That the Treasurer pay, when there are funds applicable, as follows: A Cram in full (payable to the order of B. McFarlin) on his contract for constructing a sewer in Julia and Troup street, \$765 10 and charge that Fund.

Also, that the Clerk draw two orders for \$70 each, in favor of A. Cram and payable to the order of B. McFarlin with interest, one in one year and one in two years from the 31st day of

October 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city and charge Julia and Troup street Sewer Fund.

Also that the Clerk draw two orders for \$39 each in favor of D. McCormick and payable to his order with interest, one in one year and one in two years from the 31st day of October 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city and charge Thompson street Sewer Fund.

Also that the City Treasurer pay as follows, when there are funds applicable: Rauber & Vicious, for constructing and repairing lateral sewers \$135.75 and charge Sewer Repair Fund.

Adopted by the following vote,
Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Maudeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Ald. Caring presented the following:

PROPOSALS FOR SEWERS

For Cayuga Place and Mt. Vernon Avenue Sewer:

Thomas Stetson.....	\$1 873 00
Dunnaghue & Lauer.....	1 931 50
A. B. McConnell.....	2,229 00
Rauber & Vicious.....	1,660 00

For Andrews street lateral sewer:

A. B. McConnell.....	\$42 00
James Buckley.....	55 00
Chas. Rourke.....	50 00

By Ald. Caring—Resolved, That His Honor, the Mayor, is hereby requested to execute the following contracts in behalf of the city:

With A. B. McConnell for constructing two lateral sewers in Andrews street.

With Rauber & Vicious for constructing a sewer in Cayuga Place and Mt. Vernon Avenue. Adopted.

By Ald. Caring—Resolved, That the Treasurer cancel \$36 of the assessment against the lot owned by Elizabeth Baur on the corner of Orange and Grape streets for the Orange and Magnet street sewer and charge the same to erroneous assessment, she having been assessed on the Grape street front of said lot, for a sewer in said Grape street. Adopted.

By Ald. Caring—Resolved, That the Treasurer is hereby directed to receive \$10 each in full of John Van Acker and John H. Brewster and 67 percent in full of all other persons assessed for Julia and Troup street sewer. Adopted.

By Ald. Caring—Resolved, That the Treasurer is hereby directed to receive 94 percent, in full of the assessment for a sewer in Lake Avenue from Deep Hollow to the South line of the Grainger farm, that being sufficient to pay all the expense of said sewer. Adopted.

By Ald. Caring—Resolved, That the City Treasurer pay George G. Clarkson five dollars erroneously assessed to him for the lateral sewers on North St. Paul street and charge erroneous assessment.

Ald. Mauder moved the reference of the resolution to the Sewer Committee. Carried.

By Ald. Caring—Resolved, That the cartmen on East Main street, on the East Side of the River, be and each one is hereby granted permission to stand with his cart waiting for employment, in front of any place of business having first obtained the written consent of the

occupant, and that each cart shall occupy its own particular place, and in no case shall a cartman stand with his cart in front of any premises not having first obtained the written consent of the occupant. This does not in any way interfere with that portion of the ordinance relating to the distance one cart shall be from any other. Adopted.

By Ald. Caring—Whereas nearly all the people are aware that the knotty question in reference to the bridge across the river at Vincent Place is about being settled: therefore

Resolved, That a committee of five (denominated) "The Vincent Place Bridge Committee" be appointed by the President of this Board, to act in accordance with the spirit of the agreement between Thomas Leighton and the city of Rochester, and have general supervision of the said Bridge.

Ald. Rogers moved to postpone action on the resolution until the next regular meeting.—Carried.

Ald. Herzberger, presented the following:

ROCHESTER, Nov 8th, 1871.

To the Hon. Mayor and Common Council

GENTLEMEN: The Young Men's Mutual Aid Society, will hold their fifth (5) annual party at Washington Hall, Wednesday, Nov. 15th, at 8 P. M., on which occasion your presence is respectfully solicited.

Yours, Respectfully,

THOMAS O'BRYAN,
Committee.

Ald. Herzberger moved the acceptance of the invitation.—Carried.

By Ald. Herzberger—Resolved, That Richard Peart and James Walker have permission to sell fresh mutton by the quarter in the city on Front street for six months, upon their paying into the city treasury, the sum of \$12 50 each.

Ald. Gerling, moved to amend by substituting "Pinnacle avenue" for "Front street."

Ald. Gerling moved as a further amendment to add the words "or any other street."

Ald. Glover, moved the indefinite postponement of the whole matter.—Carried.

By Ald. Heavey—Resolved, That the Treasurer pay Mrs. John Spillard the sum of six dollars and fifty cents, with interest from July 31, 1866, and charge the Arsenal Site fund, pursuant to the report of the committee on extension of South Clinton street, on page 51 of Common Council proceedings, July 24, 1866.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Maudeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, and Aikenhead—24.

By Ald. Rogers, Resolved, That the Street Superintendent notify the owners of the stones lying in Ford street, to remove the same within ten days, and in default thereof, that he remove the same at the expense of such owners.—Adopted.

Bill of William Morley—Fire Department Committee.

Ald. Rogers moved a reconsideration of the vote on Ald. Selye's resolution in reference to awarding the contract for the improvement of St. Clair street.

Ald. Craig moved to table Ald. Rogers' motion. Carried.

By Ald. Rogers—Resolved, That the Treasurer receive as follows from the owners of property on Glasgow st., and in full of their assessments for the improvement of said street, viz: from J. W. Enos, \$25 08; Jerome Barhydt, \$25 08; L. C. Powis, \$7.60 and from all others, 79 per cent. of their assessment. Adopted.

By Ald. Rogers—Resolved, That the following persons have permission to construct the side-walks, gutters and curbs in front of their respective lots on Adams street, viz: John Ripatje, Wm. Crandall, Mr. Husbands, H. N. Shaw, Mrs. Pease, Mr. King, H. Wray, P. Coudon, Joseph Conslor, under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Rogers—Resolved, That the City Attorney be and hereby is instructed to take such measures as are necessary to discontinue the proceedings in the matter of extending and constructing an outlet sewer from the East Avenue and Goodman street outlet sewer into the towns of Brighton and Loudonquit. Adopted.

By Ald. Rogers—Resolved, That in order to secure proper drainage, and to preserve the public health of the city, it is the opinion of this Common Council that it is most expedient and necessary to extend and construct an outlet sewer from the East Avenue and Goodman st. outlet sewer into the town of Brighton, and along East Avenue continued. And the Mayor and City Attorney are hereby requested to take all necessary measures for the accomplishment of that end.

Ald. Caring moved to refer the resolution to the Sewer Committee and City Surveyor. Carried.

Ald. Rogers from the Fire Department Committee, reported in favor of the bill of William Morley; Finance Committee.

By Ald. Gould—Resolved, That the Street Superintendent notify the property owners on Mul st. between the south side of Furnace st. and the north side of Centre st.; also on each side of Francis st. to repair their respective walks within ten days, and in default thereof that he repair the same at the expense of the owners. Adopted.

By Ald. Wait—Whereas, It appears that Mrs. Thomas Bradley is erroneously assessed on her property on Frank st., being taxed for much more land than she owns; therefore be it

Resolved, That the Law Committee examine into the case, with a view of remitting the amount collected in excess of her proper tax, and report to this Board. Adopted.

Ald. Aldridge presented the following:

OFFICE OF THE POLICE COMMISSION, }
FRONT ST., ROCHESTER, NOV. 8, 1871. }

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

GENTLEMEN:—I respectfully offer my resignation as a Commissioner of Deeds, and would recommend the appointment of George W. Thomas to fill the vacancy. Mr. Thomas is a clerk in District Attorney Davy's office, where a Commissioner of Deeds is much needed.

Respectfully,

B. FRANK ENOS.

Ald. Aldridge moved the acceptance of the resignation. Carried.

Ald. Aldridge moved that the Board now proceed to ballot for Commissioner of Deeds in place of B. Frank Enos resigned. Carried.

First Ballot—George W. Thomas received 18 votes Scattering, 4 votes.

George W. Thomas having received the requisite number of votes was declared appointed Commissioner of Deeds in place of B. Frank Enos, resigned.

By Ald. Mauder—Resolved, That the Improvement Committee be instructed to bring in an ordinance at the next regular meeting of this Board for the construction of a plank walk across the N. Y. C. and H. R. Railroad on N. Clinton street. Adopted.

On motion of Ald. Charters the Board adjourned until Friday next, November 10th, at 2 o'clock P. M., as a Board of Canvassers.

WILLIAM F. MORRISON
City Clerk.

In Common Council, Nov. 10th, 1871.

ORGANIZED AS A BOARD OF CANVASSERS.

On motion of Ald. Selye, Ald. Aldridge was called to preside.

Ayes—Ald. Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Connolly Glover, McConnell, Selve, Mandeville, Gerling, Whitmore, Mander, Stade—15

Nays—Ald. Whitecomb, Gould, Caring, Stern, Stone, Craig, Kelly, Stape, Charters, Stebbins, Parsons, Aikenhead—12.

The Clerk submitted the certified statement of the Inspectors of Election for the Fifth Ward of the votes received at the special election in the Fifth Ward, in the city of Rochester, on the 7th day of November, one thousand eight hundred and seventy one.

The Board proceeded to canvass and estimate the votes polled at such election, and thereupon determined that the following named person, by the greatest number of votes, had been duly elected to the office of Alderman of the Fifth Ward, to fill the vacancy caused by the death of Moses M. Smith.

OWEN F. FEE—ALDERMAN—FIFTH WARD.

The members of the Common Council then signed the certificate of the canvass, made by them in duplicate, and having all business before them as a Board of Canvassers.

On motion of Ald. Connolly, adjourned.

WILLIAM F. MORRISON, City Clerk.

In Common Council, Nov. 14th, 1871.

REGULAR MEETING.

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

Present—Ald. Wait, Gould, Rogers, Pond, Heavy, Fee, Carlog, Conolly, Glover, McConnell, Stone, Craig, Kelly, Seive, Stapp, Charters, Gerling, Sebbins, Whitmore, Mauder, Stace, Parsons, Alkenhead—23.

Absent—Ald. Whitcomb, Aldridge, Herzberger, Stern, Maudeville—5.

APPROVAL OF MINUTES.

The minutes of the previous meetings, Oct. 31st, Nov. 6th, 8th, and 10th, were approved as published in Book of Proceedings.

PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Heavy—Petition of M. Houghton, for permission to erect a wood building on his lot, situate on the corner of Chestnut and Temple streets.—Referred to the Wood Building Committee, with power to act.

By Ald. Carlog—Bills and estimates of Daniel McCormick, Frederick Suckel, Rauber & Vicarious and Thomas Stetson.—Sewer Committee.

By Ald. McConnell—Bills of D. R. Barton & Co and Steele & Avery.—Park Committee.

Petition of Patrick Gannon for relief in the matter of claim against the Board of Education.—Referred to the Committee on Schools, to report to this Board.

By Ald. Stone—Bills of H. H. Babcock, S. J. Wagoner and Rochester Printing Company.—Poor Committee.

Petition of G. G. Townsend, for permission to erect a wood building on his lot, No 74 situate on the east side of Frank street.—Referred to the Wood Building Committee, with power to act.

Petition of L. Stryker and others, for the removal of obstructions from Cottage street.—Referred to the Street Committee.

Ald. Stone presented the following communication from Sister Stella Mullan, President of St. Mary's Hospital:

To the Hon. the Common Council:

The petition of St. Mary's Hospital, by the undersigned its President, respectfully represents:

That the lands owned by incorporated Hospitals in this state and used by them for the charitable purposes for which such institutions are created, are exempt from taxation.

That on the 16th day of August, 1869, your petitioner purchased a lot of land adjoining the Hospital premises on the west, described on the assessment roll as lots numbers 8, 9 and 15 on the south side of the Chul road, and immediately after such purchase enclosed the same with the rest of the Hospital grounds. Since that time the same has been used for the charitable purposes of the Hospital—the House thereon being occupied in part by patients and in part for laundry and other purposes connected with the institution.

These lots have been assessed each year since the purchase, and your petitioner has paid such assessments as follows:

In 1869, assessed to George Ruby and paid by petitioner, \$46 64; in 1870, \$47.00; in 1871, \$55.50.

And your petitioner further represents that during the years aforesaid the Hospital has been

assessed for a lot of land owned and used by it for the charitable purposes of the institution, situated next south of the Hospital premises, and described on the assessment roll as the lot on the corner of Cottage Square and Genesee st. and paid the same: In 1869, \$13 99; in 1870, \$19 23; and in 1871, \$22 71.

And your petitioner further represents: that, in order to put beyond question the truth of the opinion before expressed, that Hospital property is ex-empt, the Legislature last winter passed an Act, (chap. 273 of the laws of 1871) exempting from taxation the property of St. Mary's Hospital.

And your petitioner further represents; that the parcel of land on Nelson st., owned by the Hospital, described on the assessment roll as lots 76, 77 and 78 on the north side of that street, were assessed for the current year \$22.71, which tax was paid by your petitioner.

Your petitioner therefore prays that the said several sums, amounting in the aggregate to \$227.78, be refunded to the Hospital.

SISTER STELLA MULLAN,

President St. Mary's Hospital.

Dated Nov. 14th, 1871.	
Chul Road property in 1869.....	\$ 46 64
“ “ “ 1871.....	47 00
“ “ “ 1871.....	55 50
	<hr/>
	\$149 14
College Square property in 1869.....	\$13 99
“ “ “ 1870.....	19 23
“ “ “ 1871.....	22 71
	<hr/>
	\$55 93
Nelson street property in 1871.....	\$22 71
Chul Road Property.....	\$149 14
College Sq. “.....	55 93
Nelson St. “.....	22 71
	<hr/>
	\$227 78

Ordered received, filed and published

Ald Stone moved the reference of the communication to the Law Committee and City Attorney to report to this Board. Carried

Petition of Alerzo Frost and others, for the improvement of the South portion of Plymouth Avenue. Referred to the Improvement Committee, with instructions to bring in an ordinance.

Ald. Craig presented the following:

ROCHESTER, Nov. 14th, 1871.

To the Hon. the Common Council:

GENTLEMEN:—You are respectfully invited to attend and participate in a social gathering to occur this evening at the Manchester Hall upon the anniversary of the birth day of two of its members, Ex-Mayor Lutes and Ex Ald. Henry Heong. Yours Respectfully,

JOHN LUTES.

Ald. Craig moved that the invitation be accepted. Carried.

By Ald. Kelly—Petition of John Welch for permission to erect a wood building on his lot No. 346 situate on Kent Alley. Referred to the Wood Building Committee with power to act.

Remonstrance of James Howard and others against granting permission to Charles Cotton to erect a wood building on his lot situate on the corner of Lyell Avenue and Frank street, to be used as a blacksmith shop. Referred to the Wood Building Committee.

Bills of Nathan Wood, Mathew Dans, Gib-

bons & Stone, McConnell & Jones, Rochester Printing Company, Thomas Stetson and Street Superintendent's pay roll. Street Committee.

By Ald. Selye—Bill of J. C. Cochraue. Referred to the Law Committee.

Estimates of Holloway & Normington, Thomas Stetson, McConnell & Jones, Rauber & Vicinus, and Donnogue & Lauer. Improvement Committee.

By Ald. Stape—Bill of Chase & Otis. Street Committee.

By Ald. Charters—Bills of J. D. Pond, W. C. Thomas, and S. M. Sherman. Police Committee.

By Ald. Gerling—Petition of E. W. Tripp for permission to erect a wood building on his lot No. 18 situate on Chapin street. Wood Building Committee with power to act.

By Ald. Whitmore—Petition of Richard Murphy for permission to erect a wood building on his lot No. 9 situate on West Alexander street. Wood Building Committee with power to act.

By Ald. Mauder—Petition of James P. Stewart and others for the passage of an ordinance for the improvement of Thomas street. Referred to the Improvement Committee with instructions to bring in an ordinance.

By Ald. Stade—Bill of Curtis & Butts. City Property Committee.

By Ald. Aikenhead—Bills of John Wegman, William Dyer, Leo White, P. Box, Chas. A. Jeffords, J. E. Relyea, J. F. Rothgungal and J. Gommenginger. Lamp Committee.

Petition of Patrick McFallin for permission to erect a wood building on his lot No. 33, situate on Weld street.

Ald. Aikenhead moved the reference of the petition to the Aldermen of the 14th ward, with power to act.

Ald. Stape moved to table Ald. Aikenhead's motion. Lost.

Ald. Caring moved to amend by substituting "Wood Building Committee" for "Aldermen of the 14th ward."

Lost by the following vote:

Ayes—Ald. Wait, Gould, Fee, Caring, Glover, Selye, Stape, Gerling, Mauder, Stade—10.
Nays—Ald. Rogers, Pond, Heavey, McConnell, Stone, Caring, Kelly, Charters, Whitmore, Parsons, Aikenhead—12.

The original motion of Ald. Aikenhead was then declared carried by the following vote:

Ayes—Ald. Gould, Rogers, Pond, Heavey, Fee, Connolly, McConnell, Stone, Craig, Kelly, Selye, Charters, Gerling, Whitmore, Parsons, Aikenhead—16.

Nays—Ald. Wait, Caring, Glover, Stape, Mauder, Stade—6.

By Ald. Rogers—Bills of B. F. Blackall, James Melvin, E. M. Wray, Hoyt & Son, L. S. Gibson, William Morley, M. Briggs & Son, J. M. French and A. W. Mudge. Fire Department Committee.

By Ald. Pond—Bills of W. C. Thomas, F. Seifried & Co., Anthony Kasseal, Brown & Williams, J. P. Hax and Rochester Printing Company. Contingent Expense Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Charters, from the Police Committee, reported in favor of the bills of J. D. Pond, W. C. Thomas and S. M. Sherman. Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the bills and estimates of

Rauber & Vicinus, Frederick Stichel, Daniel McCormick and Thomas Stetson. Table.

Ald. Pond, from the Contingent Expense Committee, reported in favor of the bills of W. C. Thomas, F. Seifried & Co., Anthony Kasseal, Brown & Williams, J. P. Hax (two bills) and Rochester Printing Company. Finance Committee.

Ald. Stone, from the Committee on the Relief and Support of the Poor, reported in favor of the bills of Fred Wurz, H. W. Jones, S. W. Elliot, George S. Holt, Mrs. Clementson, Rochester Printing Company, Sibus J. Wagoner, H. H. Babcock, ac, William Brown and A. W. Mudge. Finance Committee.

IMPROVEMENT FUND.

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

Rauber & Vicinus in full on their contract for sewer in Pryor street.....	\$401 40
And charge the Fund.	
Frederick Stichel, in full for inspecting sewer in Pryor street.....	86 00
And charge that Fund.	
David McCormick, for repairs to sewers.....	26 00
And charge that Fund.	
Thomas Stetson, his bill for repairs to sew rs....	81 69

Also, that the clerk draw two orders for \$402 each in favor of Rauber & Vicinus and payable to their order with interest, one in one year and one in two years from the 14th day of Nov. 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city and charge Pryor street sewer Fund.

Adopted by the following vote:
Ayes—Ald. Wait, Gould, Rogers, Pond, Heavey, Fee, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

Ald. Rogers, from the Fire Department Committee, reported in favor of the bills of B. F. Blackall, James Melvin, E. M. Wray, Hoyt & Son, L. S. Gibson, William Morley, M. Briggs & Son, J. M. French, and A. W. Mudge. Finance Committee.

Ald. Kelly, from the Street Committee, reported in favor of the bills of Nathan Wood, Mathew Duns, Gibbons & Stone, McConnell & Jones, Rochester Printing Company, Thomas Stetson, and Superintendent's pay roll. Finance Committee.

Ald. McConnell, from the Committee on Public Parks, reported in favor of the bills of D. R. Barton and Steele & Avery. Finance Committee.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bills of John Wegman, William Dyer, Leo White, P. Box, Chas. A. Jeffords, J. E. Relyea, J. F. Rothgungal, and J. Gommenginger. Finance Committee.

Ald. Stade, from the City Property Committee, reported in favor of the bill of Curtis & Butts. Finance Committee.

Ald. Caring, from the Sewer Committee, presented the following:

ROCHESTER, Nov. 14, 1871.

To the Hon. Common Council:

GENTLEMEN—Your committee to whom was referred the resolution of Ald. Caring to pay Geo. G. Clarkson five dollars, erroneously assessed to him for lateral sewers on North St. Paul street, would report that we have examined into the case and find that Mr. Clarkson is justly entitled to the said amount, and would recommend the amendment of the resolution by striking out the words "erroneous assessment" and insert therefor the words "Lateral Sewer Fund," and the adoption of the resolution as amended. We would also recommend

the adoption of the following resolution in reference to constructing outlet sewers.

WM CARING,
ROBT Y. McCONNELL,
JOHN MAUDER,
Sewer Committee.

Ordered received, filed and published

By Ald. Caring—Resolved, that for the purpose of drainage sewerage and to promote the public health of the City of Rochester, the Common Council of said City do-m, and be this resolution declare it necessary to extend that sewer of said city known as the East Avenue Outlet sewer, beyond the limits of said city into the adjoining town of Brighton through and across the highway in said town known as East Avenue, and across private lands in said town—and the Mayor and City Attorney are hereby required to take all necessary measures for the accomplishment of the aforesaid.

By Ald. Caring—Resolved, That the City Treasurer pay George G. Clarkson five dollars erroneously assessed to him for the lateral sewers on North St. Paul street and charge Lateral Sewer Fund. Adopted by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Pond, Heavey, Fee, Caring, Connolly, Glover, Mc Connell, Stone, Craig, Kelly, S-lyce, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

COMMUNICATIONS.

The Clerk presented the following:

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE, }
November 14th, 1871. }

To the Hon. the Common Council:

GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the balances of the principal Funds on the 14th day of November, 1871, as required by section 53 of the City Charter:

	Credit Balance.
Contingent Fund.....	\$30,264 47
Police Fund.....	27,997 11
Fire Department Fund.....	86,070 93
Highway Fund.....	13,493 91
Lamp Fund.....	25,755 22
Poor Fund.....	21,451 64
Park Fund.....	72 06
Board of Health Fund.....	3,931 81
Fire Department Fund.....	1,907 33
Sewer Repair Fund.....	1,151 35
Lyell Street Fund.....	153 74
St. Paul Street Fund (Scrantom street to city line).....	281 86
Monroe Avenue Fund.....	64 79
Mt. Hope Avenue Fund.....	6 23
Plymouth Avenue Fund.....	38 57
West Avenue Fund.....	141 27
Lake Avenue Fund.....	5 39
East Avenue Fund.....	221 61
South Avenue Fund.....	3 32

JOHN WILLIAMS, Treasurer.

Subscribed and sworn to before me, this 14th day of November, 1871.

GEO. D. WILLIAMS, Notary Public.

Ordered received, filed and published.

ORDINANCES.

PIPE SEWER IN UNION STREET AND TAPPAN 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 Union street, and Tappan street.

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

The construction of a 15 inch pipe sewer in Union street and Tappan street, from West street to a point 130 feet east of said street, with the necessary lateral sewers, to surface drainage.

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-

vveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at two thousand one hundred and fifty-three dollars, which estimate was and is hereby approved; the sum of two thousand one hundred and fifty-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 determine will be benefited by said improvement is described as follows:

One lot of lots on each side of Union street; and Tappan street from West street to St. Paul street.

On which above described portion of the city the said sum of two thousand one hundred and fifty-three dollars is ordered to be assessed.

And the tax payers to be assessed for making such improvement, may, by paying the same hereinafter 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 such 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. Ostrov, 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 November, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Staple moved to amend the ordinance by striking out the words "Union street" wherever they occur, and substitute therefor "the alley 137 feet west of Union street."

Ald. Gould moved the indefinite postponement of Ald. Staple's motion. "Carried."

The ordinance was then passed by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Heavey, Fee, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selvy, Gerling, Stebbins, Whitmore, Mauder, Stade Aikenhead—19.

Nays—Ald. Pond, Stape, Charters and Parsons—4.

PIPE SEWER IN THE STREET NEXT EAST OF MT. HOPE AVENUE, THAT RUNS FROM COMFORT STREET TO ALEXANDER STREET.

By Ald. Caring—Resolved, that the City Surveyor ascertain and report to this Board the expense of constructing a 9-inch pipe sewer in the street that runs from Comfort street to Alexander street, next east of Mt. Hope avenue. Adopted.

The Surveyor submitted as such estimate \$356.

By Ald. Caring—Resolved That the following improvement is expedient, viz: The construction of a 9-inch pipe sewer in the street that runs from Comfort street to Alexander street, next east of Mt. Hope avenue, from the sewer in Comfort street to a point 135 feet north 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 \$356, 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 hereof, viz:

One tier of lots on each side of the above mentioned street from Comfort street to Alexander 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, November the 22th, 1871, at half-past 7 o'clock, when allegations will be heard.

Passed by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Pond, Fee, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selvy, Stape, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons, Aikenhead—23.

Nays—Ald. Mauder—1.

IMPROVEMENT OF ALEXANDER PARK.

By Ald. Selvy—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving Alexander Park from Comfort street to Alexander street. Adopted.

The Surveyor submitted as such estimate \$1,075.

By Ald. Selvy—Resolved, That the following improvement is expedient, viz:

The improvement of Alexander Park from Comfort street to Alexander street, by setting a curb-stone, paving a gutter three feet wide and laying a cement

walk four feet wide on each side thereof, from Com-
fort street to Alexander's street.

And Whereas, The City Surveyor, under direction
of this Board, has made an estimate of the whole ex-
pense thereof, and reported the same at \$1,75, which
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 Park from
Comfort 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 im-
provement, are required to attend the Common Council
on Tuesday evening, November, the 28th, 1871, at half-
past 7 o'clock, at the Common Council Hall, when alle-
gations will be heard.

Adopted by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Pond, Heavey, Fee,
Caring, Connolly, Glover, McConnell, Stone, Craig,
Sey, Stape, Chartars, Gerling, Stebbins, Whitmore,
Mauder, Stude Parsons, Aikenhead—23.

IMPROVEMENT OF EAST AVENUE.

By Ald. McConnell—Resolved, That the City Surveyor
ascertain and report to this Board the expense of re-
pairing East Avenue from East Main street to the east
line of the city. Adopted.

The Surveyor submitted as such estimate \$9,180.
By Ald. McConnell—Resolved, That the following im-
provement is expedient, viz:

The repairing of East Avenue from East Main street
to the east line of the city, by picking up the present
macadam roadway and repairing the gutter pavement
where necessary, and putting on a sufficient amount
of new Macadam material to raise the surface of the
street to the original grade, and make such other re-
pairs as shall or decrease necessary by the committee
having the work in charge, said committee to consist
of Hiram Sibley, Wm. F. Cogswell and C. F. Paine,
who shall act in connection with the Commissioner
of said committee to audit and adjust all accounts and
supervise said repairs until completed, and said re-
pairs shall be entirely under their control.

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 \$9,180, 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
East Main street to the east line of the city.

And further Resolved, That the tax-payers to be as-
sessed for making such improvement may, by paying
interest as hereinafter provided on the amount assessed
to them individually, pay their assessments by 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 im-
provement are required to attend the Common Council
on Tuesday evening, November 23, 1871, at half-past 7
o'clock, at the Common Council Hall, when allegations
will be heard.

Ad Craig moved the indefinite postponement of the
ordinance, Carried.

Ald. McConnell moved a reconsideration of the vote
of Ald. Craig to postpone indefinitely.

Lost by the following vote:

Ayes—Ald. Rogers, Pond, Glover, McConnell, Stone,
Kelly, Stebbins, Whitmore, Parsons, Aikenhead—10.
Nays—Ald. Wait, Gould, Heavey, Fee, Carine, Con-
nolly, Craig, Stape, Chartars, Gerling, Mauder, Stude

WIDENING AND EXTENSION OF NELSON STREET.

Ald. Gould moved a reconsideration of the vote on
the ordinance for the widening and straightening of
Nelson street, adopted 5th, 1871 at 10:17 of printed
proceedings.) Carried.

Ald. Gould moved the indefinite postponement of
ordinance. Carried.

WIDENING AND STRAIGHTENING OF NELSON STREET.

By Ald. Gould—Resolved, That the City Surveyor
ascertain and report to this Board the expense of wid-
ening and straightening Nelson street, from the north
line of C. C. Meyer's boat yard to Monroe avenue.

The Surveyor submitted as such estimate \$4,000.
By Ald. Gould—Resolved, That the following im-
provement is expedient, viz:

The straightening and widening of Nelson street,

from the north line of the boat yard lot owned by C.
C. Meyer to Monroe avenue, and the following cer-
tain territory is necessary to be taken for said im-
provement, to wit:

A right-of-way 40 feet wide to be taken from the
south street where the north line of C. C. Meyer's boat
yard lot intersect the same, running thence northerly
in a straight line to the east corner of Velsa street, and
Monroe avenue, until it shall intersect with the south
line of said Monroe avenue, thence westerly along the
south line of Monroe avenue to a point 20 feet east of
the right-of-way line, thence easterly in a straight
line to the north line of the boat yard lot, and at
right angles from the first described point it shall
intersect with the west part of a line of Nelson street;
thence southerly along the correct east line of Nelson
street to the place of beginning.

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 \$4,00, 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, and
said street as widened and straightened, from the
Eric Canal to Monroe avenue.

And further, Resolved, That the tax-payers to be as-
sessed 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 the
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 165, 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, Nov. the 23th, 1871, at 7 1/2 o'clock
at the Common Council Hall, when allegations will be
heard.

Adopted as follows:

Ayes—Ald. Wait, Gould, Rogers, Pond, Heavey, Fee,
Caring, Connolly, Glover, McConnell, Stone, Craig,
Kelly, Selye, Stape, Chartars, Gerling, Stebbins, Whit-
more, Mauder, Stude, Parsons, Aikenhead—23.

Ald. Mauder moved that the Board now ad-
journ until Tuesday evening next, Nov. 21st,
1871, at 7 1/2 o'clock. Carried.

Adjourned.

WILLIAM F. MORRISON,
City Clerk.

In Common Council, Nov. 21st, 1871

ADJOURNED MEETING.

President—Ald. G. R. Parsons, presiding.
Present—Ald. Whitcomb, Albridge, Gould,
Pond, Heizerger, Fee, Caring, Connolly,
Stero, Glover, McConell, Stone, Craig, Kelly,
Sey, Stape, Chartars, Gerling, Stebbins,
Whitmore, Mauder, Stape, Parsons, Aiken-
head—24.
Absent—Ald. Wait, Rogers, Heavey, Mandeville—4.

Ald. Caring was granted unanimous consent
to attend the following resolution:

By Ald. Caring—Resolved, That Ald. Fee be
and is hereby appointed to fill the vacancies in
the standing committees caused by the death of
Ald. Moses M. Smith. Adopted.

The President stated the standing Committees
as follows:

Charter Amendments, Streets and Bridges,
and Police.

ORDINANCES.

WIDENING THE EAST PART OF TYLER STREET.

Ald. Gould presented the first ordinance for
the widening of the east part of Tyler street,

from the east line of lot No. 16, section 4 of the Davis Tract, to Scio street, and moved that action on the ordinance be postponed until the next regular meeting. Carried.

UNFINISHED BUSINESS.

The Clerk presented the following:

By Ald. McConnell—Resolved, That the City Attorney be and hereby is instructed to take such measures as are necessary to discontinue the proceedings in the matter of widening and straightening Nelson street, in the city of Rochester.

Ald Gould moved the indefinite postponement of the resolution. Carried.

Ald Aikenhead called up the matter of balloting for constable for the 14th Ward.

FIRST BALLOT.

Joseph B. Markley received .23 votes.

Scattering " " 3 "

Joseph B. Markley having received the requisite number of votes was declared appointed constable for the 14th Ward.

Ald. Connolly called up the matter of electing managers for the House for Idle and Truant Children, and moved that the Board now proceed to ballot for managers for the House for Idle and Truant Children. Carried.

Ald. Aldridge moved to ballot for three managers for one year, three for two years, and three for three years upon one ballot.

Ald. Stebbins moved as an amendment to ballot for three managers for one year. Carried.

Ald Glover moved a reconsideration of the vote just taken upon Ald. Stebbins' motion. Carried.

Ald. Herzberger moved that further action be postponed until the next regular meeting.

Carried by the following vote:

Ayes—Ald. Gould, Herzberger, Fee, Caring, Stern, Glover, McConnell, Kelly Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons—17.

Nays—Ald. Whitcomb, Aldridge, Pond, Connolly, Stone, Craig, Aikenhead—7.

The Clerk presented the following:

By Ald. Heavey—Resolved, That his Honor the Mayor be and is hereby requested, to enter into a contract with the heirs of H. N. Curtis for the purchase of the property (vacant) on the south side of the Main street bridge (known as the Curtis property) in accordance with their proposition, for the purpose of erecting thereon a City Hall Building.

Ald. Mandeville moved to amend by striking out all the words between the word "with" and the word "in" and substitute the words "N. Osburn for the purchase of his property situate on the corner of East avenue and Elm street."

Ald. Whitmore, moved as an amendment to the amendment to strike out the name of N. Osburn and insert therefor the name Rufus Keeler; also strike out the words "corner of East avenue and Elm street" and substitute therefor the words "South St. Paul street."

Ald. Herzberger moved as a substitute for the whole matter, "That the Mayor be requested to enter into a contract with S. D. Walbridge for the purchase of his premises known as the New England House, situated on East Main street in accordance to his proposition."

Ald. Caring moved to postpone action in this matter until the next regular meeting. Carried.

EXECUTIVE.

Ald. Aikenhead moved that the Board now proceed to ballot for Commissioner of Deeds, to fill a vacancy in the 14th Ward. Carried.

FIRST BALLOT.

G. Henry Roberts received 23 votes.

Scattering " " 1 vote.

G. Henry Roberts having received the requisite number of votes was declared Commissioner of Deeds.

MISCELLANEOUS.

By Ald. Whitcomb—Resolved, That the Treasurer pay Zachariah Weaver Sixty Dollars (costs incurred by defending a suit brought against him in the Supreme Court for Assault and Battery, while acting as Chief Engineer of the Fire Department of the city of Rochester), and charge same to the Contingent Fund.

Adopted by the following:

Ayes—Ald. Whitcomb, Fee, Caring, Connolly, Stern, Glover, Craig, Kelly, Selye, Stape, Stebbins, Whitmore, Parsons—13.

Nays—Ald. Aldridge, Gould, Pond, Herzberger, McConnell, Stone, Charters, Gerling, Mauder, Stade, Aikenhead—11.

PENAL ORDINANCE IN REFERENCE TO AWNINGS.

Ald. Aldridge gives notice that he will at the next regular meeting introduce the following ordinance, to wit:

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

No owner or occupant of any premises shall hereafter permit an accumulation of water, snow or ice upon the awning in front of his, her or their premises in the city of Rochester under a penalty of ten dollars for each and every violation thereof, and the additional penalty of five dollars for each and every twenty-four hours the same shall be suffered to remain after notice to remove the same by the Street Superintendent of said city.

Any penalty recovered for the violation of this ordinance shall be collected out of the property of the defendant, and in default of payment or collection the defendant shall be imprisoned in the Monroe County Penitentiary for the period of twenty days.

By Ald. Aldridge—Resolved, That the Treasurer pay Geo. H. Thompson \$30 for work done in front of Moses Radler's lot on University avenue, and charge University Avenue Improvement Fund.

Adopted by the following vote:

Ayes—Ald. Aldridge, Gould, Pond, Herzberger, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

Nays—Ald. Whitcomb—1.

Ald. Aldridge, from the Improvement Committee, reported in favor of the estimate of Chas. Roderick, and offered the following:

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

Chas. Roderick, on his contract for plank walk on St. Clair street, \$100, and charge that Fund.

Adopted by the following vote:

Ayes—ald. Aldridge, Gould, Pond, Herzberger, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

Nays—Ald. Whitcomb—1.

By Ald. Fee—Petition of members of Steam Fire Engine Company No. 1 for relief from damages sustained by them at the recent fire. Referred to the Fire Department Committee on motion of Ald. Whitcomb.

Ald. Fee presented the following:

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

GENTLEMEN: You are respectfully invited to attend the festival to be held at the Arsenal during next week.

On Friday evening, December 1st, we intend to make the presentation of a beautiful "American flag" to the military organization receiving the largest number of votes, and on that evening we earnestly desire the attendance of your honorable body. Respectfully yours,

R. E. SHERLOCK,
JNO MALDEN,
M. HEAVEY,

Committee.

Ald. Gerling moved the acceptance of the invitation. Carried.

By Ald. Caring—Estimate of Daniel Gatens, Sewer Committee.

PROPOSALS FOR SEWERS.

Sewer through Sibley's nursery:

Rauber & Vicinus.....	\$3,192 00
C. Roderick.....	3,201 50
Donnahue & Lauer.....	3,383 50
Thomas Stetson.....	3,495 50

By Ald. Caring—Resolved, That His Honor the Mayor be and he is hereby requested to execute a contract with Rauber & Vicinus for an outlet sewer through Sibley's nursery. Adopted.

By Ald. Caring—Resolved, That the Treasurer is hereby directed to receive sixty-five per cent. in full of all persons assessed for a pipe sewer in Fryor street. Adopted.

Ald. Caring, from the Sewer Committee, reported in favor of the estimate of Daniel Gatens. Tabled.

By Ald. Stern—Resolved, That the City 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 election polls (except the First and Second Wards) the sum of twenty dollars, and charge Contingent Fund, when there are funds applicable.

Adopted by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Pond, Herzberger, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

By Ald. Connolly—Resolved, That Abraham De Vos be granted a license to sell fresh meat in the city of Rochester at his store, No. 48 Front street, upon his paying into the City Treasury the sum of twenty-five dollars. Adopted.

By Ald. Connolly—Resolved, That G. Albert be granted a license to sell fresh meat in the city of Rochester at the corner of Chatham st. and the New York Central Railroad, upon his paying into the City Treasury the sum of twenty-five dollars.

Ald. Aikenhead moved to amend the resolution by adding the following:

"Also Resolved, That James Boyd be granted a license to sell fresh meat in the city, at 66 Front street, upon his paying into the City Treasury the sum of twenty-five dollars." Carried.

The original resolution as amended was then adopted:

By Ald. Connolly—Resolved, That the Treas-

urer pay E. A. Jaquith two hundred and forty dollars for extinguishers for the use of the Fire Department and chage Fire Dept. Fund.

Adopted by the following vote:

Ayes—Ald. Aldridge, Pond, Herzberger, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

By Ald. Glover—Resolved, That T. O'Rorke be granted a license to sell fresh meat at No. 37 Broadway street, upon his paying into the City Treasury the sum of twenty-five dollars. Adopted.

Petition of Ernest Tschirch for permission to erect a wood building on his lot No. 1, situate in Anson Park. Referred to the Wood Building Committee with power to act.

By Ald. Glover—Resolved, That the vote confirming the assessment roll for the improvement of Jones avenue, passed Sept. 5th, 1871, be reconsidered, and that the roll be referred to the Assessors for correction.

Ald. Stebbins moved that action on the resolution be postponed until the next regular meeting. Carried.

By Ald. Glover—Resolved, That the City Treasurer be authorized to receive from all persons assessed for Vincent Place Bridge the amount of their first payment, without interest, if paid on or before the 14th day of January next.

Ald. Gerling moved to amend the resolution by striking out the word "January" and insert therefor the word "April." Adopted by Ald. Glover.

Ald. Caring moved to postpone further action until the next regular meeting. Lost.

The original resolution as amended was then adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Pond, Herzberger, Fee, Connolly, Stern, Glover, McConnell, Stone, Craig, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

Nays—Ald. Caring, Kelly—2.

By Ald. McConnell—Petition of James Keogh for permission to erect a wood building on his lot No. 52 situate on Pearl street. Referred to the Wood Building Committee with power to act.

By Ald. McConnell—Resolved, That the Commissioner for Monroe avenue notify the owners of property on said avenue to remove all obstructions from their side-walks and repair their walks and clean their gutters within ten days, and if they fail to comply that he repair the same and charge the owners. Adopted.

Ald. Stone presented the following:

HEADQUARTERS 25TH BRIGADE,

N. Y. S. N. G.,

Rochester, N. Y., Nov. 21, 1871.

To the Hon. Common Council of the City of Rochester:

The commissioned officers of the 25th Brigade N. Y. S. N. G., respectfully invite your Honorable body to visit and inspect their quarters in the New York State Arsenal on Friday evening, Nov. 24th, 1871.

Very respectfully yours,

BRIG. GEN. CLARK

LIEUT. COL. WM. N. STONE,

LT. COL. WARNER WESCOTT,

MAJOR F. C. SCHOEN,

CAPT. H. B. HENDERSON,
CAPT. F. A. MADDEN,
CAPT. J. ERBELDING,

Committee.

Ald. Stone moved that the communication be received, filed and published, and that the invitation be accepted. Carried.

Bills of Jones & Howe and P. S. Wilson. Poor Committee.

Ald. Stone from the Committee on the Relief and Support of the Poor, reported in favor of the bills Jones & Howe and P. S. Wilson. Finance Committee.

Ald. Craig presented the following:

To the Honorable Common Council of the City of Rochester:

The petition of your petitioners respectfully shows that they are owners of property on Rome street in said city; that as they are informed and believe, your Honorable body on the 9th day of May, 1871, passed the following resolution:

"Resolved, That S. Rosenblatt have permission to set a curb stone, pave gutters and lay flag and brick walks in front of his property on Rome street, and the City Surveyor be instructed to establish the proper grade for the same."

That as they are informed and believe the City Surveyor did establish a grade for the same and for the said street, which grade was a straight one descending from the curb stone on the south side of Atwater street to the curb stone on the north side of Clinton Place, as is shown by the annexed diagram, made under the direction of said Surveyor:

That said Rosenblatt is owner of premises with a frontage of two hundred feet on Rome street, and that one Charlotte Kerrtine is also the owner of premises with a frontage of about forty feet on said street; and one Chas. Yorkey is also the owner of premises with a frontage of about thirty-eight feet on said street. That said Rosenblatt and said Charles Yorkey have set curb-stones, paved gutter, and laid flag and brick walks in front of their said premises, but that the same has not been done in accordance with the grade so established, but on a grade several inches higher, as is shown by the annexed diagram.

Your petitioners furthershow that such grade so established by the Surveyor is the proper grade, and they desire in setting curb-stones, paving the gutter, and laying walks in front of their premises, to conform to the grade so established by the City Surveyor; but that if they do so it will cause great irregularity in the street and interfere with travel upon it, to the damage of your petitioners, unless the said Rosenblatt and Charles Yorkey be required to remove their said curb stones, gutters, and walks, and relay the same in accordance with the established grade.

Wherefore, they pray that the grade so established be confirmed, and that said Rosenblatt and Charles Yorkey be required by the order of your Honorable Body to remove their curb-stones, gutters and walks in front of their said premises and to relay the same, in accordance with such grade, and will ever pray &c.

Dated August 31, 1871.

MRS. MARTHA D. DURAND No. 8 Rome St.
Z. WEAVER, No 5 Rome St.
J. C. FORKEL, Corner Rome and Atwater streets.

EDWARD CRANE, No 3 Rome St.
OTIS C. SEYMOUR.

Ordered received, filed and published.

By Ald. Craig—Resolved, That the grade of Rome street, established by the City Surveyor, as designated in the profile filed with the Clerk, to wit: a straight grade, descending from Atwater Street to Clinton Place, be and is hereby confirmed.

Ald. Connolly moved that action on the resolution be postponed until the first regular meeting in May next. Carried.

By Ald. Kelly—Resolved, That the tax-payers for a plank walk on Vernum street are hereby given permission to construct walks in front of their premises during the next twenty days, under the direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Selye—Resolved, That the Treasurer is hereby directed to receive 84 per cent, in full of persons assessed for the improvement of Alexander street, from South Avenue to Mount Hope Avenue. Adopted.

By Ald. Selye—Resolved, That the Treasurer is hereby directed to receive 91 per cent, in full of persons assessed for Hickory street improvement. Adopted.

By Ald. Selye—Resolved, That the Treasurer is hereby directed to credit William Donnison \$248 on his assessment for flag walks, and curb-stone, and cross-walk, on Saratoga Avenue, he having laid his walk and set his curb-stone. Adopted.

IMPROVEMENT BUDGET.

Ald. Selye presented the following:

SARATOGA AVENUE SIDE AND CROSS WALKS.

The City of Rochester, to Holloway & Normington.		
1871.		Dr.
Nov. 21, 1418 feet side walk, at....	\$1.50	\$2,127 00
1,289 feet curb stone, at.....	50	644 50
259 feet cross walk, at.....	3.50	906 50
		<hr/>
		\$3,678 00

Cr.		
Oct. 17, orders one year.....	\$500 00	
two years.....	500 00	\$1,000 00

Balance due.....		\$2,678 00
Payable—order one year..	\$726.00	
two years.....	726.00	
cash in full when there are funds applicable..	\$1,226 00	\$2,678 00

By Ald. Selye—Resolved, That the Clerk be requested to draw orders as above stated and that the Treasurer be requested to accept the above orders so drawn by the Clerk.

Adopted by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Gould, Herzberger, Fee, Carlog, Connolly, Stern, Glover, McConnell, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aldenhead—21.

CHARLOTTE STREET IMPROVEMENT.

The City of Rochester, to Donoghue & Laurer. Dr.

1871.		Dr.
Nov. 21, 1,575 feet road way and curb stone at.....	\$3.85	\$6,065 75
8,025 feet side walk at..	1.65	4,994 25
232 feet cross walk at..	2.75	638 00
6 lateral se'rs, new, at..	20 00	120 00
7 repaired, 5.00		35 00
261 feet side walk re-laid		12 36
		<hr/>
		\$11,860 36

Cr.		
Sept. 5, orders one and two years....	\$3,000.00	
19, " " " " " " " " " " " "	2,000.00	
Oct. 12, cash.....	2,000.00	
8, cash.....	1,000.00	
order one and two years.....	3,000.00	11,000 00

Balance due.....		\$860 36
Payable—cash in full when there are funds applicable..	\$800.36	860 36

By Ald. Selye—Resolved, That the Clerk be requested to draw an order as above stated

Adopted by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Gould, Herzberger, Fee, Carlog, Connolly, Stern, Glover, McConnell, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aldenhead—21.

ALEXANDER STREET SIDE WALKS AND CROSS WALKS.		
The City of Rochester, to John Brady. Dr.		
1871.		
Nov. 21, 166 feet side walk, at.....	\$ 1.28	\$212 48
79 feet cross walk, at.....	2.40	189 60
483 feet curb and gutter, at.....	80	886 40
2 lateral sewers, at.....	25.00	50 00
146 square feet paving, at.....	10	14 60
re-laying cross walk at Mt. Hope Avenue		10 00
		\$368 08

Payable—cash in full to Whitmore, Carson & Co., when there funds applicable.....\$368.08 \$68 08

By Ald. Selye—Resolved, That the Clerk be requested to draw an order as above stated.

Adopted by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Gould, Herzberger, Fee, Carling, Connolly, Stern, Glover, McConnell, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

HICKORY STREET IMPROVEMENT.		
The City of Rochester, to Rauber & Vicinus, Dr.		
1871.		
Nov. 21, 3,687 feet curb and gutter, at 9c.....	\$ 3,365 17	
12 lateral sewers repaired, at \$5	60 00	
		\$3,415 17

Payable—order one year.....\$1,139 00
order two years..... 1,139 00
cash in full when there are funds applicable..... 1,137 17
\$3,415 17

By Ald. Selye—Resolved, That the Clerk be requested to draw orders as above stated, and that the Treasurer be requested to accept the time orders as drawn by the Clerk.

Adopted by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Gould, Herzberger, Fee, Carling, Connolly, Stern, Glover, McConnell, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.
Nays—none.

ALLEN STREET REPAIRS.		
The City of Rochester, to Thomas Stetson, Dr.		
1871.		
Nov. 21, 301 feet of roadway repaired, at \$3.75.	\$ 1,128 75	
Oct. 30, Cr. by cash.....	\$300.	
Balance due.....		328 75
Payable—Cash in full when there are funds applicable	\$328.75	328 75

By Ald. Selye—Resolved that the Clerk be requested to draw an order as above stated.
Adopted by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Gould, Herzberger, Fee, Carling, Connolly, Stern, Glover, McConnell, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.
Nays—none

WASHINGTON STREET IMPROVEMENT.		
The City of Rochester, to Whitmore, Carson & Co., Dr.		
1871.		
Nov. 21, 880 feet roadway, at \$11.50.....	\$10,120 00	
37 feet crosswalks relaid, at \$2.75.....	101 75	
37 feet " new, at \$2.75.....	101 75	
4 lateral sewers, new, at \$25.....	100 00	
5 " repaired, at \$8.....	40 00	
		\$10,463 50

Oct. 3, Cr. by orders 1 and 2 years.....\$3,000
Oct. 30, "..... 3,000
6,000 00

Balance due..... 4,463 50

Payable—Order one year.....\$488 00
Order two years.... 438 00
Cash in full when there are funds applicable.....3,487 50
4,463 50

By Ald. Selye—Resolved, That the Clerk be requested to draw orders as above stated, and that the Treasurer be requested to accept the time orders so drawn by the Clerk.

Adopted by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Gould, Herzberger, Fee, Carling, Connolly, Stern, Glover, McConnell, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.
Nays—none.

By Ald. Selye—Resolved, That the Treasurer pay, when there are funds applicable, as follows:
McCConnell & Jones on their contract for

South Clinton street Improvement....\$4,000
and charge that Fund.

Also, That the Clerk draw two orders for \$1,000 each in favor of McConnell & Jones and payable to their order, with interest, one in one year and one in two years from the 14th day of Nov., 1871, and the Treasurer is hereby authorized to accept the same in behalf of the city, and charge Alexander Street Improvement Fund.

Adopted by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Gould, Herzberger, Fee, Carling, Connolly, Stern, Glover, McConnell, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

By Ald. Selye—Resolved, that James H. Kelly is hereby granted permission to construct a stone walk and curbing around his premises on the corner of Saratoga avenue and Lorimer street under direction of the Improvement Committee and City Surveyor. Adopted.

By Ald. Stape—Bills of M. Heavey and N. T. Hackstaff—Health Committee.

Ald. Stape, from the Committee on Public Health, reported in favor of the bills of M. Heavey and N. T. Hackstaff—Finance Committee.

Ald. Charters, from the Police Committee, presented the following:

REPORT OF POLICE JUSTICE BRYAN FOR THE MONTH OF OCTOBER, 1871.

POLICE OFFICE,
ROCHESTER, Nov. 14, 1871. }

To the Hon. Common Council.

Monthly report of the Police Justice of the city of Rochester of moneys received by him for fines and penalties during the month of Oct., 1871. Total amount received \$387

I do her-by officially certify that the foregoing report in relation to moneys received by me during the month of Oct., 1871, is true

Respectfully, &c.,
E. W. BRYAN P. J. /

Ordered received, filed and published.
By Ald. Gerling—Resolved, That the Street Superintendent notify the owners of land on each side of Brown street, from Clark street to Wilder street, to repair the walks in front of their premises within ten days, and in default thereof that he repair or construct the same and charge the owners.

Ald. Mauder moved to amend the resolution by inserting the words "also McDonald Avenue" after the words "Wilder's rect."
Carried.

The original resolution, as amended, was then adopted.

By Ald. Whitmore—Resolved, That the City Treasurer refund to John J. Lighthouse \$19.50, being the amount of interest paid by him on Mt. Vernon Avenue extension tax, and charge Contingent Fund.

Adopted by the following vote,
Ayes—Ald. Whitcomb, Aldridge, Gould, Herzberger, Fee, Carling, Glover, McConnell, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—19.
Nays—Ald. Connolly—1.

By Ald. Whitmore—Resolved, That the Street Superintendent notify the property owners on Whalen street to remove the obstructions in front of their premises within ten days from

notice there of, and in neglect thereof that he remove the same at the expense of the owners. Adopted.

FINANCE BUDGET.

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

CONTINGENT FUND.

W. C. Thomas, stationery.....	\$ 21 25
Ferdinand Seifried & Co., tape-line per Grantsynn.....	15 00
Anthony Kaseal, hack hire, Sewer Committee.....	4 00
Brown & Williams, hamp, per Messenger.....	4 00
Rochester Printing Company, printing.....	155 49
J. P. Hax, hack hire, per Surveyor.....	5 00
..... Messenger.....	2 50
Curtis & Butts, rent of Surveyor and Assessors offices.....	200 00
And charge Contingent Fund.....	

POOR FUND.

Fred Wartz, groceries, per orders.....	\$ 24 50
H. W. Jones.....	72 00
S. W. Elliott.....	16 50
George Schofield, transportation, per orders.....	42 66
Mrs. Clemenson, board and lodgings, per orders.....	14 75
Rochester Printing Company, printing.....	14 00
E. J. Wagner, delivering wood and coal.....	178 38
H. H. Babcock, agent, coal, per order.....	7,152 32
William Brown, Overseer disbursements to Nov. 14th.....	41 77
A. W. Mudge, undertaker's services.....	37 00
And charge that fund.....	

FIRE DEPARTMENT FUND.

Wm. Morley, blankets for engine house.....	\$ 25 15
comfortable.....	3 00
B. F. Blackall, Supt. Fire Alarm Telegraph, disbursements.....	51 54
James Melvin, horseshoeing.....	37 75
E. M. Wray, keys.....	7 75
Hoyt & Co., ice.....	12 88
L. S. Gibson, disbursements as Chief.....	10 90
Briggs & Son, bedstead.....	9 00
J. M. French, stove and pipe.....	89 19
A. W. Mudge, hack hire.....	1 00
And charge that fund.....	

POLICE FUND.

J. D. Pond, medical services.....	\$ 17 00
W. C. Thomas, stationery.....	62 80
S. M. Sherman, disbursements as Chief.....	114 77
And charge that fund.....	

LAMP FUND.

John Wegman, carting lamp posts.....	\$ 2 00
Wm. Dyer, setting 1 lamp post.....	1 00
Leo White, carting lamp posts.....	4 00
P. Box.....	8 50
C. A. Jeffords, lighting, extinguishing oil, &c., and repairing lamps, West Side, for Nov.....	347 00
J. E. Relyea, lighting and extinguishing, and oil, &c., lamps, East Side for November.....	408 00
J. F. Kothgatzle, counting kerosene lamps.....	15 00
J. Gummenginger, removing lamp posts.....	6 50
And charge that fund.....	

HIGHWAY FUND.

Nathan Wood, repairing walks, pay Treasurer..	79 00
.....	50 37
.....	10 00
.....	25 69
.....	68 22
Gibbons & Stone, rent of lot on Stone st., 1 qr. to Nov. 1st, 1871.....	12 50
McCConnell & Jones, McAdam for streets.....	258 75
Rochester Printing Co., printing.....	16 75
Thomas Stetson, labor and material for streets..	190 50
John Erick, Supt., pay-roll from October 30th to Nov. 11th.....	932 50
And charge that fund.....	

PARK FUND.

D. R. Barton, repairing lawn-mower.....	16 25
Steele & Avery, extras for lawn-mower.....	6 00
And charge that fund.....	

LYELL AVENUE REPAIR FUND.

Mathew Daus, disbursements upon Lyell Ave... 147 25	
And charge that fund.....	

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldrich, Herzberger, Fee, Caring, Connolly, Stern, Glover, McConnell, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—13.

By Ald. Mauder—Resolved, That the time for the fulfillment of the contract for Henry Street improvement be extended to June 1st, 1872, and that the City Treasurer be directed to postpone

the collection of the tax for said improvement until the first of June, 1872. Adopted.

By Ald. Stade—Bills of Buell & Hayden and Fred 'k Klein. City Property Committee.

By Ald. Stade—Resolved, That the sum of \$29.40, charged against J. W. Fox for North st. plank walk, and for which his lot No. 33 Williams' tract, situated in North st., was sold May 31st, 1870, be charged to erroneous assessments, as Mr. Fox has paid the same and has the Treasurer's receipt to show for the money, and that the Treasurer be authorized to make the entries on his books to carry out the intent of this resolution. Adopted.

Ald. Stade, from the City Property Committee, reported in favor of the bills of Buell & Hayden and Fred 'k Klein. Finance Committee.

Ald. Aikenhead moved that the Street Superintendent be and is hereby directed to notify the New York Central & Hudson River Railroad Company to construct a plank walk across their tracks on the east side of North street within ten days, and if they fail to comply, then the Superintendent shall construct the same at the expense of said Railroad Company. Adopted.

By Ald. Gerling—Bill of John Mulrger. Referred to the Law Committee to report.

On motion of Ald. Connolly adjourned.

WILLIAM F. MORRISON,
City Clerk.

In Common Council, Nov. 28, 1871.

REGULAR MEETING.

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

Present—Ald. Whitcomb, Aldridge, Wait, Pond, Herzberger, Caring, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.
Absent—Ald. Gould, Rogers—2.

APPROVAL OF MINUTES.

Ald. McConnell moved to correct the minutes by striking out the words "power to set" of meeting Nov. 21st, (folio 288 of printed proceedings) in reference of James Keogh's petition. Carried.

The minutes of the previous meetings, Nov. 14th and 21st (as corrected) were approved and published in Book of Proceedings.

Ald. Herzberger was granted unanimous consent to present the following:

By Ald. Herzberger:

Whereas, in some of the late issues of the ROCHESTER DAILY UNION and ADVERTISER there have appeared various articles charging the Common Council of the city of Rochester with corruption, fraud and venality in the conduct and management of the fiscal and prudential affairs of said city; and

Whereas, the members of said Council have been charged with basely and corruptly buying from and selling to each other their individual votes respecting matters before the Board for its legislation; and

Whereas, said members have been further charged with being influenced in their votes on measures presented or their legislation by the consideration of money paid or agreed to be paid to them by individuals, which money such member or members received or agreed to receive in

consideration of their or his voting for or against such measures. Now, therefore,

Resolved, That this Common Council does hereby invite and earnestly request the proprietors of said paper, the author of said articles, and all and any persons who may have knowledge of faith in the truth of such, and all charges of or frauds and corruption or venality on the part of this Board or any of its members to present the specific charges of the same to this Board to the end, that the Board may investigate the same, and if true, who are the guilty parties. Therefore, Be it further

Resolved, That a committee of five from this Board be appointed by the chair to investigate the facts alleged in such charges, and report the same to this Board, or take such action as they may deem best to vindicate the honor of this Board, or the rights of any citizen of this city. Adopted.

PRESENTATION OF PETITIONS AND CLAIMS.

By Ald Aldridge—Bills of H. H. Babcock and Wilson & Pond—Committee on House for Idle and Truant Children

Bill of John McConville—Referred to the Law Committee.

By Ald Carling—Bills of A. B. McConnell, Daniel Gatens, and James Buckley—Sewer Committee.

Bill of John Van Auker—Contingent Expense Committee.

By Ald Stern—Bills of H. N. Allen, S. Rosenblatt & Co., A. S. Mann & Co., B. O'Rielly, W. F. Morrison, Anthony Kaseal, Thos. Knowles, Messeth & Berdal and Thomas H. Hopwood—Contingent Expense Committee.

Bills of D. W. Powers, Lindley L. Barratt and C. B. Parsons. Map, Survey and Record Committee.

By Ald I. Connolly—Bills of Gerling & Remington, Burk & Co., Barard & Bingham, Wilson & Pond, and monthly payroll. Fire Department Committee.

By Ald McConnell—Petition of Platt C. Veille and others for the passage of an ordinance for grading of Cayuga Place and McVernon Avenue. Referred to the Improvement Committee.

Remonstrance from George Watson and others, against granting permission to James Keogh to erect wood building on his lot No. 52 situate on Pearl street. Referred to the Wood Building Committee.

By Ald Stone—Bills of William Brown, Smith, Perkins & Co., W. Carlton Browe, Perkins & Palmer, Anthony Heber, B. O'Reilly, John Nagel, George Bastion, H. Geitzman, Conrad Zimmer, John Stape, Gerling Brothers, George B. Hawkins, Moore & Cole, Foreyth Scale Works and Mathew Duns Poor Committee.

By Ald Kelly—Bills of C. R. Parsons, Francis Dana and H. Mordoff & Co., and Superintendent's payroll. Street Committee.

By Ald Selge—Estimates on bills of James Dick, A. James, R. D. Howell, McConnell & Jones, and Thomas Stetson. Improvement Committee.

By Ald Stape—Petition of James Keogh for permission to erect a wood building on his lots No. 13 and 15, situate on Gardiner Park to be used and occupied for a bar. Wood Building Committee.

Ald Stape was granted unanimous consent to offer the following:

By Ald Stape—Resolved, That the Committee on Reservoirs and Water Works be instructed to negotiate with the repair contractor of Section 11 of the Erie Canal for the retention of the water in the level of the canal extending through the city for fire purposes during the winter, and that such committee report propositions for such retention at the next regular meeting.

Ald Stone moved the reference of the resolution to the Fire Department Committee. Carried.

Ald Charters presented the following communication:

ROCHESTER, Nov. 24th, 1871.

To the Hon. Common Council:

GENTLEMEN:—You are most respectfully and earnestly invited to attend the annual ball of the 108th Regiment, Veteran Volunteers (Hancock Guard) to be held at Corinthian Hall on Thanksgiving eve, Nov. 29th, 1871.

Very respectfully,

WM A PLUMMER Secretary.

P. S.—Your badges will be your passes.

Ald Charters moved the acceptance of the invitation. Carried.

By Ald Gerling—Petition of Henry Lester for permission to erect a wood building on his lot situate on the west side of Caledonia avenue. Referred to the Wood Building Committee with power to act.

Ald Mauder presented the following invitation:

Gentlemen of the Common Council:

GENTLEMEN—You are respectfully invited to attend the Promenade Concert and Ball of the First New York Light Artillery Band, to be given on Thanksgiving Eve, Nov. 29th, 1871, at Atlantic Gardens, Falls Field.

Yours respectfully,

WM. HENRICH,

Leader of Band.

ROCHESTER, Nov. 28, 1871

Ald Mauder moved the acceptance of the invitation. Carried.

By Ald Mauder—Estimate of Donnaghue & Laner. Referred to the Aldermen of the Fifth and Thirteenth Wards.

By Ald Aikenhead—Bills of J. E. Belsey, J. Gommenginger and Peter Connoughton—Lamp Committee.

REPORTS OF STANDING COMMITTEES.

By Ald Aldridge, from the Committee on House for Idle and Truant Children, reported in favor of the bills of H. H. Babcock, Agent, and Wilson & Pond. Finance Committee.

Ald Carling, from the Sewer Committee, reported in favor of the bills of A. B. McConnell (two bills), Daniel Gatens and James Buckley—and presented the following:

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

A. B. McConnell, for repairing lateral sewer in Exchange street.....\$14.25
And charge that Fund.

A. B. McConnell for constructing lateral sewers at the corner of Andrews and Water streets.....\$42.00

And charge that Fund.
James Buckley for lateral sewer corner of Clark and Brown streets.....\$35.00

And charge Sewer Repair Fund.

Daniel Gaten, for constructing two lateral sewers at the corner of Lyell Avenue and Spencer street and Stratoga Avenue. \$70.00 And charge that Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Pond, Herzberger, Fee, Carling, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—23

Ald. Stern, from the Committee on Maps, Surveys and Records reported in favor of the bills of D. W. Powers, Lindley L. Barrett and C. B. Parsons. Finance Committee. ✓

Bills of H. N. Allen, S. Rosenblatt & Co., A. S. Mayo & Co., B. O'Reilly, W. F. Morrissey, Anthony Kassal, Thomas Knowles (two bills), Massett & Berdel, Thomas H. Hopwood and John Van Auken. Finance Committee. ✓

Ald. Connolly, from the Fire Department Committee reported in favor of the bills of Gerling & Remington, Burke & Co., Bernard & Bingham and monthly pay roll. Finance Committee. ✓

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bills of J. E. Relyea, J. Gunning and Peter Cunningham. Finance Committee. ✓

Ald. Kelly, from the Street Committee, reported in favor of the bills of H. Mordoff & Co., Francis Dana, C. R. Parsons and Superintendent's pay roll. Finance Committee. ✓

Bill of Francis Dana—Referred to the Assessors to make assessment roll to conform to the items in the bill. ✓

Ald. Pond, in behalf of the Law Committee, reported progress in the matter of St. Mary's Hospital Communication and asked further time. Granted. ✓

Ald. Pond presented the following:

To the Hon. Common Council of the City of Rochester:

The Law Committee to whom was referred the matter of Mrs. Thos. Bradley (a claim of erroneous assessment), having duly examined the same, would respectfully report: That a clerical error in the assessment roll, in the depth of one of the lists, has caused a misapprehension in the mind of the owner, your Committee therefore find as a matter of fact that said party is not assessed for more land than she owns. ✓

CHAS. F. POND,
W. MANDEVILLE,
Law Committee.

November, 28, 1871.

Ordered received filed and published. ✓

To the Honorable Common Council of the City of Rochester:

The Law Committee to whom was referred the bill of J. C. Cochrane, Esq., for services in the suit of the city of Rochester against H. H. Pryor, having examined into the matter would respectfully report that Mr. Cochrane was employed by certain parties living upon Jones street and not by any of the officers or agents of the city and therefore has no claim upon the city for such services. ✓

CHAS. F. POND,
W. MANDEVILLE,
Law Committee.

November 28, 1871.

Ordered received filed and published. ✓

Ald. Stone moved the adoption of the report, Carried

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petitions of Ernst Tschirch, L. E. Fiske, G. G. Townsend, John Welsh, R. Murphy, E. W. Tripp, M. Huntington and John Sniefbincker and presented the following resolution: ✓

By Ald. Mandeville—Resolved, That Ernst Tschirch, L. E. Fiske, G. G. Townsend, John Welsh, R. Murphy, E. W. Tripp, M. Huntington and John Sniefbincker have permission to erect wooden buildings in accordance with their several petitions, under the direction of the Wood Building Committee and Fire Marshal. Adopted. ✓

Ald. Mandeville, from the Wood Building Committee, reported adversely to granting James Keogh permission to erect a wood building on his lot, No. 52, situate on Pearl street. Adopted. ✓

Ald. Mauder, in behalf of the Aldermen of the Fifth and Thirteenth Wards, reported in favor of the estimate of Donaghue & Lauer, on contract for constructing reservoirs, and presented the following: ✓

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

Donaghue & Lauer on their contract for constructing reservoirs in the 5th and 13th Wards \$1,000 00

And charge that Fund.

Adopted by the following vote: ✓

Ayes—Ald. Whitcomb, Aldridge, Wait, Pond, Herzberger, Heavey, Fee, Carling, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Chartars, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—25. ✓

Ald. Stone, from the Committee on the Relief and Support of the Poor, reported in favor of the bills of William Brown, Smith, Perkins & Co., W. Carlton Brown, Perkins & Palmer, Anthony Hefner, B. O'Reilly, John Nagel, George Bastian, H. Goetzman, Conrad Zimmer, John Stape, Gerling Brothers, George B. Hawkins, Moore & Cole, Forsyth Scale Works and Mathew Daus. Finance Committee. ✓

Ald. Selye, from the Improvement Committee reported in favor of the bills and estimates of James Dick, A. Janes, R. D. Howell, McConnell & Jones and Thomas Stetson, and presented the following: ✓

IMPROVEMENT BUDGET.

ASYLUM STREET IMPROVEMENT.			Dr.	Cr.
The City of Rochester, to Thomas Stetson.				
1871.				
Nov. 24,	755 feet road way at...	\$3 55	\$2,630 25	
	1,537 feet side walk at...	1 90	2,922 30	
	58 feet cross walk at...	2 00	116 00	
	2 lateral sewers, new, at...	20 00	40 00	
	4 " " " " repaired, 5 00		20 00	
	220 square feet paving...		22 50	
	Repairing cross walk at Main street.....		10 00	
			\$5,809 05	
Cr.				
Sept. 19,	orders one and two years...	\$1,500 00		
Oct. 1,	" " " " " " " " " " " "	1,500 00		
Oct. 30,	" " " " " " " " " " " "	1 0 00		
	" " cash.....	1,000 00		
	By flag stone on street.....	75 00		
			\$5,075 00	
Balance due			\$734 05	\$734 05
Payable cash in full.....			\$734 05	\$734 05

By Ald. Selye—Resolved, That the Clerk be requested to draw an order as above stated. ✓

Adopted by the following vote: ✓

Ayes—Ald. Aldridge, Wait, Pond, Herzberger, Heavey, Fee, Carling, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape,

Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Nays—Ald. Whitcomb—1.

By Ald. Selye—Resolved, That the Treasurer pay when there are funds applicable, as follows:
 E. B. Dowell, in full for inspecting South Clinton street improvement.....\$416 00
 And charge that fund.
 A. James, in full for inspecting Alexander st.,.... 156 00
 And charge that fund.
 James Duck, in full for inspecting Charlotte st. 252 00
 And charge that fund.
 M'Connell & Jones, on their contract for Clinton street..... 3700 00
 And charge that fund.
 M'Connell & Jones, on their contract for Alexander street..... 1518 00.
 And charge that fund.

Also, that the Clerk draw two orders for \$1 241 each in favor of M'Connell & Jones and payable to their order, with interest, one in one year and one in two years from the 21st day of November, 1871; and the Treasurer is hereby directed to accept the same to behalf of the city and charge Alexander Street Improvement Fund.

Also, that the Clerk draw two orders for \$650 each in favor of M'Connell & Jones and payable to their order, with interest, one in one year and one in two years from the 21st day of November, 1871; and the Treasurer is hereby directed to accept the same in behalf of the city and charge South Clinton Street Improvement Fund.

Adopted by the following vote:
 Ayes—Ald. Aldridge, Wait, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.
 Nays—Ald. Whitcomb—1.

FINANCE BUDGET.

ROCHESTER, Nov. 23, 1871.

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

CONTINGENT FUND.

Buell & Hayden, insurance.....\$ 49 68
 Frederick Klein, stove for Sturveysor's office..... 43 25
 W. S. Grants, Sur v'r, one mo. salary to Dec. 1st 250 00
 W. F. Morrison, Clerk, .. . 133 34
 Jesse Shepherd, Attorney, .. . 125 00
 D. McKay, assessor, .. . 150 00
 E. P. Ostley, .. . 150 00
 J. J. Shaffer, .. . 150 00
 Thos H. Hopwood, Messenger, .. . 66 66
 Jno. Haywood, jr., Mayo, s' clerk .. . 66 65
 J. P. Evans, Market Clerk, .. . 75 00
 F. Lockhart, watchman .. . 35 00
 And charge Contingent Fund.

POOR FUND.

P. S. Wilson, insurance on coal.....\$ 37 50
 Jones & Howe, one scale..... 13 00
 Wm. Brown, Overseer of Poor, one mos salary to Dec. 1st..... 100 00
 Dr. Charles Buckley, City Physician, one mos. salary to Dec. 1st..... 41 67
 Dr. J. F. Oaks, City Physician, one mos. salary to Dec. 1st..... 41 67
 Dr. W. H. Lakeman, City Physician, one mos. salary to Dec. 1st..... 41 67
 Dr L. B. Baker, City Physician, one mos. salary to Dec. 1st..... 41 67
 Dr. J. F. Riechenbach, City Physician, one mos salary to Dec. 1st..... 41 67
 Dr. C. C. Miller, City Physician, one mos salary to Dec. 1st..... 41 67
 W. F. Peck, Clerk Poor Office..... 66 67
 And charge that fund.

FIRE DEPARTMENT FUND

MONTHLY PAY ROLL FOR NOVEMBER, 1871.

Steam Fire Engine Co. No. 1:
 Wm. DeGarmo, 1 month's salary as Engineer to Dec. 1st.....\$ 75 00
 Jerome Dowd, 1 month's salary as Driver to Dec. 1st..... 50 00
 Richard Mills, 1 month's salary as Driver to Dec. 1st..... 50 00
 Steam Fire Engine Co. No. 2:
 Seneca Dubbs, 1 month's services as Engineer to Dec. 1st..... 75 00
 Mill Lumbert, 1 month's salary as Driver to Dec. 1st..... 50 00
 John Bower, 1 month's salary as Driver to Dec. 1st..... 50 00
 Steam Fire Engine Co. No. 3:
 Edmund Whitter, 1 month's salary as Engineer to Dec. 1st..... 75 00

John Ramson, 1 month's salary as Driver to Dec. 1st..... 50 00
 L. Gommenginger, 1 month's salary as Driver to Dec. 1st..... 50 00
 Steam Fire Engine Co. No. 4:
 J. P. Foreman, 1 month's salary as Engineer to Dec. 1st..... 75 00
 Barney Kearney, 1 month's salary as Driver to Dec. 1st..... 50 00
 James Snyder, Driver, 1 month, less \$9 for rent of house..... 41 00
 Hook and Ladder Co. No. 1:
 Anthony Andrus, 1 month's salary as Driver to Dec. 1st..... 50 00
 Superintendent of Depot:
 R. B. Paine, 1 month's salary as Superintendent of Depot to Dec. 1st..... 75 00
 Monthly washing bill..... 15 00
 Chief Engineer:
 L. S. Gibson, 1 month's salary as Chief Engineer to Dec. 1st..... 145 83
 Pay L. S. Gibson.....\$976 83
 Superintendent of Telegraph:
 B. F. Blackall, 1 month's salary as Superintendent of Telegraph to Dec. 1st..... \$ 83 33
 And charge Fire Department Fund.

HIGHWAY FUND.

John Erick, St. Sur v't, one mo. salary to Dec. 1st 150 00
 Daniel Gold, Cattle Police, .. . 25 00
 Chas. Kachbfe, .. . 50 00
 John Becker, .. . 50 00
 Owen Smith, .. . 50 00
 Wm. Brown, .. . 50 00
 Patrick McCue, .. . 50 00
 John Clements, .. . 50 00
 John Erick, street Superintendent, pay roll from Nov. 13th to 25th..... 834 07
 And charge that Fund.

HEALTH FUND.

N T Hackstaff, printing.....\$ 5 00
 M Heavey, hack hire per Health Officer..... 6 00
 August Woellart, keeper Hope Hospital, 1 mos. salary to Dec. 1st..... 50 00
 Dan W. McTaggart, Inspector, one mos. salary to Dec. 1st..... 50 00
 John B. Stiles, Inspector, 1 mos. salary to Dec. 1st..... 50 00
 August Wagner, .. . 50 00
 Robert Neary, .. . 50 00
 Jonathan Reynolds, .. . 50 00
 Jas. M. Andrews, .. . 50 00
 W. F. Morrison, Clerk Board of Health..... 33 33
 And charge that Fund.

MAP, SURVEY AND RECORD FUND.

Cyrus Beardsley, Surv'r, 1 mos. salary to Dec. 1.....\$250 00
 Lindley L. Barrett, assl., .. . 83 33
 C B Parsons, .. . 60 00
 And charge that Fund.

Adopted by the following vote:
 Ayes—Ald. Aldridge, Wait, Heavey, Fee, Caring, Connolly, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—18.
 Nays—Ald. Whitcomb, Pond, Herzberger, Stern, Glover, McConnell, Stone—7.

COMMUNICATIONS.

The Clerk presented the following from the City Attorney:
 SUPREME COURT, Monroe County—The Rochester City and Brighton RR. Co. vs. The Common Council of the City of Rochester and John Frick.

Gentlemen of the Common Council:
 I would respectfully suggest that under the decision of the Court in the above entitled action, which permanently enjoins the defendants from removing the plaintiffs' switches, as by resolution of the Board. It would be advisable to discontinue the action by paying costs already incurred, and thus prevent added costs and expenses.

Yours, respectfully,
 JESSE SHEPHERD.

ROCHESTER, Nov. 23, 1871.
 Ordered received, filed and published.

ORDINANCES.

FLAG WALKS ON ORANGE AND SAXTON STREETS.
 On motion of Ald Gerling 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 flag walks on Orange and Saxton streets.

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

The laying of a flag walk five feet wide on Orange street and Saxton street in front of No. 17 School House lot; also setting a curb stone and making a gutter.

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 \$1.00, which estimate was and is hereby approved; the sum of \$1.00, 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 Orange street and on the west side of Saxton street, from the west line of No. 17 School House lot to the south line of said lot.

On which above 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 2d day of December, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Pond, Herzberger, Fee, Carling, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Nays—Ald. Heavey—1.

PIPE SEWER IN THE STREET NEXT EAST OF MT. HOPE AVENUE, THAT RUNS FROM COMFORT STREET TO ALEXANDER 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 a pipe sewer in the street next east of Mt. Hope avenue that runs from Comfort street to Alexander street.

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

The construction of a 9-inch pipe sewer in the street that runs from Comfort st. to Alexander st., next east of Mt. Hope avenue, from the sewer in Comfort st. to a point 135 feet north of Alexander st.

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 expense, and reported the same at \$356, which estimate was and is hereby approved; the sum of \$356, 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 above mentioned street from Comfort st. to Alexander st.

On which above described portion of the city the said sum of \$356 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 December, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Pond, Herzberger, Heavey, Fee, Carling, Connolly, Stern, Glover, McConnell, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Nays—Ald. Stone—1.

PIPE SEWER IN UNIVERSITY 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 University avenue from the sewer in Alexander street to East Main street.

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

The constructing a pipe sewer 15 inch in University avenue, from the sewer in Alexander street to East Main street, with the necessary surface 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 one thousand six hundred and thirty-one dollars, which estimate was and is hereby approved; the sum of one thousand six 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 University avenue from Alexander street to East Main street.

On which above described portion of the city the said sum of one thousand six 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 2d day of December, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Pond, Herzberger, Heavey, Fee, Carling, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

IMPROVEMENT OF ALEXANDER PARK.

On motion of Ald. Selye 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. Selye submitted the following:

An ordinance, to improve Alexander Park from Comfort to Alexander street.

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

The improvement of Alexander Park from Comfort street to Alexander street, by setting a curb stone, paving a gutter three feet wide and laying a cement walk four feet wide on each side thereof, from Comfort street to 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 \$1,075 which estimate was and is hereby approved; the sum of \$1,075, 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 Park from Comfort street to Alexander street.

On which above described portion of the city, the said sum of \$1,075 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 December 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Herzberger, Pond, Heavey, Fee, Carling, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

IMPROVEMENT OF LAKE AVENUE, FROM JONES AVENUE TO THE CITY LINE.

On motion of Ald. Selye 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. Selye submitted the following:

An ordinance to improve Lake Avenue from Jones Avenue to the city line.

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

The improvement of Lake Avenue, from Jones Avenue to the north line of the city, by resetting the present curb stone so far from the lines of said avenue as to make the roadway 40 feet wide; paving the gutters with Medina or Lockport stone, and McAdamizing the roadway and constructing the necessary surface for lateral sewers and crosswalks. Said improvement to be made and the work done in accordance with the provisions of the petition for the same herewith presented.

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 \$75,256 which estimate was and is hereby approved; the sum of \$75,256, 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 Jones Avenue to the north line of the city.

On which above described portion of the city, the said sum of \$75,256 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement, and for 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 2d day of Dec., 1871, at 9 o'clock in the forenoon at the office of the City Clerk.

Ald. Selye moved to postpone action on the ordinance until the next regular meeting.

Ald. Herzberger moved to amend Ald. Selye's motion by substituting the words "first regular meeting in May next," for "next regular meeting."

Ald. Craig moved as an amendment to the amendment to strike out the words "until the first regular meeting in May next," and substitute therefor the word "indefinitely."

Accepted by Ald. Herzberger.

Action was then had on Ald. Herzberger's amendment as amended, which was declared lost by the following vote:

Ayes—Ald. Aldridge, Herzberger, Stern, Craig, Gerling, Stebbins, Mauder, Aikenhead—3.

Nays—Ald. Whitcomb, Wait, Pond, Heavey, Fee, Caring, Connolly, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Whitmore, Stade, Parsons—18.

Ald. Selye's motion to postpone until the next regular meeting, was then declared carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Pond, Heavey, Fee, Caring, Glover, McConnell, Stone, Kelly, Selye, Charters, Stebbins, Whitmore, Stade, Parsons—17.

Nays—Ald. Herzberger, Connolly, Stern, Craig, Mandeville, Stape, Gerling, Mauder, Aikenhead—9.

GRADING CAYUGA PLACE AND MT. VERNON AVENUE.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of grading Cayuga Place and Mt. Vernon Avenue from Nelson street to Caroline street. Adopted.

The Surveyor submitted as such estimate \$612.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The grading of Cayuga Place and Mt. Vernon Avenue, from Nelson street to Caroline street.

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

pense thereof, and reported the same at \$612, which 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 Cayuga Place from Nelson street to the north line of Mt. Vernon Avenue. Also one tier of lots on each side of Mt. Vernon Avenue from Cayuga Place to Caroline 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 quired to attend the Common Council on Tuesday evening, December, the 12th, 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, Aldrich, Wait, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, M'Connell, Gerling, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Mauder, Stade, Parsons—22.

Nays—Ald. Glover, Stebbins, Whitmore, Aikenhead—4.

CLINTON STREET PLANK-WALKS ACROSS THE RAILROAD TRACK.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a Plank Walk 5 feet 4 inches wide on each side of Clinton street, from the north line of the N. Y. C. R. lands to the south line of said lands. Adopted.

The Surveyor submitted as such estimate, \$65.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz: The construction of a Plank Walk 5 feet 4 inches wide on each side of Clinton street, from the north line of the N. Y. C. R. lands to the south line of said lands.

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 \$65, 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 the north line of the N. Y. C. R. lands to the south line of said lands.

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. 2, 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, Aldridge, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, M'Connell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

Nays—Ald. Wait—1.

WIDENING AND STRIGHTENING OF NELSON STREET.

On motion of Ald. Whitmore 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. Whitmore submitted the following:

An ordinance to widen and strighten Nelson street. The Common Council of the city of Rochester do ordain and determine as follows:

The straightening and widening of Nelson street, from the north line of the present east line of C. C. Meyer to Monroe avenue, and the following described territory is necessary to be taken for said improvement, to wit:

Beginning at a point in the present east line of Nelson street where the north line of C. C. Meyer's boat yard lot intersects the same, running thence northerly in a straight line to the east corner of Meyer's street, and thence southerly, until it shall intersect with the south line of said Monroe avenue; thence westerly along the south line of Monroe avenue to a point 60 feet distant at right angles from the first described line; thence southerly on a line parallel to and 60 feet distant at right angles from the first described line until it shall intersect with the present east line of Nelson street; thence southerly along the present east line of Nelson 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 thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$4,000, which estimate was and is hereby approved; the sum of \$4,000 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 Nelson street, and

said street as widened and straightened, from the Erie Canal to Monroe avenue.

On which above described portion of the city the said sum of \$,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 derive by the making of said improvement; and said Assessors are hereby notified to meet for the purpose, on Saturday, the 2nd day of Dec. 1871, at 9 o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Pond, Herzberger, Heavy, Fee, Caring, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

WIDENING THE EAST PART OF TYLER STREET.

By Ald. Gould—Resolved, That the City Surveyor ascertain and report to this Board the expense of widening the east part of Tyler street. Adopted.

The Surveyor submitted as such estimate \$3,000.

By Ald. Gould—Resolved, That the following improvement is expedient, viz:

The widening of the east end of Tyler street from the east line of lot No. 16, sec. 4 Davis Tract to Scio street, and the following described territory is necessary to be taken for said improvement, to wit: Beginning at a point in the north line of Tyler street at the southeast corner of lot No. 16, sec. 4 Davis Tract, running thence easterly on the course of the north line of Tyler street produced to Scio street; thence southerly along the west line of Scio street to Tyler street; thence westerly and northerly along the west line of the north and east lines of Tyler 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 \$3,000, 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 Tyler street from Scio 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 requested to attend the Common Council, on Tuesday evening, December the 12th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Aikenhead moved the indefinite postponement of the ordinance. Carried.

Ald. Aldridge presented the following and moved its passage:

PENAL ORDINANCE IN REFERENCE TO AWNINGS.

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

§ 1. No owner or occupant of any premises shall hereafter permit an accumulation of water, snow or ice upon the awning in front of his, her or their premises in the city of Rochester, under a penalty of ten dollars for each and every violation thereof, and the additional penalty of five dollars for each and every twenty-four hours the same shall be suffered to remain after notice to remove the same by the Street Superintendent of said city.

§ 2. Any penalty recovered for the violation of this ordinance shall be collected out of the property of the defendant, and in default of payment or collection the defendant shall be imprisoned in the Monroe County Penitentiary for the period of twenty days.

Ald. Stone moved to amend the ordinance by striking out the words "of ten dollars for each and every violation thereof, and the additional penalty of" Lost.

Action was then had upon the original ordinance which was declared lost by the following vote.

Ayes—Ald. Aldridge, Pond, Heavy, Fee, Caring,

McConnell, Craig, Kelly, Gerling, Whitmore, Mauder, Stade, Aikenhead—13.

Nays—Ald. Whitcomb, Wait, Herzberger, Connelly, Stern, Glover, Stone, Selye, Stebbins, Parsons—10.

Ald. Mauder moved a reconsideration of the vote upon the ordinance. Carried.

Ald. Mauder moved the adoption of the ordinance.

Ald. Stone moved to amend the ordinance by striking all the words in section one, and substitute therefor the following:

Every owner, agent or non-resident owner, or occupant of any house or other building, shall during the winter season and during the time snow shall continue on the ground, keep the awning in front of such house or other building free from snow, ice, and all dirt, filth or other obstruction, under a penalty of three dollars for each offence. Carried.

The original resolution as amended was then adopted.

Unanimous consent was granted for the presentation of the following:

By Ald. Stebbins—Resolved, That the Treasurer be authorized to draw the city's note for \$31,000 and get the same discounted and charge the discount to flood loans, he having paid one of like amount for same purpose for which he was authorized to renew when it became due last July. Adopted.

By Ald. Kelly—Resolved, That his Honor, the Mayor, is hereby requested to dispense with the services of all the Cattle Policemen, the same to take effect Dec. 1st, 1871.

Ald. Caring moved to amend by inserting after the word "Policemen," the words "except the two one-armed men." Carried.

The original resolution as amended was then adopted.

ASSESSMENT ROLL FOR BRIDGE OVER THE RACE ON COURT STREET.

Ald. Whitmore moved that the Assessment Roll for the Iron Bridge over the race on Court street be referred to the Committee on Assessments to hear allegations. Lost.

The President announced the Committee on Investigation:

Ald. Herzberger, Whitcomb, Stone, Pond, Mandeville.

Ald. Kelly moved a reconsideration of the vote on Ald. Herzberger's resolution for the appointment of an Investigating Committee. Lost by the following vote:

Ayes—Ald. Aldridge, Wait, Pond, Stern, Stape, Charters, Stebbins, Stade, Aikenhead—9.

Nays—Ald. Whitcomb, Herzberger, Fee, Caring, Connelly, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Gerling, Whitmore, Mauder, Parsons—15.

Ald. Herzberger moved that President Parsons be added to the Investigating Committee. Carried.

Ald. Aldridge moved that the Board now adjourn until Tuesday evening next, Dec. 5th, 1871. Carried.

Adjourned.

WILLIAM F. MORRISON,
City Clerk.

In Common Council, Dec. 5, 1871.**ADJOURNED MEETING.**

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

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Absent—Ald. Rogers—1.

ORDINANCES.**PLANK WALKS ON HOLLAND STREET.**

By Ald. Selye—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk 4 feet wide, on Holland street. **A. O. P.**

The Surveyor submitted as such estimate \$172.

By Ald. Selye—Resolved, That the following improvement is expedient, viz: The construction of a plank walk, 4 feet wide, on the South and East sides of Holland street from the West line of lands owned by the N. Y. Central R. R. Company to Nassau st., and on the West side of said Holland street, from Nassau street to the South line of lot No. 238.

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 \$172, 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 and East sides of Holland street, from the West line of the N. Y. Central Railroad property to Nassau street. Also lot No. 238 on the west side of said Holland street.

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, Dec. 12th, 1871, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

ASSESSMENT ROLLS.

The Clerk presented the following Assessment Rolls from the Assessors, subscribed and sworn to by them:

Plank Walks on Buchan Park.
 St. Joseph street.
 Chatbam street.
 Strong street.
 Varnum street.

Pipe Sewer in Litchfield street.

After hearing allegations from all persons appearing, the foregoing Assessment Rolls were confirmed by the following vote:

Ayes—Ald Aldridge, Gould, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

The Clerk presented the following Assessment Roll, subscribed and sworn to by the Assessors.

IRON BRIDGE OVER THE RACE ON COURT STREET.

James L. Angle appeared in behalf of Isaac Butts and others to remonstrate against the confirmation of the Assessment Roll, and presented written allegations:

Ald. Kelly moved that the Assessment Roll for a bridge over the race on Court street be referred to the Committee on Assessments to hear allegations and report to this Board at the next regular meeting.

Ald. Stone moved as an amendment to strike out the words "Committee on Assessments,"

and substitute therefor "Improvement Committee."

Accepted by Ald. Kelley.

Ald. Selye moved as an amendment to strike out the words "Improvement Committee," and substitute therefor "Assessment Committee and City Surveyor"—Lost by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Heavey, Fee, Kelly, Selye, Stape, Charters, Stebbins, Whitmore, Parsons, Aikenhead—13.

Nays—Ald. Gould, Pond, Herzberger, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Mandeville, Gerling, Mauder, Stade—14.

The original motion of Ald. Kelly as amended by Ald. Stone was then carried by the following vote:

Ayes—Ald. Pond, Herzberger, Fee, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Gerling, Whitmore, Stape, Parsons, Aikenhead—16.

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Heavey, Caring, Selye, Stape, Charters, Stebbins, Mauder—11.

Ald. Selye moved that the City Attorney be and is hereby requested to act with the Improvement Committee in the matter of hearing allegations and reporting upon the above Assessment Roll.—Carried.

UNFINISHED BUSINESS.

The Clerk presented the following:

By Ald. Glover—Resolved, That the vote confirming the assessment roll for the improvement of Jones avenue, passed Sept. 5th, 1871, be reconsidered, and that the roll be referred to the Assessors for correction.

The resolution was indefinitely postponed on motion of Ald. Glover.

Ald. Connolly called up the matter of electing managers for the House for Idle and Truant Children, and moved that the Board now proceed to ballot for managers for the House for Idle and Truant Children. Carried.

Ald. Aldridge moved to ballot for three managers for one year, three for two years, and three for three years upon one ballot.

Ald. Stebbins moved as an amendment to ballot for three managers for one year. Carried.

Ald. Glover moved a reconsideration of the vote just taken upon Ald. Stebbins' motion. Carried.

Ald. Herzberger moved to postpone further action in the matter until the next regular meeting. Carried.

By Ald. Heavey—Resolved, That his Honor the Mayor be and is hereby requested, to enter into a contract with the heirs of H. N. Curtis for the purchase of the property (vacant) on the south side of the Main street bridge (known as the Curtis property) in accordance with their proposition, for the purpose of erecting thereon a City Hall Building.

Ald. Mandeville moved to amend by striking out all the words between the word "with" and the word "in" and substitute the words "N. Osburn for the purchase of his property situate on the corner of East Avenue and Elm street."

Ald. Whitmore moved as an amendment to the amendments to strike out the name of N. Osburn and insert therefor the name Rufus Keler; also strike out the words "corner of East avenue and Elm st." and substitute therefor the words "South St. Paul st."

Ald. Herzberger moved as a substitute for the whole matter, "That the Mayor be requested to enter into a contract with S. D. Walbridge for the purchase of his premises known as the New England House, situated on East Main st. in accordance to his proposition."

Ald. Aldridge moved the indefinite postponement of the whole matter.

Ald. Aikenhead moved as an amendment "to postpone further action on the matter until the next regular meeting." Carried.

The original motion as amended was then declared carried.

EXECUTIVE.

Ald. Aldridge moved that the Board now proceed to ballot for Assessor in place of E. T. Oatley, whose term of office will expire on the 31st day of December, 1871. Carried.

FIRST BALLOT.

E. T. Oatley, received.....17 votes
 S. R. Woodruff " 8 votes
 Thos. J. Neville " 1 vote
 Blank " 1 vote

E. T. Oatley having received the necessary number of votes was declared chosen Assessor for three years from the first day of January next.

Ald. Stern presented the following and moved its acceptance. Carried.

To the Hon. Common Council of the City of Rochester :

Mr. President and Gentlemen—I hereby tender my resignation as Commissioner of Deeds.

Yours, very truly,

JOHN H. BABCOCK.

Dated Rochester, Nov. 28, 1871

Ald. Stern moved that the Board now proceed to ballot for Commissioner of Deeds in place of John H. Babcock resigned. Carried.

FIRST BALLOT

E. C. Bradstreet received....19 votes
 Jacob Gerling " 6 votes
 Blank " 1 vote

E. C. Bradstreet having received the requisite number of votes was declared appointed Commissioner of Deeds in place of John H. Babcock resigned

MISCELLANEOUS.

Ald. Aikenhead presented the following veto message from his Honor the Mayor :

MAYOR'S OFFICE, ROCHESTER, N. Y. }
 November 29th, 1871. }

Gentlemen of the Common Council :

I approve the proceedings of your Board at your adjourned meeting of the 21st inst. with the exception of the resolution which reads as follows :

"That the Treasurer pay Zachariah Weaver sixty dollars (costs incurred by defending a suit brought against him in the Supreme Court for assault and battery while acting as Chief Engineer of the Fire Department of the city of Rochester) and charge the same to the Contingent Fund."

I disapprove the resolution for the reason that the expenses were incurred by Mr. Weaver in defending a civil suit justly brought against him for assault and battery—justly as his non-success in the civil action would indicate. I would be pleased to accommodate Mr. Weaver if I could do so consistently with my official duty. Yours truly, C. W. BRIGGS, Mayor.

Ordered received, filed and published. The President stated the question to be, "shall the resolution pass notwithstanding the Mayor's veto."

Declared lost by the following vote :
 Ayes—Ald. Whitcomb, Fee, Stern, Glover, Stape, Mauder—6

Nays—Ald. Aldrich, Wait, Gould, Pond, Herzberger, Heavey, Caring, Connolly McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons, Aikenhead—21.

By Ald. Aikenhead—Resolved, That the Treasurer credit William Mylacrane \$34 on his assessment for University avenue improvement. Adopted.

By Ald. Whitmore—Petition of James S. Tripp for permission to erect a wood building on his premises No. 106, situate on Hickory street.

Ald. Whitmore moved its reference to the Wood Building Committee.

Ald. Gerling moved as an amendment to refer the petition to the Aldermen of the 12th ward with power to act. Carried.

The original resolution as amended was then declared carried.

By Ald. Stebbins—Petition of George Chapman for damage for injury to horse and carriage in consequence of a pile of broken stone being left upon East avenue. Referred to the Law Committee.

FINANCE BUDGET.

ROCHESTER, Dec. 5, 1871.

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

CONTINGENT FUND.

H N Allen, Justice of the Peace, services.....	\$ 10 00
S Rosenblatt & Co., rosettes.....	7 50
A S Mann & Co., drapery for Council Hall.....	30 77
B O'Reilly, hack hire, per Surveyor.....	4 50
W F Morrison, disbursements.....	30 00
Anthony Kasseal, hack hire.....	6 00
Thomas Knowles,	4 13
Masseth & Berdel, .. Sewer Committee.....	8 25
Thomas H Hopwood, disbursements.....	16 00
John Van Auken, hack hire, per Sewer Com.....	10 50
And charge Contingent Fund.....	5 00

POOR FUND.

William Brown, Overseer disbursements to Nov. 28th.....	77 73
Smith, Perkins & Co., bill of tea.....	375 22
W Cariton Brown, groceries, per orders.....	145 50
John Stape	78 00
Mathew Daus	27 25
Geo B Hawkins	90 00
Conrad Zimmer	49 00
H Goetzman	88 50
John Nagle	76 25
B O'Reilly, undertaker's services.....	49 00
Anthony Heifer, bread.....	208 85
Perkins & Palmer, fish.....	49 05
Moore & Cole, sugar.....	108 21
Forsyth Scale Works, one scale.....	8 00
Ge. ling Brothers, flour.....	185 80
Geo Bastian, bread and crackers.....	86 67
And charge that Fund.....	

HIGHWAY FUND.

C R Parsons, lumber.....	208 36
H Mordoff & Co., lumber.....	14 45
Francis Dams, repairing walks.....	45 40
And charge that Fund.....	

FIRE DEPARTMENT FUND.

Gerling & Remington, hay.....	\$209 35
Burke & Co. blankets.....	11 25
Barnard & Bingham, paint and oil.....	31 39
Wilson & Pon', m'clings.....	59 75
And charge that Fund.....	

MAP, SURVEY AND RECORD FUND.

D W Powers, rent for Surveyor's office 1 qr. to Nov 1st.....	42 50
And charge that Fund.....	

LAMP FUND.

J E Selye, repairing public lamps for month of November	56	55
J Gommenginger, setting lamp posts	7	50
Peter Connoughton, carting do		85
And charge that fund.		

HOUSE FOR IDLE AND TRUANT CHILDREN FUND.

H H Rabcock, coal for H for I and Truant	474	75
Wilson & Pond, flour, meal and oats	208	20
And charge that fund.		

POLICE FUND.

Monthly Pay Roll.

S M Sherman	\$141	67
B Frank Enos	91	67
Alex M Lean	85	00
Jonathan Dresser	85	00
Wm J Rogers	85	00
Wm S. Rickett	85	00
Peter Hughes	85	00
Samuel Brown	75	00
Thos A Burchell	75	00
John H Dana	75	00
Thos Lynch	75	00
Jas K Foster, 28 days	70	00
Caleb Pierre	75	00
Lyman Johnson	75	00
Frank B Allen	75	00
W R M Arthur	75	00
Ferry Marzluff	75	00
Wm White	75	00
Peter Lanter, Jr	75	00
E W M Burney	75	00
Geo Lathrop, 15 days	87	50
P H Sullivan	90	00
Chas M Cormick	75	00
Jos Rowthorn	75	00
M Hyland, 28 days	70	00
Chas Green	75	00
Geo W Lord	75	00
Geo Bingham	75	00
John J Garrett	75	00
D Monaghan	75	00
Henry Baker	75	00
Hugh Clark	75	00
Thos F Hurley	75	00
Thos Duselow	75	00
P C Kavanaugh	75	00
John Barry	75	00
Bat. Crowley	75	00
E. Van Vorst	75	00
Jas. McKelvey	75	00
Jos P Clear, 28 1/2 days	71	25
F J Goodwin, 29 days	72	50
J C M Quatters	75	00
Robt Burns	75	00
Frank Schaffer	75	00
Ralph Bendon, 29 days	72	50
Jacob Harter	75	00
Jerry Twiss	75	00
Thos E Crouch, 29 1/2 days	73	75
Andrew Connolly, 28 1/2 days	71	25
Jos Gommenginger	75	00
Older Oivier	75	00
M A Beman, 29 1/2 days	73	13
Jacob Frank	75	00
Wm P O Neil, 29 1/2 days	73	75
Michael Wolf, 28 days	70	00
John C Hagle	75	00
John Doyle	75	00
Wm Danninburg	75	00
Anthony Cole	75	00
Wm Keith	75	00
B C Furthur	75	00
Wm Lush	75	00
A H Franklin	75	00
B Horcheler	75	00
John H Roach, 29 1/2 days	73	75
John Cokely	50	00

Examined and approved.

HENRY S. HEBARD,
GEO. G. COOPER,
Commissioners

Henry S. Hebard, Com'r, one quarter's salary, to Oct. 1st	\$250	00
George G. Cooper, Com'r, one quarter's salary to Oct. 1st	250	00
And charge that fund.		

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Kelly, Selye, Mandeville, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—3.
Nays—Ald. Whitcomb, Pond, Glover, McConnell, Stone, Craig—6.

Ald. Herzberger presented a remonstrance signed by John Nagle and others against the

passage of an ordinance for the improvement of Alexander Park. Table.

Ald. Stebbins moved a reconsideration of the vote on the first ordinance for a pipe sewer in the street next east of Mt. Hope Avenue that runs from Comfort st. to Alexander st., passed November 28th, 1871, at folio 245 of printed proceedings.

Ald. Whitmore moved the indefinite postponement of Ald. Stebbins' motion. Carried.

By Ald. Gerling—Resolved, That the City Surveyor be and is hereby instructed to establish the grade of the sidewalk on the south side of Campbell st. from Grape st. to Walnut st., and that the owners of property along the south side of said street have permission to build their own walks. Adopted.

By Ald. Gerling—Resolved, That Adam Klein be and is hereby granted permission to place a blacksmith's sign upon the corner of Clinton and Catharine sts., under the direction of the Aldermen of the 13th Ward.

Ald. Stape moved the indefinite postponement of Ald. Gerling's resolution. Declared carried.

Ald. Gerling appealed from the decision of the chair.

"Shall the decision of the chair be sustained?" was declared carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Stade—23.

Nays—Ald. Gerling, Mauder, Aikenhead—3.

By Ald. Mandeville—Bill of Chase, & Otis; Street Committee.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petition of Henry Lester and presented the following:

By Ald. Mandeville—Resolved, That Henry Lester have permission to erect a wood building in accordance with his petition under the direction of the Wood Building Committee and Fire Marshal. Adopted.

Ald. Mandeville, from the Wood Building Committee, reported adversely to the petition of James Keogh for permission to erect a wood building on his lots Nos. 13 and 15 Gardiner Park.

Ald. Stape moved the adoption of the report. Carried.

By Ald. Selye—Resolved, That the Treasurer be hereby directed to credit Henry Years \$32, James Hason \$25, Gertrude D. Williams \$50, for lots Nos. 3 and 4, heirs of E R Coleman, \$25, and the Baptist Church property \$150, on their assessment for flag walk and curb stone on Jones Avenue, they not having any curio stones or gutters in front of their lots. Adopted.

By Ald. Kelly—Bill of R. Milliman; Street Committee.

Ald. Kelly, from the Street Committee, reported in favor of the bill of R. Milliman; Finance Committee.

Ald. Stone presented the following:

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN—The memorial of your petitioners respectfully represents that they are engaged in the enterprise of constructing a railway for the conveyance of freight and passengers between the city of Oswego, in the county of Oswego, and the village of Lewiston, in the

county of Niagara, in the State of New York, under the style and title of the Lake Ontario Shore Railroad.

That the length of said line of road is about 140 miles in a direct line.

That the capital stock of said company is \$4,000,000, with an individual subscription of \$140,000. The balance of said stock is mainly taken by the towns through which the road passes, and is paid for and to be paid for by the issue of town bonds granted to aid in the construction of said railroad. That the line of this road as surveyed and at present located will pass by the city of Rochester about six miles to the north, on a nearer and more direct line; but at the solicitation of many of the most substantial and worthy citizens of Rochester, that it would be desirable to run the line through that city, your petitioners are prompted by their influence in making the present application, and the company desire so to run their road into and through said city of Rochester.

That this company would also desire to join the corporation of said city in the construction of a bridge across the Genesee River at Vincent Place, making the same a railroad and a wagon road bridge, provided a suitable right of way can be obtained and a satisfactory arrangement made with the city and contractor.

That said company have about sixty miles of their road nearly graded, extended from Oswego city to the village of Webster, in the town of Webster, and will be able to operate the same in the summer of 1872. That the said line of road runs through the counties of Oswego, Cayuga, Wayne, Orleans and Niagara at an average distance of five miles from Lake Ontario and through a section of country unrivaled in fertility and productiveness, thickly populated, and the greater part of the distance remarkably favorable as to grade. That in order to reach the city of Rochester, it would require over six miles additional length of road, and which six miles would cost about \$500,000; and involve a greater expense than a corresponding distance on any other part of said line, in consequence of natural obstacles and the greater value of lands in the vicinity of the city. That said line would bring the trade and travel of a large section of country between the Niagara and Oswego rivers into the city of Rochester greatly to the advantage and benefit of said city.

That said company do not feel able, for want of means, to construct the six miles necessary to reach the city of Rochester without aid and assistance from the corporation or citizens of Rochester.

That said company respectfully ask that said city of Rochester shall subscribe for 3,000 shares of the stock of said Lake Ontario Shore Railroad, at its par value of \$100 per share and in case said subscription shall be made, and said amount of stock taken by said city of Rochester, the lines of said Lake Ontario Shore Railroad will be surveyed and laid through said city of Rochester.

For the Lake Ontario Shore Railroad Company—
GILBERT MOLLISON,
Pre-ident.

Ordered received, filed and published.

ROCHESTER, Dec. 1, 1871.

To the Hon. the Common Council:

The undersigned, citizens and taxpayers of the city of Rochester, most respectfully ask your honorable body to pass a resolution re-

questing the Legislature to enact a law authorizing the Common Council of the city of Rochester to sell the \$300,000 of stock of the Rochester & Genesee Valley Railroad Co., owned by the city, at par, or over, and subscribe to an equal amount of stock in the "Lake Ontario Shore Railroad Company," or exchange the stock for an equal amount of stock of the "Lake Ontario Shore Railroad Company," upon condition that said "Lake Ontario Shore Railroad Company" shall cause the road, now in process of construction between Oswego and Lewiston, to run through the city of Rochester: C. B. Woodworth & Son, Smith, Perkins & Co., Theodore E. Batterson, Geo. L. Stratton & Co., James Field, Goodwin, Davis & Co., Ford & Stutchfield, M. V. Beemer, F. B. Mitchell, C. A. Kellogg & Co., Howe & Rogers, Wisner & Palmer, Rogers & Converse, McDonell, Burrell & Co., Wm. Eastwood, Ranney Bros., D. M. Dewey, James O. Howard, C. H. Mason, S. M. Spencer & Co., Rochester Carver Pump Co., per S. M. Spencer, President, G. C. Baell & Co., A. S. Hamilton & Co., Ward Huntington, Geo. N. Storms, S. R. Colvin, William Burke, L. & H. Garson & Co., C. T. Amnden & Son, Thomas Leighton, Geo. M. E. Wood, James M. Backus, Jas. R. Chamberlain, Shedd & Dean, L. C. Spencer & Co., Edgar Holmes, P. H. Curtis, James Brackett, V. M. Smith, Russ Coates & Co., Wm. H. Bowman, A. Cram, N. Winn, Sherlock & Sloan, J. S. Garrison, S. F. Hess, John H. Hill, J. W. McKindley, Pollock, Weaver & Co., F. Seifried, Van Zandt Bros, Louis Ernst, C. C. Goodale, H. S. Dean, Goodrich & Witherspoon, S. B. Roby & Co., H. P. Langworthy, Wm. Mudgett, Wm. McConnell, Wm. C. Baine, James H. McGuire, Wetmore, Reese & Co., Moore & Cole, Curtis & Brewster, A. A. Cornwall, R. F. Cornwall, Bear, Stern & Co., S. Stettheimer & Co., William R. Seward, Clarence Ashley, E. F. Hyde, George W. Walbridge, Steele & Avery, Reynolds Bros., Jones & Sugru, H. Britenstool, Michaels & Levi, Hayes & Co., G. & J. Wile & Co., George W. Wright, A. C. Cheney, John D. Fay, Edwin M. Smith, A. C. Wilder, J. H. Child, E. S. Ettenheimer & Co., E. K. Warren, Scrantom & Wetmore, George Gouid, Son & Co., Sunderlin & McAllister, Odenbach & Co., H. & D. Rosenberg, E. B. Booth & Son, John T. Fox, John Williams, Jacob Howe & Son, Whitmore, Carson & Co., Chauncey Perry, John K. Burke, R. H. F. Horton, John Horton, James M. Whitney, H. D. Scrantom, E. C. Purcell, L. A. Pratt, Wm. S. Thompson, G. E. Mumford, Patrick Barry, Wm. S. Kimball & Co., Stettheimer, Tone & Co., Hoyt & Seelye, H. F. Van Dake, Hauck & Taylor, Hiram Wood, A. Brennan & Son, E. Blackford, A. V. Smith, J. E. Haydon & Co., Percy & Campbell, H. S. Mackie, Allard Hunt & Co., Phelan & Miller, Kidd & Chapin, Burke, FitzSimons, Hone & Co., Wm. A. Hubbard, Sibley, Lindsay & Curr, Jacob Keller, M. Brown, H. Mutschler, Jacobs & Hughes, Louis P. H. Beck, P. M. Bromley, Geo. W. Harrod, S. M. Benjamin, James Sabey, Martin Leckinger, Pincoe & Lowenthal, E. D. Webster, Erastus Darrow, N. A. Pierce, James F. The Glen & Hall Manufacturing Co., E. Glen, Prest; Romants Bart, Ellis & Haseltine, A. D. Gordon, P. S. Wilson, Lewis H. Alling; Jas. T. Stewart & Son, Geo. Ellwanger, Adolphus Morse, Jas. R. Thompson, Young & Carpenter, D. F. Worcester, Chas. J. Hill &

Son, H. H. Bevier & Co., C. Jordon, H. B. Hathaway.

Ordered received, filed and published.

An Act to authorize the city of Rochester to subscribe for stock of the Lake Ontario Shore Railroad Company from the proceeds of the sale of the Rochester and Genesee Valley Railroad Company stock owned by 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 Mayor of the city of Rochester, and he is hereby authorized to sell the stock of the Rochester and Genesee Valley railroad company, now owned by the city of Rochester, at not less than its par value and to invest the proceeds thereof in payment of the subscription to the capital stock of the Lake Ontario Shore railroad company, to be subscribed for by the said city, as herein provided and such proceeds shall be used for no other purpose whatever except as herein provided; or the said Mayor may, and he is hereby authorized to transfer said stock to the said Lake Ontario Shore railroad company in payment of the subscription to the capital stock of the said company at its par value.

Section 2. In case a sale shall be made of the said stock of the Rochester and Genesee Valley railroad company, the said Mayor shall cause the proceeds of said sale to be deposited in some of the incorporated banks of the city of Rochester, on interest, and said Mayor shall be and is hereby authorized to subscribe for the stock of Lake Ontario Shore railroad company and shall from time to time pay therefrom for such stock as the work progresses in the construction of said railroad within the corporate limits of the city of Rochester, or in the towns adjoining said city and within two miles of the corporate limits of said city, and to pay on said subscriptions to stock in installments of \$50,000 each, as fast as said Lake Ontario Shore railroad company shall expend such sum in the construction of said Lake Ontario Shore railroad within the corporate limits of said city of Rochester, or in procuring right of way through said city or in the adjoining towns within the limits aforesaid.

Section 3. It shall be the duty of the Mayor in the name of the city of Rochester to subscribe to the capital stock of said Lake Ontario Shore railroad company to the amount of \$300,000, and thereupon on the issue of certificates of stock, the city of Rochester shall become a stockholder of said railroad company, with all the rights of other stockholders in said company, and the Common Council of said city shall have power to appoint any person attorney for the city of Rochester, to cast the vote for said city at any meeting of the stockholders of such company for the election of directors thereof.

Section 4. The Common Council of the city of Rochester may at any time after said city shall receive certificates for said stock to said Lake Ontario Shore Railroad Co., sell the same for cash at par, but shall not sell or dispose of the same at less than par, except at public sale, of which at least twenty days' notice shall be given in two of the daily newspapers published in the city of Rochester; and in case of a sale of such stock the proceeds thereof shall be applied to extinguish any bonds of the city of Rochester then existing, and which shall first mature after such sale, and for no other purpose whatever.

Section 5. All acts and parts of acts heretofore passed by the Legislature so far as inconsistent with this act are hereby repealed.

Section 6. This act shall take effect immediately.

Ald. Stone moved to receive, file and publish and table the above copy. Carried.

Ald. Stone moved to reconsider the vote just taken. Carried.

Ald. Stone's motion to receive, file, publish and table was then declared—Lost.

Ald. Craig moved to table until the next regular meeting. Lost.

Ald. Glover moved to receive, file and publish. Carried.

By Ald. Stone—Bills of Rochester Gas Light Company, Geo. Schofield, Agent, Beck & Meyer, S. W. Elliott, Fred Deininger, and G. & C. Herzberger. Poor Committee.

Ald. Stone—From the Committee on the Relief and Support of the Poor, reported in favor of the bills—Rochester Gas Light Company, Geo. Schofield, Agent, Beck & Meyer, S. W. Elliott, Fred Deininger and G. & C. Herzberger. Finance Committee.

Petition of Wm. A. Reynolds and others for the retention of water in the Eric Canal during the winter. Referred to the Fire Department Committee.

By Ald. Craig—Resolved, That the City Surveyor be and he hereby is directed to establish the lines of Penn street in the 8th Ward. Adopted.

By Ald. Glover—Resolved, That Paul Waack be and is hereby granted permission to sell fresh meat in the city of Rochester, at the corner of Meigs street and Park avenue until June 1st, 1872, upon his paying into the City Treasury at the rate of \$25 per year. Adopted.

By Ald. Glover—Resolved, That the Committee on Public Lamps be requested to confer with the Rochester Gas Light Company and also the contractors for lighting the kerosene lamps to see what will be the extra cost for lighting the lamps every night during the year, and report the same to this Board. Adopted.

By Ald. Connolly—Petition of Nicholas Byrne for permission to erect a wood building on his lot No. 304 situate on Bolivar street. Wood Building Committee.

By Ald. Connolly—Resolved, That the Fire Department Committee be authorized to put in all necessary dams in the Erie and Genesee Valley Canals and Feeder to supply water for fire purposes, during the term of close of navigation. Adopted.

Bill of Otis Potter—Fire Department Committee.

Ald. Connolly, from the Fire Department Committee, reported in favor of the bill of Otis Potter and presented the following:

By Ald. Connolly—Resolved, That the City Treasurer pay, when there are funds applicable, Otis Potter for labor and materials upon Engine House No. 2 turn table, &c., \$95.82, and charge Fire Department Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Coarers, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Nays—None.

By Ald. Caring—Bills of Patrick Burns and

Anthony Kasseal. Contingent Expense Committee.

PROPOSITIONS FOR SEWER IN LITCHFIELD ST.

Thomas Stetson..... \$221 40
Logan & Cregan..... 266 00

By Ald. Caring—Resolved, That his Honor the Mayor be and he is hereby requested to execute a contract in behalf of the city with Thos. Stetson for a sewer in Litchfield street, in accordance with his proposition. Adopted.

Ald. Caring, from the Sewer Committee, presented the following report:

Gentlemen of the Common Council:

The Sewer Committee would respectfully submit the following:

On consultation with the owners and proprietors of the nursery on the lands of Messrs. Atkinson and Sibley, your Committee would report that the said owners and proprietors offer to clear the necessary ground for the construction of the sewer forthwith for the sum of \$2,000, or clear the same in the coming spring for \$1,500, neither of which propositions your Committee felt authorized to accept, and therefore submit the matter to your Board.

Dated Rochester, Dec. 5, 1871.

WM. CARING,
R. Y. MCCONNELL,
Committee.

Ordered received, filed and published.

By Ald. Heavey—Petition of Mrs. John Spillard for claims (so called) against the city for property taken for the Arsenal site. Referred to the Law Committee.

By Ald. Pond—Petition of William Kneale for protection in his property, lot No. 19 in the Cayuga Tract.

By Ald. Pond—Resolved, That the petition of Wm. Kneale be referred to the Law Committee, and that pending the report of said committee the Street Superintendent be instructed not to carry into effect the resolution offered at the meeting of Nov. 28th, 1871, referred to in said petition. Adopted.

By Ald. Pond—Resolved, That the City Attorney be authorized to settle and discontinue the action referred to in his communication of Nov. 29th, by paying the costs already incurred. Adopted.

By Ald. Gould—Bills of William H. Yerkes. Table.

By Ald. Whitcomb—Resolved, That the Treasurer be directed to refund to the N. Y. C. R. Co. the sum of \$521.40 being for amount paid by them on North street plank walk for which they did their own work and charge that Fund.

Ald. Aikenhead moved to table Ald. Whitcomb's resolution.

Carried by the following vote:

Ayes—Ald. Aldridge, Gould, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

Nays—Ald. Whitcomb, Wait, Fee, Mandeville, Stape—5.

By Ald. Whitcomb—Resolved, That the Treasurer be and he is hereby directed to pay William De Garmo \$26.50, Jerome Dowd \$32.00, Richard Mills, \$40.00, Lawrence Loughlin \$37.00, Philip Hartell \$24.00, and Charles Armstrong \$20.00, and charge the same to the Contingent Fund. The said persons being attaches of Steam Fire Engine Company No. 1,

the said sums being as compensation for tools, clothing, etc., belonging to them which were consumed and destroyed by the late burning of their engine house while those persons were engaged in performing their duties as members of the Fire Department.

Ald. Connolly moved that action on the resolution be postponed until the next regular meeting. Carried.

On motion of Ald. Charters, adjourned.

WILLIAM F. MORRISON,
City Clerk.

In Common Council, Dec. 12th, 1871.

REGULAR MEETING.

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

Present—Ald. Whitcomb, Aldridge, Gould, Rogers, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

Absent—Ald. Wait, Pond, Herzberger, Heavey, Craig—5.

APPROVAL OF MINUTES.

The minutes of the previous meetings, Nov. 28th and Dec. 5th were approved as published in book of proceedings.

PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Aldridge—Bills of John W. Adams. Committee on House for Idle and Truant Children.

By Ald. Caring—Bills and estimates of Holloway & Normington, Rauber & Vincinus, Thomas Stetson, John Leise, McConnell & Jones and John Frick. Sewer Committee.

Petition of John Caley for permission to erect a wood building on his lot No. 19, situate on Granger street. Wood Building Committee.

By Ald. Stern—Bills of J. Gould & Son, Anthony Kasseal, Patrick Burns, Thomas H. Hopwood, Rochester Gas Light Company, N. T. Hackstaff, Beach & Son, Curtis, Morey & Co. and Jesse Shepherd. Contingent Expense Committee.

By Ald. Glover—Bill of B. F. Enos. Committee on Assessments.

By Ald. Stone—Petition of John Y. Troan for permission to erect a wood building on his lot No. 82, situate on Hunter street. Wood Building Committee.

Remonstrance of E. E. Lee and others in reference to St. Clair street plank walk. Referred to the Improvement Committee.

Petition of Byron Holley and others for award of contract for constructing plank walk on Strong street to A. C. Brown. Referred to the Improvement Committee.

Petition of Thomas Pritchard for damages for injury sustained by his wife in consequence of falling upon a defective sidewalk. Referred to the Law Committee.

By Ald. Kelly—Petition of Mrs. C. M. Donaldson for remission of tax for Saratoga avenue improvement. Referred to the Improvement Committee.

Bills of Holloway & Normington, Thomas Stetson, Patrick McCue, Chase & Otis, Jacob Young and Superintendent's pay roll. Street Committee.

By Ald. Selye—Estimates and bills of D. F. Worcester, W. I. Hanford, McConnell & Jones

and G. W. Miles and others. Improvement Committee.

Communication from Edwin Harris in reference to claims (so called) of Adeline L. Johnson, Edwin S. Hayward and Patrick Mulligan against the city. Referred to the Law Committee.

By Ald. Charters—Bills of Curtis, Morey & Co., S. M. Sherman, Rochester Gas Light Company and Thomas H. Hopwood. Police Committee.

By Ald. Aikenhead—Bills of N. H. Galusha, Daniel McCormick, Joseph Gommenginger, John E. Relyea, Rochester Gas Light Company (two bills) Leo White and John A. Reynolds. Lamp Committee.

By Ald. Rogers—Bills of Rochester Gas Light Company (two bills), Rochester Printing Company, Jacob Lux, F. Tulley, Vacuum Oil Company, William Brown, James Field, J. H. Wilson, McConnell & Jones, Cutting & Cooney, Thomas Williamson, T. G. Palmer and L. S. Gibson. Fire Department Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Aldridge, from the Committee on House for Idle and Truant Children, reported in favor of the bills of J. W. Adams (four bills). Finance Committee.

Ald. Kelly, from the Committee on Streets and Bridges, reported in favor of the bills of Holloway & Northington, Thomas Stetson (two bills), Patrick McCue, Chase & Otis, Jacob Young and Superintendent's pay roll. Finance Committee.

Ald. Rogers, from the Fire Department Committee, reported in favor of the bills of Rochester Gas Light Company (two bills), Jacob Lux, F. Tully, Vacuum Oil Company, William Boon, James Field, J. H. Wilson, McConnell & Jones, Cutting & Cooney, Thomas Williamson, T. G. Palmer and L. S. Gibson. Finance Committee.

Ald. Aikenhead, from the Lamp Committee, reported in favor of the bills of N. H. Galusha, Daniel McCormick, Jos. Gommenginger, John E. Relyea, Rochester Gas Light Company (two bills), Leo White and John A. Reynolds. Finance Committee.

Ald. Charters, from the Police Committee, reported in favor of the bills of Curtis, Morey & Co., S. M. Sherman, Rochester Gas Light Company and Thomas H. Hopwood. Finance Committee.

Ald. Stern, from the Contingent Expense Committee, reported in favor of the bills of J. Gould & Son, Anthony Kassea (two bills), Patrick Burns, Thomas H. Hopwood, Rochester Gas Light Company, N. T. Hackstaff, Beach & Son, Curtis, Morey & Co., and Jesse Shepard. Finance Committee.

Ald. Glover, from the Committee on Assessments, reported in favor of the bill of B. Frank Enos, and moved its reference to the Finance Committee for payment.

Ald. Mandeville moved to table until the next regular meeting. Carried.

Ald. Caring, from the Sewer Committee, reported in favor of the estimates and bills of Thomas Stetson, Rauber & Vicinius, M'Connell & Jones, Holloway & Northington, John Leise and John Frick, and presented the following:

SEWER BUDGET.

By Ald. Caring—Resolved, That the Treasurer pay when there are funds applicable, as follows: Holloway & Northington for repairs to lateral

sewers on Saratoga avenue and Lorimer st. \$ 17 25
And charge that Fund.

John Leise in full for inspecting Cayuga place and Mt Vernon avenue sewer 51 00
And charge that Fund.

Thomas Stetson in full on his contract for sewer in Litchfield st. 227 30
And charge that Fund.

Rauber & Vicinius in full on their contract for sewer in Cayuga place and Mt Vernon av 728 80
And charge that Fund.

Highway Fund, for John Frick for repairing lateral sewer in south St Paul st. 12 50
And charge Sewer Repair Fund.

M'Connell & Jones for repairing sewer corner of West Main and Washington sts. 51 60
And charge Sewer Repair Fund.

Also, that the Clerk draw two orders for \$750 each in favor of Rauber & Vicinius and payable to their order, with interest, one in one year and one in two years from the 12th day of December, 1871; and the Treasurer is hereby authorized to accept the same in behalf of the city and charge Cayuga Place and Mt Vernon Avenue Sewer Fund.

Adopted by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gering, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.
Nays—None.

REPORTS OF SPECIAL COMMITTEES.

Ald. Caring, from the Special Committee on John Meyer's damages, presented the following:

ROCHESTER, Dec. 12, 1871.

Gentlemen of the Common Council:

Your Committee to whom was referred the claim of John Meyer, for damages by reason of back water flowing into his cellar, in the improvement Atwater street and blocking the sewer therein, would respectfully report that they have diligently inquired into the matter, and find the same to be a just claim against the city, and while your committee find the damages actually sustained largely in excess of what they hereafter recommend, they desire to say that Mr Meyer is willing to have the matter adjusted at the sum of four hundred and fifty dollars.

Your Committee therefore recommend the payment to Mr. Meyer of the sum of four hundred and fifty dollars in full of all claims for such damage.

Wm. Caring
A. Stern.

Ordered received, filed and published.

By Ald. Caring—Resolved, That the City Treasurer pay John Meyer four hundred and fifty dollars in full for damages caused him by water from Clinton street sewer, in July last, and charge Contingent Fund, when there are funds applicable.

Ald. Mauder moved to table Ald. Caring's resolution. Lost by the following vote:

Ayes—Ald. Whitcomb, Mandeville, Stape, Mauder—4.

Nays—Ald. Aldridge, Gould, Rogers, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Charters, Gering, Stebbins, Whitmore, Stade, Parsons, Aikenhead—19.

Ald. Whitcomb moved the reference of the resolution and matter to the Law Committee to report to this Board.

Ald. Caring moved the previous question, "Shall the main question now be taken?" was declared—Carried.

The motion of Ald. Whitcomb was then carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Kelly, Selye, Mandeville, Stape, Charters, Gering, Stebbins, Mauder Stade, Parsons—12.

ORDINANCES.

Nays—Ald. Gould, Rogers, Caring, Connolly, Stern, Glover, McConnell, Stone, Whitmore, Aikenhead—10.

COMMUNICATIONS.

The Clerk presents the following:
TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE,
December 12th, 1871. }

To the Hon. the Common Council:

GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the balances of the principal Funds on the 1st day of December, 1871, as required by section 59 of the City Charter:

	Credit Balance.
Contingent Fund.....	\$27,487 30
Police Fund.....	28,433 29
Fire Department Fund.....	34,607 51
Highway Fund.....	11,059 03
Lamp Fund.....	23,310 22
Poor Fund.....	12,960 03
Park Fund.....	72 06
Board of Health Fund.....	3,108 53
Home for Truants Fund.....	1,443 67
Sewer Repair Fund.....	1,049 75
Lyell Street Fund.....	150 74
St. Paul Street Fund (Scrantom street to city line).....	281 86
Monroe Avenue Fund.....	64 79
Mt. Hope Avenue Fund.....	6 23
Flymouth Avenue Fund.....	38 57
West Avenue Fund.....	141 27
Lake Avenue Fund.....	5 39
East Avenue Fund.....	222 61
South Avenue Fund.....	3 32

JOHN WILLIAMS, Treasurer.

Subscribed and sworn to before me, this 12th day of December, 1871.

GEO. D. WILLIAMS, Notary Public.

Ordered received, filed and published.

Ald. Stone, from the Committee on Relief and Support of the Poor, presented the following

REPORT OF THE OVERSEER OF THE POOR FOR THE MONTH OF NOVEMBER, 1871.

To the Hon. Common Council of the City of Rochester:

The Overseer of the Poor of the city of Rochester would respectfully report that during the month of November, 1871, he relieved 813 families, in the following manner, viz.:

Orders on Poor Store.....	\$1,635 20
.. Wood Yard.....	132 00
.. Coal Yard.....	1,162 00
.. W. Carlton Brown.....	121 00
.. John Stape.....	43 00
.. H. W. Jones.....	41 00
.. H. Brewster & Co.....	39 75
.. John Nagel.....	38 00
.. W. H. Niven.....	35 50
.. George E. Hawkins.....	31 50
.. S. F. & W. Witherspoon.....	31 50
.. Alvah Rice.....	26 50
.. S. W. Elliott.....	22 00
.. Henry Goetzman.....	22 00
.. Fred. Wartz.....	22 00
.. Conrad Zimmer.....	14 00
.. Matthew Daus.....	13 50
.. Christian Seel.....	31 50
.. Beck & Meek.....	60 50
.. H. F. Van Daky.....	59 75
.. William Rodes.....	34 75
.. Adam Schmitt.....	16 00
.. Beir & Stern.....	31 00
.. George Mannel.....	2 25
.. Mrs. Cleminson.....	5 50
.. Henry Hoock.....	6 06
.. Michael Heavay.....	30 50
.. Bryan O'Reilly.....	18 50
.. C. V. Jeffrey.....	12 00
.. A. W. Mudge.....	6 50
.. Hoffman & Meyer.....	14 55
.. George Schofield.....	4 41
.. J. E. Butterfield.....	4 41

Less County and Towns..... \$3,772 16

733 31

Total for City..... \$3,038 85

All of which is respectfully submitted.

WM. BROWN, Overseer of the Poor.

Ordered received, filed and published.

GRADING CAYUGA PLACE AND MT. VERNON AVENUE.

On motion of Ald. Aldridge 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. Aldridge submitted the following:

An ordinance for grading Mt. Vernon Avenue from Nelson street to Caroline street.

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

The grading of Cayuga Place and Mt. Vernon Avenue from Nelson street to Caroline 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 \$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 Cayuga Place from Nelson street to the north line of Mt. Vernon Avenue from Cayuga Place to Caroline street.

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, 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 so meet for this purpose, on Saturday, the 16th day of December, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Whitmore moved that action on the ordinance be postponed until the next regular meeting. Carried.

CLINTON STREET PLANK-WALKS ACROSS THE RAILROAD TRACK.

On motion of Ald. Aldridge 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. Aldridge submitted the following:

An Ordinance, to construct Plank Walks on Clinton street, from the north line of the N. Y. C. R. R. lands to the south line of said lands.

The Common Council of the City of Rochester do ordain and determine as follows: The construction of a Plank Walk 5 feet 4 inches wide on each side of Clinton street, from the north line of the N. Y. C. R. R. lands to the south line of said lands.

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 \$65.00, which estimate was and is hereby approved; The sum of \$65.00, 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 the north line of the N. Y. C. R. R. lands to the south line of said lands.

On which above described portion of the City the said sum of \$65.00 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 December, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

PLANK WALKS ON HOLLAND STREET.

On motion of Ald. Aldridge 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. Aldridge submitted the following:

An ordinance, to construct plank walks on Holland 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 South and East sides of Holland street from the West line of lands owned by the N. Y. Central R. R. Company to Nassau st. and on the West side of said Holland street, from Nassau street to the South line of lot No. 238.

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 \$172, which estimate was and is hereby approved; the sum of \$172, 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 and East sides of Holland street, from the West line of the N. Y. Central Railroad property to Nassau street. Also lot No. 238 on the west side of said Holland street.

On which above described portion of the City the said sum of \$172 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 December, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes.—Ald. Whitcomb, Aldridge, Gould, Rogers, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

IMPROVEMENT OF LAKE AVENUE, FROM JONES AVENUE TO THE CITY LINE.

On motion of Ald. Selye 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. Selye submitted the following:

An ordinance to improve Lake Avenue from Jones Avenue to the north line of the city.

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

The improvement of Lake Avenue, from Jones Avenue to the north line of the city, by resetting the present curb stone so far from the lines of said avenue as to make the roadway 40 feet wide; paving the gutters with Medina or Lockport stone, and McAdamizing the roadway and constructing the necessary surface lateral sewers and crosswalks. Said improvement to be made and the work done in accordance with the provisions of the petition for the same herewith presented.

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 \$75,256 which estimate was and is hereby approved; the sum of \$75,256, 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 Jones Avenue to the north line of the city.

On which above described portion of the city, the said sum of \$75,256 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 Dec., 1871, at 9 o'clock in the forenoon at the office of the City Clerk.

Ald. Caring moved the indefinite postponement of the ordinance.

Ald. Connolly moved to table Ald. Caring's motion. Carried by the following vote:

Ayes.—Ald. Whitcomb, Rogers, Fee, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons, Aikenhead—19.

Nays.—Ald. Aldridge, Gould, Caring, Mauder—4.

Ald. Selye presented the following:

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN:—In view of the fact that an ordinance for the improvement of Lake Avenue from Jones Avenue to the city line, is now pending before your honorable body, and as the proposed improvement contemplates the removal of the tracks of the Rochester City and Brighton Railroad Company from the centre to the sides of the street, and making the roadway only forty feet in width, I deem it proper to say, on behalf of said Railroad Company, that inasmuch as a number of the tax-payers on Lake Avenue are opposed to placing the Company's tracks on the sides, therefore said Company cannot consent to such change.

Respectfully, &c.

PATRICK BARRY,

As President of the R. C. & B. E. R. Co. ROCHESTER, Dec. 12th, 1871.

Ald. Whitcomb moved the previous question, "Shall the main question be now taken" and was declared carried.

The ordinance was then declared passed by the following vote:

Ayes.—Ald. Whitcomb, Rogers, Fee, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons—18.

Nays.—Ald. Gould, Caring, Mauder, Aikenhead—4.

PIPE SEWER IN UNION AND TAPPAN STREETS.

Ald. Mandeville moved a reconsideration of the vote on the final ordinance, for a pipe sewer in Union and Tappan streets, Nov. 14, 1871—at folio 235, of printed proceedings.) Carried.

Ald. Mandeville moved to amend the ordinance by striking out the word "Union," in description of the line of sewer, and insert the words "the Alley 130 feet west of Union street and Weld." After the words "Weld Street" insert the word "Sewer." Also, in territory to be assessed, strike out the words "Union Street," and insert therefor "The Alley, 130 feet west of Union street"; also, after the words "Scio street," add the words "also one tier of lots on each side of Weld street, from Union street to the west line of the said Alley." Carried.

Ald. Mandeville moved that further action on the ordinance be postponed until the next regular meeting. Carried.

ASSESSMENT ROLLS.

BRIDGE OVER THE RACE ON COURT STREET.

Ald. Selye, from the Improvement Committee, presented the Assessment Roll for the bridge over the race on Court street, and moved its indefinite postponement. Carried by the following vote:

Ayes.—Ald. Whitcomb, Stern, McConnell, Stone, Kelly, Selye, Stape, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—14.

Nays.—Ald. Gould, Fee, Caring, Connolly, Glover, Mandeville, Gerling—7.

The Clerk presented the following Assessment Roll from the City Assessors, subscribed and sworn to by them :

Pipe sewer in Union and Tappan street.

Ald. Mandeville moved the indefinite postponement of the Assessment Roll. Carried.

UNFINISHED BUSINESS.

Ald. Connolly called up the matter of electing managers for the House for Idle and Truant Children, and moved that the Board now proceed to ballot for managers for the House for Idle and Truant Children. Carried.

Ald. Aldridge moved to ballot for three managers for one year, three for two years, and three for three years upon one ballot.

Ald. Stebbins moved as an amendment to ballot for three managers for one year. Carried.

Ald. Glover moved a reconsideration of the vote just taken upon Ald. Stebbins' motion. Carried.

Ald. Connolly moved to postpone further action in the matter until the next regular meeting. Carried.

Ald. Whitcomb called up the following :

By Ald. Whitcomb—Resolved, That the Treasurer be and he is hereby directed to pay William DeGarmo \$26.30, Jerome Dowd \$32.00, Richard Mills \$40.00, Lawrence Loughlin \$37.00, Phillip Hartell \$24.00, and Charles Armstrong \$20.00, and charge the same to the Contingent Fund. The said persons being attaches of Steam Fire Engine Company No. 1, the said sums being as compensation for tools, clothing, etc., belonging to them which were consumed and destroyed by the late burning of their engine house while those persons were engaged in performing their duties as members of the Fire Department.

Ald. Glover moved to amend the resolution by striking out "Contingent" and substitute therefor "Fire Department." Accepted by Ald. Whitcomb.

Ald. Whitcomb's resolution, as amended, was then adopted by the following vote:

Ayes—Ald. Whitcomb, Gould, Rogers, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

Nays—None.

The Clerk presented the following :

By Ald. Heavey—Resolved, That his Honor the Mayor be and is hereby requested to enter into a contract with the heirs of H. N. Curtis for the purchase of the property (vacant) on the south side of the Main street bridge (known as the Curtis property) in accordance with their proposition, for the purpose of erecting thereon a City Hall building.

Ald. Mandeville moved to amend by striking out all the words between the word "with" and the word "in" and substitute the words "N. Osburn for the purchase of his property situate on the corner of East Avenue and Elm street."

Ald. Whitmore moved as an amendment to the amendments to strike out the name of N. Osburn and insert therefor the name Rufus Keeler; also strike out the words "corner of East Avenue and Elm st." and substitute therefor the words "South St. Paul st."

Ald. Herzberger moved as a substitute for the whole matter, "That the Mayor be requested to enter into a contract with S. D. Wal-

bridge for the purchase of his premises known as the New England House, situated on East Main st. in accordance to his proposition."

Ald. Caring moved to postpone all further action until the next regular meeting. Carried.

EXECUTIVE.

Ald. Stone moved that the office of City Physician for the west side of the river occupied by Dr. W. H. Lakeman be and the same is hereby declared vacant. Carried.

MISCELLANEOUS.

Ald. Whitcomb presented the following :

ROCHESTER, Dec. 7, 1871.

To the Hon. the Common Council of the City of Rochester :

The undersigned, citizens and tax payers of the city of Rochester, most respectfully ask your honorable body to pass a resolution requesting the Legislature to enact a law authorizing the Common Council of the city of Rochester to sell the \$300,000 of stock of the Rochester and Genesee Valley railroad company, owned by the city, at par or over, and subscribe an equal amount in the Lake Ontario Shore railroad company, or exchange the stock for an equal amount of the stock of the Lake Ontario Shore railroad company, upon condition that said Lake Ontario Shore railroad company shall cause their road, now in process of construction between Oswego and Lewiston, to run through the city of Rochester.

A. V. Smith, J. E. Hayden & Co., Percy & Campbell, H. S. Mackie Allard, Hunt & Co., Phelan & Miller, Kidd & Chapin, Burke, Fitz-Simons, Hone & Co., Wm. A. Hubbard, Sibley, Lindsay & Curr, Jacob Keller, M. Brown, H. Mutschler, Jacobs & Hughes, Louis P. H. Beck, P. M. Bromley, Geo. W. Harrold, S. M. Benjamin, James Sabey, Martin Leckinger, Pincoff & Lowenthal, E. D. Webster, Erastus Darrow, N. A. Pierce, James Fee, The Glen & Hall Manufacturing Co., E. Glen, Prest.; Romanta Hart, Ellis & Haseltine, A. D. Gordon, P. S. Wilson, Lewis H. Alling, Jas. T. Stewart & Son, Geo. Ellwanger, Adolphus Morse, Jas. R. Thompson, Young & Carpenter, D. F. Worcester, Charles J. Hill & Son, H. H. Bevier & Co., C. Jorcon, H. B. Hathaway, C. B. Woodworth & Son, Smith, Perkins & Co., Theodore E. Baterson, Geo. L. Stratton & Co., James Field, Goodwin, Davis & Co, Ford & Stuchfield, M. V. Beemer, F. B. Mitchell, C. A. Kellogg & Co., Howe & Rogers, Wisner & Palmer, Rogers & Converse, McDonnell, Burrough & Co., Wm. Eastwood, Ranney Brothers, D. M. Dewey, James O. Howard, C. H. Mason, L. C. Spencer & Co., Rochester Carver Pump Co., George C. Buell & Co., A. S. Hamilton & Co., Ward Huntington, George N. Storms, Goodrich & Witherspoon, S. R. Colvin, Wm. Burke, L. and H. Garson & Co., C. T. Amsden & Son, Thomas Leighton, George M. Elwood, James M. Backus, James R. Chamberlin, W. S. Thompson, Jas. Brackett, V. M. Smith, Russ Coats & Co., W. H. Bowman, A. Cram, N. Winn, Sherlock & Sloan, J. S. Garrison, S. F. Hess, John H. Hill, J. W. McKinley, Pollock, Weaver & Co., Ferdinand Seifred, Van Zandt Bros., Louis Ernst, C. G. Goodale, H. S. Dean, Kidd & Chapin, S. B. Roby & Co., H. P. Langworthy, Wm. Mudgett, Wm. McConnell, Wm. C. Balfe, J. M. McGuire, Wetmore, Reese & Co., Curtis & Brews-

ter, B. F. Cornwall, Shedd & Dean, L. C. Spencer & Co., Edgar Holmes, P. H. Curtis, W. Britenstool, Michaels & Levi, Hayes & Co., G. & J. Wile & Co., G. W. Wright, A. Cole Cheney, John D. Fay, Edwin M. Smith, A. C. Wilder, J. H. Child, E. S. Ettenheimer, E. K. Warren, Scrantom & Wetmore, George Gould, Son & Co., Sunderlin & McAllaster, Odenbach & Co., H. & D. Rosenberg, E. B. Booth & Son, John T. Fox, John Williams, Jacob Howe & Son, Whitmore, Carson & Co., Chauncey Perry, John K. Burke, R. H. F. Horton, John Horton, James M. Whitney, H. D. Scrantom, E. C. Purcell, L. A. Pratt, Beir, Stern & Co., Wm. R. Seward, Clarence Ashley, E. F. Hyde, George W. Walbridge, Steele & Avery, Reynolds Bros., Jones & Sugru, George E. Mumford, Patrick Barry, Wm. S. Kinball & Co., Stettheimer, Tone & Co., Hoyt & Seely, H. F. Van Dake, Hancock & Taylor, Hiram Wood, S. Stettheimer & Co., A. Brennan & Son, Edward Blackford, A. V. Smith, J. E. Hayden & Co., Percy & Campbell, Henry S. Mackie, Allard, Hunt & Co., Phelan & Miller, Moore & Cole, A. A. Cornwall, Wm. N. Emerson, Erastus Darrow, Wm. H. Green, P. G. Almy, N. Osburn, E. S. Preston, Henry Hebing, Geo. C. Maurer, Rochester Furniture and Chair Company, H. S. Brewer, O. W. Bump, T. H. Conant, E. H. Conant, E. W. Perrin, J. G. Luitweiler, S. R. Main, Chas. B. Potter, T. A. Newton, J. H. Halpin, Joseph Schleier, Jno. Schleier, J. Banker, Boyd & Hart, Harder & Weaver, Peter Saile, Cork & Caldwell, J. & J. Cooper, Jno. Rauber, Rufus Keeler, W. D. Oviatt, W. H. Gorsline, Geo. G. Cooper, Chas. H. Stillwell, W. H. Cheney, E. F. Smith, E. R. Hammatt, C. M. St. John, Geo. N. Deming, James Terry, Seth Green, Hay & Skillman, J. W. Morse, J. K. Post, D. Hovey, Tower & Dean, Frank N. Lord, C. W. Clark, M. Van Voorhis, Geo. A. Redman, W. F. Holmes, C. J. Hayden & Co., Roswell Hart, S. D. Porter, E. N. Buell, H. Spurr, M'Vean & Hastings, Henry East, Pfaff & Kobbe, H. E. Boardman, G. L. Van Vorst, B. L. Hovey, H. F. Hovey, N. H. Galusha, E. G. Billings, James S. Andrews, D. Botsford, A. G. Wheeler, E. H. Hurd, J. A. Eastman, Joseph Curtis, John E. Morey, Lorenzo Kelly, S. F. & W. Witherspoon, H. L. Smith, William Moran, A. G. Bristol, Edwin Wayte, John Lutes, Frederick C. Wilson, George P. Draper, N. B. Northrop, J. Bollu, Jacob Widner, S. D. Walbridge, A. J. Wilkin, T. H. Pierce, S. C. Mason, C. T. Moon, Rowley & Boardman, Jos. Medbury, A. M. Semple, A. R. & T. H. Pritchard & Co., Gibbons & Stone, Wm. Shepherd, Edward Jones, John W. Howe.

Ordered received, filed and published.

By Ald. Whitcomb—Resolved, That E. F. Handy be and is hereby granted a license to sell fresh meat in the city of Rochester at No. 124 West Main street upon his paying into the City Treasury the sum of twenty-five dollars. Adopted.

By Ald. Aldridge—Resolved, That the Treasurer be requested to postpone the collection of the following assessments until further notice:

- Varnum street plank walk.
- Strong “
- Buchan Park “

Ald. Stape moved to amend the resolution by adding “sewer through Sibley’s nursery.” Carried.

The original resolution as amended was then adopted.

By Ald. Caring—Resolved, That the Treasurer is hereby directed to receive 70 per cent. in full of all persons assessed for the sewer in Litchfield st. Also 86 per cent. of all persons assessed for sewers in Cayuga st. and Mt. Vernon avenue. Adopted.

By Ald. Caring—Resolved, That the City Treasurer pay when there are funds applicable as follows: The Inspectors of Election of the 5th ward for holding a special election in said ward. \$15.00 and charge Contingent Fund.

Ald Mauder moved the indefinite postponement of the resolution.

Carried by the following vote:

Ayes—Ald. Whitcomb, Gould, Rogers, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Stebbins, Mauder, Stade, Aikenhead—17.

Nays—Ald. Fee, Caring, Gerling, Parsons—4.

By Ald. Stone—Resolved, That the following citizens be requested to act as a committee: Isaac Butts, H. B. Knapp, William S. Thompson, D. W. Powers, George G. Cooper, P. Barry, William N. Sage, Henry Churchill, John H. Brewster, Thomas Parsons, whose duty shall be to investigate the present plan to supply the city with water, and especially to examine the Holley or any other system, which shall look to bringing the water from Lake Ontario, and they are hereby authorized to incur what expense may be necessary to present the matters in some tangible shape for the consideration of this Common Council, and a public meeting of our citizens, if they shall deem the same advisable. Adopted.

Ald Selye, from the improvement Committee, reported in favor of the estimates and bills of W. I. Hanford, D. F. Worcester, McConnell & Jones and Geo. W. Miles. Table.

By Ald. Selye—Resolved, That the Treasurer is hereby authorized to credit C. D. Cooper \$300 on his assessment for Jones avenue improvement, he having laid his own sidewalk. Adopted.

Ald. Selye presented the following:

IMPROVEMENT BUDGET.

ROME STREET IMPROVEMENT.

The City of Rochester, to W. I. Hanford,	Dr.
1871.	
Dec. 12, 431 feet side walk at 45 cents.....	\$198 95
88 feet cross walk at 65 cents.....	22 75
	\$216 70

Payable cash in full when there are funds applicable.....\$216 70
By Ald. Selye—Resolved, That the Clerk is hereby requested to draw an order as above stated.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Gould, Rogers, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—21.
Nays—None.

Evergreen Street Improvement.

The City of Rochester	To D. F. Worcester, Dr.
1871.	
Dec. 12, 969 ft. grading roadway and sidewalk, 69c.....	\$667 25
“ “ 967 ft. plank walk, 22c.....	212 74
4 lateral sewers repaired.....	20 00
	\$899 97

Payable, cash in full, when there are funds applicable.....\$899 97

By Ald. Selye—Resolved, That the Clerk is hereby requested to draw an order as above stated.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Gould, Rogers, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Mauder, Stade, Parsons, Aikenhead—21.

South Clinton Street Improvement.

The City of Rochester,		To McConnell & Jones, Dr.	
1871	Dec. 12, 1.618 roadway	\$12 90.....	\$20,872 20
"	" 699½ sq. ft. paving at street cross-		
	ings.....	287 58	
	2,183 ft. sidewalk @ \$2 30.....	4,807 00	
	121½ ft. crosswalk relaid @ 50.....	182 62	
	8½ ft. " new @ 25 00.....	203 75	
	2 lateral sewers, new, @ 30.....	60 00	
	7 " " repaired, @ 10.....	70 00	
	11 " " private, @ 15.....	165 00	
			\$26,598 10
Cr.			
	282 ft. stone at \$2 20.....	\$ 690 40	
	187 ft. " at \$1 50.....	285 50	
Sept. 19, Orders 1 and 2 Y.....		4,000 00	
Oct. 10, " " " ".....		4,000 00	
Oct. 30, " " " ".....		8,000 00	
Nov. 14, Cash.....		4,000 00	
" 21, Orders 1 and 2 Y.....		1,300 00	
" " Cash.....		3,700 00	

\$25,905 90

Balance due.....	\$ 692 20
Payable, cash in full of all demands, when there is funds applicable.....	\$ 692 20

By Ald. Selye—Resolved, That the Clerk be requested to draw an order as above stated.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Gould, Rogers, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons Aikenhead—21.

By Ald. Selye—Resolved, That the Treasurer pay when there are funds applicable, as follows:
Geo. W. Miles, in full for inspecting Asylum street improvement.....\$234 00

And charge that Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Gould, Rogers, Fee, Caring, Connolly, Stern, Glover, McConnell, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—20.

By Ald. Selye—Resolved, That the Treasurer be directed to receive 4 per cent in full, of all persons assessed for plank walk on the North side of Kowe street except E. Pershine Smith and heirs of John Steel and of the said Smith and Steel to collect the full amount of said tax. Adopted.

By Ald. Selye—Resolved, That the Treasurer is hereby directed to receive 97 per cent. in full of all persons assessed for the improvement of Asylum street, in full. Adopted.

By Ald. Selye—Resolved, That the Treasurer is hereby directed to receive 84 per cent. in full, of all persons assessed for the improvement of Evergreen street. Adopted.

FINANCE BUDGET.

ROCHESTER, Dec. 12, 1871.

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

POOR FUND.

S. W. Elliott, groceries, per orders.....	\$28 00
Beck & Meyer, boots and shoes, per order 69 00	
Geo. Schofield, Agt., transportation per orders.....	18 95
Rochester Gas Light Co., gas consumed in	
Poor Office 6 months, to Dec. 1.....	5 95
Fred. Deininger, bread.....	224 75
G. & C. Herzberger, meat.....	400 00
And charge Poor Fund.	

EAST AVENUE REPAIR FUND.

R. Millman, Com., disbursements.....	\$221 00
And charge that Fund.	

Adopted by the following vote:
Ayes—Ald. Whitcomb, Gould, Rogers, Fee, Caring, Connolly, Stern, Glover, McConnell, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—20.

By Ald. Mauder—Resolved, That the various city officers having vouchers or papers in their

possession relating to any of the affairs of the city be directed to present all papers called for by the committee lately appointed to investigate the charges of corruption on the part of members of this body, and submit such papers to the examination of such committee.

Ald. Mandeville moved as an amendment to add the words "and said committee is hereby authorized and empowered to send for persons and papers." Carried.

The original resolution as amended was then declared adopted.

On motion of Ald. Charters, adjourned.

WILLIAM F. MORRISON, City Clerk.

In Common Council, Dec. 26th, 1871.

REGULAR MEETING.

President, Ald. C. R. Parsons, presiding.
Present—Ald. Whitcomb, Aldridge, Wait, Gould, Pbond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.
Absent—Ald. Rogers—1.

APPROVAL OF MINUTES.

The Clerk stated that an error occurred in the printed proceedings at folio 258, in the Improvement Budget, which reads "Rome st.," should read "Rowe st.," Also in ordinance for grading Cayuga Place and Mt. Vernon Avenue at folio 255, reads, "next regular meeting," which should read, "first regular meeting in May next." The minutes of meeting December 12, 1871, corrected as above, were approved as published in book of proceedings, on motion of Ald. Mauder.

PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Aldridge—Bills of Hubbard & Northrop, Van Zant Brothers, James Robinson, Geo. C. Maurer, J. D. McIntosh & Co., Moore & Cole, A. Verhoeven, G. & C. Herzberger, G. Emrick, Henry Quimby, Henry Thiem, Hulbert & Crittenden, and Gerling Brothers; Committee on House for Iole and Traant Children.

Ald. Aldridge presented the following:

HOUSE OF TRUANTS,
ROCHESTER, Dec. 20, 1871.

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

You are respectfully invited to visit the House for Truants on Wednesday, the 27th inst, at 2 o'clock in the afternoon.

Very respectfully,

C. H. CLARK,

Secretary of the Board of Managers.

Ald. Aldridge moved the acceptance of the invitation. Carried.

By Ald. Gould—Petition of Wm. S. Morden, for damages for injury sustained by his son in consequence of falling upon a defective walk. Referred to the Law Committee.

By Ald. Pond—Bill of George F. Danforth; Law Committee.

Petition of M. A. Kelly for permission to erect a wood building on his lot, No. 28, situate on Spring st.; Wood Building Committee.

By Ald. Fee—Petition of Andrew J. Bastion for refunding money paid for land sold for tax. Referred to the Law Committee.

By Ald. Stern—Bills of Thomas Knowles, Cogswell & Perkins, Stump & Frost, N. T.

Hackstaff, Scott's Band and S. M. Henry; Contingent Expense Committee.

Bills of Lindley L. Barrett and C. B. Parsons; Map, Survey and Record Committee.

Remonstrance of J. L. Fertig and others against the confirmation of the assessment roll for the improvement of Holland st. Table for the present.

Ald Stone presented the following:

ROCHESTER, Dec. 14, 1871.

To the Hon. Common Council of the City of Rochester:

GENTLEMEN—As there seems to be a difference of opinion as to the exact location and the best mode of constructing the Buffalo st. swing bridge, the subscribers would respectfully ask that your honorable board appoint a committee having no direct interest, consisting of the Hon. Addison Gardner, George W. Parsons and Thomas Leighton, whose duty it shall be to examine the locality and the different plans that have been made, and give a written report to this Board recommending a plan which, on the whole will, in their judgment, be for the best interest of the citizens generally:

Jno. Culhane,
Sam'l. Wilder,
M. F. Reynolds,
Briggs & Bro.,
F. L. Durand,
D. W. Powers,
Henry S. Mackie,
W. A. Reynolds,
Gerling & Remington,
Messinger & Stalke-
necht,
A. Vogel,
D. McKay,
Wm Moran,
C. B. Woodworth,
Henry L. Fish,
Geo. G. Munger,
Edgar Homes,
J. M. Phillips,
Holloway & Norming-
ton,
C. C. Young,
E. E. Sill,
John Saurr,
C. S. Mudge,
J. B. Sweeting,
H. Sargent,
S. Coleman,
M. & E. Huntington,
A. C. Wilder,
Horatio N. Lowe,
Sidney B. Roby,

Geo. F. Danforth,
A. Gardiner,
James L. Angle,
Edward M. Smith,
James H. Kelly,
N. A. Stone,
J. C. Cochrane,
Joseph Curtis,
G. E. Mumford,
E. S. Boughton,
Henry Churchill,
B. McFarlin,
F. E. Peck,
D. F. Luckey,
P. H. Pitkin,
Jas. Cunningham,
E. F. Smith,
P. Barry,
G. W. Ellwanger,
Jas. M. Whitney,
A. F. Witherspoon,
Wm. Witherspoon,
Isaac Haight,
The Co operative
Foundry Co. by E.
W. Peck, Sec'y.
Estate of A. M. Badger
by G. Badger,
C. Townsend,
E. M. Moore,
A. Cram,

Ordered received, filed and published.

By Ald. Stone—Resolved, That in accordance with the prayer of the above petition the Hon. Addison Gardner, Geo. W. Parsons and Thos. Leighton be appointed a committee to report to this Board the most feasible plan for the construction of the West Main Street Swing Bridge. Adopted.

By Ald. Stone—Bills of H. W. Jones, H. Goetzman, George B. Hawkins, S. F. & W. Witherspoon, W. Carlton Brown, S. W. Elliott, Fred Wurtz, Alvah Rice, John Nagle, H. Brewster & Co., Conrad Zimmer, John Stape, C. Seel, W. H. Niven, A. M. Semple, Smith & Gordon, Adam Schmitt, H. F. Van Dake, Beck & Myer, W. Roades, L. B. Grover, G. & C. Herzburger, A. L. Morris, B. O'Reilly, H. & P. Bender, A. W. Mudge, George Bastion,

V. Flackenstein, Anthony Hefner, George Mannel, Gerling Bros., Sidney B. Roby, William Brown, J. E. Butterfield, Michael Heavey, S. J. Wagoner, Moses M. Smith, C. T. Moore, Goetzman & Son, and J. D. Merntosh & Co. Poor Committee.

Bill of William Burke & Co. Fire Department Committee.

Ald. Kelly presented the following:

ROCHESTER, Dec. 13, 1871.

To the Honorable Common Council of the City of Rochester:

GENTLEMEN:—I respectfully ask your Honorable Board permission to erect a frame dwelling house on lot No. 10, west side of Thompson street; also, permission to lay a plank sidewalk, five feet wide, front of lots No. 10 and 11, west side of Thompson street. Ninth Ward.

I remain, gentlemen,

Yours respectfully,

WILLIAM HENRY POWNALL.

Ald. Kelly moved the reference of that portion of the petition appertaining to frame dwelling to the Wood Building Committee, with power to act. Also, that portion relating to sidewalk refer to the Improvement Committee. Carried.

Bills of Nathan Wood, Wm. Burke & Co., H. B. Knapp, and Superintendent's pay roll. Street Committee.

By Ald. Stape—Bills of August Woellart and C. Schneider. Committee on Public Health.

By Ald. Charters—Bill of Sherlock & Sloan. Police Committee.

By Ald. Aikenhead—Bills of P. Box, Sherlock & Sloan, J. E. Relyea, Chas. A. Jeffords, Alex. McDowell, and J. W. Johnson. Lamp Committee.

By Ald. Connolly—Bills of Gerling Bros., Sherlock & Sloan, J. J. Kolb, Loos & Zimmer, W. C. Thomas, Boyd & Hart, Martin Frierson, Geo. W. Connolly, John Kisingbury, Otis Potter, James H. Kelly & Co., Rauter & Mayer, and D. M. Stewart. Fire Department Committee.

Unanimous consent was granted for the presentation of the following:

By Ald. Mandeville—Resolved, That Dr. J. F. Whitbeck have permission to build a wood barn on his premises, corner of Clinton Place and Rome street under the direction of the Wood Building Committee and Fire Marshal. Adopted.

REPORTS OF STANDING COMMITTEES.

Ald. Aldridge, from the Committee on House for Idle and Truant Children, reported in favor of the bills of Hubbard & Northrop, Van Zandt Brothers, James Robinson, Geo. C. Maurer, Jr. D. McIntosh & Co., Moore & Cole, A. Verhoeven, G. & C. Herzberger, G. Emrich, Henry Quimby, Henry Thiem, Hubert & Carpenter, and Gerling Brothers. Finance Committee.

Ald. Kelly, from the Street Committee, reported in favor of the bills of Nathan Wood, William Burke & Co., H. B. Knapp, and Superintendent's pay roll. Finance Committee.

Bill of Nathan Wood referred to the Assessors to make roll to correspond with the items of bill.

Ald. Glover, from the Committee on Assessments, called up the bill of B. F. Enos and moved its reference to the Finance Committee for payment. Carried.

Ald. Pond, from the Law Committee, presented the following:

Gentlemen of the Common Council:

Your committee, to whom was referred the matter of the application of St. Mary's Hospital for remission of taxes, would respectfully report, that after an investigation of the matter, they find that throughout the State it has been customary to exempt the property of such and kindred institutions from taxation, and in the case of this application the Legislature of the State of New York at its last session passed an act authorizing such exemption in the case presented to us.

Your committee, however, find that the property bought by the corporation from Mr. Ruby was purchased after the tax upon the same had been legally assessed to and was a lien upon such property at the time of the purchase. The committee cannot, therefore, recommend the refunding of the tax paid on the same.

Your committee, however, in view of the custom and the act of the Legislature, would recommend the refunding of the balance of taxes of 1869 over and above the amount paid as tax on what is known as the Ruby property, and present the annexed resolution for adoption by the Common Council.

Dated Rochester, Dec. 26th, 1871.

CHAS. F. POND,
W. MANDEVILLE,
Law Committee.

Ordered received, filed and published.

By Ald. Pond—Resolved, That the City Treasurer pay to St. Mary's Hospital \$181.14, being for taxes erroneously assessed upon the Chili Road (Ruby) property for 1870, '71...\$102 50
Nelson street " " 1871..... 55 93
Greely " " for 1869, '70, '71... 22 71

\$181.14

And charge erroneous assessment.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Pond, Heavey, Fee, Caring, Connolly, Stern, Stone, Craig, Selye, Mandeville, Stape, Charters, Mauder, Stade, Parsons—17.

Nays—Ald. Aldridge, Wait, Gould, Herzberger, Glover, McConnell, Stebbins, Whitmore, Aikenhead—9.

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN—The Law Committee, to whom was referred the account of John M'Convill, Esq., for services and disbursements in procuring the passage of certain bills amending the charter of said city, and also for services and disbursements in the matter of the Genesee Valley Railroad Company, having examined and considered the matter, would respectfully report as follows, to wit: That as to the expenses and services in charter amendments, they have been unable to ascertain when and by whom authority to contract such expense and perform such services was given.

That as to the matter of the Genesee Valley Railroad Co. they are also unable to find when and by whom authority to contract such expenses and perform such services was given.

That in March, 1869, a bill of \$1800, for services and disbursements, principally in relation to the matter of the Genesee Valley Railroad Co., was paid to said M'Convill.

That in July, 1870, per resolution of the Common Council, Wm. F. Cogswell was paid \$350 for in the Genesee Valley Railroad matter.

That in August, 1871, the Directors of the Genesee Valley Railroad Co. elected by this Common Council and representing three-fifths of the stock belonging to said company, (that belonging to the city of Rochester paid to J. C. Cochran, Esq., \$4,000, for services and disbursements in the Genesee Valley Railroad matter, at the same time paying to said M'Convill \$4,400, in full for his services and disbursements therein.

That some eleven or twelve thousand dollars having been already paid for legal services and disbursements in the matter of the Genesee Valley Railroad, nearly the entire amount being paid directly by the City Treasurer or indirectly through the Railroad Directors elected by and representing the stock of the city; and a large share of the whole having been paid to Mr. M'Convill, your Committee would respectfully report against paying the claim of Mr. M'Convill, as presented.

CHAS. F. POND,
W. MANDEVILLE,
Law Committee.

Dec. 26, '71.

Ald. Stebbins moved that the report be accepted and adopted. Carried.

Ald. Stern, from the Contingent Expense Committee, reported in favor of the bills of Thomas Knowles, Cogswell & Perkins, Stump & Frost, N. T. Hackstaff, Scott's Band, and S. M. Henry. Finance Committee.

Ald. Stern, from the Map, Survey and Record Committee, reported in favor of the bills of Lindley L. Barrett and C. B. Parsons. Finance Committee.

Ald. Charters, from the Police Committee, reported in favor of the bill of Sherlock & Sloan. Finance Committee.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bills of P. Box, Sherlock & Sloan, J. E. Relyea, C. A. Jeffords, Alex. McDowell and J. W. Johnson. Finance Committee.

Ald. Stape, from the Committee on Public Health, reported in favor of the bills of August Woellert and C. Schneider. Finance Committee.

Ald. Connolly, from the Fire Department Committee, reported in favor of the bills of Gerling Brothers, William Burke & Co., Sherlock & Sloan, J. J. Koib, Loos & Zimmer, W. C. Thomas, Boyd & Hart, Martin Frierson, Geo. W. Connolly, John Kisingbury, Otis Potter, Jas. H. Kelly & Co., Rauber & Mayer, and D. M. Stewart. Finance Committee.

Ald. Stone, from the Committee on Relief and Support of the Poor, reported in favor of the bills of H. W. Jones, George B. Hawkins, S. F. & W. Witherspoon, W. Carlton Brown, S. W. Elliott, Fred. Wurtz, Alvah Rice, John Nagel, H. Brewster & Co., C. Zimmer, John Stape, C. Seel, W. H. Niven, A. M. Semple, Smith & Gordon, Adam Schmidt, H. F. Van Dake, Beek & Meyer, W. Roads, L. B. Grover, G. & C. Herzberger, A. L. Morris, (two bills), Bryan O'Reilly, H. & P. Bender, A. W. Mudge, George Bastian, V. Fleckenstein, Anthony Heber, George Maavel, Gerling Brothers, S. B. Roby, William Brown, (two bills) J. E. Butterfield, Michael Heavey, S. J. Wagoner, Moses M. Smith, C. T. Moore, Goetzman & Son, and J. D. McIntosh & Co. Finance Committee.

Ald. Caring from the Sewer Committee presented the following:

Gentlemen of the Common Council:

The Sewer Committee and City Attorney, in pursuance of a resolution of your honorable Board, beg leave to submit the following in relation to damages arising out of the construction of a sewer through the lands of Hiram W. Sibley and Hobart F. Atkinson, now under lease to and occupied by J. Wentz & Co. for nursery purposes.

The committee have obtained from H. W. Sibley a contract for the right of way for the construction and maintenance of such sewer for the nominal sum of one dollar.

The committee further finds that the route of said sewer as proposed is through lands occupied and covered with nursery stock belonging to J. Wentz & Co. as lessees of the premises. That such sewer cannot be constructed without causing the removal of a large amount of their stock and consequent serious loss and damage to them. These gentlemen have, however, with a commendable liberality offered to remove the same and take all responsibility of such loss and damage for the sum of \$558, which the committee are well satisfied is much less than they will sustain.

It is proper for the committee to say that an award to this amount will bring the actual cost for damages and construction within the limit of the estimate.

In view of these facts we submit the accompanying proposed contract and resolution for adoption by the Board.

Dated Dec. 26th, 1871.

WM. CARING,
ROBT. Y. MCCONNELL,
JOHN MAUDER,

Committee.

Ordered received, filed and published.

By Ald. Caring—Resolved, That the Mayor be requested to execute the agreement with J. Wentz & Co. herewith presented.

Ald. Mauder moved to postpone action on the resolution until the next regular meeting.

Carried by the following vote:

Ayes—Ald. Wait, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Stebbins, Whitmore, Aikenhead—17.

Nays—Ald. Aldridge, Gould, Fee, Caring, Kelly, Gerling, Mauder, Stape, Parsons—9.

AGREEMENT.

This agreement made this — day of —, 18—, by and between the City of Rochester by Charles W. Biggs, Mayor of said city of the first part, and J. Wentz & Co. of said city of the second part, witnesseth: That the party of the first part, in consideration of the removal by the party of the second part of all nursery stock that may be necessary and convenient for the immediate construction of a stone sewer through the premises of Hiram W. Sibley and Hobart F. Atkinson, now occupied by the party of the second part for nursery purposes, agrees to pay to the party of the second part, the sum of five hundred and fifty-eight dollars, such sum to be paid when there are funds applicable for the payment of the same—and to be in full for all loss or damage to the party of the second part by reason of removal of such stock.

The party of the second part in consideration of the foregoing agrees to remove such stock

along the route of the sewer heretofore proposed in the earliest possible time, and leave the same free and unobstructed for the prosecution of said work—and receive the aforementioned sum in payment in full of all loss and damage occasioned by such removal, according to the foregoing terms and conditions.

In witness whereof the parties have herunto set their hands and seals, and caused the corporate seal of said city to be affixed the day and year first above written.

COMMUNICATIONS.

The Clerk presented the following:

To the Hon. Common Council of the City of Rochester:

GENTLEMEN,—In the matter of the widening and straightening of Nelson street, the undersigned beg leave to report, that we have been unable to purchase the property required to be taken for said improvement. We would therefore recommend your Hon. body to direct the City Attorney to take the necessary legal measures to perfect said improvement.

Respectfully submitted,

D. MCKAY,
E. T. OATLEY,
JOHN J. SCHAFFER,

Rochester, Dec. 26th, 1871. ASSOCIATORS.
Ordered, received, filed and published.

ROCHESTER, DEC. 26th, 1871.

To the Hon. Common Council:

GENTLEMEN,—At a regular meeting of the Ryan Zouaves, held at their Armory Dec. 20th, the following resolution was unanimously adopted:

Resolved, That an invitation be extended to His Honor the Mayor and Common Council of the city of Rochester, to attend the sixth annual Festival of the Ryan Zouaves, to be given in Corinthian Hall, January 1st, 1872.

HENRY CRAMER,

Captain, Ryan Zouaves.

Ald. Stape, moved the acceptance of the invitation.—Carried.

The President presented the following:

BOARD OF SUPERVISORS OF MONROE CO.,

CLERK'S OFFICE,

ROCHESTER, N. Y., Dec. 23, 1871.

Ald. Parsons, Chairman Common Council:

DEAR SIR—The following resolution, introduced by Mr. Deuel, were unanimously adopted by the Board of Supervisors of this county on the 5th inst. Be kind enough to communicate them to your honorable body:

In view of the large and increasing population and business necessities of the city of Rochester and county of Monroe, now requiring almost the exclusive occupation of the public buildings of said city, and also in view of the facts that regular terms of the United States District Courts are now held in said city, and a custom house, post-office and other general government offices are now maintained by the general government in said city, but that the same are now provided for at much inconvenience and unnecessary expense; therefore,

Resolved, That this board unite with the board of aldermen of said city and memorialize Congress of the facts and urge upon our Representatives in that body the propriety and necessity of introducing and favoring the passage of a bill providing for the speedy erection of suitable government buildings in said city for the accommodation of, and to meet the require-

ments of its courts and government offices, and,

Resolved, further, That a copy of this resolution be handed by the clerk to the chairman of the board of aldermen, and a copy also to be forwarded to our Senators and Representatives in Congress. Adopted.

Respectfully yours,

WM. OLIVER, Clerk.

Ald. Pond moved that the resolution adopted by the Board of Supervisors be adopted by this Board. Carried.

ORDINANCES.

BRIDGE OVER THE RACE THAT CROSSES COURT STREET.

By Ald. Kelly—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing an iron bridge within the lines of Court street over the raceway that crosses said Court street west of the Genesee River.

The Surveyor submitted as such estimate, \$6,680. By Ald. Kelly—Resolved, That the following improvement is expedient, viz: The construction of an iron bridge within the lines of Court street, over the Raceway that crosses said Court street west of 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 \$6,680 which estimate is hereby approved.

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

All the lots and parcels of land within the following described Territory, to wit: Beginning at the south east corner of West Main street and Exchange street, running thence southerly along the east line of Exchange street to the south line of the Genesee Valley Railroad Depot grounds, thence easterly along the south line of said depot grounds to the west bank of the Genesee River, thence northerly along the west bank of the Genesee River to the south line of West Main street, thence westerly along the south line of Main street to the place of beginning. Also one tier of lots on each side of Court street from the west bank of the Genesee River to South 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 such 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. 9th, 1872, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

IMPROVEMENT OF CLARISSA STREET.

By Ald. Selye, Resolved, that the City Surveyor ascertain and report to this Board the expense of improving Clarissa street from Mt. Hope avenue to the Erie Canal Feeder. Adopted.

The Surveyor submitted as such estimate, \$1,551. By Ald. Selye resolved, that the following improvement is expedient, viz:

The improvement of Clarissa street from Mt. Hope avenue to the Erie Canal Feeder, by setting a curb stone, paving a gutter 4 feet wide and laying a flag walk of Medina stone 5 feet wide in two courses on each side of said street and constructing the necessary cross-walks 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 \$1,551, 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 Clarissa street from Mt. Hope avenue to the Erie Canal Feeder.

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, January the 9th, 1872, at half past 7 o'clock, at the Common Council hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

GRADING OF PLYMOUTH AVENUE.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of grading that portion of Plymouth Avenue, formerly Frost street, from the east line of lot No. 28 Rapids Tract, to Genesee street. Adopted.

The Surveyor submitted as such estimate \$3,060.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The grading of that portion of Plymouth Avenue, formerly Frost street, from the east line of lot No. 28 Rapids Tract, 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 \$3,060, 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 Genesee 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, January the 9th, 1872, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

NAYS—NONE.

PIPE SEWER IN TAPPAN STREET, AND ALLEY 130 FEET WEST OF 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 pipe sewer on Tappan street, and alley 130 feet west of Union street and Weld street.

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

The construction of a 15 inch pipe sewer in the alley 130 feet west of Union street and Weld street and Tappan street, from Weld street sewer to a point 130 feet east of Scio street, with the necessary lateral sewers to said face drainage.

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 one hundred and fifty-three dollars, which estimate was and is hereby approved; the sum of two thousand one hundred and fifty-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 the alley 130 feet west of Union street and Tappan street, from Weld street to Scio street. Also, one tier of lots on each side of Weld street from Union street to the west line of the said alley.

On which above described portion of the city the said sum of two thousand one hundred and fifty-three dollars is 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 assessors 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 such 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 benefitted, 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, at 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 December, 1871, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Mandeville moved that action on the ordinance be postponed until the second regular meeting in January next. Carried.

ASSESSMENT ROLLS.

The Clerk presented the following assessment rolls, subscribed and sworn to by the City Assessors.

Pipe sewer in University avenue.

Flag walks on Orange and Saxton sts.

After hearing allegations from all persons appearing, the foregoing rolls were confirmed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

Also presented the assessment roll for

Pipe sewer in the street next east of Mt. Hope avenue that runs from Comfort st. to Alexander st.

Ald. Whitmore moved to postpone action upon the Assessment Roll until the first regular meeting in April next.

Lost by the following vote:

Ayes—Ald. Wait, Stern, Stone, Kelly, Selye, Charters, Stebbins, Whitmore, Parsons, Aikenhead—10.

Nays—Ald. Aldridge, Gould, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Glover, McConnell, Craig, Mandeville, Stape, Gerling, Mauder, Stade—16.

Ald. Whitmore moved the indefinite postponement of the Assessment Roll. Lost.

After hearing allegations from all persons appearing, the Assessment Roll was confirmed by the following vote:

Ayes—Ald. Aldridge, Gould, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons—22.

Nays—Ald. Wait, Stern, Charters, Aikenhead—4.

Also presented the Assessment Roll for Improvement of Alexander Park.

After hearing allegations from all persons appearing, the Assessment Roll was confirmed by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

Ald. Stebbins moved that no contract be let for the improvement of Alexander Park, and sewer in same street, until the first regular meeting in April next, and that the Treasurer

postpone the tax upon the said improvements until same time. Carried.

UNFINISHED BUSINESS.

Ald. Connolly called up the matter of electing managers for the House for Idle and Truant Children, and moved that the Board now proceed to ballot for managers for the House for Idle and Truant Children. Carried.

Ald. Aldridge moved to ballot for three managers for one year, three for two years, and three for three years upon one ballot.

Ald. Stebbins moved as an amendment to ballot for three managers for one year. Carried.

Ald. Glover moved a reconsideration of the vote just taken upon Ald. Stebbins' motion. Carried.

Ald. Aldridge moved to postpone further action in the matter until the next regular meeting. Carried.

The Clerk presented the following:

By Ald. Heavey—Resolved, That his Honor the Mayor be and is hereby requested to enter into a contract with the heirs of H. N. Curtis for the purchase of the property (vacant) on the south side of the Main street bridge (known as the Curtis property) in accordance with their proposition, for the purpose of erecting thereon a City Hall building.

Ald. Mandeville moved to amend by striking out all the words between the word "with" and the word "in" and substitute the words "N. Osburn for the purchase of his property situate on the corner of East Avenue and Elm street."

Ald. Whitmore moved as an amendment to the amendments to strike out the name of N. Osburn and insert therefor the name Rufus Keeler; also, strike out the words "corner of East avenue and Elm st." and substitute therefor the words "South St. Paul st."

Ald. Herzberger moved as a substitute for the whole matter. "That the Mayor be requested to enter into a contract with S. D. Walbridge for the purchase of his premises known as the New England House, situated on East Main st. in accordance to his proposition."

Ald. Selye moved to postpone all further action until the next regular meeting.

Ald. Glover moved to table Ald. Selye's motion.

Carried by the following vote:

Ayes—Ald. Wait, Gould, Herzberger, Heavey, Fee, Caring, Connolly, Glover, McConnell, Stone, Mandeville, Stape, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—18.

Nays—Ald. Aldridge, Pond, Stern, Craig, Kelly, Selye, Charters, Gerling—8.

Ald. Craig moved to refer the matter of locating a site for City Hall on the east side to the Law Committee and City Attorney to report at the next regular meeting.

Ald. Stape moved to table Ald. Craig's motion.

Carried by the following vote:

Ayes—Ald. Wait, Gould, Herzberger, Heavey, Fee, Caring, Connolly, Glover, McConnell, Mandeville, Stape, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—17.

Nays—Ald. Aldridge, Pond, Stern, Stone, Craig, Kelly, Selye, Charters, Gerling—9.

Ald. Mandeville moved as an amendment to Ald. Herzberger's substitute to strike out all the words after the words "contract with" and substitute therefor the words "the Trustees of the Asbury M. E. Church for the pur-

chase of their premises situate on the corner of East Main and South Clinton sts. at a price not to exceed \$30,000.

Ald. Stape moved the previous question "shall the main question be now taken" was declared carried.

The amendment of Ald. Mandeville was then adopted by the following vote:

Ayes—Ald. Wait, Herzberger, Heavey, Fee, Carling, Connolly, Glover, McConnell, Mandeville, Stape, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—16.

Nays—Ald. Aldridge, Gould, Pond, Stern, Stone, Craig, Kelly, Selye, Charters, Gerling, —10.

The original resolution of Ald. Herzberger as amended by Ald. Mandeville was then declared adopted by the following vote:

Ayes—Ald. Herzberger, Heavey, Fee, Carling, Connolly, Glover, McConnell, Mandeville, Stape, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—15.

Nays—Ald. Aldridge, Wait, Gould, Pond, Stern, Stone, Craig, Kelly, Selye, Charters, Gerling—11.

Unanimous consent was granted Ald. Stebbins to present the following:

FINANCE BUDGET.

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

CONTINGENT FUND.

J. Gould & Son, Livery hire for Imp. Com. and Survey.....	\$ 40 00
Anthony Kasseal, livery hire for Sewer Com....	6 00
Patrick Burns, livery hire for Sewer Com....	3 75
Thomas H. Hopwood, disbursements as Messenger.....	25 00
Curtis, Morey & Co., printing.....	195 50
Beach & Son, printing.....	8 00
N. T. Hackstaff, Rochester Gas Light Co., gas one quarter, ending Dec. 1.....	8 00
Jesse Shepherd, disbursements as Attorney.....	153 80
Charles W. Briggs, Mayor, one quarters salary to Jan. 1.....	19 00
John Williams, Treasurer, one quarters salary to Jan. 1.....	375 00
W. B. Grantynn, Sur. r., 1 mo. salary to Jan. 1, '73.....	250 00
W. P. Morrill, Clerk, 1 mo.	153 58
Jesse Shepherd, Atty,	125 00
D. McKay, Assessor,	150 00
E. T. Oatley,	150 00
J. J. Shaffer,	150 00
Thos. H. Hopwood, Messenger,	66 67
Jno. Haywood, Jr., Mayor's clk	66 67
F. P. Evans, Market Clerk,	75 00
F. Lockhart, watchman,	35 00
B. F. Enos, labor on bridge rolls	300 00
And charge Contingent Fund.	

FIRE DEPARTMENT FUND.

Rochester Gas Light Co., gas in engine houses to Dec. 1st.....	99 45
Rochester Gas Light Company, coal for steamers.....	24 75
Rochester Printing Company, printing.....	35 70
Jacob Lux, repairing harness, &c.,	98 14
Fuller, trumpets.....	7 50
Vacuum Oil Company oil.....	10 60
William Boon, hay and straw.....	26 85
James Field, rope and tar.....	5 49
J. H. Wilson, plumbing Active House, pay H. P. Rogers.....	87 27
McCConnell & Jones, payment at No. 3 engine house.....	84 00
Cutting & Cooney, horse shoeing and services as surgeon.....	50 15
Thomas Williamson, repairs at engine houses.....	383 25
G. B. Palmer.....	52 21
L. S. Gibson, disbursements.....	13 45

MONTHLY PAY ROLL FOR DECEMBER, 1871.

Steam Fire Engine Co. No. 1:	
Wm. DeGarmo, 1 month's salary as Engineer to Jan. 1st.....	\$ 75 00
Jerome Dowd, 1 month's salary as Driver to Dec. 1st.....	50 00
Richard Mills, 1 month's salary as Driver to Jan. 1st.....	50 00

Steam Fire Engine Co. No. 2:

Seneca Dobbs, 1 month's services as Engineer to Dec. 1st.....	75 00
Mill Lumber, 1 month's salary as Driver to Jan. 1st.....	50 00
John Bower, 1 month's salary as Driver to Jan. 1st.....	50 00

Steam Fire Engine Co. No. 3:

Edmund Whittier, 1 month's salary as Engineer to Jan. 1st.....	75 00
John Ramson, 1 month's salary as Driver to Jan. 1st.....	50 00
L. Gommenginger, 1 month's salary as Driver to Jan. 1st.....	60 00

Steam Fire Engine Co. No. 4:

J. P. Foreman, 1 month's salary as Engineer to Jan. 1st.....	75 00
Barney Kearney, 1 month's salary as Driver to Dec. 1st.....	50 00
James Snyder, Driver, 1 month's salary to Jan. 1st.....	50 00

Hook and Ladder Co. No. 1:

Anthony Andrus, 1 month's salary as Driver to Jan. 1st.....	50 00
Superintendent of Depot:	

R. B. Paine, 1 month's salary as Superintendent of Depot to Jan. 1st.....	75 00
Monthly washing bill.....	15 00
Chief Engineer:	

L. S. Gibson, 1 month's salary as Chief Engineer to Jan. 1st.....	145 83
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Pay L. S. Gibson.....	\$85 83
Superintendent of Telegraph:	

B. F. Blackall, 1 month's salary as Superintendent of Telegraph to Jan. 1st.....	\$ 88 83
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QUARTERLY PAY ROLL—QUARTER ENDING DECEMBER 31st, 1871.

Hosemen Steam Engine Company No. 1—Quarter salary.....	\$225 00
Hosemen Steam Engine Company No. 2—Quarter salary.....	225 00
Hosemen Steam Engine Company No. 3—Quarter salary.....	225 00
Hosemen Steam Engine Company No. 4—Quarter salary.....	225 00
Hook & Ladder No. 1—Quarter salary ending Dec. 31st, 1871.....	487 50
Quarter washing bill.....	8 20

Payable to L. S. Gibson.....	\$1,395 70
Protective S. & B. Company—Quarter salary ending Dec. 31, 1871.....	\$375 00
Alert Hose Company—Quarter salary ending Dec. 31, 1871.....	375 00
Active Hose Company—Quarter salary ending Dec. 31, 1871.....	275 00
James Malcolm, quarter salary as Assistant Engineer to Dec. 31, 1871.....	75 00
John Connolly, quarter salary as Assistant Engineer to Dec. 31, 1871.....	75 00
Samuel Bemish, quarter salary as Assistant Engineer to Dec. 31, 1871.....	75 00
Anthony Kasseal, quarter salary as Assistant Engineer to Dec. 31, 1871.....	75 00
O. L. Angewier, quarter salary as Fire Marshal to Dec. 31, 1871.....	175 00
And charge Fire Department Fund.	

LAMP FUND.

N H Galusha, lamp posts.....	\$1,067 50
Daniel McCormick, carting and setting lamp posts.....	5 30
Jos. Gommenginger, setting lamp posts.....	5 50
J E Relyea, lighting, extinguishing, oil, &c., for December.....	412 25
Rochester Gas Light Co., lighting, extinguishing and gas for quarter to Dec. 1.....	6,970 14
Rochester Gas Light Co., pipe and labor extending mains.....	1,683 63
Leo White, carting lamp posts.....	5 50
John A Reynolds, street lamps.....	312 90
And charge that Fund.	

POLICE FUND.

Curtis, Morey & Co., printing.....	5 00
S M Adams, disbursements.....	75 83
Rochester Gas Light Co., gas for quarter ending Dec. 31.....	164 85
Thomas H Hopwood, disbursements.....	7 00
And charge that Fund.	

HIGHWAY FUND.

Holloway & Normington, constructing cross walks.....	\$185 75
Thomas Stetson, repairing reservoirs.....	5 80
Thomas Stetson, labor on streets.....	125 00

P McCue, padlock for pound	2 00
Chase & Otis, lumber	48 18
John Frick, Superintendent, disbursements from Nov. 27 to Dec. 3	165 29
John Frick, Sup't, one mo. salary to Jan. 1, 1873.	150 00
John Baker, Cattle Police,	50 00
Wm. Brown,	50 00
And charge that Fund.	

MONROE AVENUE REPAIR FUND.

Jacob Young, Commissioner, disbursements...	\$ 12 50
And charge that Fund.	

HEALTH FUND.

August Woellart, keeper Hope Hospital, 1 mos. salary to Jan. 1, 1872	50 00
Dan'l W. McFaggart, Inspector, one mos. salary to Jan. 1st	50 00
John R Stiles, Inspector, 1 mos. salary to Jan 1st.	50 00
August Wagner,	50 00
Robert Neary,	50 00
Jonathan Reynolds,	50 00
Jas. M. Andrews,	50 00
W. F. Morrison, Clerk Board of Health.....	33 34
And charge that Fund.	

MAP, SURVEY AND RECORD FUND.

Cyrus Beardsley, Surv'r, 1 mo. sal. to Jan. 1, '72.	\$250 00
Lindley L Barrett, asst.,	33 33
C B Parsons,	60 00
And charge that Fund.	

POOR FUND.

Wm. Brown, Overseer of Poor, one mos salary to Jan. 1st.....	100 00
Dr. Charles Buckley, City Physician, one mos. salary to Jan. 1st.....	41 67
Dr. J. F. Oaks, City Physician, one mos. salary to Jan. 1st.....	41 67
Dr. W. H. Lakeman, City Physician, one mos. salary to Jan. 1st.....	41 67
Dr. L. D. Baker, City Physician, one mos. salary to Jan. 1st.....	41 67
Dr. J. F. Eichenbach, City Physician, one mos salary to Jan. 1st.....	41 67
Dr. C. C. H. Miller, City Physician, one mos salary to Jan. 1st.....	41 67
W. F. Peck, Clerk Poor Office.....	66 67
John Williams, Excise Commissioner, 1 quarter salary to Jan. 1st.....	300 00
N C Bradstreet, Excise Commissioner, 1 quarter salary to Jan. 1st.....	300 00
Fred Cook, Excise Commissioner, 1 quarter salary to Jan. 1st.....	300 00
And charge that fund.	

HOUSE FOR IDLE AND TRUANT CHILDREN FUND.

J W Adams, for salaries to Oct. 1, 1871.....	\$645 50
J W Adams, disbursements for Sept., 1871.....	25 93
J W Adams, disbursements for Oct., 1871.....	27 37
J W Adams, disbursements for Nov., 1871.....	95 09
And charge that Fund.	

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.
Nays—None

By Ald. Stebbins—Resolved. That the Treasurer be authorized to draw the city's note at two months for \$27,500 and have same discounted and charge discount to Contingent Fund, the same being for amount due February 15th from County Treasurer on account of Court House. Adopted.

By Ald. Pond—Resolved, That the City Surveyor be and is hereby directed to ascertain and report to the Law Committee the lines of Whalin and Averill streets. Adopted.

Ald. Mauder moved that the Board now adjourn until Thursday evening next.

Ald. Stebbins moved to amend by substituting Tuesday for Thursday. Carried.

Ald. Mauder's motion as amended was then carried.

Adjourned.

WILLIAM F. MORRISON,
City Clerk.

In Common Council, Jan. 2nd, 1873.

ADJOURNED MEETING.

President, Ald. C. R. Parsons, presiding.
Present—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore Mauder, Parsons, Aikenhead—25.

Absent—Ald. Wait, Stebbins, Stade—3.

EXECUTIVE.

Ald. Craig moved that the Board now proceed to ballot for Constable for the 8th Ward. Carried.

FIRST BALLOT.

John Reagan received 13 votes.
H. H. Craig .. 8 ..
Blank .. 1 vote.
No choice.

SECOND BALLOT.

John Reagan received 17 votes.
H. H. Craig .. 7 ..
John Reagan, having received the requisite number of votes, was declared appointed Constable for the 8th Ward.

Ald. Stone moved that the Board now proceed to ballot for Physician of the West Side to fill the vacancy made Dec. 12th, 1871 (at fol. 257 of printed proceedings). Carried.

FIRST BALLOT.

W. H. Lakeman received 18 votes.
F. B. Gallery .. 7 ..
W. H. Lakeman, having received the necessary number of votes, was declared appointed City Physician for the West Side.

MISCELLANEOUS.

By Ald. Aikenhead—Petition of William Armour for permission to erect a wood building on his lot, situate on an alley near Delevan street. Wood Building Committee.

Ald. Aikenhead, from the Lamp Committee, reported progress in the matter of lighting the lamps every night during the year an asked further time. Granted.

By Ald. Mauder—Whereas, There are no existing several cases of small pox in the city of Rochester; Therefore,

Resolved, That the Health Officer be instructed to vaccinate all persons in the immediate neighborhoods where the several cases exist, the compensation being the same as for vaccinating school children. Adopted.

By Ald. Gerling—Resolved, That the Charter Amendment Committee and City Attorney be and are hereby authorized and requested to take such legal steps and proceedings as are requisite in the matter of the extension of the city limits. Adopted.

By Ald. Gerling—Resolved, That the City Attorney be instructed to take such measures as will clear such part of the Carroll property sold for School alley sewer tax as has been paid by George G. Cooper under a resolution of this Board of February 23d, 1871, if the same can be done legally. Adopted.

By Ald. Gerling—Resolved, That A. J. Johnson be and is hereby granted a fireman's exemption certificate, he having served the requisite time in the fire department, and the Clerk is directed to make out said certificate. Adopted.

By Ald. Gerling—Resolved, That the Street Superintendent be instructed to number the

houses on Brown street, from the Erie Canal to the N. Y. C. R. R. Adopted.

By Ald. Gerling—Resolved, That a committee of five shall be appointed to confer with the Board of Supervisors in regard to having the County unite with the city in enlarging the present Court House building and extending the same back upon the lot owned by the city for City Hall, and report the same to this Board.

Ald. Mauder moved the indefinite postponement of the resolution.

Carried by the following vote:
Ayes—Ald. Gould, Rogers, Herzberger, Heavey, Fee, Caring, Connolly, Glover, McConnell, Mandeville, Stape, Whitmore, Mauder, Parsons, Aikenhead—15.

Nays—Ald. Whitcomb, Aldridge, Pond, Stern, Stone, Craig, Kelly, Selye, Charters, Gerling—10.

By Ald. Mandeville—Resolved, That the City Treasurer be and is hereby instructed to postpone the collection of the tax levied for the sewer in University avenue until so ordered by this Common Council. Adopted.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petitions of John Y. Troan and John Caley, and presented the following:

By Ald. Mandeville—Resolved, That John Y. Troan and John Caley have permission to erect wood buildings in accordance with their petitions under the direction of the Wood Building Committee and Fire Marshal. Adopted.

Ald. Mandeville moved a reconsideration of the vote on Ald. Mauder's motion (at folio 262 of printed proceedings) postponing Ald. Caring's resolution requesting the Mayor to execute an agreement with J. Wents & Co. Carried.

Ald. Mauder's motion to postpone was declared lost.

Ald. Glover moved the previous question "shall the main question be now taken" was declared carried.

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

Ayes—Ald. Aldridge, Gould, Rogers, Herzberger, Heavey, Fee, Caring, Connolly, Stern, McConnell, Craig, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Parsons—18.

Nays—Ald. Whitcomb, Pond, Glover, Stone, Kelly, Selye, Aikenhead—7.

Ald. Mandeville, from the Wood Building Committee, reported adversely to the petition of M. A. Kelly. Adopted.

IMPROVEMENT BUDGET.

CHATHAM STREET PLANK WALK.

The City of Rochester to Chas. Roderick, Dr. 1871.
Dec. 26, 159 feet side walk at 54 cent. \$75 06
Payable cash in full when there are funds applicable. \$75 06—\$75 06

By Ald. Selye—Resolved, That the Clerk be requested to draw an order as above stated.

Adopted by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Parsons, Aikenhead—25.

I certify, That the balance due on the above estimate, amounting to the sum of seventy-five and 6-100 dollars, is correct as specified, according to the best of my knowledge and belief. W. S. GRANTSYN, Surveyor. Rochester, Dec. 26, 1871.

ST. JOSEPH STREET PLANK WALK.

The City of Rochester to Chas. Roderick, Dr. 1871.
Dec. 26, 142 feet side walk at 54 cents. \$76 68
Payable cash in full when there are funds applicable. \$76 68—\$76 68

By Ald. Selye—Resolved, That the Clerk be requested to draw an order as above stated.

Adopted by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Parsons, Aikenhead—25.

I certify, That the balance due on the above estimates amounting to the sum of seventy-six 68-100 dollars, is correct as specified, according to the best of my knowledge and belief. W. S. GRANTSYN, Surveyor. Rochester, Dec. 26, 1871.

JONES AVENUE FLAG WALK.

The City of Rochester to Whitmore, Carson & Co., Dr. Jan. 2, 1871. For work done and Materials furnished. \$844 00
Payable—order 1 year. \$422 00
" " " " " " 422 00

\$844 00 \$844 00

By Ald. Selye—Resolved, That the Clerk be requested to draw orders as above stated and that the Treasurer be requested to accept the orders so drawn. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Parsons, Aikenhead—25.

NAYS—None.

ALEXANDER STREET IMPROVEMENT FROM EAST AVENUE TO MONROE AVENUE.

The City of Rochester to McConnell & Jones, Dr. Nov. 21, 1871.—2,404 1/4 ft. roadway, @ \$9.75... \$23,448 87
3,096 1/4 ft. sidewalk, @ \$1.45... 4,489 82
1,629 1/2 " " relaid, @ 35c. 570 93
139 ft. cross walk, " @ \$1.50 208 50
89 ft. cross walk, new, @ \$2.70.. 240 80
9 lateral sewers @ \$25.00.. 225 00
" " rep'd @ \$5.00.. 25 00
For relaying side walk..... 20 00

\$29,222 92

Sept. 5, Orders 1 and 2 years..... \$5,000 00
Oct. 3, " " 1 and 2 years..... 5,000 00
" 30, " " 1 and 2 years..... 4,000 00
" 30, Cash..... 3,000 00
Nov. 14, Orders 1 and 2 years..... 2,000 00
" 28, " " 1 and 2 years..... 2,482 00
" 28, Cash..... 1,518 00 \$29,000 00

Balance due, \$222 92

Payable cash in full when there are funds applicable..... \$222 92 \$222 92

By Ald. Selye—Resolved, That the Clerk be requested to draw an order as above stated. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Parsons, Aikenhead—25.

NAYS—None.

PLYMOUTH PARK FLAG WALK.

The City of Rochester to Whitmore, Carson & Co., Dr. Jan. 2, 1872. For work done and materials furnished..... \$1,200 00
Payable—Order 1 year..... \$600 00
" " " " " " 2 years..... 600 00

\$1,200 00 \$1,200 00

By Ald. Selye—Resolved, That the Clerk be requested to draw orders as above stated and that the Treasurer be requested to accept the orders so drawn. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Parsons, Aikenhead—25.

NAYS—None.

FINANCE BUDGET.

ROCHESTER, Jan. 2, 1872.

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

CONTINGENT FUND.

Thos. Knowles, carriage hire for Messenger..... \$ 2 25
Cogswell & Perkins, legal services..... 42 50
Stump & Frost, printing for Assessors..... 9 00
N. T. Hackstack, printing for Treasurer..... 35 25
Scott's Ryan Zouave Band, services at Alderman Smith's funeral..... 45 00
S. M. Henry, storage of Justice Collins' papers, &c..... 5 00
And charge Contingent Fund.

POOR FUND.

H. W. Jones, groceries, per order.....	\$60 00
H. Goetzman.....	18 00
Geo. R. Hawkins.....	46 75
S. F. & W. Witherspoon.....	117 75
W. Carlton Brown.....	139 25
S. W. Elliott.....	16 25
Fred. Wurtz.....	37 00
Alvan Rice.....	49 00
Ed. B. Searl.....	30 75
H. Browder & Co.....	139 50
C. Zimmerman.....	14 00
John Stape.....	46 75
C. Seel.....	24 00
W. H. Niven.....	69 75
A. M. Sempie.....	97 47
Smith & Gordon.....	161 85
Adem Schmitt, shoes.....	41 25
H. F. Van Dake.....	151 50
Beck & Meyer.....	44 40
W. Roades.....	99 00
L. B. Grover.....	16 00
G. & C. Herzberger, meat.....	200 00
A. J. Morris, meat.....	300 75
L. Morris.....	130 00
Bryan O'Kelly, undertaker's services.....	12 00
H. & P. Bender.....	96 00
A. W. Mudge.....	24 00
George Bastian, bread and crackers.....	111 96
V. Fleckenstein.....	332 00
Anthony Heiner.....	107 50
George Mannel, drugs and medicines.....	10 50
Gerling Bros., flour.....	200 00
Sidney B. Roby, rent of lot on Hill street, to September, 1871.....	112 50
Wm. Brown, Overseer, disbursements.....	63 40
William Brown, Overseer, disbursements.....	\$ 41 96
J. E. Butterfield, Agent Erie RR., transportation of paupers.....	26 08
M. Heavey, transportation of paupers.....	18 00
S. J. Wagoner, delivering wood and coal.....	201 50
Moses M. Smith, Poor Master's orders.....	1 50
C. T. Moore, coffee.....	40 00
Goetzman & Son, soap.....	66 00
J. D. McIntosh & Co., soap and candles.....	122 37
S. J. Wagoner, delivering wood and coal to Dec. 31st.....	100 00

And charge that Fund.

FIRE DEPARTMENT FUND.

Gerling Bros., oats and meal.....	80 13
Wm. Burke & Co., hardware.....	20 97
Sherlock & Sloan, fixtures for engines.....	5 90
J. J. Kolb, bell ringing.....	31 25
Looz & Zimmer, hay.....	100 13
W. C. Thomas, stationery.....	11 75
Boyd & Hart, material and labor on fire engine house No. 1.....	193 05
Martin Frierson, rent of engine house No. 1 and use of horses.....	90 00
Geo. W. Connolly, gas fitting, &c.....	79 84
John Kisslinbury, painting.....	6 80
Ossie Potter, labor at engine house No. 3.....	87 35
James H. Kelly & Co., lamps.....	221 75
Sanber & Meyer, water for filling reservoirs.....	30 00
D. M. Stewart, repairs.....	226 86

And charge that Fund.

LAMP FUND.

P. Box, carting lamp posts.....	4 00
Sherlock & Sloan, burners and lamp cocks.....	64 00
J. E. Relyea, repairing public lamps for Dec.....	58 10
Chas. A. Jeffords, lighting, extinguishing and repairing lamps for Dec.....	360 25
Alex. McDowell, setting lamp posts.....	3 00
J. W. Johnson, carting lamp posts.....	2 50

And charge that Fund.

HIGHWAY FUND.

Nathan Wood, repairing walks.....	71 40
John Frank, pay roll from Dec. 11th to Dec. 28th.....	45 68
Wm. Burke & Co., hardware.....	55 66

And charge that Fund.

WEST AVENUE REPAIR FUND.

H. B. Knapp, Com'r, disbursements.....	129 38
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And charge that Fund.

HOUSE FOR IDLE AND DEBILITATED CHILDREN FUND.

Hubbard & Northrop, dry goods.....	\$56 33
Van Zant Bros., peas and chigory.....	15 20
James Robinson, horse-shoeing.....	8 00
Geo. C. Maurer, groceries.....	127 06
J. D. McIntosh & Co., soap.....	22 40
Moore & Cole, groceries to Oct. 1, 1871.....	94 46
V. Wambvoener, blacksmith.....	10 64
G. & C. Herzberger, meat.....	103 23
C. Burick, repairing democrat wagon.....	5 40
Henry Quimby, wood, &c.....	44 72
Henry Theim, meat to Nov. 5, 1871.....	36 29
Mubert & Carpenter, shoes and repairing.....	41 71
Gerling Bros., feed, flour and meal.....	59 48

And charge that Fund.

HEALTH DEPARTMENT FUND.

August Woelart, board &c., small pox case.....	14 00
C. Scneider, burying dead dogs.....	1 00
Dr. David Little, Health Officer, one quarter's salary to Jan. 1st.....	125 00

And charge that Fund.

POLICE DEPARTMENT FUND.

Sherlock & Sloan, labor at Police Office.....	\$ 40
E. W. Bryan, Police Justice, one qu. salary to Jan. 1, 1870.....	500 00
Henry S. Febard, Com'r, one quarter's salary to Jan. 1st.....	250 00
George G. Cooper, Com'r, one quarter's salary to Jan. 1st.....	250 00
S. M. Sherman, disbursements.....	74 83
S. M. Sherman.....	141 67
B. Frank Enos.....	91 67
Alex M'Lean.....	85 00
Jonathan Dresser.....	85 00
Wm J Rogers.....	85 00
Wm S. Mickett.....	85 00
Peter Hughes.....	75 00
Samuel Brum.....	75 00
Thos A Burchell.....	75 00
John H Dana.....	75 00
Thos Lynch.....	75 00
Jas K Foster.....	75 00
Osleb Pierre.....	75 00
Lyman Johnson.....	75 00
W. R. M'Arthur.....	75 00
Ferry Marzluff.....	75 00
Wm White.....	75 00
Peter Lauer, Jr.....	75 00
E W M Burney, 27 days.....	67 50
F H Sullivan.....	75 00
Chas J Brumlock.....	75 00
Jos Goworth.....	75 00
M Hyland, 22 1/2 days.....	56 25
Chas Green.....	75 00
Geo W Lord, 24 days.....	60 00
Geo Bingham, 29 days.....	75 00
John J Garrett, 28 1/2 days.....	75 00
D Mongan.....	75 00
Henry Baker.....	75 00
Hugh Clark.....	75 00
Thos F Hurley.....	75 00
Thos Duaselow.....	75 00
P C Kavanaugh, 28 1/2 days.....	71 25
John Barry, 29 1/2 days.....	75 00
Bat. Crowley.....	75 00
E. Van Vorst.....	75 00
Jas. McKelvey.....	75 00
Jos F Cleary.....	75 00
F J Goodwin, 29 1/2 days.....	73 75
J C M Quatters, 29 1/2 days.....	73 75
Robt Burns.....	75 00
Frank Schaffer.....	75 00
Kathryn Cole, 31 1/2 days.....	58 75
Jacob Harter, 29 1/2 days.....	74 38
Jerry Trough, 29 days.....	72 59
Thos E Crouch, 29 1/2 days.....	73 75
Andrew Connolly.....	75 00
Jos Gommenginger, 29 1/2 days.....	73 75
Older Oliver.....	75 00
M A Beman, 27 1/2 days.....	63 75
Jacob Frank.....	75 00
Wm P O'Neil, 28 1/2 days.....	71 25
Michael Wolf.....	75 00
John C Hagle.....	75 00
John Doyle.....	75 00
Wm Dannanburg, 29 1/2 days.....	75 00
Anthony Cole, 29 1/2 days.....	73 75
Wm Keith, 29 1/2 days.....	73 75
B C Further.....	75 00
Wm Lush.....	75 00
A H Franklin.....	75 00
B Horcheler.....	75 00
John H Boach.....	50 00
John Bolley.....	50 00
P Frank, disbursements from April 1st to December 28.....	5 52

Payable to Chas W Briggs.

\$4,909 43

Examined and approved.

CHAS W BRIGGS,
HENRY S. HERBARD,
GEO. G. COOPER,
Commissioners.

And charge that Fund.

Adopted by the following vote:
Ayes—Ald. Aldridge, Gould, Road, Herzberger, Heavey, Fee, Connolly, Stern, Glover, M'Connell, Stone, Kelly, Selye, Charters, Gerling, Whitmore, Mauder, Parsons, Alkenhead—19.
Nays—Ald. Whitcomb, Caring, Craig, Mandeville, Stape—5.

By Aid. Selye—Resolved, That the Treasurer be directed to credit as follows on their accounts

ment for the improvement of South Clinton street:

Henry Brewster.....	\$198 70	C. H. Strong.....	107 40
W. H. RosLewin.....	140 40	Mrs. R. DeForest...	87 00
A. S. Mann.....	160 20	H. N. Hemlinway.....	64 50
Margaret Moran.....	65 25	Heirs of Bigelow.....	73 50
Louisa McLean.....	64 50	J. Demorest.....	15 00
S. Seaman.....	15 00	Alonzo G. Whitcomb	
Charles Sumner.....	15 00	s. 1/2 lot 16 Johnson	
Anna S. Fisk.....	15 00	st. and s. tract.....	15 00
Eliza A. Howe.....	15 00	Mary C. Hopkins.....	15 00
E. Oeumpaugh.....	15 00	F. DeLano.....	15 00
Royal A. Mack.....	15 00	James McManis.....	15 00
G. & C. Herzberger.....	15 00	Jun Wood.....	15 00
Geo. E. Jennings.....	15 00	Heirs R. W. Main.....	15 00
H. A. & S. Babcock.....	15 00	Hrs O. W. Jennings. 15 00	
S. L. Brewster.....	15 00	S. Remington.....	15 00
John E. Morey.....	15 00	Alex. B. Bone.....	15 00
D. C. Weaver.....	15 00	R. E. Sherlock.....	15 00
Mrs. J. Gormly.....	15 00	S. H. Newman.....	15 00
Universalist Church.....	15 00	Robert Boyd.....	15 00
Samuel Sloan.....	87 60	Asbury Church.....	15 00

They having had their private lateral sewers constructed; also their sidewalks laid. Adopted.

By Ald. Selye—Resolved, That the Treasurer be directed to credit as follows on their assessment for the improvement of Alexander street from Monroe avenue to East avenue:

Homer Jacobs.....	\$ 44 00	James Fowler.....	\$ 72 60
Frank N. Lord.....	73 70	Ruby H. Gould.....	114 67
Smith Chapman.....	199 10	Gustavus Mannell...	74 25
Widling Wadsworth 73 70		Heirs N. Clark.....	14 90
Wm. R. Seward.....	242 00	Freeman Clarke.....	512 60
Jason W. Seward... 48 40		Lucelia Tracy.....	205 70

They having laid the walks in front of their premises. Adopted.

By Ald. Selye—Resolved, That the Treasurer be directed to receive 72 per cent. in full of all persons assessed for a plank walk on St. Joseph street, and also Chatham street across the N. Y. C. R. R. Adopted.

By Ald. Selye—Resolved, That the Treasurer be directed to receive 65 per cent. of all persons assessed for a plank walk in St. Clair st., in full. Adopted.

By Ald. Selye—Resolved, That the Mayor be requested to execute a contract with Holloway & Normington for constructing a sidewalk on Orange and Saxton streets, around No. 17 school house, according to their proposition. Adopted.

By Ald. Selye—Resolved, That his honor the Mayor be and he is hereby requested to execute the following contracts in behalf of the city: With Charles Rodrick for plank walks on Chatham street and St. Joseph street, and with Logan & Cregan for a plank walk on Strong street in accordance with their proposition. Adopted.

Ald. Kelly moved a reconsideration of the vote postponing action on the assessment roll for a flag walk on Lorimer street, (at folio 205 of printed proceedings.) Carried.

Ald. Kelly was granted unanimous consent to amend his motion by substituting the word "January" for the words "May next."

The original motion, as amended, was then declared carried.

By Ald. Kelly—Bill of Holloway & Normington. Referred to the Street Committee, to report at the next regular meeting.

By Ald. Stone—Remonstrance of P. Miller and others against the assessment for Pryor street improvement.

Ald. Mauder moved the reference of the remonstrance to the Investigating Committee. Carried.

Al. Gerling moved that the Board now adjourn.

Lost by the following vote:

Ayes—Ald. Gould, Heavey, Fee, Caring, Con-

nolly, Stern, Kelly, Selye, Stape, Gerling, Mauder, Parsons—12.

Nays—Ald. Whitcomb, Aldridge, Rogers, Pond, Herzberger, Glover, McConnell, Stone, Craig, Mandeville, Charters, Whitmore, Aikenhead—13

By Ald. Stone—Resolved, That the Legislature of the State of New York be requested to enact a law authorizing this Common Council to sell the stock of the Genesee Valley Railroad Company at par or over, and subscribe for an equal amount of stock in the Lake Ontario Shore Railroad Company, or exchange for an equal amount of their stock, on condition they comply with the conditions of their communication, presented to this Board December 5th, 1871.

Ald. Mauder moved that action on the resolution be postponed until the next regular meeting. Carried.

By Mr. Stone—Whereas; There is located about one mile west of the city limits, near Chili road, an artesian well, flowing spontaneously, filling a six inch pipe of clear, pure soft water, which has unceasingly flowed for the past six years, and is believed to be inexhaustible, and can easily be brought into the western part of our city, giving water sufficient for subterranean water, reservoirs; the city and St. Mary's Hospital, as well as for many other purposes in that part of the city. And, whereas, the Hospitals afore mentioned, as well as the entire western part of our city, are equally in need of further supplies of pure and wholesome water, not only for public but for private uses;

Therefore Resolved, that the subject matter hereof be and is hereby referred to the Fire Department Committee with instructions to investigate and examine into as to the facts hereto set forth and as to the expense and feasibility of bringing this water into the western part of the city, and that they make a report thereupon to this board as soon as expedient. Adopted.

By Ald. Craig—Resolved, That the Treasurer credit Jacob Young \$30.50 on his assessment for flag sidewalks on Marshall street. Adopted.

By Ald. McConnell—Resolved, That the City Treasurer be and he is hereby directed to cancel the tax against the Rev. Augustus Raushenbusch, assessed on his property situated on the west side of Arnold Park, in the Seventh Ward; and also the tax against the Rev. Joseph H. Gilmore, assessed on his property situated on the south side of Park avenue, in the same Ward—and charge the same amounts to erroneous assessments. Adopted.

By Ald. Glover—Resolved, That the City Attorney be requested to take the proper steps for the appointment of Commissioners in the matter of straightening and widening Nelson street. Adopted.

By Ald. Glover—Resolved, That Sanford Disbrow have permission to complete his wood building on Matthews street, under the direction of the Wood Building Committee. Adopted.

By Ald. Glover—Resolved, That the City Attorney be instructed to prepare and present to Legislature an act authorizing the city of Rochester to take for the use of the city of Rochester, the cemetery grounds on Monroe street, the same to be taken at and under a valuation of three appraisers, freeholders of the county of Monroe and to be appointed by the Monroe County Judge on ten days published notice of the application for the appointment of such Commissioners. Adopted.

By Ald. Connolly—Resolved, That the Clerk draw an order upon the Treasurer to the order of John Williams, Tr., for the amount of the following chairman's orders and charge the same to the Fire Department Fund:

John D. Spaulding repairing leakes and closing stop gates in Erie Canal.....	\$96 00
U. C. Stapples, oats.....	99 45
Mary P. Matthews.....	62 50
H. Austin Brewster.....	100 00

Total\$357 95

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Gover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Parsons, Aikenhead—25.

Ald. Connolly from the Fire Department Committee presented the following:

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

The petition of the undersigned respectfully shows that on the fifteenth day of December, 1871, one Theodore Maurer, was duly prosecuted for a violation of the ordinance for the protection of the "Fire Alarm Telegraph," in that he established connection, and interfered with the same, by attaching wires thereto leading to his room, connecting with a bell magnet of imperfect, and of his own construction, and thence connecting with the ground. For such violation judgment was rendered against him in the sum of one hundred and fifty dollars.

Your petitioners do not believe that the defendant, who is but a lad, was intending to do an injury, or aware that he was violating any ordinance, but was only giving scope, and experiment to boyish genius, or fancy—and while the safety of property in the city demanded the prosecution of the first discovered offender—your petitioners still hope that your Honorable Body will exercise a clemency in this case which the facts would seem to justify, and authorize the cancellation of the judgment.

And your petitioners will ever pray, &c.
Dated Dec. 26th, 1871.

B. F. BLAKALL,
Supt. Fire Alarm Tel.
JESSE SHEPHERD,
City Attorney.

Approved.

HENRY T. ROGERS,
GEO. W. CONNOLLY, } Fire Dept Com.
A. G. WHITCOMB.

Ordered received, filed and published.

By Ald. Connolly—Resolved, That the City Attorney be authorized to cancel the judgment against Theodore Maurer on payment by defendant of all costs in the action.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Parsons, Aikenhead—25.

By Ald. Connolly—Resolved, That the Street Superintendent be and is hereby notified to direct the owners of property at the junction of North, Franklin and Chatham streets to remove all obstructions from said streets and sidewalks in front of their premises within ten days or that the Attorney prosecute said persons for violation of a city ordinance. Adopted.

By Ald. Connolly—Resolved, That the City Treasurer pay Wm. Wolffe & Co. four hundred dollars for labor and materials on Fire Engine House No. 1, and charge Fire Department Fund.

Adopted by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Parsons, Aikenhead—24.

By Ald. Connolly—Resolved, That the City Treasurer be directed to pay to Otis Potter six hundred dollars for labor and material on No. 1 Engine House, and charge Fire Department Fund.

Adopted by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Parsons, Aikenhead—24.

By Ald. Connolly—Resolved, That a Special Committee of three be appointed by the President to act in conjunction with a committee of the Board of Education in preparing plans and specifications for the new Free Academy.

Ald. Craig moved to amend by substituting "School Committee" for "Special Committee."

Accepted by Ald. Connolly.

The resolution as amended was then adopted.
Ald. Caring presented the following:

ROCHESTER, January 2d, 1872.

To the Honorable, the Common Council:

GENTLEMEN:—You are respectfully invited to attend the Third Annual Bal Masque of the Arion Singing Society which takes place on Monday evening, January 8th, 1872.

Respectfully yours,

HENRY HUSSMAN,
Secretary.

Ald. Glover moved the acceptance of the invitation. Carried.

By Ald. Herzberger—Petition of Jacob J. Seasser for permission to erect a wood building on his lot No. 111, situate on Hollister street. Wood Building Committee.

Petition of James Kane for remission of fine. Referred to the Grievance Committee.

By Ald. Pond—Resolved, That the City Treasurer be, and he is hereby directed to cancel the Rev. J. E. Baker's tax, assessed on his property on the South side of Troup street, in the 3d Ward, and charge the same to erroneous assessment. Adopted.

By Ald. Pond—Resolved, That the tax of \$6.67 assessed to Jno. J. Cornell and Benj. Reouff for the year 1871, upon property situate on the North side of Hubbell Park, in the 3d Ward be cancelled by the City Treasurer and charged to croneous assessment, said property being in fact owned by and used for the purposes of a religious society and therefore not liable to taxation. Adopted.

By Ald. Pond—Resolved, That the Treasurer be authorized to cancel the tax for 1871 against the Vacuum Oil Company amounting to \$25.23 and charge the same to erroneous assessment, the same property being owned by the Industrial School and exempt from taxation. Adopted.

By Ald. Aldridge—Resolved, Th George H. Thompson be and he is hereby granted permission to construct a frame barn on his premises, lot 68, North side of Achilles street, the same

to be done under the direction of the Wood Building Committee and Fire Marshal. Adopted

By Ald. Aldridge—Resolved, That the Street Superintendent be and is hereby directed to number the buildings on East and West Main streets, beginning at the intersection of State and Exchange streets, numbering either way from said intersection.

Ald. Mauder moved to table until the next regular meeting. Carried.

Ald. Caring moved that the Board now adjourn. Carried.

Adjourned.

WILLIAM F. MORRISON,
City Clerk.

In Common Council, Jan. 9th, 1872.

REGULAR MEETING.

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

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Graig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Absent—Ald. Heavey—1.

APPROVAL OF MINUTES.

The minutes of the previous meetings, December 26th and January 2d, were approved as published in book of proceedings.

PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Aldridge—Estimate of Chas. Roderick. Improvement Committee.

By Ald. Rogers—Bills of B. F. Blackall, P. & J. Kirley, T. Naylor, Joseph Schutte, Thomas G. Palmer, A. Bronson, Louis Ernst, C. F. Wolters, and Kidd Foundry and Steam Engine Manufacturing Co. Fire Department Committee.

Petition of Courtney Aiken for permission to erect a wood building on his lot No. 85, situate on Edinburg street. Wood Building Com.

By Ald. Pond—Petition of Peter Connoughton for permission to erect a wood building on his lot No. 5, situate on Hunter street. Wood Building Committee.

By Ald. Caring—Bills of Rauber & Veiunus and Jacob Heberger. Sewer Committee.

By Ald. Fee—Petition of Joseph K. Krank for permission to erect a wood building on his lot No. 152, situate on North Clinton street.—Wood Building Committee.

By Ald. Stern—Bills of E. R. Andrews, Daniel Marsh, P. Caufield, John Williams, M. Heavey, and William Punch. Contingent Expense Committee.

By Ald. Stone—Remonstrance of L. B. King and others against the passage of the final ordinance for the grading of Plymouth avenue. Referred to the Improvement Committee.

Bills of St. Mary's Hospital, St. Mary's Boys' Orphan Asylum, St. Patrick's Girls' Orphan Asylum, Protestant Orphan Asylum, William Brown, Beir, Stern & Co., George Schofield, Rochester Printing Co., and Joyce & Moran. Poor Committee.

By Ald. Kelly—Bills of William H. Gorsline, Rochester Printing Co., and Superintendent's pay roll. Street Committee.

By Ald. Mandeville—Petition of P. F. Rhines for permission to remove a wood building from

his lot situate on St. Joseph street to Sellinger street. Wood Building Committee.

By Ald. Stade—Petition of John McKibbin for permission to erect a wood building on his lot situate on Griffith street. Referred to the Wood Building Committee with power to act.

By Ald. Aikenhead—Petition of Samuel Moulson for permission to erect a wood building on his lot, situate on Water street and the Genesee River. Wood Building Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Kelly, from the Committee on Streets, reported in favor of the bills of William H. Gorsline, Rochester Printing Company, and Superintendent's pay roll. Finance Committee.

Ald. Stern, from the Contingent Expense Committee, reported in favor of the bills of Ezra R. Andrews, Daniel Marsh, P. Caufield, John Williams, M. Heavey and William Punch. Finance Committee.

Ald. Pond, from the Law Committee, presented the following :

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

The Law Committee, to whom was referred the petition of Geo. Chapman, for damages to his horse and wagon, by reason of certain piles of stone left in East Avenue, having examined into the matter would respectfully report in favor of the payment of Mr. Chapman's claim, \$25.

CHAS. F. POND,
F. S. STEBBINGS,
W. MANDEVILLE,

Jan. 9, '72.

Law Committee.

Ordered received, filed and published.
By Ald. Pond—Resolved, That the City Treasurer be and he is hereby instructed to pay to Geo. Chapman \$25 upon his executing a receipt in full for all damages against the City of Rochester.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

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

The Law Committee, to whom was referred the petition of Wm. Kneal, asking that the Street Superintendent be restrained from carrying into effect a resolution requiring said Superintendent to remove obstructions from Whalin Street, in said city, offered by Ald. Whitmore November 29th, 1871. Having investigated the subject and had the lines of said street and also Averill street, upon which the property of said Kneal fronts surveyed, would respectfully report that the said Kneal is now and has been for several years in occupation of a part of both of said streets without title thereto, he having erected and maintained fences out into and along the center or near the center of Whalin street and in part in Averill street.

CHAS. F. POND,
F. S. STEBBINGS,
M. MANDEVILLE,
Law Committee.

ROCHESTER, Jan. 9th, 1872.

Ordered received, filed and published.

By Ald. Pond—Resolved, That the Street Superintendent be and is hereby instructed to remove all obstructions from Averill and Whalen

streets in this city, at or near the conjunction of said streets. Adopted.

Ald. Rogers, from the Fire Department Committee, reported in favor of the bills of B. F. Blackall, P. & J. Kirley, T. Naylor, Joseph Schutte, Thomas G. Palmer, A. Bronson, Louis Ernst, C. F. Wolters and Kidd Foundry and Steam Engine Manufacturing Company. Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the bills of Rauber & Viceinus and Jacob Heberger, and presented the following:

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

Jacob Heberger, for repairing lateral sewer in North Clinton street.. \$4.00
And charge Sewer Repair Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons, Aikenhead—26.

By Ald. Caring—Resolved, That the City Treasurer pay when there are funds applicable, Rauber & Viceinus, for repairing and constructing lateral sewers, Eighty-six dollars (\$86.)

And charge Sewer Repair Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons, Aikenhead—26.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petitions of Thomas Cannan, William Armour, Peter Cullen, Jacob Seasser and P. F. Rhines, and presented the following:

By Ald. Mandeville—Resolved, That Thomas Cannan, W. Armour, Peter Cullen, Jacob Seasser and P. F. Rhines have permission to erect and move wood buildings, in accordance with their several petitions, under the direction of the Wood Building Committee and Fire Marshal. Adopted.

Ald. Stone, from the Committee on the Relief and Support of the Poor, reported in favor of the bills of St. Mary's Hospital, St. Mary's Boy's Orphan Asylum, St. Patrick's Girl's Orphan Asylum, Protestant Orphan Asylum, William Brown, Beir, Stern & Co., Geo. Schofield, Rochester Printing Co. and Joyce & Morax. Finance Committee.

Ald. Aldridge, from the Improvement Committee, reported in favor of the estimates of Charles Roderick and Holloway & Normington, and presented the following:

IMPROVEMENT BUDGET.

ST. CLAIR STREET PLANK WALK.

The City of Rochester to Chas. Roderick,	Dr.
1872.	
Jan. 9—1153 feet side walk at 34 cents	\$ 392 02
1871. Cr.	
Nov. 31—Cash to contractor.....	100 00

Balance due.....\$ 292 02

Payable to the order of the City Treasurer when there are funds applicable.

By Ald. Aldridge—Resolved, That the Clerk be requested to draw an order as above stated.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Fee, Caring, Connolly, Stern,

Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

FLAG WALK CORNER OF SAXTON AND ORANGE STREETS.

The City of Rochester to Holloway & Normington, Dr. 1872.

Jan. 9—For work done and material furnished...\$ 750 00

Payable cash when there are funds applicable.

By Ald. Aldridge—Resolved, That the Clerk be requested to draw an order as above stated.

Adopted by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Ald. Stone, in behalf of the Committee on Swing Bridge, presented the following:

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

Gentlemen—The undersigned having been appointed by your honorable Board a committee to examine, investigate and report a plan for the construction of a swing bridge across the Erie Canal for the accommodation of West Main street and Caledonia avenue which in our judgment will be for the best interest of the citizens generally, beg leave to report: That we, in company with the Division and Resident Engineers of the Erie Canal, examined the locality and the different plans that have been made and suggested for the construction of the same.

In our opinion only two plans are feasible. One is to construct said bridge at right angles with the canal, the same as the one at Exchange street. The construction of the bridge on this plan necessarily changes the line of West Main street, and would make two sharp curves or angles therein at the approaches to the bridge. Serious objections are urged against this plan as West Main street is one of the main and most traveled avenues leading into the city, and the erection of necessary guards to the approaches of the bridge would seriously impair the view and beauty of the street. This plan is opposed by a large majority of the people residing on West Main street.

The other plan is to construct said bridge parallel with the street. A bridge constructed on this plan can only be swung one way, but the distance will be only about one-eighth of the circle. It would perhaps take a little longer to work the bridge in passing a boat than it would on the other plan, as the bridge would be longer and heavier.

Whichever plan may be adopted, Caledonia avenue bridge will have to be dispensed with; but by opening a short street near the canal from Caledonia avenue to Favor street, the travelers on that avenue can be better accommodated than they now are, as it would avoid the ascending and descending of the approaches to the bridge and entirely remove all obstructions to the view.

The travel on West Main street is probably fifty times greater than that on Caledonia avenue.

After having carefully examined and considered the subject submitted to us, we are of the opinion that a bridge constructed parallel with West Main street will be the most feasible and for the best interest of the citizens generally, and therefore recommend the adoption of that plan.

All which is respectfully submitted.
Rochester, January 9, 1872.

A. GARDINER,
GEO. W. PARSONS,
THOMAS LIGHTON.

Ordered received, filed and published.

Ald. Aldridge, from the Committee on House for Idle and Truant Children, presented the annual report of the Managers of the House for Idle and Truant Children, and moved its reference back to the Managers for a more full report, financially and otherwise. Carried.

COMMUNICATIONS.

The Clerk presented the following veto message from his Honor the Mayor:

MAYOR'S OFFICE,
ROCHESTER, N. Y., Jan. 4, 1872. }

Gentlemen of the Common Council:

I have approved the proceedings of the regular meeting of your Board of the 26th ult., except that part relating to the purchase from the trustees of the Asbury Methodist Episcopal Church of their premises situate on the corner of East Main and South Clinton streets.

I disapproved the purchase of the above named church property for the following reasons:

First—The lot is designed as a site for the erection of a City Hall building.

Second—The city has already purchased a more suitable lot for such purpose—the lot in the rear of the Monroe County Court House lot.

Third—The location of the City Hall building should be as near the principal business centre of the city as practicable.

Fourth—The City Hall should be erected in the immediate neighborhood of the Court House to accommodate the public and to save expense to both city and county.

Fifth—The Asbury Church lot is not sufficiently large for the proposed City Hall building, and the purchase, therefore, of such lot would involve the necessity of the expenditure of at least \$20,000 or \$30,000 for land adjoining, at some future time.

I will discuss briefly the foregoing points:

The lot in rear of the Court is large, retired, yet central. The City Hall erected upon it would stand out alone, taking in light from all sides, with no prospect in the future of the light being obstructed. Public meetings and city officials who might occupy the building would not be disturbed by the noise and dust of the streets. The space in front of the City Hall would accommodate large out door assemblages, and without the public and the meetings annoying each other.

All will admit that a public building should be located as near as practicable to that point which would best accommodate its occupants and the larger number of those who would necessarily have occasion to visit it. With this view I would determine upon a site as near the principal center of business and the county offices as circumstances would permit, taking into view cost of lot, etc. The center of population I would not so much regard. Fortunately, in this case, the Court House, business center and the center of population all indicate the one and the same location as most suitable, and I trust there will be no difference of opinion in regard to it.

Where is the center of business? I am of opinion that none will doubt that it is near the intersection of State and West Main streets. A few facts, however, bearing upon this question may not be uninteresting. I would prefer not to observe the existence of a river in the discussion of the question of location of the city hall,

but as the river appears to be prominent in the minds of many, I will take it as a dividing line and compare the east part of the city with the west. Upon the subject of the business center I will only give the figures which show the assessed valuation of the real and personal property of the west side as compared with that of the east. The figures I shall give were the basis of taxation for the year 1871. The valuation of real and personal property on the west side of the river for last year was \$6,803,072, and that of the east \$4,578,625. West over the east \$2,224,457. The assessed valuation of the property of the First Ward is \$2,639,647, being little less than one-fourth the assessed valuation of the entire city, and considerably more than half the whole assessed valuation of the entire of that part of the city east of the Genesee river. Who will doubt as to where the center of the business of the city is? The figures given also show that the assessment of the First Ward alone for the purchase of a lot and the erection of a city hall will be considerably more than half the assessment of the whole east side of the river.

Some think that because there is a larger population upon the east side of the river than upon the west, that the center of population must be somewhere upon the east side. This, however, is a mistaken view. What are the facts? The census of the city for the year 1870 shows a population upon the east side of 33,513 and upon the west of 28,911. The majority in favor of the east side is therefore 4,602. Examine the map of the city and notice the turn the river makes in flowing through the city. Make a north and south line across the center of Main street bridge, and extend it to the outer lines of the city, and you will notice that there is west of that line the larger part of the fifth ward, a part of the Thirteenth and a portion of the Twelfth ward. The population of the Fifth ward is 5,718, more than two-thirds of which population, say 4,000, is west of the line mentioned, and there is west of the line in the Twelfth and Thirteenth wards at least 1,000, making in all 5,000. Deduct the 5,000 from the population of the east side and there is left 28,513. Add the 5,000 to the west side population and the figures will show the population west of the north and south line across the center of Main street bridge to be 33,911, the majority in favor of the west side being 5,398. What does this indicate? It proves conclusively the fact that the center of population is somewhere west of the center of Main street bridge. I would locate the center west of the Powers block.

Why should the City Hall be located near the Court House and county offices? It is because of the necessity of official visits of county and city officials to the offices of each other, the greater the labor of the officials, and the greater the expenses will be in conducting the business of each, and hence increased taxation if the offices should be far separated.

I am of the opinion that not one of your board will insist that the church lot is sufficiently large for a City Hall, and if not the purchase of that lot would certainly involve the necessity of the purchase of more ground. No doubt a sufficient site at that point would cost \$60,000. Shall the city be subjected to this expense when the city has already upon its hands a more central lot? I will not comment upon this question.

It has been suggested by Aldermen as an ar-

gument in favor of the church property that the church itself could be fitted up in such a manner as to answer the purposes of a City Hall for a few years. I am of the opinion that such an expenditure would be poor economy. It would cost a large sum to make the necessary changes, to put in heating apparatus, to furnish the offices, &c., and after all the city would be but very poorly accommodated. And in the end the amount expended would be nearly a total loss.

I would most respectfully advise your Board to advertise without delay for plans for a commodious and substantial City Hall building, to be erected upon the city's lot in rear of the court-house. I have no doubt such action would meet really the expectations and approval of a large majority of the people even upon the east side of the river. After the second thought, I believe but few would consent to the separation of the City Hall from the court-house. The offices of the city and county, if located nearly together, would better accommodate much the larger number of property owners, even of the east side in the payment of taxes, &c., than if placed half a mile apart. There may be a few who expect large benefits from the erection of the building upon the east side of the river. They may expect to be made suddenly rich; but will it add a single dry goods or grocery store to the east side? I imagine it will not. I have no doubt Mr. Powers would regard his property corner of West Main and State streets, as decreased in value to the amount of \$100,000 if the City Hall were to be located on either corner opposite his building. Take action for the speedy erection of the City Hall where taxation indicates it should be, and where it will best accommodate the tax payers and all others who may have occasion to do business at the various city offices, and the people will approve.

Respectfully,
CHARLES W. BRIGGS, Mayor.

Ordered received filed and published.
The President stated the question to be "shall the resolution pass notwithstanding the veto of his Hon. the Mayor."

Ald. Whitcomb moved the previous question: "Shall the main question be now taken" was declared carried.

The resolution was then declared lost by the following vote (requiring a two-third vote):

Ayes — Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Stern, Stone, Craig, Kelly, Selye, Charters, Gerling—14.

Nays—Ald. Fee, Caring, Connolly, Glover, McConnell, Mandeville, Stape, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—13.

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE, }
Jan. 9th, 1872. }

To the Hon. the Common Council:

GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the balances of the principal Funds, on the 1st day of January, 1872, as required by section 59 of the City Charter:

	Credit Balance.
Contingent Fund.....	\$23,566 65
Police Fund.....	17,768 41
Fire Department Fund.....	28,957 93
Highway Fund.....	7,455 53
Lamp Fund.....	12,837 60
Poor Fund.....	11,916 20
Park Fund.....	72 06
Board of Health Fund.....	2,930 86
Home for Truants Fund.....	561 64
Sewer Repair Fund.....	988 25
Lylell Street Fund.....	8 49

St. Paul Street Fund (Scrantom street to city line).....	281 86
Monroe Avenue Fund.....	62 29
Mt. Hope Avenue Fund.....	6 23
Plymouth Avenue Fund.....	38 57
West Avenue Fund.....	141 27
Lake Avenue Fund.....	5 89
East Avenue Fund.....	1 61
South Avenue Fund.....	3 32

JOHN WILLIAMS, Treasurer.

Subscribed and sworn to before me, this 9th day of January, 1872.

GEO. D. WILLIAMS, Notary Public.

Ordered received filed and published.

ORDINANCES.

GRADING OF PLYMOUTH AVENUE.

On motion of Ald. Aldridge 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. Aldridge submitted the following.

An ordinance to grade Plymouth Avenue from the east line of lot No. 23 Rapids Tract, to Genesee street. The Common Council of the City of Rochester do ordain and determine as follows:

That grading of that portion of Plymouth Avenue, formerly Iron street from the east line of lot No. 23 Rapids Tract, to Genesee 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 \$3,067, which estimate was and is hereby approved; the sum or \$3,063, 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 Genesee street to the Erie Canal.

On which above described portion of the city the said sum of \$3,063 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 January, 1872, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Craig moved to amend the ordinance by decreasing the estimate to \$1,200.

Ald. Selye moved to amend Ald. Craig's motion by substituting \$2,000 for \$1,200.

Accepted by Ald. Craig.

The amendment of Ald. Craig was then carried.

Ald. Selye moved to postpone further action upon the ordinance until the next regular meeting.

Ald. Rogers moved to amend Ald. Selye's motion by substituting the word "indefinitely" for the words "until the next regular meeting." Carried.

The original motion of Ald. Selye as amended was then declared carried.

IMPROVEMENT OF CLARISSA STREET.

On motion of Ald. Selye 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. Selye submitted the following:

An ordinance to improve Clarissa street, from Mt. Hope avenue to the Erie Canal Feeder.

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

The improvement of Clarissa street from Mt. Hope avenue to the Erie Canal Feeder, by setting a curb stone paving a gutter 4 feet wide and laying a flag walk of Medina stone 5 feet wide in two courses on each side of said street and constructing the necessary cross-walks and 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 one thousand five hundred and fifty-one dollars, which estimate was and is hereby approved; the sum of one thousand five hundred and fifty-one dollars, 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 Clarissa street from Mt. Hope avenue to the Erie Canal Feeder.

On which above described portion of the city the sum of one thousand five hundred and fifty-one dollars is 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 January, 1872, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead.—25.

Nays—Ald. Stape—1.

BRIDGE OVER THE RACE THAT CROSSES COURT STREET.

On motion of Ald. Kelly 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. Kelly submitted the following:

An Ordinance, to construct an Iron Bridge over the raceway that crosses Court street.

The Common Council of the City of Rochester do ordain and determine as follows: The construction of an Iron Bridge within the lines of Court street, over the Raceway that crosses said Court street west 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 \$6,630, which estimate was and is hereby approved; The sum of \$6,630, 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:

All the lots and parcels of land within the following described Territory, to wit: Beginning at the southeast corner of West Main street and Exchange street, running thence southerly along the east line of Exchange street to the south line of the Genesee Valley Railroad Depot grounds, thence easterly along the south line of said depot grounds to the west bank of the Genesee River, thence northerly along the west bank of the Genesee River to the south line of West Main street, thence westerly along the south line of Main street to the place of beginning. Also one tier of lots on each side of Court street from the west bank of the Genesee River to South Clinton street.

On which above described portion of the City the said sum of \$6,630 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 such 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 Satur-

day, the 13th day of January, 1872, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Aldridge presented a remonstrance against the passage of the ordinance, signed by Amon Bronson and others.

Ald. Rogers moved to amend the ordinance by striking out the territory to be assessed and insert therefor the same territory as assessed for Vincent Place bridge.

Ald. Glover moved to table Ald. Rogers' motion. Carried.

Ald. Selye moved to amend the ordinance by decreasing the estimate to \$4,030. Carried.

The ordinance as amended was then declared passed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Herzberger, Fee, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead.—24.

Nays—Ald. Rogers, Pond, McConnell—3.

ASSESSMENT ROLLS.

The Clerk presented the following assessment roll for confirmation:

Flag walks on Lorimer st.

After hearing allegations from all persons appearing the roll was confirmed by the following vote:

Ayes — Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Fee, Caring, Connolly, Stern, Glover, Mc-Connell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead.—26.

The Clerk presented the following assessment rolls, subscribed and sworn to by the Assessors:

Clinton street plank walk across the Railroad track.

Repairing walks on White st.

Repairing walks on Cypress st.

Repairing walks on Edinburg st.

After hearing allegations from all persons appearing the foregoing assessment rolls were confirmed by the following vote:

Ayes — Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead.—26.

UNFINISHED BUSINESS.

The Clerk presented the following:

"By Ald. Stone—Resolved, That the Legislature of the State of New York be requested to enact a law authorizing this Common Council to sell the stock of the Genesee Valley Railroad Company at par or over, and subscribe for an equal amount of stock in the Lake Ontario Shore Railroad Company, or exchange for an equal amount of their stock, on condition they comply with the condition of their communication, presented to this Board December 5th, 1871."

Ald. Stebbins moved that action on the resolution be postponed until the next regular meeting of this Board and the taxpayers be invited to be present.

Ald. Mauder moved to amend by striking out all the words between the word "that" and "and," and substitute therefore the following:

"When the Board adjourn it be until Tuesday evening next for the purpose of acting upon

Ald. Stone's resolution, and transacting such other business as cannot be reached this evening." Carried.

The motion of Ald. Stebbins as amended by Ald. Mauder was then declared carried.

By Ald. Aldridge—Resolved, That the Street Superintendent be and is hereby directed to number the buildings on East and West Main streets, beginning at the intersection of State and Exchange streets, numbering either way from said intersection.

Ald. Stone moved to amend by striking out the words "intersection of State and Exchange streets" and substituting therefor the words "west end of the river bridge." Lost.

Ald. Glover moved the indefinite postponement of the resolution. Carried by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Pond, Fee, Caring, Connolly, Stern, Glover, Stone, Mandeville, Stape, Stebbins, Stade, Parsons, Aikenhead.—16.

Nays—Ald. Whitcomb, Aldridge, McConnell, Craig, Kelly, Selye, Charters, Gerling, Whitmore, Mauder.—10.

Ald. Connolly called up the matter of electing Managers for the House of Idle and Truant Children, and moved that the Board now proceed to ballot for Managers for the House for Idle and Truant Children. Carried.

Ald. Aldridge moved to ballot for three Managers for one year, three for two years, and three for three years upon one ballot.

Ald. Stebbins moved as an amendment to ballot for three Managers for one year. Carried.

Ald. Glover moved a reconsideration of the vote just taken upon Ald. Stebbins' motion. Carried.

Ald. Connolly moved to postpone further action in the matter until the next regular meeting.

Ald. McConnell moved the previous question "shall the main question be now taken" was declared. Carried.

The motion of Ald. Connolly to postpone was then declared. Carried by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Caring, Connolly, Stern, McConnell, Stone, Craig, Kelly, Selye, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead.—18.

Nays—Ald. Whitcomb, Wait, Fee, Glover, Mandeville, Stape, Gerling, Mauder.—8.

Unanimous consent was granted to present the following:

By Ald. Stern—Resolved, That the City Treasurer be and he is hereby directed to cancel the tax on one thousand dollars personal property assessed to E. D. Webster in the 6th Ward, he having been assessed and paid on that amount assessed to him in the 7th Ward and charge the same to erroneous assessments. Adopted.

Ald. Stebbins—Resolved, That the City Clerk advertise the action of the Common Council in all the daily papers commencing to-morrow in relation to the adjourned meeting of the Common Council for hearing the allegations of the people in regard to selling the Genesee Valley R. R. stock and taking stock in the Lake Shore R. R. notifying the people of the said meeting and inviting them to be present. Adopted.

On motion of Ald. Mauder adjourned.

WILLIAM F. MORRISON,
City Clerk.

In Common Council, Jan. 14th, 1872.

SPECIAL MEETING.

In the absence of the President, Ald. C. R. Parsons, on motion of Ald. Stone, Ald. Kelly was chosen President pro tem.

The Clerk presented the following:

MAYOR'S OFFICE,
ROCHESTER, Jan. 13, 1872.

W. F. Morrison, City Clerk.

DEAR SIR—Rochester has sustained an irreparable loss in the death of one of its most respected citizens—William A. Reynolds. The life of the honored deceased having been intimately connected with the growth, prosperity, history and government of the city, I deem it appropriate that suitable mention of the sad event should appear in the official records of his almost native place. That the city authorities may have an opportunity to take such action as they may deem proper for the occasion, I hereby appoint a special meeting of the Common Council to take place to-morrow (Sunday) afternoon, at 4 o'clock, at their Chamber. Please, therefore, notify the Aldermen of the Board.

CHAS. W. BRIGGS, Mayor.

Ordered received, filed and published.

Ald. Stone presented the following:

The Common Council of the City of Rochester, representing the people at large, desiring to testify (not in a mere formal manner) the great loss this community has sustained in the death of Wm. A. Reynolds, do hereby

Resolve, That in his death the universal regret and sorrow manifested on every side, is but a just tribute to him as a man, a citizen and a friend, whose laudable pride and ambition ever was to make this city beautiful and attractive, to add to its material prosperity and to have a just and economical administration of its municipal affairs. He, by his affable manners, his generous impulses, his friendly greetings, his pleasant smiles, has made his memory doubly precious and his remembrance dear to all. We commend his marked characteristics to all as worthy of imitation.

Resolved, That as a mark of respect, the ex-Mayors of the city, Board of Education and officials of the city be invited to unite with us and that we attend his funeral in a body, and that His Honor the Mayor give the proper notice.

Ald. Mauder moved the adoption of the resolutions. Carried by a unanimous vote.

Ald. Rogers moved that the City Messenger be and is hereby directed to engage the necessary number of carriages. Carried.

Ald. Stebbins moved that the ex-Mayors of the city, members of the Common Council, Board of Education and city officials meet at His Honor the Mayor's office to-morrow, Monday afternoon, at 1 o'clock. Carried.

Ald. Mauder moved that Ald. Stone be and is requested to take charge of the arrangements for the funeral on the part of the aldermen. Carried.

On motion adjourned.

WILLIAM F. MORRISON, City Clerk.

In Common Council, Jan. 16th, 1872.

ADJOURNED MEETING.

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

Present—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Absent—Ald. Whitcomb—1.

UNFINISHED BUSINESS.

Ald. Stone called up the following:

By Ald. Stone—

Resolved, That the Legislature of the State of New York be requested to enact a law authorizing the Common Council to sell the stock of the Genesee Valley Railroad Company at par or over, and subscribe for an equal amount of stock in the Lake Ontario Shore Railroad Company, or exchange for an equal amount of their stock, on condition they comply with the conditions in their communication presented to this Board December 5th, 1871.

Ald. Rogers presented the following as an amendment:

By Ald. Rogers—Resolved, That it is the sense of this Board that it is expedient to subscribe for the stock of the Lake Ontario Shore Railroad to the amount of \$300,000, and the Law Committee is requested to prepare and report to this Board such a bill as will secure the necessary legislation therefor.

Ald. Caring moved to table Ald. Rogers' amendment.

Carried by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Fee, Caring, Connolly, Stone, Craig, Kelly, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons—15.

Nays—Ald. Rogers, Pond, Herzberger, Heavey, Stern, Glover, McConnell, Selye, Mandeville, Stape, Charters, Aikenhead—12.

Ald. Kelly presented the following as an amendment to Ald. Stone's resolution:

By Ald. Kelly—

Resolved, That upon completion of the Lake Ontario Shore Railroad within the city of Rochester to the Genesee river to its east bank, the city of Rochester by its Common Council hereby pledges itself to pay to said company the sum of \$100,000 and take in exchange therefor the stock of said company at par. Further, That upon completion of said road by said company from the west bank of the river to the city line, a still further sum of \$100,000 in exchange for said stock as above, and upon the completion of the railroad bridge by said company over the Genesee river, a still further sum of \$100,000 for said stock as above, making a sum total of \$300,000 cash to be paid to said Lake Ontario Shore Railroad when completed through the city, receiving in return therefor the stock of said company at par.

Ald. Gerling presented the following amendment to the amendment:

By Ald. Gerling—Resolved, That the Law Committee be instructed to present at the next regular meeting of this Board such an act as shall provide for a majority vote of the tax-payers of the city as to whether or not the city shall render aid in the Lake Ontario Shore railroad company in regard to transferring Genesee Valley railroad stock. Such

proposed act to be submitted to the Legislature for passage by that body.

Ald. Kelly moved to indefinitely postpone Ald. Gerling's amendment. Lost by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Caring, Connolly, Stone, Craig, Kelly, Stebbins, Whitmore—10.

Nays—Ald. Rogers, Pond, Herzberger, Heavey, Fee, Stern, Glover, McConnell, Selye, Mandeville, Stape, Charters, Gerling, Mauder, Stade, Parsons, Aikenhead—17.

Ald. Stebbins presented the following as a substitute for the original resolution:

By Ald. Stebbins—Resolved, That the Law Committee be and are hereby requested to make the draft of an act providing for the issue of the bonds of the city of Rochester for \$300,000, for the purchase of that amount of stock in the Lake Ontario Shore railroad, providing also for the submission of the project to the people of the city requiring the concurrence of two-thirds of the votes thereof to make the same a law, and that such draft when approved by this Common Council be sent to the Legislature immediately, in order that the vote on the same may be taken at the approaching spring election.

Ald. Selye moved to amend by striking out \$300,000, and substituting therefor \$200,000. Lost.

Ald. Stebbins moved to strike out the words "two-thirds" and insert therefor the word "majority." Lost by the following vote:

Ayes—Ald. Wait, Gould, Pond, McConnell, Selye, Stebbins—6.

Nays—Ald. Aldridge, Rogers, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

Action was then taken upon Ald. Stebbins' original substitute. Declared lost by the following vote:

Ayes—Ald. Gould, Rogers, Pond, McConnell, Selye, Stebbins, Whitmore—7.

Nays—Ald. Aldridge, Wait, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Mandeville, Stape, Charters, Gerling, Mauder, Stade, Parsons, Aikenhead—20.

Unanimous consent was granted Ald. Kelly to withhold his amendment, which takes Ald. Gerling's amendment with it.

Ald. Gerling presented the following as an amendment to Ald. Stone's original resolution:

By Ald. Gerling—Resolved, That the Law Committee be instructed to present at the next regular meeting of this Board such an act as shall provide for a majority vote of the tax-payers of the city as to whether or not the city shall render aid to the Lake Ontario Shore railroad company, in regard to transferring Genesee Valley Railroad stock. Such proposed act to be submitted to the Legislature for passage by that body.

Ald. Kelly moved to indefinitely postpone Ald. Gerling's amendment. Lost by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

Nay—Ald. Rogers—1.

Ald. Stone moved a reconsideration of the vote on Ald. Gerling's amendment. Carried by the following vote:

Ayes—Ald. Gould, Herzberger, Heavey, Fee, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Gerling, Whitmore, Stade, Aikenhead—17.

Nays—Ald. Aldridge, Wait, Rogers, Pond, Connolly, Selye, Charters, Stebbins, Mauder, Parsons—10.

Ald. Stone moved that further action in this matter be postponed until the next regular meeting.

Lost by the following vote:

Ayes—Ald. Gould, Caring, Connolly, Stone, Craig, Kelly, Selye, Mandeville, Stape, Stebbins, Whitmore—11.

Nays—Ald. Aldridge, Wait, Rogers, Herzberger, Heavey, Fee, Stern, Glover, McConnell, Charters, Gerling, Mauder, Stade, Parsons, Aikenhead—15.

Ald. Mauder moved to amend Ald. Gerling's amendment by striking out the word "tax-payers" and insert therefor "legal voters."

Ald. Caring moved to table Ald. Mauder's motion.

Lost by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Caring, Stebbins—5.

Nays—Ald. Rogers, Pond, Herzberger, Heavey, Fee, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

Ald. Mauder's motion to amend Ald. Gerling's amendment was then declared carried by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Nays—Ald. Aldridge, Caring, Selye—3.

Ald. Gerling moved to suspend the rule to adjourn at 11 o'clock for the purpose of concluding this railroad business and no other. Carried.

The President stated the question to be Ald. Stone's resolution as amended by Ald. Gerling and Mauder.

Ald. Craig moved the reconsideration of the vote on Ald. Mauder's amendment.

Ald. Herzberger moved to table Ald. Craig's motion.

Carried by the following vote:

Ayes—Ald. Rogers, Pond, Herzberger, Heavey, Fee, Glover, McConnell, Selye, Mandeville, Stape, Charters, Gerling, Mauder, Stade, Parsons, Aikenhead—16.

Nays—Ald. Aldridge, Wait, Gould, Caring, Connolly, Stern, Stone, Craig, Kelly, Stebbins, Whitmore—11.

Ald. Mauder moved the previous question. "Shall the main question be now put?" was declared carried.

The original resolution as amended by Ald. Gerling and Mauder was then declared adopted by the following vote:

Ayes—Ald. Rogers, Pond, Herzberger, Heavey, Stern, Glover, McConnell, Selye, Charters, Gerling, Mauder, Stade, Parsons, Aikenhead—14.

Nays—Ald. Aldridge, Wait, Gould, Fee, Caring, Connolly, Stone, Craig, Kelly, Mandeville,

Stape, Stebbins, Whitmore—13.

On motion of Ald. Mauder, adjourned.

WILLIAM F. MORRISON,
City Clerk.

In Common Council, Jan. 23d, 1872.

REGULAR MEETING.

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

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

Absent—Ald. Selye, Gerling—2.

APPROVAL OF MINUTES.

The minutes of the previous meetings, January 9th, 14th and 16th, were approved as published in book of proceedings.

PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Aldridge—Bills of Boyd & Hart, Henry Quimby and John W. Adams; Committee on House for Idle and Truant Children.

Estimate of Whitmore, Carson & Co.; Improvement Committee:

ROCHESTER, JAN. 23, 1872.

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

GENTLEMEN—You are respectfully invited to attend the exhibition to be given in Corinthian Hall, commencing Friday evening, January 26th, entitled "The Pilgrim, or Life Illustrated," founded on Bunyan's Pilgrim's Progress. Accompanying find tickets of admission.

Yours respectfully,

W. S. DRAKE, Manager.

Ald. Aldridge moved the acceptance of the invitation. Carried.

Unanimous consent was granted Ald. Whitcomb to present the following:

By Ald. Whitcomb—Whereas, It is currently reported that a few persons without any authority to act for any of the tax-payers of this city aside from themselves, are about to cause to be presented to the Legislature of the state acts to amend the charter of the city, therefore be it

Resolved, That the Legislature be requested to defeat any and all proposed amendments to the charter of the city, unless said amendments in the first instance receive the sanction and approval of the tax-payers of this city, as is customary in such cases, by being requested by the tax-payers through convention, the holding of which due public notice shall be given, or by receiving the request of this body, as the indirect expression of the voice of our tax-payers.

Resolved, That our immediate representatives in the Assembly and Senate be requested to especially endeavor to prevent the passage of any act to change the laws governing our municipality unless requested to do so in the manner expressed in these resolutions.

Resolved, That the City Clerk be and he is hereby directed to transmit without delay a certified copy of the resolutions to the chairman of the Committee on the Affairs of Cities in Assembly and Senate, and also to our representatives in those bodies.

Ald. Stone moved to amend by striking out the words "the tax-payers of this city (as is

customary in such cases) by being requested by the tax-payers, through convention, the holding of which due public notice shall be given," and insist therefor "this Common Council."

Accepted by Ald Whitcomb.

The original resolution as amended was then adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

By Ald. Pond—Whereas, It is known that efforts are being made to procure the appointment by the Legislature of the State (without the approval or concurrence of this Board) of commissioners to erect a City Hall; and whereas, the matter of the erection of such building is entirely a local matter, the funds for which must be provided by this Board, and who should therefore control the amount and expenditure of the same; therefore

Resolved, That Aldermen Rogers, Stern and Gould be a committee to take such measures as shall prevent any legislation on this subject without the sanction and approval of this Board, and also to recommend such further action in the matter as they may deem advisable.

Ald. Craig offered the following as a substitute for Ald. Pond's resolution:

By Ald. Craig—Resolved, That the Chairman of the Charter Amendment Committee be directed to correspond with our representatives in the Legislature, requesting those gentlemen to immediately forward to him after introduction into the Legislature copies of all proposed acts affecting the charter of this city, and that said Chairman be authorized to adopt such means as he may deem necessary to cause the defeat of any measure effecting our municipality, unless such measure has received the approval of this Board, and that if solicited by this Board that he be authorized to cause the passage of the same with all convenient speed.

Ald. Mauder offered the following as an amendment:

By Ald. Mauder—Resolved, That the Common Council, by its Clerk, be directed to correspond with our Representatives in the Legislature, requesting those gentlemen to immediately forward to him, after introduction into the Legislature, copies of all proposed acts affecting the charter of this city, and that the Common Council adopt such means as is deemed necessary to cause the defeat of any measure effecting our municipality, unless such measure has received the approval of this Board, and if approved, to cause the passage of the same with all convenient speed.

Accepted by Ald. Craig.

The original resolution of Ald. Craig as amended was then declared adopted.

By Ald. Rogers—Bills of Cyrus T. Cooke, Otis Pettey, J. H. Wilson, L. S. Gibson, D. R. Barton & Co., Smith & Poppey, Fred Heilbron, William Boon and Monthly Pay Roll. Fire Department Committee.

Ald. Heavey presented the following:

ROCHESTER, Jan. 13, 1872.

To the Honorable Common Council of the city of Rochester, N. Y.:

GENTLEMEN—I have concluded to offer my river property on Main street at the very low price of Five Hundred Dollars per foot, for the

purpose of the erection of a City Hall thereon. The great advantages of this central location for a City Hall are apparent to you as well as to the business community. Yours respectfully,

GEO. E. CURTIS.

By Ald. Heavey—Resolved, That his Honor the Mayor be and is hereby directed to enter into a contract with the heirs of H. N. Curtis, deceased, for the purchase of their premises or lots on the south side of Main street Bridge, for the purpose of erecting a City Building, according to their proposition.

Ald. Craig moved the indefinite postponement of the resolution. Carried by the following vote:

Ayes—Ald. Whitecomb, Aldridge, Rogers, Pond, Stern, Stone, Craig, Kelly, Charters, Stebbins, Whitmore, Stade, Parsons, Aikenhead—14.

Nays—Ald. Wait, Gould, Herzberger, Heavey, Fee, Caring, Connolly, Glover, McConnell, Mandeville, Stape, Mauder—12.

By Ald. Caring—Estimate of Rauber & Vincinus. Sewer Committee.

By Ald. Stern—Bills of Louis W. Brandt, Tracy & Rew, Curtis, Morey & Co., Adolph Nolte, Thomas H. Hopwood, Rochester Printing Company, Scrantom & Wetmore, Steele & Avery, Erastus Darrow, A. L. Mabbett, Boyd & Hart, W. W. Wadsworth, John Vaa Auker, M. Heavey, Geo. W. Walbridge, Frank Masetth, Edward Tanner, Hoffman & Mayer, Anthony Kasseal, H. & P. Bender and William Willetts. Contingent Expense Committee.

Bill of Scrantom & Wetmore—Map Survey and Record Committee.

By Ald. Glover—Petition of Henry E. White and others, that the contract for constructing plank walks on Strong street, be awarded to A. C. Bowen. Referred to the Improvement Committee.

By Ald. McConnell—Petition of A. B. McConnell, for permission to erect a wood building on his lot, No. 33, situate on Court street. Wood Building Committee.

By Ald. Stone—Bills of George Bastion, William Brown, Smith & Gordon, F. Deninger, S. F. & W. Witherspoon, W. Carlton Brown, S. W. Elliott, S. J. Wagoner, H. W. Jones and A. W. Mudge. Poor Committee.

Unanimous consent was granted Ald. Craig to offer the following:

By Ald. Craig—Resolved, That Police Justice Bryan be and is hereby requested to remit the fine in the sum of twenty-five dollars (for violation of city ordinance) against James Kane, sr., and paid by him.

Ald. Stebbins moved its reference to the Improvement Committee. Lost by the following vote:

Ayes—Ald. Aldridge, Wait, Rogers, Pond, Caring, Kelly, Charters, Stebbins, Mauder.—9.

Nays—Ald. Whitcomb, Gould, Herzberger, Heavey, Fee, Connolly, Stern, Glover, McConnell, Stone, Craig, Mandeville, Stape, Whitmore, Stade, Parsons, Aikenhead.—17.

Ald. Mandeville moved that action on the resolution be postponed until the next regular meeting. Lost by the following vote:

Ayes—Ald. Wait, Rogers, Caring, Stern, Mandeville, Stape, Stebbins, Mauder, Stade.—9.

Nays—Whitcomb, Aldridge, Gould, Pond, Herzberger, Heavey, Fee, Connolly, Glover, McConnell, Stone, Craig, Kelly, Charters, Whitmore, Parsons, Aikenhead.—17.

The original resolution was then adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Charters, Whitmore, Parsons, Aikenhead.—17.

Nays—Ald. Wait, Gould, Rogers, Stern, Manderville, Stape, Stebbins, Mauder, Stade.—9.

Ald. Kelly moved that the City Treasurer pay James Kane the sum of twenty-five dollars and charge the same to Police Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Charters, Stebbins, Whitmore, Parsons, Aikenhead.—18.

Nays—Ald. Wait, Gould, Rogers, Stern, Manderville, Stape, Mauder, Stade.—8.

By Ald. Craig—Bill of James Fee. Referred to the City Property Committee, to report at the next regular meeting.

By Ald. Kelly—Petition of Thomas Kelly for permission to remove a wood building on his lot, No. 79, situate on State street. Wood Building Committee.

Bills of David Yanney, Tracy & Rew, Scrantom & Wetmore and Superintendent's pay roll. Street Committee.

By Ald. Stape—Bills of Thomas H. Hopwood, Dwyer & Renaud, L. C. Spencer & Co., August Woellart, John Van Anker and M. Heavey. Health Committee.

By Ald. Manderville—Petition of G. M. Leckinger for permission to erect a wood building on his lot, No. 4, situate on Weld street. Wood Building Committee.

Petition of John Hunt for permission to erect a wood building on his lot, No. 1, situate on Tyler street. Wood Building Committee.

Petition of Emily A. Kelly for permission to erect a wood building on her lot, No. 29, situate on the north side of Spring street. Wood Building Committee.

Bill of George W. Aldridge, and presented the following:

By Ald. Manderville—Resolved, That the Clerk draw an order for \$1,187.61 in favor of George W. Aldridge, and payable to his order, and the Treasurer is hereby authorized to accept the same, and charge the same to Contingent Fund, when there are funds applicable.

Ald. Stone moved the reference of the bill and resolution to the Arsenal Committee of last year, to report to this Board at its next regular meeting.

Ald. Glover moved to table Ald. Stones motion. Carried.

The original resolution of Ald. Manderville was then adopted by the following vote:

Ayes—Alds. Whitcomb, Wait, Caring, Connolly, Craig, Kelly, Manderville, Stape, Charters, Whitmore, Mauder, Stade, Parsons, Aikenhead.—14.

Nays—Alds. Gould, Rogers, Pond, Herzberger, Heavey, Fee, Stern, Glover, McConnell, Stone, Stebbins.—11.

By Ald. Charters—Bills of Gommenginger, Allen & Co., S. A. Zorn and John Mauder.—Police Committee.

Petition of Christian Seel for permission to erect a wood building on his lot, situate on the West side of Grape street. Wood Building Committee.

By Ald. Stade—Bills of F. Tulley, M. F. Reynolds, E. Gray, Smith & Elwood and Cur-

tis & Butts. City Property Committee.

By Ald. Aikenhead—Petition of John Mansfield for permission to erect a wood building on his lot, situate on Tyler street. Wood Building Committee.

Petition of William W. Zimmer for permission to remove a wood building on his lots 48 and 49, situate on Rhine street. Wood Building Committee.

Bills of C. A. Jeffords, J. E. Relyea, Kidd, Foundry and Steam Engine Manufacturing Company. Christian Miller and Geo. W. Russell. Lamp Committee.

Ald. Aikenhead presented the following.

To the Lamp Committee of the Common Council of the City of Rochester:

The Rochester Gas Light Company proposes to supply the gas for the public lamps of the city to light, extinguish, clean and repair the same, upon the following terms and conditions, viz:

The lamps to burn any number of nights, and any number of hours each night in the year as may be determined by contract. The time of lighting and extinguishing to be fixed each night by printed tables, and the number of hours of burning to be certified to by the lamp lighters, the general rule to be, that the lamps (if lighted by the moon) shall be lighted half an hour after sun set, or one hour before the moon sets, and be extinguished one hour before sun rise, or one hour after the moon rises. The burners to consume four feet per hour, and the quantity of gas consumed to be determined by the size of burners and the number of hours reported and certified to as above. For all gas so furnished and consumed and estimated, the city to pay the Company quarterly the sum of \$2.50 per thousand cubic feet—Should the government tax upon gas be reduced at any time during the existence of this contract, the gas company will reduce the price charged the city to a corresponding amount. The Company also propose to light extinguish, clean and repair the public gas lamps for the sum of three dollars and twenty cents (3.20) for each lamp per year.

GEORGE W. PARSONS, Superintendent.

ROCHESTER, January 15, 1872.

Ordered received, filed and published.

Remonstrance of John Eagan and others against granting permission to John Hunt to erect a wood building on his lot No. 1, situate on Tyler st. Referred to the Wood Building Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Caring, with the Sewer Committee, reported in favor of the estimate of Rauber & Vicinus, and presented the following,

SIBLEY NURSERY OUTLET SEWER.

The City of Rochester to Rauber & Vicinus Dr.
1872.
Jan. 23. For work done and materials furnished \$800 00
Payable—order 1 year..... \$400 00
" 2 years..... 400 00
800 00

By Ald. Caring—Resolved, That the Clerk be requested to draw orders as above stated.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Manderville, Stape, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead.—25.

Nays—Ald. Pond.—1.

Ald. Rogers, from the Fire Department Committee, reported in favor of the bills of Cyrus T. Cooke, Otis Potter, J. H. Wilson, L. S. Gibson, D. R. Barton & Co., Smith & Poppy, Fred.

Heilbron, William Boon and monthly pay roll. Finance Committee.

Ald. Stebbins, from the Finance Committee, presented the following:

The Finance Committee would report that in the matter of the Free Academy site purchase, Arsenal Square, Chicago relief fund, and unpaid taxes, that the city has been borrowing money on its notes discounted every three months, and would respectfully recommend the adoption of the following acts:

AN ACT to authorize the City of Rochester to borrow money to pay off deficiencies arising from non-payment of taxes and assessments, and to issue its bonds for the payment thereof.

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

SEC. 1. The city of Rochester is hereby authorized and empowered to issue its bonds, in such denomination and payable at such time as the Common Council shall direct, to the amount of fifty thousand dollars, for the purpose of paying off the deficiencies in the accounts now on the books of the Treasurer arising from the non-payment of taxes and assessments; said bonds to bear interest at the rate of seven per cent. per annum. But said bonds shall not be offered or disposed of at a rate less than the par value thereof.

§ 2. Whenever any taxes or assessments or interest thereon, now remaining unpaid, and which were assessed previous to the year 1869, shall hereafter be paid to said city, the Treasurer thereof shall credit the sum so paid, together with the interest thereon, to the account of the bonds herein provided for, and the same shall be applied toward their payment.

§ 3. This act shall take effect immediately. Adopted.

AN ACT to authorize the City of Rochester to borrow money to pay off its debt incurred in the purchase of a site for a Free Academy, and to issue its bonds for the payment thereof.

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

SECTION 1. The city of Rochester is hereby authorized and empowered to issue its bonds in such denomination and payable at such time as the Common Council shall direct—to the amount of fifteen thousand dollars—for the purpose of paying off its present debt, incurred in the purchase of a site for a Free Academy, said bonds to bear interest at the rate of seven per cent. per annum, but such bonds shall not be offered or disposed of at a rate less than the par value thereof.

§ 2. This act shall take effect immediately. Adopted.

AN ACT to authorize the city of Rochester to borrow money to pay off its present debt for Arsenal Square improvement, and to issue its bonds for the payment of the same.

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

SECTION 1. The city of Rochester is hereby authorized and empowered to issue its bonds in the denomination of fifteen hundred dollars each to the amount of ten thousand five hundred dollars, for the purpose of paying off its debt incurred in the improvement of Arsenal Square and accumulated interest to date, such bonds to bear interest at the rate of seven per cent. per annum and payable as follows; the first of said bonds on the 15th day of February, 1883,

and one on the 15th day of February, in each year thereafter, until the whole are paid. But such bonds shall not be offered or disposed of at any rate less than the par value thereof.

§ 2. This act shall take effect immediately. Adopted.

AN ACT to legalize the issue of certain bonds by the city of Rochester for the purpose of raising money for the relief of the sufferers by the Chicago fire.

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

SECTION 1. Whatever bonds have been heretofore issued by the city of Rochester, to the amount of thirty-five thousand dollars, for the purpose of raising money to contribute to the relief of sufferers by the Chicago fire, are hereby declared legal, valid and binding, and said city is hereby authorized and empowered to incorporate said sum in the general tax levy for said city in the next annual tax—in addition to the amounts already authorized and provided for—and the amount so raised shall be applied in payment of the bonds for said purpose issued.

§ 2 This act shall take effect immediately. Adopted.

Ald. Kelly, from the Street Committee, reported in favor of the bills of Scranton and Wetmore, Tracy & Rew, David Yanney, and Superintendents pay roll. Finance Committee.

Reported in favor of paying Holloway & Nornington \$150 in full for all claims against the city for damage to horse. Referred to the Finance Committee for payment.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petitions of Jos. K. Krank, Eunice B. Lamberton, Peter Connoughton, J. McKibbin, Courtney Aiken and Samuel Moulson.

By Ald. Mandeville—Resolved, That Jos. K. Krank, J. McKibbin, Peter Connoughton, Courtney Aiken and Eunice C. Lumberton, have permission to erect wood buildings in accordance with their petitions under the direction of the Wood Building Committee and Fire Marshal. Adopted.

Remonstrance of R. W. & G. W. Archer and others against granting permission to Samuel Moulson to erect a wood building on North Water street.

Ald. Mandeville moved that the prayer of Samuel Moulson's petition be granted by this Board.

Lost by the following vote:

Ayes—Ald. McConnell, Mandeville, Stade, Aikenhead—4.

Nays—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Fee, Caring, Connolly, Stern, Glover, Craig, Stape, Charters, Stebbins, Whitmore, Mauder, Parsons—20.

Ald. Aldridge from the Improvement Committee reported in favor of the estimate of Whitmore, Carson & Co., and presented the following:

JONES AVENUE FLAG WALK.		
The City of Rochester to Whitmore, Carson & Co., Dr.		
	1872.	
Jan. 23	—1,648 feet side walk, at \$1.50	\$2,472 00
Jan. "	592 feet curb stone, at \$0.50	296 00
		\$2,768 00
	Cr.	
Oct. 30	—Order 1 year.....	\$500 00
	" 2 years.....	500 00
Jan. 2	" 1 year.....	422 00
	" 2 years.....	422 00
		\$1,844 00
	Balance due.	\$924 00

Payable cash in full when there are funds applicable. \$924 00 \$924 00
By Ald. Aldridge—Resolved, That the Clerk be requested to draw an order as above stated.

Adopted by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Herzberger, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Mandeville, Stape, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.
Nays—None.

Ald. Aldridge from the Committee on House for Idle and Truant Children reported in favor of the bills of Boyd & Hart, Henry Quimby and John W. Adams. Finance Committee.

Ald. Stape from the Committee on Public Health reported in favor of the bills of Thomas H. Hopwood, Dwyer & Renaud, L. C. Spencer & Co., August. Woellert, John Van Auken and M. Heavey. Finance Committee.

Ald. Charters from the Police Committee reported in favor of the bills of Gommenginger, Allen & Co., S. A. Zorn and John Mauder. Finance Committee.

Ald. Stern from the Contingent Expense Committee reported in favor of the bills of Louis W. Brandt, Curtis, Morey & Co., Adolph Nolte, Tracy & Rew, Thos. H. Hopwood, Rochester Printing Company, Serantom & Wetmore (two bills), Steele & Avery, Erastus Darrow, A. L. Mabbett, Boyd & Hart, W. W. Wadsworth, John Van Auken, M. Heavey, Geo. W. Walbridge, Frank Masseth, Edward Tanner, Hoffman & Mayer, Anthony Kasseal, H. & P. Bender and William Willetts. Finance Committee.

Ald. Stern from the Committee on Maps, Surveys and Records, reported in favor of the bill of Serantom & Wetmore. Finance Committee.

Ald. Aikenhead from the Lamp Committee reported in favor of the bills of Chas. A. Jeffords, J. E. Relyea, Kidd Foundry and Steam Engine Manufacturing Co., Christian Miller and George W. Russell. Finance Committee.

Ald. Pond from the Law Committee, reported in favor of paying the claim of Joseph Greenaurer for damages and costs, and offered the following:

By Ald. Pond—Resolved, That the Clerk of this Board be and he hereby is instructed to draw an order upon the City Treasurer for \$799.76 in favor of John McConville, Esq., attorney for Mr. Greenaurer, in full of damages and costs against the city of Rochester, and charge Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Mandeville, Stape, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

Nays—Ald. Whitcomb—1.

Ald. Pond, from the Law Committee, presented the following:

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

The Law Committee, to whom was referred the petition of W. S. Morden asking for compensation for damages sustained by his son in consequence of a defective sidewalk at School House No. 5, in said city, would respectfully report in favor of allowing to said Morden twenty-five dollars (\$25) in full of his claim.

January 23, 1872.

CHARLES F. POND,
F. S. STEBBINS,
W. MANDEVILLE,
Law Committee.

Ordered received filed and published.

By Ald. Pond—Resolved, That the Treasurer of the city pay to W. S. Morden twenty-five dollars (\$25), upon his executing to the Treasurer a receipt in full of all damages against the city of Rochester. And charge Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Fee, Connolly, Stern, Glover, McConnell, Stone, Craig, Mandeville, Stape, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

Nays—None.

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

The Law Committee, to whom was referred the account of George F. Danforth, Esq., for legal services in the matter of flood damages, would respectfully report in favor of said account.

January 23, 1872.

CHARLES F. POND,
F. S. STEBBINS,
W. MANDEVILLE,
Law Committee.

Ordered received, filed and published.

By Ald. Pond—Resolved, That the Clerk be and he hereby is requested to draw an order for \$500 upon the City Treasurer, and charge the same to account of flood damages.

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Fee, Connolly, Stern, Glover, McConnell, Stone, Craig, Mandeville, Stape, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

Nays—Ald. Whitcomb—1.

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

The Law Committee, to whom was referred the petition of Thomas Pritchard asking for compensation for injuries sustained by his wife occasioned by a fall upon the sidewalk on Hunter street, in said city, alleged to be out of repair, would respectfully report that having examined the sidewalk where said accident occurred, they find that the same was not out of repair and therefore no claim for damages can be sustained.

January 18, 1872.

CHARLES F. POND,
F. S. STEBBINS,
W. MANDEVILLE,
Law Committee.

Ordered received, filed and published.

AN ACT to authorize the city of Rochester to subscribe for stock of the Lake Ontario Shore Railroad Company from the proceeds of the sale of the Rochester and Genesee Valley Railroad Company stock owned by 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 Mayor of the city of Rochester, and he is hereby authorized to sell the stock of the Rochester and Genesee Valley Railroad Company, now owned by the city of Rochester, at not less than its par value, and to invest the proceeds thereof in payment of the subscription to the capital stock of the Lake Ontario Shore Railroad Company, to be subscribed for by the said city as herein provided, and such proceeds shall be used for no other purpose whatever except as herein

provided; or the said Mayor may, and he is hereby authorized to transfer said stock to the said Lake Ontario Shore Railroad Company in payment of the subscription to the capital stock of the said company, at its par value.

§ 2. In case a sale shall be made of the said stock of the Rochester and Genesee Valley Railroad Company, the said Mayor shall cause the proceeds of said sale to be deposited in some of the incorporated banks of the city of Rochester on interest, and said Mayor shall be and is hereby authorized to subscribe for the stock of Lake Ontario Shore Railroad Company, and shall from time to time pay therefrom for such stock as the work progresses in the construction of said railroad within the corporate limits of the city of Rochester, or in the towns adjoining said city and within two miles of the corporate limits of said city, and to pay on said subscriptions to stock in installments of \$50,000 each, as fast as said Lake Ontario Shore Railroad Company shall expend such sum in the construction on said Lake Ontario Shore Railroad within the corporate limits of said city of Rochester, or in procuring right of way through said city or in the adjoining towns within the limits aforesaid.

§ 3. It shall be the duty of the Mayor in the name of the city of Rochester to subscribe to the capital stock of said Lake Ontario Shore Railroad Company to the amount of \$300,000, and thereupon on the issue of certificates of stock, the city of Rochester shall become a stockholder of said Railroad Company, with all the rights of other stockholders in said Company, and the Common Council of said city shall have power to appoint any person attorney for the city of Rochester, to cast the vote for said city at any meeting of the stockholders of such company for the election of directors thereof.

§ 4. The Common Council of the city of Rochester may at any time after said city shall receive certificates for said stock to said Lake Ontario Shore Railroad Company, sell the same for cash at par, but shall not sell or dispose of the same at less than par, except a public sale, on which at least twenty days' notice shall be given in two of the daily newspapers published in the city of Rochester; and in case of a sale of such stock the proceeds thereof shall be applied to extinguish any bonds of the city of Rochester then existing, and which shall first mature after such sale, and for no other purpose whatever.

§ 5. All acts and parts of acts heretofore passed by the Legislature, so far as the same are inconsistent with this act, are hereby repealed.

§ 6. This act, however, shall not be of any binding force or effect until the same shall have received the approval of at least a majority of the electors of the city of Rochester voting thereon upon presentation to said electors at the next annual charter election.

§ 7. The City Clerk of said city is hereby authorized and required to cause to be published the usual notice of the submission of this act to the electors of said city for their approval or disapproval at the next charter election, and to furnish to the inspectors in and for the several wards and election districts in said city, a box to receive the ballots hereinafter provided for.

§ 8. At the next charter election in and for said city, there shall be furnished to the several electors voting thereon two ballots, upon which

shall be printed the title of this act, and on one of said ballots so furnished, the word "For," and on the other the word "Against."

§ 9. If upon the canvassing of the votes cast at such election under the provisions of this act it shall be found that a sufficient number of votes, as herein provided shall have been cast for said act, then the same shall be of full force and effect upon filing with the City and County Clerk a certificate that the same has received the requisite vote of approval.

Received and ordered published.

Ald. Aldridge from the Committee on House for Idle and Truant Children, presented the following

REPORT OF THE MANAGERS OF HOUSE FOR IDLE AND TRUANT CHILDREN.

To the Hon. the Common Council of the City of Rochester:

The statute relating to the House for Idle and Truant Children, requires the Managers to report to the Common Council at its first meeting in January the estimated expenses of such institution for the ensuing year.

Pursuant to such direction, the Managers beg leave respectfully to report that they have estimated the expenses of the Institution for the ensuing year at five thousand dollars (\$5,000). This estimate is based upon the following data: The current expenses of the Institution for the year last past, amount to about the sum of..... \$6,890 68
The earnings of the inmates have amounted to the sum of..... 1,691 42
Leaving to be provided for a balance of..... 5,199 26

Several causes have united to diminish the amount of the earnings during the year past, as compared with those of the year 1870, which amounted to the sum of \$1,996.15. But it may be reasonably anticipated that in the year to come the amount will be increased so as to more than supply the deficiency.

The average number of the inmates during the year is ninety-five. The expense for their board and maintenance is therefore equivalent to \$54.12 each, or \$1.05 per week, which is 15 cents per day to each individual, and this expense is greater for the reason that the number is constantly changing.

The whole number committed during the year is seventy-nine, and there were seventy-six at the beginning of the year, making a total of one hundred and fifty-five during the year. The number is reduced by discharged to parents, indentured and run away, sixty-three, leaving the total above named.

Until the present year the buildings connected with the institution were insufficient for the proper disposition of the children sent there for care. During the past year the city authorities have provided a new building worthy of the object for which it was intended, and a credit to the city

It was contemplated in the outset and regarded as a necessity that a laundry and drying house should be erected to complete the wants of the Institution: It was also seen that when the contract for the erection of the building should be completed there would be nothing left with which to furnish the building, and changes must be made and extra expenses incurred which it was thought the Common Council would feel unwilling to assume. The managers therefore

resolved to appeal directly to the Legislature for assistance.

Recognizing the value and the importance of such an Institution and the great principle upon which the law establishing it was passed, the application was favorably and generously met and an appropriation was made directly amounting to \$6,000.

The managers also succeeded in having the Institution placed upon the list of Charitable Institutions and entitled to shares in the general appropriation to such from that source they received the sum of \$476.68, making a sum total of \$6,476.68.

Out of this sum the managers have paid or incurred the following items of expenditures:

For building foundation under and replacing the old wood building removed to the Culver lot.....	\$1,712 60
For one cooking range.....	137 00
For one marble mantle.....	75 00
For furnishing new building.....	681 80
For Culver lot.....	607 75
One single wagon.....	300 00
Incidental expenses.....	185 80
Grading and paving.....	436 70
Bill for water closets, etc.....	1,547 83
Architects.....	235 12
Amounting in all to.....	\$5,919 60

Leaving a balance of..... \$557 08

A laundry and drying room is still required in order to make the conveniences of the building perfect and that the managers hope to erect the coming season with the balance in their hands with the aid of appropriations already made by the Legislature but which have not yet been received.

In conclusion nothing is necessary to be added as to the merits of such an Institution. In the city of Rochester it is believed the day has gone by for the reopening of that question.

The health of the inmates has been uniformly good. Since the Institution was first established in 1853, but one death has occurred among those committed to the House, an instance unparalleled among the Institutions of like character in this or any other country.

All of which is respectfully submitted.

C. H. CLARK, Sec'y.

January 2, 1872.

Ordered received, filed and published.

By Ald. Aldridge—Resolved, That the City Treasurer is hereby authorized in accordance with Section 85, Title 5, of the City Charter, to make the City's note for six thousand dollars, 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 deficiency in the House for Idle and Truant Children Fund and for the maintenance of the said House for Idle and Truants, for the ensuing year.

Ald. Stone moved to postpone action on the resolution until the next regular meeting. Carried.

Ald. Stone moved that when the board adjourn it be until Tuesday evening next, Jan. 30, Carried.

Ald. Stone, from the Committee on the Relief and Support of the Poor, reported in favor of the bills of George Bastian, William Brown, Smith & Gordon, F. Deninger, S. F. & W. Witherspoon, W. Carlton Brown, S. W. Elliott, S. J.

Wagoner, H. W. Jones, and A. W. Mudge—Finance Committee.

ROCHESTER, Jan. 23, 1872.

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

CONTINGENT FUND.

Ezra R. Andrews, printing.....	\$ 14 75
Dan'l. Marsh, services as Engineer, P. Caufield, services in the matter of opening Chapin street.....	10 00
John Williams, Treas., disbursements, M. Heavey, hack hire, Wood Building Com., W. S. PUNCH, hack hire, Sewer Committee, W. S. Grantsynn, Sur'r, 1 mo. salary to Feb. 1, '72.....	24 00
250 00	
W. F. Morrison, Clerk, 1 mo.	183 33
D. McKay, Assessor,	150 00
E. T. Oatley,	150 00
J. J. Shaffer,	150 00
Thos. H. Hopwood, Messenger,	66 67
Jesse Shephard, Att'y,	125 00
Jno. Hayward, Jr., Mayor's clk	66 67
J. P. Evans, Clerk,	75 00
F. Lockhart, watchman,	35 00
And charge Contingent Fund.	

FIRE DEPARTMENT FUND.

B. F. Blackall, Supt. Fire Alarm Tel., Disbursements, B. & J. Kiley,	59 69
P. Naylor, iron work for No. 2 Engine House, Thos. G. Palmer, iron grates &c., No. 2 Engine House,	2 00
8 00	
A. Bronson, lumber for No. 3 Engine House, Louis Ernst, hardward,	64 92
7 37	
C. F. Wolters, work on clock, Kid's Foundry and steam engine manufacturing Company, iron turn tables,	6 90
9 00	
Jos. Schutte, furniture for Engine House No. 1,	260 00
15 50	
And charge that Fund.	

HIGHWAY FUND.

William H. Gorsline, bill for McAdam for streets.....	\$82 50
Rochester Printing Company, printing.....	11 25
John Frick, Sup't, pay roll and disbursements from Dec. 25th, 1871, to Jan. 6, 1872.....	561 17
John Frick, Sup't, one mo. salary to Feb. 1, 1872.....	150 00
John Baker, Cattle Police,	50 00
Wm. Brown,	50 00
And charge that Fund.	

POOR FUND.

St. Mary's Hospital, board of inmates from Oct. 1st to Dec. 31st.....	1,880 28
St. Mary's Boy's Orphan Asylum, board of orphans one quarter to Jan. 1st.....	813 29
St. Patrick's Girl's Orphan Asylum, board of orphans one quarter to Jan. 1st.....	491 71
Rochester Orphan Asylum, board of orphans one quarter to Jan. 1st.....	340 14
William Brown, Overseer, disbursements to Jan. 9	39 50
Beir, Stern & Co., dry goods per orders.....	71 34
Geo. Schofield, transportation of paupers.....	13 26
Rochester Printing Company, printing.....	28 00
Joyce & Moran, services as undertaker.....	24 00
Wm. Brown, Overseer of Poor, one mos salary to Feb. 1st, 1872.....	100 00
Dr. Charles Buckley, City Physician, one mos. salary to Feb. 1st.....	41 67
Dr. J. F. Oaks, City Physician, one mos. salary to Feb. 1st.....	41 67
Dr. W. H. Lakeman, City Physician, one mos. salary to Feb. 1st.....	41 67
Dr. L. W. Eker, City Physician, one mos. salary to Feb. 1st.....	41 67
Dr. J. F. Riechenbach, City Physician, one mos salary to Feb. 1st.....	1
Dr. C. C. H. Miller, City Physician, one mos salary to Feb. 1st.....	41 67
W. F. Peck, Clerk Poor Office, one mo. salary to Feb. 1st.....	66 67
And charge that Fund.	

HEALTH FUND.

August Woellart, keeper Hope Hospital, 1 mos. salary to Feb. 1, 1872.....	50 00
Dan'l W. McFaggart, Inspector, one mos. salary to Feb. 1st.....	50 00
John R. Stiles, Inspector, 1 mos. salary to Feb. 1st.....	50 00
August Wagner,	50 00
Robert Neary,	50 00
Jonathan Reynolds,	50 00
Jas. M. Andrews,	50 00
W. F. Morrison, Clerk Board of Health, one mos salary to Feb. 1st, 1872.....	33 34
William Wright, Inspector (small-pox), one mos salary to Feb. 1, 1872.....	50 00
And charge that Fund.	

MAP, SURVEY AND RECORD FUND.

Cyrus Beardsley, Survr, 1 mo. sal. to Feb. 1, '72.	250 00
C. B. Parsons, Ass't	60 00

nd charge that Fund.

Adopted by the following vote:
A. A. Ys. Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Fee, Carling, Connolly, Stern, Glover, McConnell, Stone, Craig, Mandeville, Stape, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

Ald. Stade, from the City Property Committee, reported in favor of the bills of F. Tulley, M. F. Reynolds, E. Gray, Smith & Elwood, and Curtis & Butts. Finance Committee.

On motion adjourned.

WILLIAM F. MORRISON, City Clerk.

In Common Council, Jan. 29th, 1872.

SPECIAL MEETING.

President Ald. C. R. Parsons presiding.

Present—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Carling, Stern, Glover, McConnell, Stone, Craig, Mandeville, Stape, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

Absent—Ald. Whitcomb, Wait, Connolly, Kelly, Selye, Gerling—6.

The Clerk presented the following from His Honor the Mayor:

MAYOR'S OFFICE,
ROCHESTER, Jan. 27, 1872.

W. F. Morrison, City Clerk:

DEAR SIR—You will please call a special meeting of the Common Council, to take place at their Chamber at nine o'clock a. m. Monday, the 29th inst., to consider and take action upon the subject of the bill introduced into the Legislature in reference to the building of the City Hall.

Yours truly,

CHARLES W. BRIGGS, Mayor.

Ordered received, filed and published.

The Clerk read the following act introduced by Hon. Geo. D. Lord into the Legislature:

AN ACT in relation to the location and erection of public buildings for the use of the city of Rochester.

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

SECTION 1. Jacob Howe, Daniel W. Powers, Samuel Wilder, George J. Whitney and William H. Bowman are hereby appointed commissioners, whose duty it shall be to fix upon a site in the city of Rochester for the erection of a public building to be known as the City Hall, for the use of said city, and to cause such building to be erected, completed and furnished, ready for use.

§ 2. The said commissioners before entering upon their duties shall take and file in the office of the clerk of the county of Monroe the oath of office prescribed by the twelfth article of the Constitution. They shall elect one of their number chairman, who shall preside at their meetings and perform such other duties as they shall assign to him. They shall appoint a clerk who shall receive a salary to be fixed by them, and such clerk shall keep a record of the proceedings of said commissioners and perform such other duties as the commissioners shall prescribe. The meetings of said commissioners shall be held upon the call of the chairman or a majority of said commissioners, at such time and place in said city as he or they shall designate, or as said commissioners shall at any meeting fix by adjournment. Notice of meetings shall be given by the clerk to each commissioner

at his place of residence. Any act of the commissioners at a regular meeting to which a majority of their whole number shall assent shall be valid, and binding as the act of all of them. None of said commissioners shall receive any compensation for his services, but each of them be entitled to receive his actual disbursements and expenses in the discharge of his duties. Any vacancy in their number, caused by death, resignation, or otherwise, shall be filled by appointment to be made by the remaining members of the commission.

§ 3. Said Commissioners shall select as the site for said City Hall, either the piece of land owned by said city in rear of the Court House in said city or some other piece of land in said city which said Commissioners may deem suitable. They shall make a certificate stating the site so selected by them and containing an accurate description thereof, which shall be signed by them or a majority of them, and acknowledged or proved as deeds of real estate are required to be in order to be recorded, and the said certificate shall be recorded in the office of the clerk of Monroe County. If the site so selected shall be a piece of land owned by the said city of Rochester, the said commissioners shall transmit to the Common Council of said city their said certificate or a certified copy thereof, and upon receiving the same said Common Council shall, within two weeks thereafter, pass an ordinance setting apart in perpetuity for the said Hall the site selected therefor, which ordinance shall be valid and effectual for that purpose, and shall not be repealed or changed by said Common Council.

§ 4. Upon this site so to be selected by them, said commissioners shall cause to be erected, completed and furnished ready for use said building of dimensions, and upon a plan which shall furnish suitable accommodations for all of the public officers and departments of government of the city of Rochester.

§ 5. The said commissioners shall have authority to appoint, employ and pay an architect, superintendent, and such other necessary assistants as they shall require for the purposes aforesaid. They shall keep a full record of their proceedings, and exact and particular accounts of all the receipts and disbursements, which records and accounts shall at all times be open for inspection by the Mayor or president of the Common Council of said city, or any committee appointed by said Common Council, and upon the completion of their duties said commissioners shall deposit such record and all other books of account and vouchers in the office of the clerk of said city, there to be preserved as records of his office.

§ 6. It shall be a misdemeanor, punishable by fine and imprisonment, for either of said commissioners, or any clerk, architect or superintendent appointed by them, to be in any way or manner interested, directly or indirectly, in furnishing any materials, supplies or labor for the erection of said city hall, or in any contract which said commissioners are empowered by this act to make.

§ 7. It shall be the duty of the mayor and treasurer of said city to borrow upon the faith and credit of said city such a sum of money as shall be required to pay the expenditures which the said commissioners are authorized by this act to make, and to issue the bonds of said city therefor, which bonds shall be signed by said

mayor and treasurer, shall be payable at the office of said treasurer, not more than thirty years nor less than fifteen years from the date thereof; shall bear semi-annual interest at the rate of seven per cent. per annum; shall be duly registered in the office of said treasurer, and as fast as the moneys shall be required by said commissioners they shall be negotiated by said mayor and treasurer on the best attainable terms, but at not less than their par value; and the moneys received upon such negotiation shall be deposited with the Treasurer of said city, who shall keep a separate account thereof, and shall pay therefrom, on the order of said commissioners, from time to time, as shall be required to pay the expenditures which said commissioners are empowered by thiy act to make.

§ 8. I shall be the duty of the Common Council of said city of Rochester to cause to cause to be raised yearly, by tax upon the taxable property in the said city Rochester, in the same manner as the other general taxes are levied, a sum sufficient to pay the interest upon the said bonds when and as the same shall become due and payable, and from time to time in like manner to raise the moneys necessary to pay the principle of its said bonds as they shall fall due.

§ 9. No member of the Common Council of said city shall be eligible to the office of commissioner under this act.

§ 10. The whole amount to be expended by said commissioners under this act shall not exceed \$500,000, and they shall perform and complete all the duties assigned to them by this act within two and one-half years from the passage of this act.

Ald. McConnell presented the following:

By Alderman McConnell — Whereas, This Board has learned with surprise and regret that a bill has been introduced into the Legislature to appoint a Commission for the purpose of locating and building a City Hall for this city; therefore,

Resolved, That this Board do most earnestly protest against any such legislation as contemplated in said bill, and we request our immediate representatives to use their utmost exertions to prevent the passage of the same.

Resolved, That the Charter Amendment Committee, together with Ald. Pond, Gould and Caring, be appointed a Special Committee to take all such measures as may be necessary to prevent the passage of the bill now before the Legislature in reference to building a City Hall and that they be directed to act immediately in the matter.

Resolved, That the Clerk transmit copies of the above to our representatives immediately.

Ald. Craig offered the following as a substitute for Ald. McConnell's resolutions:

By Ald. Craig—Whereas, The city having disposed of its interest in the present Court House, and agreeable to the terms of said disposal, it will become necessary to vacate said premises in January, 1873; and

Whereas, The Common Council have from time to time endeavored to locate a site for a new City Hall, but in view of the differences existing among the members of said Common Council, it is believed that no definite result can be had so long as the matter is left to the said Common Council;

Therefore it is deemed advisable by the taxpayers at large that a commission be appointed by the Legislature to locate and build a new

City Hall, thereby relieving the said Common Council from all differences that now exist, believing it will be for the best interest of all concerned; therefore

Resolved, That a committee of five be appointed by the Chair, whose duty it shall be to go to Albany at once and procure the passage of such an act.

Ald. Glover moved the indefinite postponement of Ald. Craig's substitute.

Carried by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Stern, Glover, McConnell, Stone, Mandeville, Stape, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

Nays—Ald. Craig—1.

The original resolution as presented by Ald. McConnell was then adopted by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Stern, Glover, McConnell, Stone, Mandeville, Stape, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—21.

Nays—Ald. Craig—1.

On motion of Ald. Rogers adjourned.

WILLIAM F. MORRISON,
City Clerk.

In Common Council, Jan. 30th, 1872.

ADJOURNED MEETING.

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

Present—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

Absent—Ald. Gould, Fee, Stern—3.

REPORTS OF SPECIAL COMMITTEES.

Ald. Stone, in behalf of the Special Committee on Water Works, presented the following:

WATER WORKS—REPORT OF COMMITTEE.

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

The undersigned, charged by a resolution of your honorable body, passed December 12, 1872, with "the duty of investigating the present plan to supply the city with water, and especially to examine the Holly or any other system, which shall look to bringing the water from Lake Ontario, and to present the matters in some tangible shape for the consideration of the Common Council, and a public meeting of our citizens, if they shall deem the same advisable," respectfully

REPORT

that immediately after the passage of said resolution, and without waiting for an official notification, they organized and proceeded to the work assigned them. They sought by letters of inquiry and otherwise reliable information as to the working of the Holly system in various cities, the cost of works adequate to supplying this city with water from Lake Ontario and from the Genesee river respectively; they also made such inquiry into "the present plan" as seemed necessary; and procured a new analysis of the water of the Genesee—which has caused the principal delay in the completion of their labors.

LAKE ONTARIO.

The committee have not been able to procure reliable data on which they could base an estimate of the cost, nor even the certainty, of supplying the city with Ontario water. The elements of uncertainty in the two problems are: first, the practicability of constructing a tunnel under the lake bottom far enough from the shore to secure lake water at all times untainted with the impurities of city sewage carried down by the Genesee; and, second, the cost of such tunnel, provided it can be constructed.

The committee possess no information as to the character of the lake bottom under which a tunnel would require to be made for the purpose in question. If it is sand, or anything but rock or earth substantially impervious to water, the cost would be so great as to forbid the serious consideration of this plan; and if it is such, or earth of the kind referred to, the cost would still be enormous, and probably out of all proportion to the value of the tunnel when completed. The committee, however, are not prepared to submit any estimates on this point.

It is obvious that the plan of obtaining water from Lake Ontario, must necessarily include some arrangement for taking the supply at a very considerable distance from the shore; inasmuch as the river water surcharged with impurities, derived from sewage and the various manufactories situated on its banks, would otherwise be taken up and forced back by expensive machinery for the daily use of our citizens. The cost of the works aside from the tunnel and forcing machinery, is estimated by very competent authority at something over \$70,000 per mile. That is, to supply the city with water taken from the lake near the shore would cost (reckoning the distance at eight miles) rising of \$560,000 more than it would cost to supply it with water from the river taken above all sewage and other local sources of impurity. And even to this large amount must be added another large sum for extra machinery which this plan would necessitate, as well as the indefinite cost of a tunnel should it be proposed to secure lake water unmixed with the water of the Genesee.

THE ROCHESTER WATER WORKS COMPANY.

Since this committee was appointed the property of this company has been sold under a foreclosure of one class of mortgage bonds, and has been purchased, as this committee have been informed, by Lucien Birdseye on behalf of his client, a Mr. Rand. The purchaser is represented as a gentleman of great enterprise and ample means to complete the works on any plan that may be deemed best for all interests; and Mr. Birdseye has assured the committee that he will soon be prepared to submit proposals to the Common Council for supplying the city with Hemlock lake water on the plan contemplated by the old company; and also other proposals for supplying the same waters under pressure by means of the Holly system. The committee think a respectful hearing should be accorded to Mr. Rand and that whatever offer he may submit should have a fair and candid consideration. It is understood that the contract long since made with the old company for supplying the city with water for public purposes, has lapsed; and that the city is entirely free to enter into new contracts with the present repre-

sentative of the company; or with a company to be hereafter organized; or to proceed to construct water works on public account, accordingly as one or other of these plans may seem most conducive to the general interests of our citizens. It should however be stated in this connection that there is a class of bonds amounting to some \$50,000 which, it is claimed by the holders thereof, constitute a first lien upon all the property of the company that was bought by Mr. Rand. Litigation growing out of this claim is now pending; and the committee are informed that the case will probably not be tried till next May. It would seem a very obvious dictate of prudence that an adequate guaranty against delay in consequence of this litigation should precede or form a part of any negotiation with the purchaser under the recent foreclosure, for a water supply. That litigation may last for years; and meanwhile the title to the property will be involved in some degree of uncertainty.

The committee understand—although they have sought no new information on that point—that the water which the company under former management proposed to supply is very far from being pure or even cleanly; they believe that a reliable supply of pure water from Hemlock Lake cannot be obtained excepting by substituting cast iron for the wooden mains, and extending them southwardly to the lake, or at least beyond every local source of contamination. The distance from the city to the lake is not far from twenty-eight miles; and the cost of cast iron pipe per mile is estimated by a correspondent of the Democrat, writing apparently in the interest of the late bondholders, at \$47,520. On this basis an iron main of capacity sufficient for the purpose would cost \$1,350,560. This amount of new expenditure, less by whatever sum may be saved by substituting an open ditch or raceway for iron pipe for a short distance near the lake, the committee regard as an indispensable first step towards securing a reliable supply of Hemlock Lake water.

THE HOLLY SYSTEM.

From whatever source water may be taken, the committee are decidedly and unanimously of the opinion that it should be distributed through the city by means of the Holly or some analogous system. Should the water be taken from the river or from Lake Ontario, that or a similar system of forcing would be absolutely indispensable; and should the Hemlock water be brought here by its own gravity, it could never meet the wants or answer to the expectations of the public unless it should be distributed under a pressure sufficient for fire purposes without the agency of a fire engine. The prevalent opinion that a reservoir located on the Mt. Hope range of hills would furnish sufficient head to make the water available for fire purposes by attaching hose directly to the hydrants, is, as the Committee are thoroughly convinced, entirely erroneous. During the hours of the day, when the consumption of water by private consumers is greatest, it is very evident from facts derived from the experience of other cities, that the reservoir pressure would not render the water available for fire suppression above the second stories of buildings.

The great and peculiar merit of the Holly system is, that within three or four minutes of the receipt of fire alarm it will supply a pressure

sufficient to throw a stream or streams over the highest buildings, from any hydrant connected with the works—thus entirely superseding the necessity of fire engines for the protection of property within the territory ramified by water pipes. At least one city has sold all its steam fire engines and now depends upon its Holly water works alone for protection against fire; while others have transferred their fire engines to the outer sections where pipes have not been laid. The testimony received by the Committee from many cities, is to the effect that in no case has a fire extended beyond the building in which it originated, since the introduction of the Holly works. In some localities insurance rates have been reduced twenty-five to fifty per cent. on account of their demonstrated efficiency; while in all, so far as the Committee are advised, the amount of insurance has been greatly diminished, owing to the increased sense of security which the presence of these works begets. The Hon. D. W. Iddings of Dayton, Ohio, writes: "It is the common opinion of our people—and I hear it frequently expressed—that since the inauguration of our (Holly) works, less than two years ago, they have saved enough property, which would otherwise have been destroyed by fire to pay back the entire expenditure of the city in constructing and operating them." Other testimony of the same tenor, both oral and written, has come to the committee in such abundance and so well attested as to leave no doubt in their minds that the Holly, or some similar system of water works, is imperatively necessary for this city and should be provided for with the least possible delay. They believe that it would supersede the necessity of maintaining our expensive steam fire engines as fast as the pipes and hydrants should be extended from the center towards the outskirts of the city; and that in a short time the Mayor of Rochester would be able to state the effects of its adoption in substantially the same words as Mayor Brotherson of Peoria, Ill.: "It has reduced the expenses of our fire department nearly one-half, notwithstanding that we now have a paid department and previously a volunteer one. We now use one-horse hose carriages, with three paid hose-men to each carriage, and these we find prompt and efficient."

THE HOLLY SYSTEM AND THE ALTERNATIVE SOURCES OF SUPPLY.

Should it be decided to adopt the Holly system regardless of the question whether or not to depend on the water of Hemlock Lake, ultimately, for the use of the city, there would be no risk beyond a small contingent loss, in proceeding at once to construct works on this plan and taking water from the river above the upper dam at such point as proper inquiry shall prove to be best. For fire, sewer, and all other excepting only drinking and culinary purposes, the river water is universally admitted to be just as good as the water of Hemlock Lake. And were such works now in operation, Hemlock Lake could at any future time be substituted for river water, should it be deemed desirable, with little inconvenience or loss. The machinery and the street mains would be the same in cost, strength and construction whether they should be first used for river water or held in abeyance for the use of the water from Hemlock Lake.

ESTIMATED COST OF HOLLY WORKS.

The Committee submit the following figures for the information of the Common Council and the public. They are hastily prepared on incomplete data by a gentleman thoroughly well qualified to estimate correctly on definite specifications.

Approximate estimate of cost of machinery, pipe, &c., for supplying 4,000,000 gallons of water in twenty-four hours in the city of Rochester, and of extinguishing fires if the water is taken from the river; one mile main, twenty-four inches in diameter, and one inch thick, laid and leaded.....	\$ 44,345
Twenty miles distribution, average weight, forty lbs. per foot.....	147,840
Building and foundations.....	29,000
Two hundred hydrants.....	9,000
Stop valves.....	4,000
Trenching 21 miles, 15 cents per lineal foot.....	16,632
Filter.....	1,500
Machinery.....	85,000

Total cost, if water is taken from the river one mile above the city.....\$293,317

The committee would add a considerable sum to that here given were they (as they are not) called upon to make an estimate of their own. The filter would probably cost much more than the estimate; but the location, which cannot now be even surmised, much less definitely fixed, would constitute the leading element in its cost. Besides a longer line of distributing pipe than the estimate embraces would be necessary as soon as it could be laid. And other items would probably be found somewhat too low, to meet which contingency it should be stated, the gentleman referred to proposed to add ten per cent. to the aggregate. The "machinery" is put down at the exact sum for which the Holly Company will supply it; and it includes, as the committee are advised, the requisite steam engines and boilers, three sets of pumping machinery so adjusted that in case of accident to one set another can be substituted without delay; and also a fire alarm, &c., &c.

QUALITIES OF GENESEE RIVER WATER.

The committee thought it proper to procure a new analysis of our river water, and Prof. S. A. Lattimore of the Rochester University, was accordingly employed for that purpose. He procured two samples of river water on the 29th of December—one taken from the river opposite the Valley Railroad depot, and the other at a point above the rapids. The Professor says "the river was at a low stage and covered with ice about eight inches thick. No rain had fallen for some time. Consequently, under these circumstances, while the proportion of mechanically suspended matter in the waters of the river must have been near the minimum, at the same time the proportion of lime and other salts in solution was probably near the maximum. Both samples were taken from the middle of the river."

His analysis is as follows:

	Water from Genesee river opposite G. V. depot.		Water from Genesee river above the Rapids.	
	Parts in 1,000,000	Grains per gal.	Parts in 1,000,000	Grains per gal.
Total solid matter.....	173	10.96	175	10.18
Do. after standing five days.....	150	8.75	154	8.98
Do. after standing ten days.....	150	8.75	154	8.98
ANALYSIS OF SOLID MATTER.				
Clay, &c., insoluble in acids.....	24	1.40	31	1.59

Carbonate and sulphate of lime.....	118	6.87	112	6.47
Carbonate of magnesia.....	20	1.17	20	1.17
Oxide of iron.....	2	.12	2	.12
Chloride of sodium.....	6	.40	3	.20
Silica — not determined.....				
Organic matter.....		Traces		Traces

Prof. Lattimore states that another examination for solid matter after the water had stood 10 days gave the same results as were obtained at the end of five days—a fact which shows that all matter mechanically suspended was deposited within that period.

The significance of the figures of this analysis—so far as the members of the committee are concerned, and the same is doubtless true of the community generally—depends entirely upon a comparison of them with figures representing the analysis of other waters. The report of Engineer Marsh, made in 1860, to the authorities of this city, and embodied in a prospectus for the sale of Rochester Water Works bonds issued in 1870, furnished ample means for making such comparison. The number of grains of solid matter to the gallon of different waters is here given on that authority: Croton, (by B. Silliman, sr., highest authority,) 10.93; average of Croton analysis, 7.26; average of Schuylkill, 5.03; Cochituate, 3.45; Ottawa and St. Lawrence, 7.04; cistern water soon after rain, 6.40; average wells of Rochester, 28.33; Manhattan wells (largely used in New York before Croton,) 125.00; Caledonia spring, 44.80; Erie Canal at Rochester, 1862, 8.00; Honeoye outlet at Smithtown, 1853, 4.31; Lake Ontario in front of piers one-half mile out, 10.00; northeast of piers and beyond the stream discharged from Genesee River, 6.40; west of piers, 4.16; Genesee River at high water in 1860, 6.40; high water in August, 1860, 5.60; at Rapids, (time not stated) 11.21.

Thus it will be seen that our river water compares favorably with many other waters which are freely used and highly esteemed by the people of the various localities named. Croton contains 10.93 grains of solid matter according to the very highest American authority; while Genesee contains from 5.60 to 11.21 grains—the amount varying with the stage of water. The well at the old Cornhill tavern in our city showed 41.00 grains solid matter to the gallon. Its elevation above the surrounding territory excludes the idea of other than mineral solids—probably carbonate of lime chiefly; while the river water contains but 6.87 grains of lime to the gallon, or only one-sixth as much as the water of this far-famed well. And as for other foreign substances, the committee neither know nor can conceive of any reason for supposing that the water of the Genesee is not quite as free from them, as the water from other rivers from which different cities in different parts of the country respectively draw their supplies. It is not, like the Ohio and other rivers (the waters of which are used without filtering by many cities on their banks) contaminated by the sewage of large towns. Its sources are mostly springs and small streams taking their rise in lakelets of clear water; and so far as the committee are advised no large swamps filled with decayed vegetable matter has the Genesee for its outlet. The few local causes of contamination indicated by the excess of chloride of sodium (itself a small quantity) found in the sample of water taken

near the Valley Depot, can be easily removed; doubtless other causes of like character along the river and its tributaries, which affect our imaginations more than the purity of the water at a great distance, could readily be disposed of; and then the only valid objection to the water would necessarily rest upon the few grains of salts of lime to the gallon which it unquestionably contains. Yet in spite of these facts, and it would seem for some purpose not altogether in harmony with public interests—a determined effort has been made which is still resolutely persisted in, to make our citizens believe that the water of the Genesee is totally and irredeemably unfit for general use; and that no other than Hemlock Lake water should be accepted. Even while this report is in progress, a letter has been received from the engineer of the "gold bondholders of the Rochester Water Works" alleging that the Hemlock Lake project is the only one worthy of consideration, soliciting our citizens our citizens to aid in raising \$150,000 of the \$410,000, which he says would complete the works and assure an annual revenue of not less than \$180,000, at an expense of only \$10,000; but he takes pains to impart this precious bit of information:

"I have understood that there are some persons who propose to secure a water supply by pumping from the river or lake; but the supply would be surcharged with lime and entirely unfit for culinary or manufacturing purposes."

The average of wells in Rochester, as shown by Mr. Marsh, the former engineer of the company, contains 28.33 grains of solid matter—mostly lime—to the gallon; the Genesee water contains 10.06 to 10.18 grains of solid matter to the gallon, of which less than 7.00 grains is lime. Yet the engineer above quoted tells a people who have all their lives used well water (as many of our citizens do) containing 28.33 grains of solid matter to the gallon, that river water containing ten grains and lake water containing a much smaller quantity of solid matter are "surcharged with lime and entirely unfit for culinary purposes!"

It may not be unprofitable to enquire a little further into this lime question and see whether the authority of the "engineer of the gold bond holders of the Rochester water works" should be accepted as conclusive as to "unfitness" of our river water "for culinary purposes." Charles F. Chandler delivered a very elaborate and exhaustive lecture on water before the American Institute in January, 1871, in which he sets forth the conclusions in respect to the sanitary effects of waters of various qualities, at which men of science have arrived after long and patient investigation. He says: "The sanitary Congress which met at Brussels decided that water containing more than thirty-five grains of impurity in one gallon is not wholesome, and that there should not be much more than one grain of organic matter." Genesee water is very far removed from these objections. He says further: "It is a great advantage in making tea or coffee to use water of about five degrees of hardness; that is, containing about five grains of carbonate of lime or its equivalent in the gallon." Hence it is clear that Genesee water has a "great advantage in making tea or coffee," over any other that is proposed for supplying the city.

But by far the most important fact bearing directly upon the subject before this committee,

stated by Mr. Chandler in his lecture, is the following:

"Dr. Letheby, one of the highest authorities on the sanitary relations of water, considers water of moderate hardness preferable to very soft water, for domestic purposes. About six grains of carbonate of lime to the gallon is desirable. He finds the death rate is less in cities supplied with moderately hard water than in those supplied with soft water."

The Genesee water exactly fulfills these conditions; that is, when "the proportion of lime is near the maximum" (at low water) to quote the language of Professor Lattimore, it contains 6.87 grains of lime to the gallon. When the water is high, the lime would be proportionally less; but at all times it would be "about six grains of carbonate of lime to the gallon," a proportion which one of the highest authorities on the sanitary relations of water considers as a condition of good health and a low death rate.

It has long been held by many men of high intelligence that water containing a moderate proportion of lime is better adapted to the constructive processes of nature which are always going on in the human organism, than water in which that element is wanting. That opinion is now fortified, if not conclusively established, by an accurate observer and painstaking statistician, who is also a medical expert, and it will not be shaken in the estimation of intelligent men by the vague and sweeping aspersion of an engineer whose principal concern is (very properly) to rescue his employers from a disastrous financial adventure.

WATER RIGHTS—POWER—LOCATION.

A long standing objection to taking water from the river, is that it would involve the paying of an indemnity to the owners of water power at this point; and it was assumed that this indemnity would require a large sum—inasmuch as a full supply for the city would take nearly all the water of the river at its lower stages! The committee are advised by eminent counsel and it is the dictate of common sense, that the mill owners, would be entitled to no larger sum, if the water be taken from the river here, than if it were taken from one of its tributaries. And the matter of indemnity ceases to be formidable when submitted to a mathematical test. The quantity of water represented by 4,000,000 gallons per day is found by accurate calculation to be considerably less than is required at sixteen feet head to run one run of stone and its accompanying machinery. The cost of the water right could not, therefore, be heavy.

It is probable that any company (or the city as the case may be) that should undertake to supply the city with water by means of the Holly or other similar system would find it advantageous to buy a water power on one of the upper races. The ownership of such power would give a company all the water it would need for distribution, and also supersede the necessity of steam machinery, except as a reserve power for forcing purposes. Moreover, if at any future time it should be deemed expedient to substitute Hemlock or Honeoye, for river water, the same forcing power could be used, while the water hitherto distributed, and any surplus that should remain, would constitute a valuable property which could readily be sold, or applied to "manufacturing purposes."

An engineer who has had much experience with the Holly system gives a decided preference for water over steam power for forcing purposes. He states also that a filter of a kind and capacity that will give the city a full supply of river water rendered free from all impurities that are mechanically mixed with it, can be constructed at a moderate cost.

The committee having to the best of their ability, discharged the duty assigned them, will very briefly restate the conclusions to which candid and impartial investigation has led them:

First—That from whatever source the supply of water be taken, it should be distributed by the forcing system; inasmuch as that system will enable private consumers to draw water at any elevation; and that it will very largely diminish the cost of the fire department and at the same time increase its efficiency in a still greater proportion.

Second—That the cost of getting water from a point in Lake Ontario, which the Genesee water contaminated by the sewage of the city rarely or never reaches, would be so great as to render the attempt inexpedient.

Third—That the Hemlock Lake project is at present in such a state of disorganization and uncertainty that no reliance can be placed upon it; since the engineer of the works, so recently as the 20th inst., intimated that their completion is contingent upon the help of Rochester capitalists in raising \$150,000 within a month, on a basis not stated to them, unknown.

Fourth—That in case the water of Hemlock Lake should be brought here in wooden or sheet iron pipe, the city supply will be more liable to interruption than it will be if taken from the river, by the full extent of the liability to accident of a frail line of pipe many miles in length.

Fifth—That the cheapest, most expeditious, and most reliable supply can be procured by taking water from the river within or near the city limits; and finally,

Sixth—That the water of the Genesee, properly protected from contaminating influences, and filtered, will prove to be as wholesome as any city on the continent is supplied with.

All of which is respectfully submitted.

Rochester, Jan. 24, 1872.

ISAAC BUTTS, Chairman.
JOHN H. BREWSTER, Sec'y.
P. BARRY.
HENRY CHURCHILL.
WM. N. SAGE.
GEORGE G. COOPER.
D. W. POWERS.
WM. S. THOMPSON.
H. B. KNAPP.
THOMAS PARSONS.

Ordered received, filed and published.

Ald. Stone moved the adoption of the act to authorize the city of Rochester to subscribe for the stock of the Lake Ontario Shore Railroad Company from the proceeds of the sale of the Rochester and Genesee Valley Railroad Company stock owned by said city (at folio 283 of printed proceedings.)

Ald. Selye moved to table until the next regular meeting.

Lost by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Caring, Selye, Stape, Charters, Mauder, Stade—8.

Nays—Ald. Wait, Rogers, Pond, Herzberger, Heavey, Connolly, Glover, McConnell, Stone,

Craig, Kelly, Mandeville, Gerling, Stebbins, Whitmore, Parsons, Aikenhead—17.

Ald. Selye moved that the President of the Board, Ald. Stone, Rogers and Stebbins be a committee to examine the proposed act and report to this Board at the next regular meeting.

Ald. Whitmore moved to table Ald. Selye's motion.

Carried by the following vote :

Ayes—Ald. Wait, Rogers, Pond, Herzberger, Heavey, Caring, Glover, McConnell, Stone, Kelly, Mandeville, Gerling, Whitmore—13.

Nays—Ald. Whitcomb, Aldridge, Connolly, Craig, Selye, Stape, Charters, Stebbins, Mauder, Stade, Parsons, Aikenhead—12.

The original motion of Ald. Stone was then declared carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

Nays—Ald. Selye, Stebbins—2.

COMMUNICATIONS.

Ald. Charters, from the Police Committee, presented the following

REPORT OF POLICE JUSTICE FOR THE MONTHS OF NOVEMBER AND DECEMBER.

POLICE OFFICE,
ROCHESTER, Jan. 30, 1872. }

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

GENTLEMEN:—I beg leave to report the moneys received by me for fines and penalties during the months of November and December, 1871:

Whole amount for November	\$183 00
do do December	219 00

I certify that the above report of moneys received by me for fines and penalties is true.

E. W. BRYAN, Police Justice.

Ordered received, filed and published.

ORDINANCES.

STONE AND PIPE SEWER IN EXCHANGE STREET,

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to the Board the expense of constructing a stone and pipe sewer in Exchange street, from the sewer in Court st. to a point near the Erie Canal. Adopted.

The Surveyor submitted as such estimate \$2,099.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a stone and pipe sewer in Exchange street as follows, to wit: a stone sewer 2 feet by 2 feet, from the sewer in Court street to the south line of Spring st., and from the south line of Spring st. a 12 inch pipe sewer on each side of the street, underneath the sidewalk, the one on the west side of the street to extend to within 30 feet of the Erie Canal; the one on the east side of the street to extend to a point 5 feet north of the south line of F. Tully's land, with the necessary lateral sewers and connections.

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 \$2,099, which estimate is hereby approved:

Resolved, further, That the following portion of such moneys be assessed and collected to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Exchange st. from the north line of Court st. to the Erie Canal.

And further, Resolved, 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 continuation 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 continuation of such roll; and the remaining one-third, with interest at the same rate, within two years from the continuation 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, February the 6th, 1872, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stape, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

PIPE SEWER IN TAPPAN STREET AND ALLEY, 130 FEET WEST OF UNION STREET.

Ald. Caring presented the final ordinance for the construction of a 15 inch pipe sewer in the alley 130 feet west of Union street and Weld street and Tappan street, from Weld street sewer to a point 130 east of Scio street, with the necessary laterals for surface drainage.

And, moved the ordinance be amended by striking out all the words between the words "in and feet" in course of sewer, and insert therefor "Union and Tappan streets from Weld street to a point 100," also strike out the words of territory to be assessed and insert therefor "all the lots and parcels of land on each side of Union and Tappan streets from Weld street to Scio street." Carried.

Ald. Caring moved that further action on the ordinance be postponed until the next regular meeting. Carried.

UNFINISHED BUSINESS.

The clerk presented the matter of electing Managers for the House for Idle and Truant Children.

Ald. Mauder moved that action be postponed until the next regular meeting. Carried.

EXECUTIVE.

Ald. Aldridge moved that the Board now proceed to ballot for School Commissioner for the First Ward to fill the vacancy caused by the death of Henry S. Dean. Carried.

FIRST BALLOT.

Charles L. Fredenburgh received 15 votes and William F. Holmes 9. Charles L. Fredenburgh having received the requisite number of votes was declared appointed School Commissioner for the First Ward, to fill the vacancy caused by the death of Henry S. Dean.

MISCELLANEOUS.

Ald. Aldridge presented the following proposition for improvement of Lorimer street—flag walk: Holloway & Normington \$2,730.

By Ald. Aldridge—Resolved, That His Honor the Mayor be and hereby is requested to execute a contract with Holloway and Normington for the laying of a flag walk on Lorimer st., from Frank street to Saratoga avenue, in accordance with their proposition. Adopted.

By Ald. Aldridge—Resolved, That the Treasurer be directed to credit Emily T. Lewis \$15.40 on her assessment for Evergreen street improvement. She having built her own walk. Adopted.

By Ald. Whitcomb—Resolved, That the city tax for 1871, of \$22.00 on lot K, North side of Chestnut Park be remitted, said lot being a part of the property of Christ Church.

Adopted. All ayes.

By Ald. Pond—Whereas, The Common Council did, about two years since, purchase the lot of the First Presbyterian Society for the purpose, as then distinctly understood and declared, of building

thereon a City Hall, and in furtherance of the same purpose has the past year made a contract of sale with and secured certain privileges from the county of Monroe; and

Whereas, Notwithstanding all the discussions and propositions since had and made, no site has been suggested on which so many can unite as that one (even omitting all considerations of expense), and in view of the attempts which are being made to procure legislation on the subject by a few individuals without having in any way consulted with the citizens at large or this Board, or even allowing a copy of the proposed bill to be published; therefore,

Resolved, That Aldermen Rogers, Mandeville, Stape, Charters and Heavey be appointed a Building Committee for the new City Hall, and that they are hereby directed to procure plans suitable for the lot purchased for that purpose, and to present the same to this Board for consideration as early as practicable; such plans to be made on such a scale and in such style as the whole expense of the same when entirely finished and ready for occupation shall not exceed \$150,000.

Ald. Stebbins moved to strike out the preamble and substitute the following:

Resolved, That his Honor, the Mayor, execute a contract in behalf of the city, with Rufus Keeler for the purchase of his property located on South St. Paul street for a site for a City Hall, in accordance with his proposition.

Ald. Caring moved to amend by substituting the name of "S. D. Walbridge" for "Rufus Keeler" and "East Main" for "South St. Paul."

Ald. Whitmore moved the previous question. "Shall the main question be now put" was declared lost by the following vote:

Ayes—Ald. Rogers, Pond, McConnell, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stape, Parsons, Aikenhead—12.

Nays—Ald. Whitcomb, Aldridge, Wait, Herzberger, Heavey, Caring, Connolly, Glover, Stone, Craig, Kelly, Selye, Stebbins—13.

Ald. Charters moved to table Ald. Caring's motion to amend.

Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Rogers, Pond, Herzberger, Connolly, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stape—18.

Nays—Ald. Wait, Heavey, Caring, Craig, Stebbins, Parsons, Aikenhead—7.

Ald. Stape moved to table Ald. Stebbins' amendment.

Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Connolly, Glover, M'Connell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Mauder, Stape—19.

Nays—Ald. Caring, Craig, Stebbins, Whitmore, Parsons, Aikenhead—6.

Ald. Mauder moved the previous question, "Shall the main question be now put," was declared carried by the following vote:

Ayes—Ald. Wait, Rogers, Pond, Heavey, Connolly, Glover, McConnell, Selye, Mandeville, Stape, Charters, Gerling, Mauder, Stape—14.

Nays—Ald. Whitcomb, Aldridge, Herzberger, Caring, Stone, Craig, Kelly, Stebbins, Whitmore, Parsons, Aikenhead—11.

The original resolution as presented by Ald. Pond was then declared adopted by the following

vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Mauder, Stape—18.

Nays—Ald. Herzberger, Heavey, Caring, Stebbins, Whitmore, Parsons, Aikenhead—7.

By Ald. Rogers—Bills of A. G. Whitcomb and Boyd & Hart—Fire Department Committee.

By Ald. Rogers—Resolved, That the Clerk draw an order for \$1,000 in favor of Wolf & Co., on account of work and materials for engine house No. 1, and charge Fire Department Fund. Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stape, Parsons, Aikenhead—25.

Nays—None

By Ald. Rogers—Whereas, The report of the Committee on the subject of the Swing Bridge at West Main street is very much remonstrated against by persons owning property on Caledonia avenue and its vicinity; therefore

Resolved, That our representatives in the Legislature of the State be requested to use their influence to procure the passage of the following act:

AN ACT to amend an act entitled "An act to authorize the Canal Commissioners to construct a swing bridge over the Erie Canal on West Main street in the city of Rochester, and to use the materials of the old bridge in constructing a bridge over said canal to connect Munger and Averill streets in said city," passed April 7th, 1871.

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

SECTION 1. Section 1 of said act is hereby amended so as to read as follows: "Section 1. The Canal Commissioners are hereby authorized and required to construct a swing or turntable bridge over the Erie Canal in the city of Rochester, at a point where said canal is intersected by West Main St., in place of the bridge now over said canal at the point aforesaid. Said Swing Bridge shall be located on such a line as shall be most practicable and in the opinion of said Canal Commissioners most conducive to the best interests of the State and the citizens using the same.

§ 2. This act shall take immediate effect.—Adopted.

By Ald. Caring—Remonstrance of Eliza C. Brown and others, against paying their tax for the improvement of Evergreen street.—Improvement Committee.

Remonstrance of R. Cohen and others, against granting Dr. Frank permission to erect a wood building on his lot situate on Granger street.—Wood Building Committee.

Ald. Caring moved a reconsideration of the vote on his resolution Nov. 21st, 1871, (at folio 238 of printed proceedings) directing the Treasurer to receive sixty-five per cent. in full of all persons assessed for a pipe sewer in Pryor street. Carried.

Ald. Mauder moved the indefinite postponement of the resolution. Carried.

By Ald. Caring—Resolved, That the Treasurer be directed to receive 56 per cent in full of all persons assessed for sewer in Pryor street.

Ald. Stone offered the following as a substi-

tute.

By Ald. Stone—Resolved, That the City Treasurer credit Pryor st. improvement \$180.00 for amount of error in sewer and laterals, and also the sum of five hundred and sixty dollars, the amount expended without authority by the direction of the Sewer Committee and charge the same to erroneous assessment; also credit the sum of two hundred dollars to Lake Avenue sewer from Deep Hollow to Jones' Avenue and expended by the Sewer Committee without the direction of this Board and charge erroneous assessment.

Ald. Caring moved to lay the whole matter on the table until the next regular meeting. Lost.

Ald. Mandeville moved to amend Ald. Stone's substitute by striking out the words "and also the sum of five hundred and sixty dollars, the amount expended without authority by direction of the Sewer Committee."

Ald. Aldridge moved the reference of the matter to the Sewer Committee with instructions to bring in an ordinance for grading Pryor street.

Ald. Stebbins moved the previous question—"Shall the main question be now put?" was declared carried.

Ald. Aldridge's motion of reference was then declared

Lost by the following vote:

Ayes—Ald. Whitecomb, Aldridge, Wait, Caring, Kelly, Selye, Stape, Charters, Gerling, Mauder, Stade, Parsons—12.

Nays—Ald. Pond, Herzberger, Heavey, Connolly, Glover, McConnell, Stone, Craig, Mandeville, Stebbins, Whitmore, Aikenhead—13.

Ald. Whitmore moved to refer the whole matter to the Law Committee and City Attorney to report at the next regular meeting. Carried.

By Ald. Connolly—Resolved, That Merritt & King be and are hereby granted a license to sell fresh meat in the city of Rochester at No. 5 Stillson street, upon their paying into the City Treasury the sum of twenty-five dollars. Adopted.

Remonstrance of E. H. Daniels and others against granting Dr. J. F. Whitbeck permission to erect a wood building upon his lot corner of Rome street and Clinton Place. Table.

Ald. Connolly moved a reconsideration of the vote on Ald. Mandeville's resolution granting Dr. J. F. Whitbeck permission to erect a wood building on his lot situate corner of Rome street and Clinton Place (adopted Dec. 26 at folio 260 of printed proceedings.) Lost.

By Ald. M'Connell—Resolved, That the Clerk be directed to transmit a copy of the resolution in reference to a swing bridge on West Main street to our representatives at Albany. Adopted.

By Ald. M'Connell—Resolved, That H. Griffin be and is hereby granted a license for twelve billiard tables until the 1st day of July next, upon his paying into the city treasury the sum of twenty-five dollars, he having already paid into the city treasury fifty-five dollars for license of billiard tables and bowling alleys, and uses the twelve tables only until he can find purchasers therefor. Adopted.

By Ald. M'Connell—Resolved, That William Monroe be and is hereby granted a pawnbroker's license in the city of Rochester, upon his paying into the city treasury the sum of ten dollars,

said license to expire on the first day of July next. Adopted.

Ald. Glover presented the following:

To the Mayor and Common Council of the City of Rochester:

Gentlemen: Your petitioners, in view of the highly important fact that the territory lying east of "Sand Hill" ridge, in the Seventh Ward, and the adjacent territory in the town of Brighton, soon to be embraced in the city limits (as proposed two years ago), seriously needs drainage by an outlet, suitable stone or tile sewer, therefore your petitioners would respectfully ask your honorable body to lend your influence and aid to accomplish this end, as follows:

The natural outlet is at or near the Second Lock east of Rochester, on the Erie Canal, and said sewer should run west near the base of the towing path to Monroe street.

This outlet sewer, your petitioners believe, in justice and equity, should be built by the State of New York, as they are legally bound to furnish a good and sufficient ditch to carry off the leakage of the canal which here is more elevated along this proposed line of sewage than elsewhere, owing to the canal being above the land.

The adjacent lands, now are *farming lands*, and will not be required for building purposes for a few years to come, therefore it would be onerous and unjust to the owners to impose the necessary tax to build such a sewer, besides as before stated, it rightfully belongs to the State to build said sewer, to properly drain off the water forced by the elevated weight to ooze out many feet from the base of the towing path, besides, no form of an open drain, can be made to do justice, for draining purposes, that the State is equitably bound to furnish and protect the land owners. Which interest is shared in by all the said inhabitants within said territory.

Your petitioners respectfully request, this subject be referred to your Sewer Committee, with power to act, directing the City Surveyor to act in conjunction with the State Engineers, directed by the Hon. John D. Fay, Canal Commissioner to make the preliminary surveys, estimates, and presentation to the Canal Board, &c. &c., necessary to secure the object in view, and to this end your petitioners would ever pray.

Very Respectfully, your ob't. servants,

HIRAM SIBLEY,

C. H. BOWEN,

JAMES VICK,

H. E. HOOKER,

and others.

Ordered received, filed and published.

Ald. Glover moved the reference of the above petition to the Sewer Committee. Carried.

By Ald. Stone—Resolved, That the City Treasurer pay to Nicholas Oaks thirty dollars, to assist him in paying medical expenses incurred by the outrage committed on his daughter by the negro Howard, and charge the same to the Poor Fund.

Ald. Stape moved to amend by substituting "fifty" for "thirty."

Accepted by Ald. Stone.

Ald. Stone's resolution as amended was then adopted by the following vote:

Ayes—Ald. Whitecomb, Aldridge, Wait, Rogers, Herzberger, Heavey, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Mauder, Stade, Parsons.—19.

Nays—Ald. Mandeville, Stebbins, Whitmore, Aikenhead.—4.

The sum of \$35.40 was also contributed by the Aldermen for the same purpose.

Bills of Gøtzman & Son, Spring Fountain Ice Co., G. & C. Herzberger and Perkins & Palmer. Poor Committee.

Bills of S. A. Lattimer and Wm. A. Combs. Contingent Expense Committee.

Ald. Stone, from the Committee on Relief and Support of the Poor, reported in favor of the bills of Gøtzman & Son, Spring Fountain Ice Co., G. & C. Herzberger, and Perkins & Palmer. Finance Committee.

By Ald. Craig—Petition of Dr. L. E. Franks for permission to erect a wood building on his lot, situate corner of North Clinton and Granger streets. Wood Building Committee.

By Ald. Craig—Resolved, That Wm. Webb have permission to construct one lateral sewer from his lot on Reynolds street, into the sewer in Tremont street, under the direction of the Aldermen of the 8th Ward. Adopted.

By Ald. Craig—Resolved, That the Treasurer pay McConnell & Jones \$189.47, for constructing a sewer at Court street, and paving with wood at the cross-walks on South Clinton st., and charge South Clinton street Improvement Fund.

Ald. Mandeville moved to refer the resolution to the Improvement Committee. Carried.

By Ald. Selye—Petition of H. E. Smith and others for the improvement of East Avenue. Referred to the Improvement Committee.

By Ald. Kelly—Whereas, An important bill having been introduced into our Legislature by Hon. George D. Lord, appointing a set of commissioners to locate and build a city hall, and that bonds, not to exceed \$500,000 shall be issued therefor,

Therefore be it resolved that his honor, Mayor Briggs, is hereby requested to issue a call in all the daily papers of this city, in pursuance of the above, to the citizen tax-payers of Rochester, inviting them to meet in City Hall, on Monday next, February 5th, at 7:30 p. m., to take into consideration the propriety of said bill, and to give expression thereto, and that our member of assembly and senator are hereby requested to hold such bill in abeyance until said expression can be had.

Also, That a certified copy of the above be forwarded to Hon. George D. Lord and Hon. Jarvis Lord, and that they are hereby requested to govern themselves accordingly.

Ald. Whitcomb moved to table. Lost.

Ald. Stape moved to amend by substituting "Thursday" for "Monday," and also "first" for "fifth." Carried.

The original resolutions of Ald. Kelly as amended were then declared adopted.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petitions of Thomas Kelly, G. M. Leckinger, John Hunt, Christian Seel, A. B. McConnell and John Mansfield, and presented the following:

By Ald. Mandeville—Resolved, That Thomas Kelly, G. M. Leckinger, John Hunt, Christian Seel, A. B. McConnell and John Mansfield have permission to erect wooden buildings in accordance with their petitions, under the direction of the Wood Building Committee and Fire Marshall. Adopted.

Ald. Mandeville, from the Wood Building Committee, reported adversely to the petitions

of Emily Kelly for permission to erect a wood building on her lot, No. 29, situate on Spring street.

Also, William W. Zimmer, for permission to erect a wood building on his lots, Nos. 48 and 49, situate on Rhine street.

Reports accepted and adopted.

By Ald. Gerling—Resolved, That Andrew Gazell be and is granted permission to sell fresh meat in the city of Rochester at West Main street, upon his paying into the city treasury the sum of twenty-five dollars. Adopted.

Ald. Gerling moved that the Fire Department Committee be directed to cause, if possible, to be let into and retained in the canal, in the central part of the city, water for fire purposes during the winter, at an expense not exceeding \$1,500.

Ald. Mandeville moved to amend by striking out the words "Fire Department Committee," and insert therefor "Ald. Gerling." Carried.

The original resolution as amended was then adopted.

By Ald. Stebbins—Resolved, That the City Superintendent be requested to take the necessary steps to keep the sidewalk in front of Oothout's malt house, on Mount Hope avenue, clear from teams, wagons and all obstructions, in accordance with the ordinance prohibiting obstructions on walks. Adopted.

By Ald. Stebbins—Resolved, That a convention of four delegates from each ward of the city of Rochester be held in the City Hall of said city February 8th next, and to continue its sittings from time to time until final adjournment, for the purpose of revising the charter of said city.

Resolved, That the said delegates be equally divided among the two principal political parties, and that they be appointed by meetings in the different wards called by Ward Committees of the different parties; but each delegate so appointed shall take and subscribe to the following oath before the Clerk of the city of Rochester:

I, _____, do hereby solemnly swear (or affirm) that I am a resident of the city of Rochester, and that I am the owner of real estate in said city upon which I pay taxes into the treasury of said city, and that I will, to the best of my ability, perform the duties of delegate to the Charter Convention of the city of Rochester.

Resolved, That the said Convention be called to order by the City Clerk, who shall call the roll of delegates, a majority of whom being present shall organize in the usual manner of such conventions.

Resolved, That the duties of said Convention shall be to revise the charter of said city and recommend such amendments or alterations as they may adopt, and that the result of their action be embodied in an act or acts which shall be submitted by the officers of said Convention to the Legislature of the State of New York, and if the same shall be duly passed by the Legislature it shall be from that time the charter of, or amendment to the charter of, the city of Rochester.

Resolved, That the delegates to such Convention shall not be entitled to any pay for such services.

Resolved, That the Legislature of this State be respectfully requested to adopt no measures relating to the local affairs of this city until the

result of the said Convention be submitted; and that the City Clerk be and is hereby requested to send a copy of these resolutions to Hon. Jarvis Lord and Hon. George D. Lord, our representatives in the Legislature, and also to the chairmen of the committees on cities and villages in the Legislature.

Lost by the following vote:

Ayes—Ald. McConnell, Charters, Gerling, Stebbins, Mauder, Parsons, Aikenhead.—7.

Nays—Ald. Whitcomb, Aldridge, Wait, Rogers, Herzberber, Heavey, Connolly, Glover, Stone, Craig, Mandeville, Stape, Stade—13.

FINANCE BUDGET.

ROCHESTER, Jan. 30, 1872

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

CONTINGENT FUND.

Louis W. Brandt, printing proceedings 1 quarter to Feb. 1	\$ 400 00
Curtis, Morey & Co., printing proceedings 1 quarter to Feb. 1	500 00
Adolph Nolte, printing proceedings 1 quarter to Feb. 1	400 00
Tracy & Rew, printing proceedings 1 quarter to Feb. 1	500 00
Thomas H. Hopwood, disbursements as Messenger	52 55
Rochester Printing Co., printing	32 45
Scrantom & Wetmore, stationery per Surveyor	24 00
Scrantom & Wetmore, stationery per Treasurer	103 90
Steele & Avery, stationery per Surveyor and Assessors	56 52
Erastus Darrow, stationery per City Clerk	21 15
W. W. Wadsworth, stationery per City Clerk	2 60
A. L. Mabbett, services as County Clerk	132 71
Boyd & Hart, 1 stove damper	1 00
F. Tulley, stoves, pipe, &c.	50 35
M. F. Reynolds, dusters and paint	10 40
E. Gray, labor, &c., in City Hall	33 32
Smith & Elwood, insurance	11 56
Curtis & Butts, rent of Surveyor's and Assessors' offices	100 00
John Van Auker, hack hire at funeral	3 00
M. Heavey,	9 00
Geo. Walbridge,	10 00
Franc. Massett,	6 00
Edward Tanner,	3 00
Hoffman & Mayer,	pay A. Kasseal 3 00
H. & P. Bender,	3 00
William Willets,	6 00
And charge Contingent Fund.	

POOR FUND.

Geo. Bastion, bread and crackers	\$ 109 41
William Brown, Overseer, disbursements from Jan. 9th to 25th	81 40
Smith & Gordon, groceries to Jan'y 16th	401 33
S. F. & W. Witherspoon,	23d 64 50
W. Carlton Brown,	22d 131 25
S. W. Elliott,	23d 29 00
H. W. Jones,	43 00
A. W. Mudge, services as undertaker to January 25th	54 50
S. J. Wagoner, delivering wood and coal	226 56
F. Deininger, bread	98 50
And charge that Fund.	

FIRE DEPARTMENT FUND.

Cyrus T. Cooke lumber for engine houses	\$ 15 05
J. H. Wilson, labor and materials for Engine House No. 1—pay Henry T. Rogers	104 25
Otis Potter,	762 66
L. S. Gibson, disbursements	15 79
D. R. Barton & Co., repairing for H. & L. Co.	12 55
Smith & Poppy, repairing steamers	66 62
F. Heilbron, painting Engine House	216 59
William Moon, hay and straw	26 38

MONTHLY PAY ROLL FOR JANUARY, 1872.

Steam Fire Engine Co. No. 1:	
Wm DeGarmo, 1 month's salary as Engineer to Feb. 1st	\$ 75 00
Jerome Dowd, 1 month's salary as Driver to Feb. 1st	50 00
Richard Mills, 1 month's salary as Driver to Feb. 1st	50 00
Steam Fire Engine Co. No. 2:	
Seneca Dobbis, 1 month's services as Engineer to Feb. 1st	75 00
Mill Lambert, 1 month's salary as Driver to Feb. 1st	50 00
John Bower, 1 month's salary as Driver to Feb. 1st	50 00
Steam Fire Engine Co. No. 3:	

Edmond Whittier, 1 month's salary as Engineer to Feb. 1st	75 00
John Ransom, 1 month's salary as Driver to Feb. 1st	50 00
L. Gommenginger, 1 month's salary as Driver to Feb. 1st	50 00
Steam Fire Engine Co. No. 4:	
J. P. Foreman, 1 month's salary as Engineer to Feb. 1st	75 00
Barny Kearney, 1 month's salary as Driver to Feb. 1st	50 00
James Snyder, Driver, 1 month's salary, less \$18.00 for rent of house to Feb. 1st	32 00
Hook and Ladder Co. No. 1:	
Anthony Andrus, 1 month's salary as Driver to Feb. 1st	50 00
Superintendent of Depot:	
K. B. Paine, 1 month's salary as Superintendent of D-pot to Feb. 1st	75 00
Monthly washing bill	15 00
Chief Engineer:	
L. S. Gibson, 1 month's salary as Chief Engineer to Feb. 1st	145 82

Pay L. S. Gibson

\$967 83

Superintendent of Telegraph:	
B. F. Blackall, 1 month's salary as Superintendent of Telegraph to Feb. 1st	\$ 83 33
And charge Fire Department Fund.	

POLICE FUND.

Gommenginger, Allen & Co., repairs at Police Office	\$ 6 05
S. A. Zorn, papering Police Office	21 65
John Mauder, labor and material at Police Office	6 60
And charge that Fund.	

LAMP FUND.

Chas. A. Jeffords, lighting, extinguishing, oil, repairing lamps, on West side, for January	\$355 32
John E. Kelyea, lighting, extinguishing, oil, repairing lamps, on East side for January	471 40
Gommenginger, Allen & Co., lamps and lamp posts	324 75
Kidd Foundry and Steam Engine Manuf'g Co., one lamp post	13 00
Christian Miller, straightening 2 lamp posts	1 00
Geo. W. Russell, carting lamp posts	1 50
And charge that Fund	

HIGHWAY FUND.

Scrantom & Wetmore, stationery for Superintendent	\$18 95
Tracy & Rew, printing	5 50
John Frick, Supt., pay roll and disbursements from Jan. 6th to 26th	484 68
Holloway & Nornington, damage to horse and horse hire	150 00
And charge that Fund.	
ST. PAUL STREET REPAIR FUND (FROM SCRANTOM ST. TO CITY LINE.)	
David Yanney, disbursements as Commissioner	\$280 00
And charge that Fund.	

HEALTH FUND.

Thomas H. Hopwood, lettering small-pox signs	\$4 50
Dwyer & Renaud, constructing top, &c., for ambulance	42 85
L. C. Spencer & Co., one ambulance for Hospital	190 00
August Woellart, board of inmate Hope Hospital	17 00
John Van Auker, hack hire	14 00
And charge that Fund.	

HOUSE FOR IDLE AND TRUANT CHILDREN FUND.

Boyd & Hart, labor, &c., at Truant House	\$7 81
Henry Quimby, potatoes and milk	29 20
John W. Adams, Supt., disbursements and salaries to Dec. 31st	675 92
And charge that Fund.	

MAP, SURVEY AND RECORD FUND.

Scrantom & Wetmore, stationery per Surveyor	\$57 25
And charge that Fund.	

Adopted by the following vote:
 Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Herzberber, Connolly, Glover, Stone, Craig, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stape, Parsons, Aikenhead.—18.
 Nays—Ald. Heavey, McConnell.—2.

By Ald. Mauder—Resolved, That the Penal Ordinance passed April 19th, 1870, relating to the sale of foreign fruits, be and the same is

herby suspended until the first day of June, next. Adopted.

Ald. Mauder moved a reconsideration of the vote upon the resolution appointing Ald. Gerling a committee of one on retention of water in the canal.

Lost by the following vote :

Ayes—Alds. Caring, Stone, Craig, Charters, Gerling, Stebbins. Mauder, Parsons, Aikenhead.—9.

Nays—Alds. Whitcomb, Wait, Rogers, Herzberger, Connolly, Glover, McConnell, Mandeville, Stape, Stade—11.

Ald. Stone moved that Ald. Mandeville and Stone act in conjunction with Ald. Gerling in the matter of retaining water in the canal, and to expend not to exceed \$500. Carried.

By Ala. Aikenhead—Resolved, That the City Treasurer cancel the tax against Peter Saille for the Sibley outlet sewer, and charge erroneous assessments.

Ald. Mandeville moved to table the resolution until the next regular meeting. Carried.

By Ald. Wait—Resolved, That the City Treasurer be and is hereby directed to cancel the tax on the property of Phineas A. Smith, on the east side of Frank street, in the Second Ward, he being a minister of the gospel, and charge the same to erroneous assessment.

Ald. Aikenhead moved to table the resolution until the next regular meeting. Lost by the following vote :

Ayes—Ald. Aldridge, Herzberger, Caring, Charters, Stebbins—5.

Nays—Ald. Wait, Rogers, Connolly, Glover, McConnell, Stone, Craig, Mandeville, Stape, Mauder, Stade, Parsons—14.

The resolution was then adopted.

On motion adjourned.

WILLIAM F. MORRISON,
City Clerk.

In Common Council, Feb. 6th, 1872.

REGULAR MEETING.

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

Present—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Absent—Ald. Gould—1.

APPROVAL OF MINUTES

The minutes of the previous meetings, January 23d, 29th and 30th, were approved as published in book of proceedings.

PRESENTATION OF PETITIONS AND CLAIMS.

By Ald. Rogers—Bills of Vacuum Oil Company, Jacob Lux, Truman Miller, Thomas Williamson, George W. Connolly, James Melvin, B. F. Blackall, Burke, FitzSimons, Hone & Co., Wm. Wolf & Co., and J. Ringlestein; Fire Department Committee.

Petition of Martin Fahy for permission to erect a wood building on his lot, situate on Pine alley; Wood Building Committee.

Remonstrance of E. M. Moore and William S. Ely against granting Martin Fahy permission to erect a wood building on his lot, situate on Pine alley; Wood Building Committee.

Remonstrance of Jerry Sullivan and others against the passage of an ordinance for the im-

provement of Adams st. from Caledonia avenue to the Genesee Valley canal; referred to the Improvement Committee.

By Ald. Herzberger—Petition of Frederick Brotsch for permission to erect a wood building on his lot, No. 64, situate on the west side of South st.; referred to the Wood Building Committee, with power to act.

Transcript of a judgment in favor of Patrick Gannon against the Board of Education; referred to the Law Committee, to report to this Board.

Ald. Pond was granted unanimous consent, and moved a reconsideration of the vote on his resolution, January 23d, 1872, (at folio 282 of printed proceedings,) instructing the Clerk to draw an order on the City Treasurer for \$500. Carried.

Ald. Pond was granted unanimous consent to amend the resolution as follows:

By Ald. Pond—Resolved, That the Clerk be and he hereby is requested to draw an order for \$500 upon the City Treasurer in favor of George F. Danforth for legal services in the matter of flood damages and charge Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, State, Parsons, Aikenhead—27.

By Ald. Caring—Petition of Hiram Sibley and others for the construction of a sewer in the 7th Ward, in the city of Rochester, and in the town of Brighton. Table.

Petition of Mary McDermott for permission to erect two wood buildings on her lot, No. 34, situate corner of Ward and Emmett streets; Wood Building Committee.

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

GENTLEMEN—Your honorable body are respectfully invited to attend the 4th annual ball of the Meagher Zouaves to be held at Washington Hall on Monday evening, February 12, 1872.

Very respectfully yours,

P. SWEENEY, Captain.

M. FARLEY, Secretary.

Rochester, N. Y., Feb. 3d, 1872.

Ald. Gerling moved the acceptance of the invitation. Carried.

By Ald. Stern—Bills of C. F. Wolters, S. Rosenblatt & Co., Geo. W. Connolly, H. T. King and Tower & Dean. Contingent Expense Committee.

By Ald. McConnell—Petition of Moses R. Smith for permission to erect wood buildings on his lot No. 18 situate corner of William and George streets. Wood Building Committee.

Remonstrance of Morris Clancy and others against granting permission to Moses R. Smith to erect a wood building on his lot situate corner William and George streets, to be used as a barn. Wood Building Committee.

By Ald. Stone—Bills of W. H. Niven, Anthony Hefner, William Brown, City Hospital, C. T. Moore, Mathew Daus, H. & P. Bender, H. F. Van Dake, H. Goetzman, Fred. Wurtz and Geo. Schofield. Poor Committee.

By Ald. Kelly—Bills of Gibbons & Stone, Nathan Wood and Superintendent's pay roll. Street Committee.

By Ald. Charters—Bills of S. M. Sherman and Brown & Tuity. Police Committee.

By Ald. Mandeville—Remonstrance of James G. Welch and fifty-one others against suspending the Penal Ordinance prohibiting the sale of foreign fruits in the streets. **Tabled.**

Ald. Mandeville moved a reconsideration of the vote on Ald. Mauder's resolution, adopted Jan. 30th, 1872, (at folio 295 of printed proceedings) suspending the Penal Ordinance relating to the sale of foreign fruits, adopted April 19th, 1870. **Carried.**

Ald. Rogers moved the indefinite postponement of the resolution. **Carried.**

By Ald. Whitmore—Petition of William H. Gorsline and others to Hon. John D. Fay, Canal Commissioner, asking him to use his influence to get an appropriation from the State for the purpose of deepening the bed of the river near the outlet of the 4th, 7th and 12th Ward outlet sewer.

Ordered received and filed.

By Ald. Whitmore—Resolved, That Hon. John D. Fay, Canal Commissioner, be and he is hereby requested to use his influence in causing the passage of an act by the Legislature of this State appropriating the sum of \$3,000 for the purpose of excavating the bed of the Genesee river of sufficient width and depth to allow the water to pass off freely from the 4th, 7th and 12th Ward outlet sewer.

Resolved, That the City Clerk be and he is hereby directed to send a certified copy of the resolution to Hon. John D. Fay. **Adopted.**

By Ald. Stade—Bills of Gommenginger, Allen & Co., William F. Holmes, Edward Emrick and C. F. Wolters. **City Property Committee.**

By Ald. Aikenhead—Bills of C. A. Jeffords, J. E. Relyea and Geo. W. Connolly. **Lamp Committee.**

REPORTS OF STANDING COMMITTEES.

Ald. Rogers from the Fire Department Committee reported in favor of the bills of Vacuum Oil Company, Jacob Lux, Truman Miller, Thos. Williamson, Geo. W. Connolly, James Melvin, B. F. Blackall, Burke, FitzSimons, Hone & Co., J. Ringlestein, William Wolff & Co., A. G. Whitcomb and Boyd & Hart. **Finance Committee.**

Ald. Rogers, from the Fire Department Committee, presented the following annual report of the Superintendent of the Fire Alarm Telegraph.

ROCHESTER, February 1st, 1872.

Mr. H. T. Rogers, Chairman Fire Committee.

SIR:—I herewith submit my third annual report of the operations of the Fire Alarm Telegraph.

There have been seventy-eight alarms, of which sixty were for actual fires, seven for supposed fires, three for fires out of the city, and eight false.

For seven of the above mentioned fires *two*, and in some cases *three*, boxes were pulled at the same time.

The signal boxes and striking apparatus have worked well.

Considerable extra expense has been incurred by the extension of the line to the new steamer houses—Nos. 1 and 4—and to the Active Hose Company, also in replacing material destroyed by the burning of No. 1 steamer house.

A new gong has been purchased for the Active Hose Co., made necessary by the removal of No. 1 Steamer to its new quarters, one gong formerly answering for both companies.

Frequent applications have been made by

large owners of property in different sections of the city, for more signal boxes, all of which have been referred to your committee.

The expense of maintaining the Fire Alarm Telegraph compares very favorably with that of other cities.

Annexed are tabular statements No's. 1, 2, 3, and 4, showing respectively the number of alarms given each hour in the day, each day of the week, and each month of the year, the number of alarms given from each box, also the expense of maintaining this branch of the Fire Department, all of which is respectfully submitted.

Your obedient servant,
B. F. BLACKALL,
Sup't. Fire Alarm Telegraph.

TABLE NO. 1.

Showing the Number of Alarms for each hour of the day during the year ending January 31st, 1872:

	A. M.												Total	
	1	2	3	4	5	6	7	8	9	10	11	12	A. M.	
Febr'y.							1							3
March.			1		1									2
April.				2							2			4
May.														
June.												2		4
July.						1	2					1		6
August.	1	1												2
Sept.														1
Oct'r.								1						1
Nov'r.				1										1
Dec'r.									1		1			2
Jan'y.										1				1
														26

	P. M.												Total	
	1	2	3	4	5	6	7	8	9	10	11	12	P. M.	
Febr'y.				1										4
March.					1		1	1						3
April.						1	1	1	1	1	1	1	1	5
May.				1	1									5
June.	1			2						1	1			4
July.									1		3			6
August.	1				1									4
Sept.		1		1	2		1							5
Oct'r.							1					2		4
Nov'r.								2		2				4
Dec'r.					1						1			2
Jan'y.					1									1
														52

Grand Total..... 78

TABLE NO. 2.

Showing the Number of Alarms given each month of the year and day of the week, for the year ending January 31st, 1872:

	February.	March.	April.	May.	June.	July.	August.	September.	October.	November.	December.	January.	
Sunday		1	1	1		2			3		1	1	3
Monday	1	1	1	1	1	1	2	1	1	1			16
Tuesday		1	1	1	1	1	1	1	1	1	1		10
Wednesday		1	1	1	1	1	1	1	1	1			11
Thursday	1	1	1	1	1	1	1	1	1	1			11
Friday		1	1	1	1	1	1	1	1	1	1		10
Saturday	2				2	5				2			12
	7	5	9	5	8	12	6	9	4	8	4	1	78

TABLE NO. 3.

Showing the Number of Alarms given from each Box during the year ending January 31st, 1872:

Box	Number of Alarms.	Box	Number of Alarms.	Box	Number of Alarms.	Box	Number of Alarms.
2	2	13	21	10	31	41	49
3	13	22	23	11	32	42	53
4	1	14	24	12	33	43	54
5	1	15	25	13	34	44	55
6	1	16	26	14	35	45	56
7	1	17	27	15	36	46	57

TABLE NO. 4.

Account of expenses of Fire Alarm Telegraph for the year ending January 31st, 1872:

Salary.....	\$1,000 00
Extension of lines.....	164 52
Battery Supplies.....	563 20
Repairs of lines.....	72 36
New Gong for Active Hose.....	250 00
Altering Locks to Signal Boxes.....	18 00
Tools.....	2 00
Miscellaneous Expenses.....	1 22

Total.....\$2,071 30

Ordered received, filed and published. ✓
Ordered received, filed and published. ✓

Ald. Stern, from the Contingent Expense Committee, reported in favor of the bills of C. F. Wolters, S. Rosenblatt & Co., Geo. W. Connolly, H. T. King, and Tower & Dean—Finance Committee.

Ald. Charters, from the Police Committee, reported in favor of the bills of Samuel M. Sherman and Brown & Tuity—Finance Committee.

Ald. Kelly, from the Committee on Streets and Bridges, reported in favor of the bills of Gibbons and Stone, Nathan Wood, and Superintendents pay roll—Finance Committee.

Bill of Nathan Wood—Referred to the Assessors to make out an Assessment Roll to conform to the items in bill.

Ald. Selye, from the Committee on Charter Amendments, presented the following

CHARTER AMENDMENTS.

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 8th, 1861."

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

SECTION 1. Section six of the act hereby amended, is amended by striking out from the second line thereof the words, "two aldermen" and substituting therefor the words, "one alderman."

§ 2. Section seven of said act is hereby amended so as to read as follows:

Section 7. An election shall be held in each Ward annually on the first Tuesday of March, at such place as shall be designated by the Common Council, of which a notice shall be published for at least six days previous to the election, in all the daily newspapers printed in said city, signed by the city clerk, at which there shall be chosen by the electors of the whole city, voting in their respective wards, one Mayor, who shall hold his office for two years; one police justice, who shall hold his office for four years; one Treasurer, who shall hold his office for three years, whenever the term of office of the incumbent of each of the aforesaid offices shall expire before the next annual charter election; 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 two years, whenever the term of office of the then incumbent will expire before the next annual charter election; one constable who shall hold his office for one year, one commissioner of common schools, when the term of office of the then incumbent will expire before the next annual charter election, who shall hold his office for two years; and also, 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.

No person shall be eligible to any of the

aforesaid offices, unless he be at the time of his election, a resident elector of the said city, nor in the case of a person to be elected to the office of alderman, unless he be also a resident elector of the ward in which he is to be elected.

§ 3. Section 33 of said act is hereby to be amended so as to read as follows:

§ 33. The Aldermen of the city shall constitute the Common Council thereof. The Common Council shall determine the rules of its proceedings, judge of the qualifications of its members, and have power to compel their attendance. Its first meeting in each year shall be held at its usual place of meeting, at two o'clock in the afternoon of the first Monday in April, and thereafter it shall meet at such times and places as it shall, from time to time, designate, and on special occasions as the Mayor shall appoint in writing, a copy of which notice shall be served on all the members of the Common Council personally, or by leaving the same at the place of residence or business of such member as shall not be personally served. But each meeting, unless held under special appointment of the Mayor, shall be held between the hours of two o'clock in the afternoon and nine o'clock in the evening, and at no other time.

§ 4. Section 39 of said act is hereby amended so as to read as follows:

§ 39. No member of the Common Council shall, during the period for which he was elected, be appointed to, or be competent to hold any office, of which the emoluments are paid from the city treasury, or paid by or through any act, ordinance or resolution of the Common Council. No officer of said city, no Alderman nor any person appointed by the Common Council to any office, shall be directly or indirectly interested in any contract, work or business, or the sale of any article, the expense, price or consideration of which is to be paid from the city treasury, or by means of any assessment levied by an act, ordinance or resolution of the Common Council, nor in the purchase of any property for or on account of the city of Rochester, or which shall be sold by or on behalf of said city. All such contracts, sales or purchases shall be deemed forfeited as to any interest of any such officer, alderman or person. And any person who shall knowingly violate any of the provisions of this section shall also be guilty of a misdemeanor, and upon conviction shall be punished by a fine not exceeding \$500, and by imprisonment not exceeding one year in the Monroe County Penitentiary, or by both such fine and imprisonment.

But this section shall not be construed to prevent the Mayor or any other officer of said city, or any officer appointed by said Common Council, from receiving any salary which may be fixed by the Common Council, or any emoluments or fees to which he may be entitled by virtue of his office.

§ 5. Section 43 of said act is hereby amended so as to read as follows:

§ 43. On the last Tuesday in the month of March in each year the Common Council shall audit and settle the accounts of the City Treasurer, and the accounts of all other officers of said city, or persons appointed to any office by the Common Council, and the claims of all other persons having any demands against the city, or accounts with it, or with any officer thereof. It shall make out a statement in detail of the receipts and expenditures of the corporation

and of all its officers during the current fiscal year, in which statement shall be clearly and distinctly specified the items of receipts and expenditures, the several sources from which and the objects for which the same were received and expended, the amount of taxes raised for each fund, the amount of assessments for opening, paving, repairing and altering streets, sidewalks, crosswalks, parks, and for building and repairing bridges and sewers, and the particular items of all such assessments—to whom and for what paid, and the balance, if any, remaining in the city treasury, the amount borrowed on the credit of the corporation, and the items and particulars thereof, together with the terms on which the same was borrowed; and all such other information as shall be necessary to a full understanding of the financial concerns of said city. The said statement shall be signed by the Mayor and Clerk, and filed with the Clerk, and shall be published by the Clerk in the newspapers in which the proceedings of the Common Council are published. The Common Council shall at its first regular meeting for business in each year, or as soon thereafter as may be, designate and select two, and no more, of the daily newspapers published in said city for the publication of the proceedings, resolutions and ordinances of the said Common Council, and all the notices and proceedings of any of the officers of said city and of all of the committees of the said Common Council, during the current fiscal year. One of said newspapers shall be published in the English and one in the German language.

§ 6. Section eighty-five of said act is hereby amended by adding thereto the following provisions:

No member of the Common Council shall vote for the payment of any money, or to make or to issue the note, bond, certificate of indebtedness, or other pecuniary obligation of the said city, nor to acknowledge an indebtedness or pecuniary obligation of said city, either present or contingent, for or on account of any local or general improvement, or for or on account of any other purpose or consideration whatever, unless at the time of giving such vote there is sufficient money in the city treasury with which to pay the amount so voted or acknowledged to be due. Any person knowingly violating these provisions shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not less than \$100 nor more than \$250, and shall be imprisoned in the Monroe County Penitentiary for not more than six months. And it shall be the duty of the District Attorney of Monroe county to prosecute every person who shall violate any of said provisions upon the complaint of any tax-payer of said city. But nothing in this section contained, shall prohibit any Alderman from voting to issue time orders upon the City Treasurer for the payment to any contractor of the instalments becoming due to him according to the provisions of section 191 of said act, for work done or materials furnished in the improvement of streets and sidewalks and the construction of sewers, which shall be paid only from the lawful assessments made for such improvements.

Section 87 of said act, as amended by chapter 738 of the laws of 1863 and chapter 267 of the laws of 1863, is hereby amended by adding thereto the following:

“The said Assessors are hereby required to

“properly index said assessment books before delivering them to the City Clerk.”

§ 7. Section 128 of said act as amended by chapter 132 of the laws of 1862, and by chapter 121 of the laws of 1863, is hereby amended so as to read as follows:

§ 128. Immediately after receiving such rolls and warrants the County Treasurer shall give public notice by advertisement in all the daily newspapers printed in the city of Rochester, that all persons named in said rolls are required to pay their taxes to him at his office on or before the 15th of February then next, and stating the amount to be added if payment shall be delayed. The said County Treasurer shall receive the amount of any tax levied on said assessment rolls during the month of December and up to the 15th day of January then next, without any addition thereto. If the same shall be paid after the 15th of January and before the 1st day of February next succeeding the levying of said tax, he shall charge and receive an addition of one per cent.; if paid on or after the 1st day of February and before the 15th day of February then next, an addition of two per cent. The expenses incurred in printing said notice as aforesaid shall be paid by the said County Treasurer out of the additional charges authorized by this section, and the balance, if any, shall belong to the County of Monroe. This section shall not take effect during the term of office of the present County Treasurer.

§ 8. Section 164 of said act is hereby amended so as to read as follows: Section 164. The Common Council shall not proceed to open, widen or improve streets, lanes, alleys, sidewalks or crosswalks, nor to make any other improvement, the expense whereof is to be defrayed in whole or in part by a local assessment, until first requested by a petition signed by a majority of the owners of property liable to be assessed for said improvement, who shall be residents of said city. And such owners shall have the right therein to designate the kind of improvement they prefer, and the Common Council shall adopt and carry out such method of improvement; but no improvement which shall be subject to a royalty to the inventor, patentee or assignee of a patent therefor, shall be adopted unless upon the unanimous petition of all the owners to be assessed therefor, who shall be residents of said city.

§ 9. Section 165 of said act as amended by chapter 553 of the laws of 1865, is hereby amended by adding thereto the following: The Common Council is hereby directed to cause a notice to be published in the official newspapers of said city for at least ten days before the letting of any contract for sealed proposals therefor, to be accompanied by the bond of the person or persons who shall execute such proposals, which shall be also signed by two or more sufficient sureties, and shall bind the obligors therein to perform the work mentioned in such proposal, and to fulfill any contract that may be made therefor with the city of Rochester. All such proposals and bonds shall be reported to the Common Council at its next meeting thereafter by the City Clerk, and shall be opened by the City Clerk and read to the Council, and said Common Council may, at the same, or any subsequent meeting, let the said contract, but only to the lowest responsible bidder therefor as aforesaid. And neither the principal nor the sureties upon any proposal or

bond, shall be permitted to withdraw or cancel the same or be released therefrom until the Common Council shall have let said contract, and the same shall have been duly executed on behalf of the city and the contractor and his sureties, and shall have been approved and accepted by the Mayor. No assessment shall be made for a local improvement for an amount greater than the amount of the contract therefor, and the necessary expenses of inspection.

§ 10. Section 194 of said act as amended by chapter 718 of the laws of 1870, is hereby amended by striking out therefrom the following words:

“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.”

§ 11. Section 198 of said act as amended by chapter 557 of the laws of 1871, is hereby amended by adding thereto the following: All evidence, objections and proceedings had and taken before said committee on assessments, or said common council, shall be reduced to writing, and within five days thereafter, shall be filed with the clerk of said city. Any person considering himself aggrieved by any such assessment which shall have been confirmed by the Common Council, either in whole or in part, may within ten days thereafter, serve upon the Mayor of said city a notice of appeal to the Monroe County Court, or to the Supreme Court from such assessment, and shall accompany such notice with a bond executed to the city, with one or more sureties, to be approved by the Mayor or the Judge of either of said courts in the penalty of at least \$100, conditioned for the diligent prosecution of said appeal, and for the payment of said assessment, and all costs and expenses of said appeal in case said assessment shall be confirmed. A copy of said notice of appeal shall be at the same time served on the City Treasurer and City Clerk. The giving of such notices, and the delivery of such bond so approved, shall suspend all proceedings of the Common Council, of all officers of said city, in relation to the enforcement or collection of said assessment against said appellant until a decision thereon, as hereinafter provided. The city clerk shall forthwith, after the service on him of such notice of appeal, certify and return to said county court or supreme court the said assessment roll, and all proceedings, resolutions and ordinances of said common council and of all the officers and committees thereof, and of all the officers of said city in relation to said assessment roll, or the subject matter thereof, and all evidence, offers of evidence, and objections to said assessment made to or received by said common council, or its committee on assessments in relation thereto. At any term of the said county court or special term of the supreme court, held in said county of Monroe, the said appeal may be brought to a hearing before said court upon a notice of eight days given to or by said appellant. The said court shall consider the said appeal and examine all questions of law or fact that may be involved therein, and shall give the same a preference over other causes; and shall confirm, annul or modify such assessment as the court shall deem just. In case of annulling the same, the said court may refer the same back to said common council for re-assessment; and in such case the same proceedings shall be had on such re-

assessment and for the review thereof as are hereinbefore provided. Either party may appeal from the order made by said court to the general term of the supreme court within ten days after notice of such order by serving a notice of appeal in the usual manner of serving notices of appeal to said general term in actions at law; and the appellant, other than the city, shall, at the time of the service of such notice of appeal, give an undertaking conditioned and approved as hereinbefore provided, and shall file the same with the Clerk of Monroe county. The giving and filing of such notice of appeal and undertaking shall stay all proceedings upon or in reference to said assessment until the final determination of said appeal; and from the decision of said general term either party shall have the same right of appeal to the court of appeals as from judgments in civil actions. And the proceedings to perfect said appeal and to stay proceedings thereupon, shall be the same as in other appeals from orders in civil actions. The aforesaid appeals shall in all courts have preference over other causes. Costs shall be allowed and recovered to the same extent and in the same manner as in appeals from orders in civil actions.

§ 12. Section 199 of said act as amended by chapter 718 of the laws of 1870, is hereby amended by striking out the words, “every assessment so ratified by the Common Council shall be final and conclusive.”

§ 13. Section 208 of said act, as amended by chapter 718 of the laws of 1870, is hereby amended by inserting the words “merely formal” between the words “any” and “irregularity.”

§ 14. Section 209 of said act, as amended by chapter 557 of the laws of 1871, is hereby amended so as to read as follows:

“§ 209. Every tax or assessment authorized by this act, which has been 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 merely formal 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 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 by 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 merely formal 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 designations of owners, or occupants, the Common Council may, in its discretion, proceed to correct such mere formal irregularity, omission or error, and cause the amount so unpaid to be reassessed 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 reassessment 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 original assessment had originally been properly made. When-

ever it shall appear by the judgment of a court of competent jurisdiction, that any assessment for a local improvement is illegal or void and such assessment or any portion thereof remains 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 said territory described for said expense, according to the benefit received, and proceed in all respects as in cases 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 or such parcel of land shall be a lien thereon and take precedence of any encumbrance whatever.

§ 15. Said act is hereby amended by adding thereto the following as section 276:

§ 276. Any one or more persons or corporations interested in, or affected in any way by any ordinance, resolution, assessment, contract or resolution of the Common Council of said city, is hereby authorized to commence any action or proceeding in any court of record either jointly or severally, to set aside, annul or have corrected any such ordinance, resolution, assessment, contract or proceeding, or to restrain the said Common Council, the city of Rochester or any of their, or either of their officers, agents or persons in their or either of their employment, or who have entered into any contract, bargain or employment, express or implied, with the city of Rochester or said Common Council, or with any of the officers, agents or servants of said city, or of said Common Council, the consideration whereof is paid from the city treasury, or by any assessment levied by any act, resolution, ordinance or proceeding of said Common Council from proceeding to carry out said contract, ordinance, resolution or assessment. This section shall apply to all ordinances, resolutions, assessments, contracts or proceedings that have been heretofore, or shall be hereafter adopted, made or taken by said Common Council or said city of Rochester.

§ 16. No election for alderman shall be held in said city until the first Tuesday of March, 1873. In case a vacancy shall occur in the office of any such alderman before the first Tuesday of March, 1873, the Common Council shall cause the same to be filled as in other vacancies in office.

§ 17. All acts and parts of acts inconsistent with this act, are hereby repealed.

§ 18. This act shall take effect immediately.

Ald. Gerling moved to receive, file and publish the proposed amendments presented by Ald. Selve. Carried.

Ald. Stade, from the City Property Committee, reported in favor of the bills of Gommenginger, Allen & Co., William F. Holmes, Edward Emrick and C. F. Wolters. Finance Committee.

Ald. Aikenhead, from the Lamp Committee, reported in favor of the bills of C. A. Jeffords, J. E. Relyea and George W. Connolly. Finance Committee.

Ald. Stone, from the Committee on the Relief and Support of the Poor, reported in favor of the bills of W. H. Niven, Anthony Hefer, William Brown, City Hospital, C. T. Moore, Mathew Daws, H. & P. Bender, H. F. Van Dake, H. Goetzman, Fred Wurtz and George Schofield. Finance Committee.

Ald. Stebbins, from the Finance Committee, reported in favor of bills referred and presented the following:

FINANCE BUDGET.

ROCHESTER, Feb. 23, 1872.

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

POOR FUND.

G & C Herzberger, meat from December 27, 1871, to January 29, 1872.....	\$ 365 00
Goetzman & Son, 12 boxes soap.....	65 00
Perkins & Palmer, fish from Nov. 25, 1871, to Jan. 25, 1872.....	57 30
Spring Fountain Ice Co., ice from May 1, 1871, to Jan. 1, 1872.....	12 25
And charge Poor Fund.	

POLICE DEPARTMENT FUND.

S M Sherman.....	141 67
Alex M'Lean.....	85 00
Jonathan Dresser.....	85 00
Wm J Rogers.....	85 00
Wm S. Fickett.....	85 00
Peter Hughes.....	85 00
Samuel Brown.....	75 00
Thos A Burchell.....	75 00
John H Dana.....	75 00
Thos Lach.....	75 00
Jas K Foster, 29 days.....	72 50
Caleb Pierre.....	75 00
Lyman Johnson.....	75 00
Frank B Allen.....	75 00
W K M'Arthur.....	75 00
Ferry Mayluff.....	75 00
Wm White.....	75 00
Peter Lauer, Jr.....	75 00
E W M'Burney.....	75 00
P H Sullivan.....	96 00
Chas M'Cormick.....	75 00
Jos Roworth.....	75 00
M'nyland, 29 days.....	72 50
Chas Green.....	75 00
Geo W Lord, 1 mo. and 1/2 day.....	72 50
Geo Bingham, 29 days.....	72 50
John J Garrett, 1 mo. and 1 day.....	77 50
D Monaghan.....	75 00
Henry Baker.....	75 00
Hugh Clark.....	75 00
Thos F Hurley.....	75 00
Thos Duncanson.....	75 00
P C Kavanaugh.....	75 00
John Barry, 29 1/2 days.....	73 75
Bat. Crowley.....	75 00
E. Van Vorst.....	75 00
Jas. McKelvey.....	75 00
Jos P Cleary.....	75 00
F J Gaudin.....	75 00
J C M'Quatters, 29 days.....	72 50
Robt Burns.....	75 00
Frank Schaffer, 28 days.....	70 00
Joseph Bendon.....	75 00
Jacob Harter, 28 days.....	70 00
Jerry Twak.....	75 00
Thos E Crouch, 27 1/2 days.....	68 75
Agnew Connolly.....	75 00
Jos Gommenginger.....	75 00
Older Oliver.....	75 00
M A Bemaui, 26 days.....	65 00
Jacob Frank.....	75 00

Wm P O'Neil, 28 1/2 days	58 75
Michael Wolf	75 00
John C Hagle, 28 days	70 00
John Doyl, 29 ays	72 50
Wm Danninburg,	75 00
Anthony	75 00
Wm Keith,	75 00
B C Further	75 00
Wm Lush, 29 days	72 50
A H Franklin	75 00
B Horchler	75 00
John H Boach, 29 days	72 50
John Cokely	75 00
B Frank Enos	50 07
S. M. Sherman, disbursements	50 03

Examined and approved

CHAS W BRIGGS,
HENRY S. HEBARD,
GEO. G. COOPER,
Commissioners

And charge that Fund.

Adopted by the following vote:
Ayes—Ald. Whitecomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Ald. Mandeville from the Wood Building Committee reported in favor of the petition of Dr. L. E. Frank to erect a wood building upon his lot, situate corner of North Clinton and Granger streets, but as a remonstrance had been presented he moved the reference of the petition to the aldermen of the 5th ward. Carried.

Ald. Pond from the Law Committee presented the following:

To the Hon. the Common Council of the City of Rochester:

The Law Committee to whom was referred the petition of Andrew J. Bastian, asking to be refunded certain moneys paid for land sold by the City Treasurer for taxes March 4th, 1869, March 3d, 1870, and March 2d, 1871, with interest, also certain moneys paid for county taxes and for survey, search, &c., to find said property, would respectfully report that having examined the matter they are unable to find upon any of the maps of said city or in the Carthage tract, the land sold by the Treasurer and described in the certificate of sale given to said Bastian, and are of the opinion that said property has become incorporated into some other piece or parcel of property before the sale of said property by the Treasurer. They would therefore report in favor of refunding to Mr. Bastian the amount paid by him, viz:

March 4th, 1869	\$5 65
March 3d, 1870	6 60
March 2d, 1871	7 30

Total

\$19 55 with interest at 7 per cent. from the said dates. As to the county tax, search, survey, &c., you committee are of the opinion that they have nothing to do, never having received the money therefor.

Rochester, February 6, 1872.

CHARLES F. POND,
F. S. STEBBINS,
W. MANDEVILLE,
Law Committee.

Ordered received, filed and published.

By Ald. Pond—Resolved, That the City Treasurer pay to Andrew J. Bastian (\$19.55) nineteen and 55-100 dollars, with interest on (\$5.65) five and 65-100 dollars from March 4th, 1869, interest on (\$6.60) six and 60-100 dollars from March 3, 1870, and interest on (\$7.30) seven and 30-100 dollars from March 2, 1871, upon his returning to the Treasurer the certificates of sale held by

him for those dates and amounts and his receipt in full for such certificates, and charge erroneous assessment.

Adopted by the following vote:

Ayes—Ald. Whitecomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kell, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

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

The Law Committee, to whom was referred the report of the Special Committee on the claim of John Meyers for damages from back water from Atwater street sewer, Dec. 12, 1871, would respectfully report that upon investigation of the subject and the sworn statement of damages made by Mr. Meyer of \$862.90, your committee find that Mr. Meyer suffered damage to the amount of \$862.90 by reason of the improper construction of the sewer in Atwater street for which he paid tax. And, therefore, your committee would report in favor of settling said claim at the sum agreed upon by Mr. Meyer and the Special Committee, viz: Four hundred and fifty dollars.

Rochester, February 6, 1872.

CHARLES F. POND,
F. S. STEBBINS,
W. MANDEVILLE,
Law Committee.

Ordered received, filed and published.

By Ald. Pond—Resolved, That the City Treasurer pay to John Meyer \$450 upon his filing with the City Clerk a receipt in full of all damages against the city of Rochester by reason of back water from Atwater street sewer.

And charge Contingent fund.

Adopted by the following vote:

Ayes—Ald. Whitecomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Selye, Mandeville, Stebbins, Whitmore, Stade, Parsons, Aikenhead—21.

Nays—Ald. Craig, Kelly, Stape, Charters, Gerling, Mauder—6.

Ald. Gerling moved the reference of the petition of William W. Zimmer for permission to remove a wood building on his lots Nos. 48 and 49 situate on Rhine street to the aldermen of the 13th ward. Carried.

REPORTS OF SPECIAL COMMITTEES.

Ald. Herzberger from the Investigating Committee presented the following report in the matter of Lake Avenue Improvement:

Gentlemen of the Common Council:

Your committee to whom was referred the matter of investigating certain charges preferred against the Common Council and certain committees thereof, would respectfully report that on the evening of the 7th of December, 1871, the said committee, pursuant to call, met at the Mayor's office, when the following charges were presented:

First—That the Lake Avenue sewer, for the distance of 1,052 feet thereof, was built of fifteen inch pipe tile in stead of twelve inch pipe tile called for by the ordinance. This charge was admitted by the Sewer Committee. It was claimed by such committee, and so appeared, that the increased capacity of the sewer was necessary in order to render it sufficient to drain streets, the sewers in which must ultimately dis-

charge into such sewer; and further, that such change was made at the request of one at least of the Aldermen of the Ward in which the improvement was made, being also the largest tax payer for the same.

Second charge—That twenty-three public lateral sewers and nine private laterals were built, while no laterals were provided for in the ordinance.

The charge was admitted, and it appeared before your committee that the construction of the sewer without lateral sewers would have been of no possible use to the residents, or afforded even surface drainage for the street; and, governed by this fact, and at the request of the Aldermen of the Ward, such laterals were constructed. Added to this, was the fact that the residents desired the street to be improved, and any permanent improvement must necessarily be injured by tearing up the same thereafter for the purpose of constructing lateral sewers. Your committee therefore believe that, while the Sewer Committee exceeded their authority, they still acted in the best interest of the residents and tax payers.

Third charge—That an inspector was employed at \$3 per day, and paid \$120 for his services.

The charge was admitted, and it further appeared that, in almost every case, for a long time past, it has been customary to so employ an inspector for the purpose of securing a faithful performance of the work, and so protect the interest of the tax-payers.

Fourth charge—That material from the street to the amount of sixty or seventy dollars, was sold by the contractor to S. D. Walbridge.

The Sewer Committee denied all knowledge of such sale, if the same was made; nor did it appear that any material was so sold or removed with their knowledge. The Committee, however, are satisfied that such material was sold.

Fifth charge—That \$250 was paid the contractor for grading and carting away earth from the street.

The charge was admitted as to the amount paid, the same being for grading, but deny that earth was removed from the street, nor did such removal of earth appear.

Sixth charge—That twenty-three laterals were paid for, while but eighteen can be found.

This charge was denied, and from the testimony your Committee are well satisfied that twenty-three laterals were built.

Seventh charge—That the grates were to be of wrought iron, but were made of cast iron, making a difference to tax-payers of \$100.

The charge as to inserting iron grates was admitted, and it appeared that the wrought iron grates were only designed for a stone sewer, and that the only grate suitable for this (a tile) sewer was the cast iron grate made to fit the tile. The Sewer Committee claimed that this change was not made to the injury, but rather to the benefit of the tax-payers, and your Committee do not find that the tax-payers were injured thereby, except in the difference between the cost of the two, about two dollars each.

Eighth charge—That the grates were to be set in masonry, but were not.

The charge was admitted.

Your Committee find that it is not customary nor necessary in case of the construction of a tile sewer.

Ninth charge—That the grates were to be secured by flagging or paving for six feet in diameter around each, and nothing of the kind was

done.

It appeared that such grates were placed in the gutter, and that the pipe-well took the place of masonry used in case of a stone sewer; that the grates were paved in for a distance of eleven inches on each side and made secure.

Tenth charge—That the earth returned was to be pounded down as put in.

It appeared that some did not see the earth pounded, while others did, and your committee are of the opinion that the contractors did not in this respect fully perform the work according to the terms of the contract, and that the sewer committee has no knowledge of such failure.

Eleventh charge—That the cost of nine private laterals (\$180) was paid by general assessment, but should have been assessed and paid by parties directly benefited.

The only evidence adduced under this head was that of one of the contractors, who stated to Mr. Purcell that he (Mr. Purcell) would not have to pay for the lateral constructed in front of his premises.

Your committee after hearing all the evidence presented, would respectfully report in addition, that nothing appears which would lead them to believe that the sewer committee or any member of this Board had been guilty of any corruption, frauds or venality in connection with the construction of said sewer.

Your committee, after investigating the above charges, by Alderman Herzberger, its chairman, inquired if there were any other charges to be preferred in relation to this or any other matter, and invited any person having knowledge of or believing in the existence of any corruption, fraud or venality, or any undue exercise of authority on the part of any member of the Common Council to prefer charges, or produce the evidence thereof, and so far as in the power of the committee they would investigate the same.

Dated January 2d, 1872.

G. HERZBERGER,
N. A. STONE,
C. F. POND,
W. MANDEVILLE,
A. G. WHITCOMB,
C. R. PARSONS.

Ordered received, filed and published.

PRYOR STREET.

Gentlemen of the Common Council :

Your committee, to whom was referred the matter of the sewer in Pryor street, would respectfully report that after a thorough examination of witnesses appearing before them, they find the following:

First—That by an error in the measurement of the length of the sewer, and number of laterals constructed, the contractors have been overpaid the sum of \$180.

Second—That the grading of the street after the construction of the sewer was not authorized by the ordinance.

Third—That the committee having the matter in charge were informed that the tax-payers on the street were desirous of having the street graded, it could be done from the highway fund, but the committee deny that the expense was expressly to be from the highway fund; that the street has never been graded, and, in view of this, the committee unauthorizedly entered into a contract for such grading.

Fourth—That it is quite customary, and has

been for some time, for the committees having such matters in charge, to cause the street to be graded after the construction of a sewer therein.

Fifth—That in both the construction of the sewer and grading the street all payments were made upon the estimate of the city surveyor, and your committee find that in the estimate of the grading there was an excess of fifty-eight feet in the measurement, which error led to an overpayment therefor of the sum of \$46.40.

Sixth—That the dirt removed from the street was necessarily removed, in order to perfect the work of grading.

In conclusion, your committee find, that while the Sewer Committee carried forward the work of grading the street without proper authority, they still find no evidence of any frauds or corruption.

Your committee, however, cannot let this opportunity pass without calling the attention of the Board to the custom of extending work beyond that authorized by ordinance, and would earnestly recommend for the future a careful observance of the terms of the ordinance and a strict adherence thereto, and thus avoid much wrong, and consequent annoying and prolonged litigation.

All of which is respectfully submitted.

Dated Rochester, February 6, 1872.

G. HERZBERGER,
N. A. STONE,
C. F. POND,
W. MANDEVILLE,
C. R. PARSONS.

Ordered received, filed and published.

Ald. Rogers, from the Special Committee on new City Hall, presented plans for the new building, and offered the following:

By Ald. Rogers—The Building Committee for City Hall present for the consideration of the Board plans for the same, and recommend the adoption of the following resolution:

Resolved, That the plans presented be adopted, and the Committee are hereby authorized to contract for the excavation and basement walls without unnecessary delay.

HENRY T. ROGERS,
W. MANDEVILLE,
M. HEAVEY,
FRED. STADE,
ROBERT R. CHARTERS,
Committee.

Ald. Kelly moved that the plans be received, and that further action in the matter be postponed until the next regular meeting.

Ald. Mandeville moved to table Ald. Kelly's motion.

Carried by the following vote:

Ayes—Ald. Rogers, Pond, Herzberger, Heavey, Connolly, Stern, Glover, McConnell, Mandeville, Stape, Charters, Gerling, Mauder, Stade, Aikenhead—15.

Nays—Ald. Whitcomb, Aldridge, Wait, Fee, Caring, Stone, Craig, Kelly, Selye, Stebbins, Whitmore, Parsons—12.

Ald. Selye moved that when the Board adjourn it be until Tuesday evening next, Feb. 13, and the further consideration of the City Hall matter be postponed until that time, and that the plans of the new building as presented by the Committee be exhibited in the Arcade.

Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Pond, Herzberger, Caring, Stern, Glover, McConnell,

Stone, Craig, Kelly, Selye, Gerling, Stebbins, Whitmore Parsons—17.

Nays—Ald. Rogers, Heavey, Fee, Connolly, Mandeville, Stape, Charters, Mauder, Stade, Aikenhead—10.

Ald. Gerling, from the special committee on procuring and retaining water in the canal for fire purposes, presented the following:

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

The Special Committee appointed to secure water for fire purposes would report:

That they found no difficulty in finding water and having water in the right place. Consulting with the Commissioner, no objection was interposed on his part, if the contractors were satisfied to defer their work until April. Consulting with them, we found the only obstacle in the way was the expense of a suitable dam and the extra price for labor later in the season. Now plenty of men can be had at one dollar per day, whereas in April and later from 12s to 14s per day would be asked.

Taking the cost of the dam and the question of labor into account, they guaranteed an ample supply of water in the Erie canal, from Exchange street to the west and north line of the city, on the payment of \$1,600 as follows:

Lord, Mudgett & Co. \$1,500
D. G. Lewis, G. V. Canal. 100

Your committee would in view of the above facts offer the following resolution:

JACOB GERLING,
W. MANDEVILLE,
N. A. STONE,
Committee.

Ordered received, filed and published.

By Ald. Gerling—Resolved, That the City Treasurer pay Lord, Mudgett & Co. fifteen hundred dollars, and to D. G. Lewis one hundred dollars on the fulfillment of their agreement to furnish an ample supply of water in the Erie canal, from Exchange street west, until the 1st day of April next and charge Fire Department Fund.

Ald. Whitmore moved that action on the resolution be postponed indefinitely.

Ald. Mandeville moved to amend Ald. Whitmore's motion by substituting for the words "until next Tuesday evening" for "indefinitely."

Ald. Gerling moved the previous question—"Shall the main question be now put," was declared carried.

Action was then had on Ald. Mandeville's amendment, which was declared lost by the following vote:

Ayes—Ald. Herzberger, Connolly, Glover, McConnell, Mandeville, Stape, Mauder, Aikenhead—8.

Nays—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Heavey, Fee, Caring, Stern, Stone, Craig, Kelly, Selye, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons—19.

Ald. Whitmore motion to postpone was then declared lost by the following vote:

Ayes—Ald. Herzberger, Connolly, Glover, McConnell, Mandeville, Stape, Stebbins, Whitmore, Mauder, Stade, Aikenhead—11.

Nays—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Heavey, Fee, Caring, Stern, Stone, Craig, Kelly, Selye, Charters, Gerling, Parsons, —16.

The original resolution as presented by Ald. Gerling was then adopted by the following

vote:
 Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Heavey, Fee, Caring, Stern, Stone, Craig, Kelly, Selye, Charters, Gerling, Parsons—16.
 Nays—Ald. Herzberger, Connolly, Glover, McConnell, Mandeville, Stape, Stebbins, Whitmore, Mauder, Stade, Aikenhead—11.
 Ald. Caring moved that the Board now adjourn. Carried.
 Adjourned.

WILLIAM F. MORRISON,
 City Clerk

In Common Council, Feb. 13th, 1872.

ADJOURNED MEETING.

President, Ald. C. R. Parsons, presiding.
 Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

REPORTS OF SPECIAL COMMITTEES.

Ald. Caring, from the Special Committee to whom was referred the petition of Dr. L. E. Frank, reported in favor of granting the prayer of the petition, provided that after the erection of the building no obstructions be allowed to remain in Granger street.

Ald. Caring moved that Dr. L. E. Frank be and is hereby granted permission to erect a wood building on his lot, situate on the corner of North Clinton and Granger streets, upon his guaranteeing to allow no obstructions to remain in said streets. Carried.

COMMUNICATIONS.

The Clerk presented the following communication from the Managers of the House for Idle and Truant Children :

To the Hon. Common Council of the city of Rochester :

The Managers of the House for Truants respectfully recommend that in addition to the amount to be raised for the current expenses of that institution for the ensuing year, the sum of \$10,000 be raised, in order to supply a deficiency created by over drafts during the year last past.

C. H. CLARK,
 Rochester, Feb. 13th, 1872. Secretary.
 Ordered received, filed and published.

Ald. Stebbins moved to refer the communication to the Finance Committee. Carried.

COMMUNICATION FROM THE CITY TREASURER.

To the Hon. Common Council :

GENTLEMEN :—The undersigned would very respectfully recommend that the amount of credit balances belonging to Exchange St. Improvement and Sewer Assessment be returned to the taxpayers, and said amount will be a little over $\frac{1}{2}$ per cent. on the original assessments ; also, Pindle Alley sewer. JOHN WILLIAMS, Treasurer.

CITY TREASURER'S OFFICE,
 Rochester, N. Y., Jan. 16, 1872. }

To the Honorable, the Common Council :

GENTLEMEN—I submit herewith a statement of South Clinton street improvement Assessment Roll. As you have given the contractor an order for more money than the roll foots

over the amount paid by inspector and the two per cent credited to the Contingent Fund, I have refused to pay the final order, except so far as the receipts from the roll would warrant me in doing.

I would most respectfully request that action be taken, directing me what fund to charge the balance to as shown in the following statement, as I suppose it is a valid claim and must be paid.

This is the statement of the account:
 Total footing of roll with credit deducted, as per resolution Jan. 2d,
 1872.....\$26,377 25
 Less Contingent Fund and inspector. 972 92

Leaving.....\$25,404 33
 While there is due contractors..... 25,686 20
 Showing a deficiency of 281.87, which must be provided for.

Yours respectfully,
 JOHN WILLIAMS,
 Treasurer.

Ordered received, filed and published.
 Ald. Selye moved the reference of the communication to the Improvement Committee. Carried.

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE, }
 {Feb. 6th, 1872. }

To the Hon. the Common Council :
 GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the balances of the principal Funds on the 1st day of February, 1872, as required by section 59 of the City Charter :

	Credit Balance.
Map and Survey Fund.....	\$ 1,355 76
Contingent Fund.....	21,694 77
Police Fund.....	17,574 68
Fire Department Fund.....	24,188 74
Highway Fund.....	6,092 72
Lamp Fund.....	12,855 75
Poor Fund.....	4,801 19
Park Fund.....	72 06
Board of Health Fund.....	2,361 52
Home for Truants Fund.....	231 48
Sewer Repair Fund.....	845 65
Lyell Street Fund.....	3 49
St. Paul Street Fund (Scrantom street to city line).....	281 86
Monroe Avenue Fund.....	52 29
Mt. Hope Avenue Fund.....	6 28
Plymouth Avenue Fund.....	38 57
West Avenue Fund.....	11 11
Lake Avenue Fund.....	5 39
East Avenue Fund.....	1 61
South Avenue Fund.....	3 32

JOHN WILLIAMS, Treasurer.
 Subscribed and sworn to before me, this 6th day of February, 1872.
 GEO. D. WILLIAMS, Notary Public.

Ordered received filed and published.

REPORT OF THE OVERSEER OF THE POOR.

To the Honorable Common Council of the city of Rochester :

The Overseer of the Poor of the city of Rochester would respectfully report that during the month of January, 1872, he relieved 891 families in the following manner, viz. :

Orders on Poor Store.....	\$1,597 00
.. Wood Yard.....	194 00
.. Coal Yard.....	1,624 00
.. W. Carlton Brown.....	135 50
.. John Stape.....	52 75
.. W. H. Niven.....	51 25
.. S. F. & W. Witherspoon.....	49 00
.. John Nagel.....	43 25
.. H. W. Jones.....	40 00
.. H. Brewster & Co.....	40 00
.. George B. Hawkins.....	32 00
.. Alvah Rice.....	30 75
.. S. W. Elliott.....	30 50
.. H. Goetzmann.....	28 50
.. Fred Wurtz.....	19 00
.. Conrad Zimmer.....	10 50
.. Matthew Daus.....	9 75
.. Christian Seel.....	6 00

.. Mrs. Robinson	75
.. H. F. Van Dake	65 00
.. W. Roades	83 50
.. Beck & Meyer	15 75
.. Adam Schmitt	2 00
.. George Mannel	8 00
.. A. S. Mann & Co	8 00
.. Bier & Stern	2 50
.. Michael Heavey	14 00
.. A. W. Mudge	48 00
.. Bryan O'Reilly	48 00
.. H. & P. Bender	48 50
.. C. V. Jeffrey	6 50
.. George Schofield	30 95
.. J. E. Buttenfeld	1 22

Less Towns..... \$4,327 42
131 57

Total for City..... \$4,195 85
All of which is respectfully submitted.

WM. BROWN, Overseer.

Ordered received, filed and published.

DEPARTMENT OF PUBLIC INSTRUCTION, }
SUPERINTENDENT'S OFFICE, }
ROCHESTER, N. Y., Feb. 9th, 1872. }

W. F. Morrison, Esq., City Clerk:

DEAR SIR—The following resolution was adopted by the Board of Education at a regular meeting held Monday evening, Feb. 5th:

By Com. Davis—Resolved, That the Superintendent be instructed to notify the Common Council of the necessity of a sidewalk on the south side of No. 18 school lot, and that said Common Council be requested to take the necessary steps for the construction of such a walk as their wisdom may dictate. Adopted.

Yours respectfully,

S. A. ELLIS, Supt.

Ordered received, filed and published.

Ald. Glover moved the reference of the communication to the Committee on Schools. Carried.

SUPERINTENDENT'S OFFICE,
ROCHESTER, N. Y., Feb. 9, 1872. }

W. F. Morrison, Esq., City Clerk:

DEAR SIR—The following report and resolution were unanimously adopted by the Board of Education at a regular meeting, all the members being present, on Monday evening, February 5th:

To the Board of Education:

GENTLEMEN—Your committee, having in special charge the interests of our Free Academy, are convinced that the time has now arrived when the success not only, but the very existence of this institution, which has become so necessary a part of our system of public education, demands a new and commodious building, to take the place of the present unsightly, inconvenient and unhealthy one. It is well known that the building now occupied was never designed for the accommodation of such a school, and that it is much inferior to the majority of our grammar school buildings, and has only been endured until such time as one more worthy and more suitable could be erected.

The question of a new Free Academy building has been under discussion by this Board for several years past, and no member of the Board has ever stepped into the present one without condemning it as totally unfit for its present use, while many parents have been very reluctantly compelled to withdraw their children from the school on the ground of health.

In fact, your committee are persuaded that there is a general conviction in the minds of all acquainted with the character and condition of the present building, that it ought no longer to be occupied than will suffice to begin the active

work of erecting a new building. Furthermore, while your committee would not urge the fact that all of our sister cities, such as Buffalo, Syracuse, Utica and Binghamton, have erected beautiful and costly buildings for their high schools, as a sufficient reason in itself why we should "go and do likewise;" nevertheless this fact should have its weight in the settlement of this important question. Therefore, in view of these considerations and many others that might be mentioned, your committee would offer the following:

Resolved, That the Board of Education do hereby certify to the Common Council that they deem it expedient that immediate steps be taken to secure the passage of an act by the State Legislature, authorizing said Common Council to raise, under the provisions of the city charter, the sum of seventy-five thousand dollars (\$75,000) to be expended in the erection and furnishing of a new Free Academy building.

[Signed] THEON E. PARSONS,
JONAS JONES,
ALEX. M. MOSER,
A. A. FRANCIS,
THOMAS DRANSFIELD,
Committee.

Yours respectfully,

S. A. ELLIS, Sup't.

Ordered received, filed and published.

Ald. McConnell moved to refer the communication to the Committee on Schools. Carried.

Ald. Caring presented an invitation from the St. Alphonso Benevolent Society to the Board, to attend a concert at Falls Field Atlantic Garden, and moved its acceptance. Carried.

The President presented an invitation to attend the lecture of the Rev. N. M. Mann, to be delivered at Corinthian Hall on Friday evening, Feb. 16th.

Ald. Aldridge moved the acceptance of the invitation. Carried.

ORDINANCES.

REPAIRING EAST AVENUE.

By Ald. Aldridge—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing East Avenue from East Main street to the east line of the city. Adopted.

The Surveyor submitted as such estimate \$13,500.

By Ald. Aldridge—Resolved, That the following improvement is expedient, viz:

The repairing of East Avenue from East Main street to the east line of the city by picking up the present McAdam roadway and repairing the gutter pavement where necessary and putting on a sufficient amount of new McAdam matter to raise the surface of the street to the original grade and make such other repairs as shall be deemed necessary by the committee having the work in charge, said committee to consist of Hiram Sibley, Wm. F. Cogswell and C. F. Paine, who shall act in connection with the Commissioner having charge of said avenue. It shall be the duties of said committee to audit and adjust all accounts and supervise said repairs until completed; and said repairs shall be entirely under their control.

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 \$13,500, 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 East Avenue from East Main street to the east line of the city.

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

such person, there shall have been paid to the Commissioners or Superintendent of said Cemetery the sum of eight dollars, for the cost and expenses of such burial, and a permit for such burial shall have been granted by them or either of them. This section shall not, however, apply to non-residents or strangers who may have come to their decease within the limits of the said city. § 2. No person shall hereafter convey, or cause to be conveyed, through the streets of the city of Rochester the remains of any person deceased, whose death shall have resulted from any infectious, contagious or pestilential disease, and who was a non-resident of said city, unless a permit therefor in writing shall have been obtained from the Health Officer of the city.

§ 3. Any person violating either of the foregoing provisions shall, upon conviction, be subject to a penalty of twenty-five dollars, and in default of the payment of said sum shall be imprisoned in the Monroe County Penitentiary for the period of ninety days.

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stad., Parsons, Aikenhead—28.

UNFINISHED BUSINESS.

The Clerk presented the following:

By Ald. Aldridge—Resolved, That the City Treasurer is hereby authorized in accordance with Section 85, Title 5, of the City Charter, to make the city's note for six thousand dollars, 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 deficiency in the house for Idle and Truant Children Fund and for the maintenance of the said House for Truants, for the ensuing year.

Ald. Aldridge was granted unanimous consent to amend his resolution by striking out the words "six thousand" and substitute therefor the words "sixteen thousand."

Ald. Stebbins moved that the resolution as amended be referred to the Finance Committee to report to this Board at the next regular meeting. Carried.

Ald. Aikenhead called up the following:

By Ald. Aikenhead—Resolved, That the City Treasurer cancel the tax against Peter Saille for the Sibley outlet sewer, and charge erroneous assessments.

And moved its reference to the Assessment Committee and City Assessors. Carried.

Ald. Connolly called up the matter of electing Managers for the House of Idle and Truant Children, and moved that the Board now proceed to ballot for Managers for the House for Idle and Truant Children. Carried.

Ald. Aldridge moved to ballot for three managers for one year, three for two years, and three for three years upon one ballot.

Ald. Stebbins moved as an amendment to ballot for three Managers for one year. Carried.

Ald. Glover moved a reconsideration of the vote just taken upon Ald. Stebbins' motion. Carried.

Ald. Stebbin's amendment was then declared lost.

The original motion of Ald. Aldridge was then carried by the following vote:

Ayes—Alds. Whitcomb, Aldridge, Gould, Fee, Caring, Connolly, Stone, Craig, Kelly, Selye, Stape, Charters, Gerling, Stape, Parsons, Aikenhead—16.

Nays—Alds. Wait, Rogers, Pond, Herzberger, Stern, Heavey, Glover, McConnell, Mandeville, Stebbins, Whitmore. Mauder—12.

FIRST BALLOT.

For Three Years.

Charles F. Pond received.....21 votes
Geo. W. Aldridge.....17 ..

Alonzo G. Whitcomb.....11 ..
John Stape.....11 ..
Franklin S. Stebbins.....4 ..
Wesley Mandeville.....3 ..
Friederich Stade.....2 ..
Edwin A. Glover.....2 ..
S. A. Ellis.....2 ..
Scattering.....11 ..

For Two Years.

Edwin Angevine received.....15 votes
Franklin S. Stebbins.....13 ..
Newell A. Stone.....12 ..
James Fee.....11 ..
Geo. Herzburger.....9 ..
Edwin A. Glover.....8 ..
Robert R. Charters.....7 ..
S. A. Ellis.....3 ..
J. L. Brewster.....2 ..
Scattering.....4 ..

For One Year.

H. S. Brewer received.....11 votes
J. L. Brewster.....7 ..
George Herzberger.....6 ..
Jacob Gerling.....5 ..
John Stape.....4 ..
M. Heavey.....3 ..
Charles H. Clark.....3 ..
S. A. Ellis.....3 ..
H. B. Hathaway.....2 ..
H. B. Knapp.....2 ..
Scattering.....20 ..

Charles F. Pond and Geo. W. Aldridge having received the requisite number of votes, were declared appointed Managers for the House for Idle and Truant Children for the term of three years.

Edward Angevine, having received the requisite number of votes, was declared appointed Manager for the House for Idle and Truant Children for the term of two years.

Ald. Stone moved that the Board now proceed to ballot for one Manager for the House for Idle and Truant Children for the term of three years. Carried.

FIRST BALLOT.

John Stape received.....16 votes
Alonzo G. Whitcomb.....8 ..
Edwin A. Glover.....2 ..
Newell A. Stone.....1 vote
Blank.....1 ..

John Stape, having received the requisite number of votes, was declared appointed Manager for the House for Idle and Truant Children for the term of three years.

Ald. Mandeville moved that the Board now proceed to ballot for two Managers for House for Idle and Truant Children for the term of two years—both names upon one ballot. Carried: /

FIRST BALLOT.

Alonzo G. Whitcomb received.....12 votes
James Fee.....9 ..
George Herzberger.....8 ..
Robert R. Charters.....8 ..
Edwin A. Glover.....4 ..
S. A. Ellis.....4 ..
Franklin S. Stebbins.....3 ..
Scattering.....6 ..

No choice.
Ald. Aikenhead moved to postpone further balloting until the next regular meeting. Carried.

The Clerk presented the following:

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, February the 20th, 1872, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Ald. Aldridge moved to amend the ordinance by striking out all the words between the word "necessary" and the words "and whereas."

Lost by the following vote:
Ayes—Ald. Aldridge, Wait, Gould, Fee, Caring, Craig, Kelly, Selye, Stape, Charters, Gerling, Stebbins—12.

Nays—Ald. Rogers, Pond, Herzberger, Heavey, Connolly, Stern, Glover, McConnell, Stone, Mandeville, Whitmore, Mauder, Stade, Parsons, Aikenhead—15.

The ordinance was then adopted by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Heavey, Connolly, Stern, Glover, McConnell, Stone, Mandeville, Gerling, Whitmore, Stade, Parsons, Aikenhead—16.

Nays—Ald. Wait, Herzberger, Fee, Caring, Craig, Kelly, Selye, Stape, Charters, Stebbins, Mauder—11.

SEWER IN TAPPAN AND UNION 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 pipe sewer in Union and Tappan streets from Weld street to a point 100 feet east of Scio street.

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

The construction of a 15 inch pipe sewer in Union and Tappan streets from Weld street to a point 100 feet east of Scio 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 thousand one hundred and fifty three dollars, which estimate was and is hereby approved; the sum of two thousand one hundred and fifty-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:

All the lots and parcels of land on each side of Union and Tappan streets from Weld street to Scio street.

On which above described portion of the city the said sum of two thousand one hundred and fifty-three dollars is ordered to be assessed.

And the tax payers to be assessed for making such improvement, shall be assessed 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 such 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 15th day of February, 1872, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

STONE AND PIPE SEWER IN EXCHANGE 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 and pipe sewer in Exchange street.

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

The construction of a stone and pipe sewer in Exchange street as follows, to wit: a stone sewer 2 feet by 2 feet, from the sewer in Court street to the south line of Spring st., and from the south line of Spring st. a 12 inch pipe sewer on each side of the street, underneath the sidewalk, the one on the west side of the street to extend to within 30 feet of the Erie Canal; the one on the east side of the street to extend to a point 5 feet north of the south line of F. Tully's land, with the necessary lateral sewers and connections.

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 expense, and reported the same at \$2,099, which estimate was and is hereby approved; the sum of \$2,099, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants of the property in 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 st. from the north line of Court st. to the Erie Canal.

On which above described portion of the city the said sum of \$2,099 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 such 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 15th day of February, 1872, at nine o'clock in the forenoon, at the office of the City Clerk.

raised by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

ASSESSMENT ROLLS.

The Clerk presented the following Assessment Rolls from the Assessors, subscribed and sworn by them:

Bridge over the Race at Court st.

Improvement of Clarissa st.

Ald. Stebbins moved that action on the Assessment Roll for the improvement of Clarissa street be postponed until the first regular meeting in May next. Carried.

After hearing allegations from all persons appearing the Assessment Roll for Bridge over the Race at Court street was confirmed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

PENAL ORDINANCE RELATING TO THE BURIAL OF THE DEAD.

Ald. Kelly was granted unanimous consent to present the following:

An Ordinance relating to the Burial of Dead in Mt. Hope Cemetery.

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

SECTION 1. No person not a resident of the city of Rochester shall hereafter be buried within the limits of Mt. Hope Cemetery, unless such person shall have been the owner of a lot or part of a lot therein, or unless the owner of such lot or part of such lot, or such person on his or her lot; or unless, before the burial of

By Ald. Rogers—The Building Committee for City Hall present for the consideration of the Board plans for the same, and recommend the adoption of the following resolution:

Resolved, That the plans presented be adopted, and the committee are hereby authorized to contract for the excavation and besement walls without unnecessary delay.

HENRY T. ROGERS,
W. MANDEVILLE,
M. HEAVEY,
FRED. STADE,
ROB'T R. CHARTERS,
Committee.

Ald. Stape moved the adoption of the resolution.

Ald. Stone offered the following as a substitute for Ald. Rogers' resolution:

By Alderman Stone—Resolved, That the Legislature of the State of New York be requested to pass an act authorizing the Common Council to raise on the bonds of the city \$600,000 for the purpose of building a City Hall on a lot now owned by the city and known as the First Church lot, and for the construction of water works. Said bonds having not less than thirty years to run and the Law Committee and City Attorney are directed to present such an act for the approval of this Board at its next meeting.

Ald. Mandeville moved to table Ald. Stone's resolution.

Carried by the following vote:

Ayes—Ald. Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Mandeville, Stape, Charters, Gerling, Mauder, Stade, Parsons, Aikenhead—19.

Nays—Ald. Whitcomb, Aldridge, Wait, Stone, Craig, Kelly, Selye, Stebbins, Whitmore—9.

Ald. Whitcomb moved to table Ald. Rogers' resolution until the first regular meeting in May next.

Lost by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Craig, Kelly, Selye, Stebbins—7.

Nays—Ald. Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stape, Parsons, Aikenhead—21.

Ald. Stebbins moved that the action on the matter of the New City Hall be postponed until the first regular meetin in March next, and in the meantime invite architects to furnish plans.

Ald. Mandeville moved to table Ald. Stebbins' motion.

Carried by the following vote:

Ayes—Ald. Gould, Rogers, Fee, Caring, Connolly, Stern, Glover, McConnell, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stape, Aikenhead—16.

Nays—Ald. Whitcomb Aldridge, Wait, Pond, Herzberger, Heavey, Stone, Craig, Kelly, Selye, Stebbins, Parsons—12.

Ald. Stebbins presented plans for the New City Hall, executed by Mr. Forbes; estimated cost of the building \$140,000, and moved to adopt them instead of the plans presented by the Committee.

Ald. Mandeville moved to table Ald. Stebbins' motion.

Carried by the following vote:

Ayes—Ald. Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Mandeville, Stape, Charters, Gerling, Mauder, Stade, Aikenhead—19.

Nays—Ald. Whitecomb, Aldridge, Wait, Craig, Kelly, Selye, Stebbins, Whitmore, Parsons—9.

Ald Mandeville moved to suspend the rule to adjourn at 11 o'clock.

Carried by the following vote:

Ayes—Ald. Whitecomb, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade Aikenhead—20.

Nays—Ald. Aldridge, Wait, Stone, Craig, Kelly, Selye, Stebbins, Parsons—8.

Ald. Mandeville moved the previous question, "Shall the main question now be put?" was declared carried by the following vote:

Ayes—Ald. Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Glover, McConnell, Mandeville, Stape, Charters, Mauder, Stade, Aikenhead—16.

Nays—Ald. Whitcomb, Aldridge, Wait, Stern, Stone, Craig, Kelly, Selye, Gerling, Stebbins, Whitmore, Parsons—12.

The original resolution, as presented by Ald. Rogers, was then adopted by the following vote:

Ayes—Ald. Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Mandeville, Stape, Charters, Gerling, Mauder, Stade—17.

Nays—Ald. Whitcomb, Aldridge, Stone, Craig, Kelly, Selye, Stebbins, Whitmore, Parsons, Aikenhead—10.

Unanimous consent was granted Ald. Stebbins to present the following:

By Ald. Stebbins—Resolved, That the City Treasury is hereby directed to expose for sale all lands upon which the general city tax of 1871 has not been paid, upon the first Thursday in March, as per sections 99, 100, 101, 102, 103, 104 and 105 City Charter. Adopted.

FINANCE BUDGET.

ROCHELTER, Feb. 13, 1872.

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

CONTINGENT FUND.

C. F. Walters, one badge for Alderman of 5th Ward.....	\$ 8 00
S. Rosenblatt & Co., rosetts, gloves, &c., for funeral.....	20 16
Geo. W. Connolly, taper and wrench for Messenger.....	1 50
H. T. King, ice at City Hall one year, ending Dec. 31st, 1871.....	42 00
Tower & Dean, blotting paper.....	5 00
Gommenginger, Allen & Co., repairing furnace.....	15 26
W. F. Holmes, insurance, City Hall.....	103 50
Ed. Enrick, care of city clocks 1 quarter ending Feb. 1st.....	62 50
C. F. Walters, one eight day clock for Clerk's office.....	42 00
And charge Contingent Fund.	

POOR FUND.

W H Niven, groceries per order to Feb. 6th.....	\$71 50
Anthony Heffer, bread.....	112 30
William Brown, disbursements.....	50 75
City Hospital, board of inmates one quarter, to Jan. 1st, 1872.....	741 14
C T Moore, bill of coffee.....	40 00
Matthew Daus, groceries per order to Feb. 5th.....	23 50
Fred Wurtz,	29 00
H Goetzman,	47 25
H F Van Dake, shoes.....	6 89 75
H & P Bender, undertaker's services.....	56 50
Geo Schofield, transportation per order,	29 81
And charge that Fund.	

LAMP FUND.

C A Jeffords, lighting, extinguishing, oil, &c., kerosene lamps, and repairing lamps West Side, for Feb.....	\$356 66
J E Relyea, lighting & extinguishing, oil, &c., kerosene lamps, East Side, for Feb.....	413 10
Geo W Connolly, one lamp post.....	8 00
And charge that Fund.	

POLICE FUND.	
Brown & Tuity, buckets for Police Station.....	24 00
And charge that fund.	
FIRE DEPARTMENT FUND.	
Vacuum Oil Company, oil.....	20 00
Jacob Lux, repairs to harness.....	35 20
Truman Miller, labor and material at engine houses.....	14 00
Thos Williamson, repairing at engine houses.....	99 65
Geo W Connolly, gas fixtures.....	10 41
Jas Melvin, horse-shoeing for gr. ending Feb. 7..	37 15
B F Blackall, disbursements as Supt. F. A. Tel.....	12 16
Burke, Fitzsimons, Hone & Co., 6 prs blankets..	45 00
J Ringlestein, refreshments for firemen.....	35 00
Wm Wolf & Co, balance in full for labor and material upon Engine House No 1.....	810 96
A G Whitcomb, board and room for firemen.....	11 00
Boyd & Hart, labor and material at Engine House No 2.....	136 66
And charge that fund.	

HIGHWAY FUND	
John Frick, Sup't, pay roll and disbursements from Jan. 20th to Feb. 1.....	498 08
Gibbons & Stone, rent of lot on Stone st. 3 mos. to Feb. 1st, 1872.....	12 50
Nathan Wood, repairing walks.....	32 06
And charge that fund.	

Adopted by the following vote:
 Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Charters, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Ald. Selye moved that the Board now adjourn until Friday evening next.

Ald. Fee moved to substitute Tuesday for Friday. Carried.

The motion of Ald. Selye as amended was then declared carried.

Adjourned.

WILLIAM F. MORRISON, City Clerk.

In Common Council, Feb. 20th, 1872.

REGULAR MEETING.

President Ald. C. R. Parsons presiding.

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Absent—Ald. McConnell—1.

APPROVAL OF MINUTES.

The minutes of the previous meetings, February 6th and 13th, were approved as published in Book of Proceedings.

PRESENTATION OF PETITIONS, CLAIMS, &C.

By Ald. Aldridge—Bills of Geo. Masseth, W. C. Thomas, C. T. Amsden & Son, John W. Adams, and Wilson & Pond.—Committee on House for Idle and Truant Children.

By Ald. Rogers—Bills of B. F. Blackall, J. R. Chamberlain, William Morley, and J. H. Wj-son & Co.—Fire Department Committee.

By Ald. Pond—Bill of A. G. Wheeler.—Law Committee.

Petition of C. Phillips for permission to erect wood buildings on his lots, Nos. 17 and 19, situate on Edinburg street.—Wood Building Committee with power to act.

Petition of J. H. Bosworth for permission to erect a wood building on his lot, No. 103, situate on Glasgow street.—Wood Building Committee with power to act.

Petition of Martin W. Cooke for compensation for damage, caused by the overflow of water from the Court and William street outlet sewer.—Referred to the Law Committee.

By Ald. Herzberger—Bill of Mr. Fay.—Street Committee.

Petition of N. H. Galusha and others for the passage of a resolution authorizing and ordering the removal of the gates from Washington and Wadsworth Parks.

Ald. Herzberger moved that the prayer of the petition be granted, and the Park Committee be and is hereby instructed to remove the gates from the Parks as requested by the petitioners.—Carried.

By Ald. Caring—Bill of Anthony Kasseal.—Contingent Expense Committee.

Bill of John Creegan.—Sewer Committee.

By Ald. Stern—Bills of W. A. Combs, S. A. Lattimore, Patrick Burns, Geo. Masseth, Geo. W. Walbridge, Charles McAnnally, Rochester News Letter, Stump & Frost, John C. Moore, Dan'l Wood, Jesse Shepherd, and Thomas H. Hopwood.—Contingent Expense Committee.

Bills of D. W. Powers, and Whitmore, Carson & Co.—Map, Survey and Record Committee.

Petition of Henry Verheven for permission to erect a wood building on his lot, No. 12, situate on Joiner street.—Wood Building Committee with power to act.

Claim of Thomas Dransfield for interest on orders held by him, for the construction of the Atkinson street sewer.—Ordered filed.

By Ald. Stern—Resolved, That the Clerk draw an order upon the Treasurer in favor of Thomas Dransfield for \$70.78, being the interest upon his cash orders for constructing Atkinson street sewer, and charge the same to Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead.—25.

By Ald. McConnell—Bill of T. M. Sherman.—Contingent Expense Committee.

By Ald. Stone—Remonstrance against granting permission to William Webb, to construct a lateral sewer from his premises, situate on Reynolds street into the main sewer in Tremont street.—Tabled.

Bills of William Brown, Michael Heavey, A. M. Semple, Moore & Cole, Silas J. Wagoner, W. Calton Brown, H. Brewster & Co., Smith & Gordon, Mrs. Cleminson, Daniel Wood, John Stape, C. T. Moore, Henry Hoock, Scramont & Wetmore, Geo. B. Hawkins, Smith, Perkins & Co., Gerling Brothers, George Bastian, and John Nagel.—Poor Committee.

By Ald. Kelly—Petition of Fred. Pemple for permission to remove a wood building on his lot, situate on Saratoga avenue.—Wood Building Committee with power to act.

Petition of the New York Central & Hudson Railroad Company for permission to erect a wood building, situate on its lot, corner of State and Centre streets.

Ald. Mauder moved to refer the petition to the Wood Building Committee, to report to this Board, at its next regular meeting.—Carried.

By Ald. Kelly—Bills of Holloway & Normington and Supt. pay roll.—Street Committee.

Bills of City Treasurer against Thomas Hughs and Reuben Johnson.—Referred to the Committee on Assessments.

By Ald. Charters—Bills of McConnell, and Gommenginger, Allen & Co.—Police Committee.

Petition of Simon Swager for permission to erect a wood building on his lot, No. 2, situate on Orchard street.—Wood Building Committee with power to act.

By Ald. Whitmore—Petition of Thomas W. Morrison for permission to erect a wood building on his lot, No. 35, situate on Mt. Hope avenue.—Wood Building Committee with power to act.

By Ald. Mandeville—Bill of Anthony Kassal.—Contingent Expense Committee.

Unanimous consent was granted Ald. Stebbins to present the following:

By Ald. Stebbins—Resolved, That the City Treasurer be and is hereby directed to return to the persons taxed for Exchange street sewer and Improvement. Also, Prindle alley sewer, the amount of the credit balances of said funds in proportion to the amount of the tax paid by them.

Adopted.
By Ald. Mauder—Petition of Wm. W. Zrimmer for permission to erect a wood building on his lots, Nos. 48 and 48, situate on Hudson st.—Wood Building Committee with power to act.

By Ald. Stade—Bills of C. T. Amsden & Son, S. B. Raymond & Son, J. C. Miller & Son, L. A. Ward, W. F. Holmes, Buell & Hayden, W. L. Ingraham, Edwin Turner, and Drew, Allys & Co.—City Property Committee.

Petition of William Rapp, for permission to erect a wood building on his lot No. 15, situate on North St. Paul st.; Wood Building Committee, with power to act.

Ald. Aikenhead presented the following:
ROCHESTER, Feb. 13, 1872.

Gentlemen of the Common Council :
I hereby tender my resignation as Inspector of Election for the Fourteenth Ward.

Yours respectfully,
JOHN SELLINGER.

Ald. Aikenhead moved the acceptance of the resignation. Carried.

Petition of Louis P. Beck, for permission to erect a wood building on his lot No. 16, situate on Seldon st.; Wood Building Committee.

Bill of Heath & Smith Manufacturing Company; Lamp Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Kelly, from the Street Committee, reported in favor of the bills of Holloway & Nornington and Superintendent's pay-roll; Finance Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the bill of John Creegan, and presented the following:

By Ald. Caring—Resolved, That the City Treasurer pay, when there are funds applicable, John Creegan, for repairing sewers, \$26, and charge Sewer Repair Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Ald. Aldridge, from the Committee on House for Idle and Truant children, reported in favor of the bills of Geo. Masseth, W. C. Thomas, C. T. Amsden & Son, John W. Adams and Wilson & Pond. Finance Committee.

Unanimous consent was granted Ald. Aldridge to present the following resolutions:

By Ald. Aldridge—Resolved, That the Treasurer be directed to receive 78 per cent in full of Alexander Phelps, John Rauber, Bridget Hogan, Eliza C. Brown, Wm. Douglass, Albert Dolbret, Thomas Benford, Philippena Rohr, Sarah Allen, Louisa J. Campbell, Wm. Johnson and Emily T. Lewis, and 98 per cent in full of all others on their assessment for Evergreen street improvement; also, that the Treasurer credit Sarah Allen \$11 on her assessment for said improvement. Adopted.

By Ald. Aldridge—Resolved, That the Treasurer is hereby directed to credit as follows on their assessment for the improvement of University Avenue: Peter Saile, \$72.52; Anna Yankerman, \$50; John Corkhill, \$64; hrs. of Geo. Wolf, \$41.20, they having laid their own side walks, curb stones and paved gutters. Adopted.

Ald. Charters, from the Committee on Police, reported in favor of the bills of McConnell & Co. and Gommenginger, Allen & Co. Finance Committee.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petitions of Mary McDermott, Moses R. Smith and Fred. Brotsch, and presented the following:

By Ald. Mandeville—Resolved, That Mary McDermott, Moses R. Smith and Fred. Brotsch have permission to erect wood buildings in accordance with their petitions under the direction of the Wood Building Committee and Fire Marshal. Adopted.

Ald. Mandeville, from the Wood Building Committee, reported that considering the remonstrances presented against granting permission to Martin Fahy to erect a wood building the committee would report favorably, but prefer that the Board take the responsibility in the case.

Ald. Pond presented a remonstrance signed by Dr. E. M. Moore and four others.

Ald. Stone moved the reference of the petition and remonstrance to the Aldermen of the 3rd Ward. Carried.

Ald. Aikenhead, from the Committee on Public Lamps, reported in favor of the bills of the Heath & Smith Manufr. Company. Finance Committee.

Ald. Rogers, from the Fire Department Committee, reported in favor of the bills of B. F. Blackall, James R. Chamberlain, William Morley and J. H. Wilson & Co. Finance Committee.

Ald. Stern, from the Contingent Expense Committee, reported in favor of the bills of T. M. Sherman, Wm. A. Combs, S. A. Lattimore, Anthony Kassel, Patrick Burns, Geo. Masseth, Geo. W. Aldridge, Chas. McAnally, Rochester News Letter, Stump & Frost, John C. Moore, Daniel Wood, Jesse Shephard and Thomas H. Hopwood. Finance Committee.

Ald. Stern, from the Committee on Maps, Surveys and Records, reported in favor of the bills of D. W. Powers and Whitmore, Carson & Co. Finance Committee.

Ald. Pond, from the Law Committee, presented the following:

To the Hon. the Common Council of the City of Rochester:

The Law Committee, to whom was referred the petition of Jas. Palmer for damages by reason of the overflowing of his lands with water from Court and William streets outlet sewer, having examined and investigated the

subject, would respectfully report that the liability of the city for such damages has been adjudged in the case of Hayward vs the City of Rochester; that your Committee are of the opinion that under all the circumstances the claim of Mr. Palmer is just and moderate, and should be paid.

Rochester, February 20, 1872.

CHARLES F. POND,
F. S. STEBBINS,
W. MANDEVILLE,
Law Committee.

Ordered received, filed and published.

By Ald. Pond—That the City Treasurer pay to Jas. Palmer two hundred and fifty (\$250) dollars upon his filing a receipt therefor in full of all damages from water overflowing his lands from Court and William streets outlet sewer, and charge Contingent Fund.

Ald. Kelly moved to refer the matter to the Sewer Committee with directions to negotiate a settlement with all persons claiming damage by the overflow of water from the Court and William street outlet sewer, for past damage, and what damage may occur in the future, and report the propositions to this Board.

Ald. McConnell moved to table Ald. Kelly's motion. Carried by the following vote:

Ayes—Ald. Gould, Rogers, Pond, Herzberger, Heavey, Caring, Stern, Glover, McConnell, Craig, Mandeville, Stape, Charters, Parsons—14.

Nays—Ald. Whitcomb, Aldridge, Fee, Connolly, Stone, Kelly, Selye, Gerling, Stebbins, Whitmore, Mauder, Stade, Aikenhead—13.

Ald. Whitmore moved to refer the matter back to the Law Committee, with instructions to receive propositions from all persons owning land upon said outlet (claiming damage from the city by reason of overflow of water) "terms of settlement for all past claims and release the city from all liabilities in the future," and report to this Board.

Ald. Glover moved the previous question, "shall the main question be now put," and was declared lost.

Ald. Whitmore's motion was then carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Fee, Caring, Connolly, Kelly, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—14.

Nays—Ald. Rogers, Pond, Herzberger, Heavey, Stern, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Stebbins—13.

Ald. Pond, from the Law Committee, presented the following:

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

The Law Committee, to whom was referred the resolution offered by Ald. Stone in relation to the tax for Pryor street sewer, would respectfully report that while they are of the opinion that the whole amount of said tax can be collected as against the tax-payers on Pryor st., yet they are also well satisfied upon investigating the law of the case that said tax-payers could recover from the city the surplus over the cost of the sewer as provided under the ordinance; in other words that they could recover that portion of the tax which went to pay for

grading the street or other purposes not provided or in the ordinance.

Rochester, Feb. 20th, 1872.

CHAS. F. POND,
W. MANDEVILLE,
F. S. STEBBINS,
Law Committee.

Ordered received, filed and published.

Ald. Stade, from the Committee on City Property, reported in favor of the bills of C. T. Amsden & Son, S. B. Raymond & Son, (two bills) J. C. Miller & Son, L. A. Ward, W. F. Holmes, Buell & Hayden, W. S. Ingraham, Edwin Turner, and Drew, Allis & Co. Finance Committee.

Ald. Stone, from the Committee on Relief and Support of the Poor, reported in favor of the bills of William Brown, Michael Heavey, A. M. Semple, (two bills) Moore & Cole, S. J. Wagener, W. Carlton Brown, H. Brewster & Co., Smith & Gordon, Mrs. Cleminson, Dan'l Wood, John Stape, C. T. Moore, Henry Hook, Scrantom & Wetmore, Geo. B. Hawkins, Smith, Perkins & Co., Gerling Bros., George Bastian and John Nagel. Finance Committee.

Ald. Stebbins, from the Finance Committee, presented the following:

FINANCE BUDGET.

ROCHESTER, Feb. 1872.

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

CONTINGENT FUND.

W. S. Grantsynn, Sur'r, 1 mo. salary to March 1,	72 250 00
W. F. Morrissou, Clerk, 1 mo.	133 34
Jesse Shepherd, A't'y,	125 00
D. McKay, assessor,	150 00
E. T. Ostley,	150 00
J. J. Shaffer,	150 00
Thos H. Hopwood, Messenger,	66 67
Jno. Haywood, jr., mayo.'s clk.	66 67
J. P. Evans, Market Clerk,	75 00
R. Lockart, watchman	35 00
And charge Contingent Fund.	

HIGHWAY FUND.

John Frick, Sur'r, one mo. salary to March 1, 1872. 150 00
And charge that Fund.

POOR FUND.

Wm. Brown, Overseer of Poor, one mos salary to March 1st, 1872.	100 00
W. F. Peck, Clerk Poor Office, one mo. salary to Feb. 1st.	66 67
Dr. Charles Bu Kley, City Physician, one mos. salary to March 1st.	41 67
E. C. Oaks, City Physician, one mos. salary to March 1st.	41 67
Dr. W. H. Lakeman, City Physician, one mos. salary to March 1st.	41 67
Dr L. B. Baker, City Physician, one mos. salary to March 1st.	41 67
Jr. J. F. Rechenbach, City Physician one mos salary to March 1st.	41 67
Dr. C. C. H. Miller, City Physician, one mos salary to March 1st.	41 67
And charge that Fund.	

HEALTH FUND.

August Woellart, keeper Hope Hospital, 1 mos. salary to Feb. 1, 1872.	50 00
Dan'l W. Mc Gargart, Inspector, one mos. salary to Feb. 1st.	50 00
John R Stiles, Inspector, 1 mos. salary to Feb 1st.	50 00
August Wagner,	50 00
Robert Neary,	50 00
Jonathan Reynolds,	50 00
Jas. M. Andrews,	50 00
William Wright, Inspector (small-pox), one mos salary to March 1, 1872.	50 00
W. F. Morrissou, Clerk Board of Health, one mos salary to March 1st, 1872.	33 34
And charge that Fund.	

MAP, SURVEY AND RECORD FUND.

Cyrus Beardsley, Surv'r, 1 mo. sal to March 1, '72. 250 00	
C B Parsons, Ass't	60 00
And charge that Fund.	

Adopted by the following vote:
Ayes—Ald. Whitcomb, Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly,

Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Steobins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

COMMUNICATIONS.

The Clerk presented the following Report of the Police Justice for the month of January, 1872:

POLICE OFFICE,
Rochester, February 20, 1872. }

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

Monthly report of the Police Justice of the City of Rochester for the moneys received by him for fines and penalties during the month of January, 1872:

Total amount received \$307 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 January, 1872, is true.

Respectfully yours, &c.,

E. W. BRYAN.

Ordered received, filed and published.

ORDINANCES.

REPAIRING EAST AVENUE.

On motion of Ald. Aid. edge 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. Aid. edge submitted the following:

An Ordinance to repair East Avenue from East Main street to the east line of the city.

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

The repairing of East Avenue from East Main street to the east line of the city, by picking up the gutter pavement and repairing the same, and putting on a sufficient amount where necessary, and repairing the same, such other repairs as shall be deemed necessary by the committee having the work in charge, said committee to consist of Hiram Sibley, Wm. F. Cogswell and C. F. Paine, who shall act in connection with the Commissioner having charge of said revenue. It shall be the duty of said committee to audit and adjust all accounts and supervise said repairs until completed, and said repairs shall be entirely under their control.

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 said Board, having made an estimate of such expense, and reported the same at \$13,500, of which estimate was and is hereby approved; the sum of \$13,500, 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 East Avenue from East Main street to the east line of the city.

On which above described portion of the city the said sum of \$13,500 is hereby ordered to be assessed.

And the tax payers to be assessed for making such improvement, may, by paying interest to them individually, pay the amount assessed in three equal payments, as follows: One-third of the amount assessed within three months after the completion of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per centum of such roll; within one year from the completion of such roll; and the remaining one-third, with interest at the same rate, within two years from the completion of such roll.

And Ad. McKay, John J. Schaffer and E. T. 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 so designated, of the said amount of expense, in proportion, 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 February, 1872, at 9 o'clock in the forenoon, at the office of the City Clerk.

Ald. Selye moved that action on the ordinance be postponed until the second regular meeting in April next. Carried.

PIPE SEWER IN WELD STREET.

By Ald. Caring—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a 12 inch pipe sewer in Weld street, from Union street to a point 142 feet east of Scio street. Adopted.

The surveyor submitted as such estimate \$1,006.

By Ald. Caring—Resolved, That the following improvement is expedient, viz: The construction of a 12 inch pipe sewer, with the necessary surface laterals and connections for private drains, in Weld street, from the sewer in Union street to a point 142 feet east of 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 \$1,006, which estimate is hereby approved:

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

One tier of lots on each side of Weld street, from Union street to a point 142 feet east of 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, March the 5th, 1872, at half past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted by the following vote:

Ayes: Ald. Whitcomb, A. D. Edge, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Steobins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

UNFINISHED BUSINESS.

Ald. Selye called up the charter amendments as presented by him February 6th, and presented the following as a substitute, and moved their adoption:

CHARTER AMENDMENTS.

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 8th, 1861."

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

SECTION 1. Section six of the act hereby amended, is amended by striking out from the second line thereof the words, "two aldermen" and substituting therefor the words, "one alderman."

§ 2. Section seven of said act is hereby amended so as to read as follows:

Section 7. An election shall be held in each Ward annually on the first Tuesday of March, at such place as shall be designated by the Common Council, of which a notice shall be published for at least six days previous to the election, in all the daily newspapers printed in said city, signed by the city clerk, at which there shall be chosen by the electors of the whole city, voting in their respective wards, one Mayor, who shall hold his office for two years; one police justice, who shall hold his office for four years; one Treasurer, who shall hold his office for three years, whenever the term of office of the incumbent of each of the aforesaid offices shall expire before the next annual charter election; 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 two years, whenever the term of office of the then incumbent will expire before the next annual charter election; one constable who shall hold his office for one year, one commissioner of common schools, when the term of office of the then incumbent will expire before the next annual charter election, who shall hold his office for two years; and also, one supervisor who shall hold his office for one year, and two in-

spectors of election in each election district who shall hold their offices for one year.

No person shall be eligible to any of the aforesaid offices, unless he be at the time of his election, a resident elector of the said city, nor in the case of a person to be elected to the office of alderman, unless he be also a resident elector of the ward in which he is to be elected.

§ 3. Section 33 of said act is hereby to be amended so as to read as follows:

§ 33. The Aldermen of the city shall constitute the Common Council thereof. The Common Council shall determine the rules of its proceedings, judge of the qualifications of its members, and have power to compel their attendance. Its first meeting in each year shall be held at its usual place of meeting, at two o'clock in the afternoon of the first Monday in April, and thereafter it shall meet at such times and places as it shall, from time to time, designate, and on special occasions as the Mayor shall appoint in writing, a copy of which notice shall be served on all the members of the Common Council personally, or by leaving the same at the place of residence or business of such member as shall not be personally served. But each meeting, unless held under special appointment of the Mayor, shall be held between the hours of two o'clock in the afternoon and nine o'clock in the evening, and at no other time.

§ 4. Section 39 of said act is hereby amended so as to read as follows:

§ 39. No member of the Common Council shall, during the period for which he was elected, be appointed to, or be competent to hold any office, of which the emoluments are paid from the city treasury, or paid by or through any act, ordinance or resolution of the Common Council. No officer of said city, no Alderman nor any person appointed by the Common Council to any office, shall be directly or indirectly interested in any contract, work or business, or the sale of any article, the expense, price or consideration of which is to be paid from the city treasury, or by means of any assessment levied by an act, ordinance or resolution of the Common Council, nor in the purchase of any property for or on account of the city of Rochester, or which shall be sold by or on behalf of said city. All such contracts, sales or purchases shall be deemed forfeited as to any interest of any such officer, alderman or person. And any person who shall knowingly violate any of the provisions of this section shall also be guilty of a misdemeanor, and upon conviction shall be punished by a fine not exceeding \$500, and by imprisonment not exceeding one year in the Monroe County Penitentiary, or by both such fine and imprisonment.

But this section shall not be construed to prevent the Mayor or any other officer of said city, or any officer appointed by said Common Council, from receiving any salary which may be fixed by the Common Council, or any emoluments or fees to which he may be entitled by virtue of his office.

§ 5. Section 43 of said act is hereby amended so as to read as follows:

§ 43. On the last Tuesday in the month of March in each year the Common Council shall audit and settle the accounts of the City Treasurer, and the accounts of all other officers of said city, or persons appointed to any office by the Common Council, and the claims of all other persons having any demands against the city,

or accounts with it, or with any officer thereof. It shall make out a statement in detail of the receipts and expenditures of the corporation and of all its officers during the current fiscal year, in which statement shall be clearly and distinctly specified the items of receipts and expenditures, the several sources from which and the objects for which the same were received and expended, the amount of taxes raised for each fund, the amount of assessments for opening, paving, repairing and altering streets, sidewalks, crosswalks, parks, and for building and repairing bridges and sewers, and the particular items of all such assessments—to whom and for what paid, and the balance, if any, remaining in the city treasury, the amount borrowed on the credit of the corporation, and the items and particulars thereof, together with the terms on which the same was borrowed; and all such other information as shall be necessary to a full understanding of the financial concerns of said city. The said statement shall be signed by the Mayor and Clerk, and filed with the Clerk, and shall be published by the Clerk in the newspapers in which the proceedings of the Common Council are published. The Common Council shall at its first regular meeting for business in each year, or as soon thereafter as may be, designate and select two, and no more, of the daily newspapers published in said city for the publication of the proceedings, resolutions and ordinances of the said Common Council, and all the notices and proceedings of any of the officers of said city and of all of the committees of the said Common Council, during the current fiscal year. One of said newspapers shall be published in the English and one in the German language.

§ 6. Section eighty-five of said act is hereby amended by adding thereto the following provisions:

No member of the Common Council shall vote for the payment of any money, or to make or to issue the note, bond, certificate of indebtedness, or other pecuniary obligation of the said city, nor to acknowledge an indebtedness or pecuniary obligation of said city, either present or contingent, for or on account of any local or general improvement, or for or on account of any other purpose or consideration whatever, unless at the time of giving such vote there is sufficient money in the city treasury with which to pay the amount so voted or acknowledged to be due. Any person knowingly violating these provisions shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than \$100 nor more than \$250, and shall be imprisoned in the Monroe County Penitentiary for not more than six months. And it shall be the duty of the District Attorney of Monroe County to prosecute every person who shall violate any of said provisions upon the complaint of any tax payer of said city. But nothing in this section contained shall prohibit any Alderman from voting to issue time orders upon the City Treasurer for the payment of any contractor of the instalments becoming due to him according to the provisions of section 191 of said act, for work done or materials furnished in the improvement of streets and sidewalks and the construction of sewers, which shall be paid only from the lawful assessments made for such improvements.

Section 87 of said act, as amended by chapter 738 of the laws of 1868 and chapter 267 of the

laws of 1869, is hereby amended by adding thereto the following:

"The said Assessors are hereby required to properly index said assessment books before delivering them to the City Clerk."

§ 7. Section 128 of said act as amended by chapter 132 of the laws of 1862, and by chapter 121 of the laws of 1863, is hereby amended so as to read as follows:

§ 128. Immediately after receiving such rolls and warrants the County Treasurer shall give public notice by advertisement in all the daily newspapers printed in the City of Rochester, that all persons named in said rolls are required to pay their taxes to him at his office on or before the 15th of February then next, and stating the amount to be added if payment shall be delayed. The said County Treasurer shall receive the amount of any tax levied on said assessment rolls during the month of December and up to the 15th day of January then next, without any addition thereto. If the same shall be paid after the 15th of January and before the 1st day of February next succeeding the levying of said tax, he shall charge and receive an addition of one per cent.; if paid on or after the 1st day of February and before the 15th day of February then next, an addition of two per cent. The expenses incurred in printing said notice as aforesaid shall be paid by the said County Treasurer out of the additional charges authorized by this section, and the balance, if any, shall belong to the County of Monroe. This section shall not take effect during the term of office of the present County Treasurer.

§ 8. Section 164 of said act is hereby amended so as to read as follows: Section 164. The Common Council shall not proceed to open, widen or improve streets, lanes, alleys, sidewalks or crosswalks, nor to make any other improvement, the expense whereof is to be defrayed in whole or in part by a local assessment, until first requested by a petition signed by a majority of the owners of property liable to be assessed for said improvement, who shall be residents of said city. And such owners shall have the right therein to designate the kind of improvement they prefer, and the Common Council shall adopt and carry out such method of improvement; but no improvement which shall be subject to a royalty to the inventor, patentee or assignee of a patent therefor, shall be adopted unless upon the petition of two-thirds of all the owners to be assessed therefor, who shall be residents of said city.

§ 9. Section 165 of said act as amended chapter 553 of the laws of 1865, is hereby amended by adding thereto the following: The Common Council is hereby directed to cause a notice to be published in the official newspapers of said city for at least ten days before the letting of any contract for sealed proposals therefor, to be accompanied by the bond of the person or persons who shall execute such proposals, which shall also be signed by two or more sureties, and shall bind the obligors therein to perform the work mentioned in such proposal, and to fulfill any contract that may be made therefor with the city of Rochester. All such proposals and bonds shall be reported to the Common Council at its next meeting thereafter by the City Clerk, and shall be opened by the City Clerk and read to the Council, and said Common Council may, at the same or any subsequent meeting, let the said

contract, but only to the lowest responsible bidder therefor as aforesaid. And neither the principal nor the sureties upon any proposal or bond, shall be permitted to withdraw or cancel the same or be released therefrom until the Common Council shall have let said contract, and the same shall have been duly executed on behalf of the city and the contractor and his sureties, and shall have been approved and accepted by the Mayor. No assessment shall be made for a local improvement for an amount greater than the amount of the contract therefor, and the necessary expenses of inspection.

§ 10. Section 191 of said act as amended by chapter 718 of the laws of 1870, is hereby amended by striking out therefrom the following words:

"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."

§ 11. Section 198 of said act as amended by chapter 557 of the laws of 1871, is hereby amended by adding thereto the following: All evidence, objections and proceedings had and taken before said committee on assessments, or said Common Council, shall be reduced to writing, and within five days thereafter, shall be filed with the clerk of said city. Any person considering himself aggrieved by any such assessment which shall have been confirmed by the Common Council, either in whole or in part, may within ten days thereafter serve upon the Mayor of said city a notice of appeal to the Monroe County Court, or to the Supreme Court from such assessment, and shall accompany such notice with a bond executed to the city, with one or more sureties, to be approved by the Mayor or Judge of either of said courts in the penalty of at least \$100 conditioned for the diligent prosecution of said appeal, and for the payment of the said assessment, and all costs and expenses of said appeal in case said assessment shall be confirmed. A copy of said notice of appeal shall be at the same time served on the City Treasurer and City Clerk. The giving of such notices, and the delivery of such bond so approved, shall suspend all proceedings of the Common Council, of all officers of said city, in relation to the enforcement or collection of said assessment against said appellant until a decision thereon, as hereinafter provided. The City Clerk shall forthwith, after the service on him of such notice of appeal, certify and return to said County Court and Supreme Court the said assessment roll, and all proceedings, resolutions and ordinances of said Common Council and of all the officers and committees thereof, and of all the officers of said city in relation to said assessment roll, or the subject matter thereof, and all evidence, offers of evidence, and objections to said assessment made to or received by said Common Council or its committee on assessments in relation thereto. At any term of the said county court or special term of the Supreme Court, held in said county of Monroe, the said appeal may be brought to a hearing before said court upon a notice of eight days given to or by said appellant. The said court shall consider the said appeal and examine all questions of law or fact that may be involved therein, and shall give the same a preference over other causes; and shall confirm, annul or modify such assessment as the court shall deem just. In case of annulling the same, the said

court may refer the same back to said Common Council for re-assessment; and in such case the same proceedings shall be had on such re-assessment and for the review thereof as are hereinbefore provided. Either party may appeal from the order made by said court to the general term of the Supreme Court within ten days after notice of such order by serving a notice of appeal in the usual manner of serving notices of appeal to said general term in actions at law; and the appellant, other than the city, shall, at the time of the service of such notice of appeal, give an undertaking conditioned and approved as hereinbefore provided, and shall file the same with the Clerk of Monroe county. The giving and filing of such notice of appeal and undertaking shall stay all proceedings upon or in reference to said assessment until the final determination of said appeal; and from the decision of said general term either party shall have the same right of appeal to the Court of Appeals as from judgments in civil actions. And the proceedings to perfect said appeal and to stay proceedings thereupon, shall be the same as in other appeals from orders in civil actions. The aforesaid appeals shall in all courts have preference over other causes. Costs shall be allowed and recovered to the same extent and in the same manner as in appeals from orders in civil actions.

§ 12. Section 199 of said act as amended by chapter 718 of the laws of 1870, is hereby amended by striking out the words, "every assessment so ratified by the Common Council shall be final and conclusive."

§ 13. Section 203 of said act, as amended by chapter 718 of the laws of 1870, is hereby amended by inserting the words, "merely formal" between the words "any" and "irregularity."

§ 41. Section 209 of said act, as amended by chapter 557 of the laws of 1871, is hereby amended so as to read as follows:

"§ 209. Every tax or assessment authorized by this act, which has been 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 merely formal 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 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 by 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 merely formal 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 designations of owners, or occupants, the Common Council may, in its discretion, proceed to correct such mere formal irregularity, omission or error, and cause the amount so unpaid to be reassessed 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 reassessment 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 original 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 and such assessment or any portion thereof remains 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 said territory described for said expense, according to the benefit received, and proceed in all respects as in cases 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 sale 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 or such parcel of land shall be a lien thereon and take precedence of any encumbrance whatever.

§ 15. Said act is hereby amended by adding thereto the following as section 276:

§ 276. Any one or more persons or corporations interested in, or affected in any way by any ordinance, resolution, assessment, contract or resolution of the Common Council of said city, is hereby authorized to commence any action or proceeding in any court of record either jointly or severally, to set aside, annul or have corrected any such ordinance, resolution, assessment, contract or proceeding, or to restrain the said Common Council, the city of Rochester or any of their, or either of their officers, agents or persons in their or either of their employment, or who have entered into any contract, bargain or employment, express or implied, with the city of Rochester or said Common Council, or with any of the officers, agents or servants of said city, or of said Common Council, the consideration whereof is paid from the city treasury, or by any assessment levied by any act, resolution, ordinance or proceeding of said Common Council from proceeding to carry out said contract, ordinance, resolution or assessment. This section shall apply to all ordinances, resolutions, assessments, contracts or proceedings which have been heretofore, or shall be hereafter be adopted, made or taken by said Common Council or said city of Rochester. Nothing in this act contained shall, however, affect any suits now pending or rights accrued.

§ 16. No election for Alderman shall be held in said city until the first Tuesday of March, 1873. In case a vacancy shall occur in the office

of any such Alderman before the first Tuesday of March, 1873, the Common Council shall cause the same to be filled as in other vacancies in office.

§ 17. All acts and parts of acts inconsistent with this act, are hereby repealed.

§ 18. This act shall take effect immediately. Ald. Glover moved that Ald. Selye's motion be tabled until the next regular meeting.

Ald. Selye moved that when the Board adjourn it be until Tuesday evening next, for the purpose of considering charter amendments and such other amendments as may come before the meeting.

Ald. Kelly moved to amend by substituting "Monday" for "Tuesday." Accepted by Ald. Selye.

Ald. Stebbins moved to amend by substituting "Friday" for "Monday."

Ald. Whitmore moved to table Ald. Stebbins' motion.

Lost by the following vote:

Ayes—Ald. Gould, Rogers, Herzberger, Fee, Caring, Connolly, Stern, Glover, Stape, Whitmore, Mauder—12.

Nays—Ald. Whitcomb, Aldridge, Heavey, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Gerling, Stebbins, Stade, Parsons, Aikenhead—15.

Ald. Stebbins' motion was then declared lost by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Heavey, McConnell, Stone, Craig, Kelly, Selye, Charters, Stebbins, Stade, Parsons, Aikenhead—13.

Nays—Ald. Gould, Rogers, Herzberger, Fee, Caring, Connolly, Stern, Glover, Mandeville, Stape, Gerling, Whitmore, Mauder—13.

Ald. Rogers moved to amend Ald. Selye's motion by substituting "Wednesday, Feb. 28th," for "Monday." Lost by the following vote:

Ayes—Ald. Rogers, Herzberger, Heavey, Fee, Caring, Connolly, Selye, Stebbing, Parsons, Aikenhead—10.

Nays—Ald. Whitcomb, Aldridge, Gould, Stern, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade—16.

Ald. Whitmore moved as an amendment, that when this Board adjourn it be until Thursday evening, February 29th, for the purpose of considering charter amendments.

Ald. Stape moved to table Ald. Whitmore's motion.—Lost.

Ald. Whitmore's motion was then declared carried.

The original motion of Ald. Selye as amended by Ald. Whitmore was then declared carried.

Ald. Gould moved that the Board now adjourn. Carried.

Adjourned.

WILLIAM F. MORRISON,
City Clerk.

In Common Council.—Feb. 21, 1872.

SPECIAL MEETING.

In the absence of the President, Ald. Parsons. Ald. Pond was chosen President *pro tem*.

Present—Ald. Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Mandeville, Stape, Charters, Gerling, Mauder, Stade, Parsons, Aikenhead—20.

Absent—Ald. Whitcomb, Aldridge, Fee, Craig, Kelly, Selye Stebbins, Whitmore—8.

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The Clerk presented the following communication from his Honor the Mayor:

MAYOR'S OFFICE,
ROCHESTER, N. Y., Feb. 21, 1872. }

W. F. Morrison, City Clerk:

DEAR SIR—I hereby appoint a special meeting of the Common Council, to be held at the Common Council Chamber this P. M., at seven and a half o'clock, to take such action as the Board may see fit with reference to the location and plans for, and erection of, a city hall building; and you will please serve legal notice upon each Alderman of the Board to such effect, and oblige.

Yours, &c.,
CHARLES W. BRIGGS, Mayor.

The President, Ald. Parsons, appearing, took the chair.

Ald. Mauder moved a reconsideration of the vote on Ald. Rogers' resolution February 13th (at folio 309 of printed proceedings), in reference to adopting the new City Hall plans.

Carried by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Mandeville, Stape, Charters, Gerling, Mauder, Stade, Parsons, Aikenhead—20.

Nays—None.

By Ald. Mandeville—Resolved, That the resolution concerning the erection of the City Hall, passed at the last meeting, be amended by adding after the word "plans," the words "except the elevations."

Adopted by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Mandeville, Stape, Charters, Gerling, Mauder, Stade—18.

Nays—Ald. Parsons, Aikenhead—2.

The original resolution of Ald. Rogers as amended by Ald. Mandeville was then adopted by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Mandeville, Stape, Charters, Gerling, Mauder, Stade—18.

Nays—Ald. Parsons, Aikenhead—2.

By Ald. Stone, Resolved, That the City Hall Building Committee be directed to procure elevations adapted to the plans adopted by this Board, from the leading architects of this city, and present the same to this Board at its next regular meeting.

Ald. Gould moved to table the resolution. Lost?

The resolution as presented by Ald. Stone was then adopted.

Ald. Stone moved that the City Messenger be and he is hereby directed to cause the City Hall bell to be rung to-morrow, Feb. 22d, (Washington's Birthday), at sunrise and sunset. Carried.

On motion, adjourned.

WILLIAM MORRISON, City Clerk.

In Common Council, Feb. 29th, 1872

ADJOURNED MEETING.

President, Ald. C. R. Parsons, presiding. Present—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Stape, Charters, Stebbins, Mauder, Stade, Parsons, Aikenhead—22.

Absent—Ald. Whitcomb, Fee, Stern, Mandeville, Gerling, Whitmore—6.

UNFINISHED BUSINESS.

Ald. Aldridge moved that the Charter Amendments be now taken up and acted on by sections. Carried.

The Clerk read the following Charter Amendments.

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 8th, 1861."

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

SECTION 1. Section six of the act hereby amended, is amended by striking out from the second line thereof the words, "two aldermen" and substituting therefor the words, "one alderman."

Ald. Selye moved the adoption of the section and that the Legislature be requested to enact the same.

Ald. Caring moved to table Ald. Selye's motion until the City limits are extended.

Carried by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Herzberger, Caring, Connolly, Glover, Stape, Mauder, Stade, Aikenhead—11.

Nays—Ald. Aldridge, Pond, Heavey, McConnell, Stone, Kelly, Selye, Charters, Parsons—9. The Clerk read the following:

SECTION 2. Section seven of said act is hereby amended so as to read as follows:

Section 7. An election shall be held in each Ward annually on the first Tuesday of March, at such place as shall be designated by the Common Council, of which a notice shall be published for at least six days previous to the election, in all the daily newspapers printed in said city, signed by the city clerk, at which there shall be chosen by the electors of the whole city, voting in their respective wards, one Mayor, who shall hold his office for two years; one police justice, who shall hold his office for four years; one Treasurer, who shall hold his office for three years, whenever the term of office of the incumbent of each of the aforesaid offices shall expire before the next annual charter election; 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 two years, whenever the term of office of the then incumbent will expire before the next annual charter election; one constable who shall hold his office for one year, one commissioner of common schools, when the term of office of the then incumbent will expire before the next annual charter election, who shall hold his office for two years; and also, 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.

No person shall be eligible to any of the aforesaid offices, unless he be at the time of his election, a resident elector of the said city, nor in the case of a person to be elected to the office of alderman, unless he be also a resident elector of the ward in which he is to be elected.

Ald. Aldridge moved to amend the section by striking out the word "one" and insert therefor the word "two" after the words "one Supervisor who shall hold his office for"

Carried by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Kelly, Selye, Stape, Charters, Mauder, Stade, Parsons, Aikenhead—20.

Ald. Caring moved the adoption of the section as amended.

Ald. Connolly moved to table Ald. Caring's motion.

Carried by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Glover, Stone, Stape, Charters, Mauder, Stade, Aikenhead—15.

Nays—Ald. Aldridge, McConnell, Kelly, Selye, Parsons—5.

Ald. Gould moved the adoption of the following and the Legislature be requested to enact the same.

SECTION 3. Section 33 of said act is hereby to be amended so as to read as follows:

§ 33. The Aldermen of the city shall constitute the Common Council thereof. The Common Council shall determine the rules of its proceedings, judge of the qualifications of its members, and have power to compel their attendance. Its first meeting in each year shall be held at its usual place of meeting, at two o'clock in the afternoon of the first Monday in April, and thereafter it shall meet at such times and places as it shall, from time to time, designate, and on special occasions as the Mayor shall appoint in writing, a copy of which notice shall be served on all the members of the Common Council personally, or by leaving the same at the place of residence or business of such member as shall not be personally served. But each meeting, unless held under special appointment of the Mayor, shall be held between the hours of two o'clock in the afternoon and nine o'clock in the evening, and at no other time.

Ald. Stape moved to table Ald. Gould's motion.

Carried by the following vote:

Ayes—Ald. Wait, Gould, Pond, Herzberger, Heavey, Caring, Connolly, Glover, Stone, Stape, Charters, Mauder, Stade, Parsons—14.

Nays—Ald. Aldridge, Rogers, M'Connell, Kelly, Selye, Aikenhead—6.

Ald. Selye moved the adoption of the following, and the Legislature be requested to enact the same:

Section 4. Section 39 of said act is hereby amended so as to read as follows:

§ 39. No member of the Common Council shall, during the period for which he was elected, be appointed to, or be competent to hold any office, of which the emoluments are paid from the city treasury, or paid by or through any act, ordinance or resolution of the Common Council. No officer of said city, no Alderman nor any person appointed by the Common Council to any office, shall be directly or indirectly interested in any contract, work or business, or the sale of any article, the expense, price or consideration of which is to be paid from the city treasury, or by means of any assessment levied by an act, ordinance or resolution of the Common Council, nor in the purchase of any property for or on account of the city of Rochester, or which shall be sold by or on behalf of said city. All such contracts, sales or purchases shall be deemed forfeited as to any interest of any such officer, alderman or person. And any

person who shall knowingly violate any of the provisions of this section shall also be guilty of a misdemeanor, and upon conviction shall be punished by a fine not exceeding \$500, and by imprisonment not exceeding one year in the Monroe County Penitentiary, or by both such fine and imprisonment.

But this section shall not be construed to prevent the Mayor or any other officer of said city, or any officer appointed by said Common Council, from receiving any salary which may be fixed by the Common Council, or any emoluments or fees to which he may be entitled by virtue of his office.

Ald. Wait moved to table Ald. Selye's motion.

Carried by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Herzberger, Caring, Connolly, Glover, Stone, Craig, Stape, Mauder, Stade—12.

Nays—Ald. Aldridge, Pond, Heavey, McConnell, Kelly, Selye, Charters, Parsons, Aikenhead—9.

Ald. Mauder moved to postpone further action on Charter amendments until the next regular meeting. Lost.

Ald. Connolly moved the adoption of the following, and the Legislature be requested to enact the same:

Section 5. Section 48 of said act is hereby amended so as to read as follows:

§ 48. On the last Tuesday in the month of March in each year the Common Council shall audit and settle the accounts of the City Treasurer, and the accounts of all other officers of said city, or persons appointed to any office by the Common Council, and the claims of all other persons having any demands against the city, or accounts with it, or with any officer thereof, It shall make out a statement in detail of the receipts and expenditures of the corporation and of all its officers during the current fiscal year, in which statement shall be clearly and distinctly specified the items of receipts and expenditures, the several sources from which and the objects for which the same were received and expended, the amount of taxes raised for each fund, the amount of assessments for opening, paving, repairing and altering streets, sidewalks, crosswalks, parks, and for building and repairing bridges and sewers, and the particular items of all such assessments—to whom and for what paid, and the balance, if any, remaining in the city treasury, the amount borrowed on the credit of the corporation, and the items and particulars thereof, together with the terms on which the same was borrowed; and all such other information as shall be necessary to a full understanding of the financial concerns of said city. The said statement shall be signed by the Mayor and Clerk, and filed with the Clerk, and shall be published by the Clerk in the newspapers in which the proceedings of the Common Council are published. The Common Council shall at its first regular meeting for business in each year, or as soon thereafter as may be, designate and select two, and no more, of the daily newspapers published in said city for the publication of the proceedings, resolutions and ordinances of the said Common Council, and all the notices and proceedings of any of the officers of said city and of all of the committees of the said Common Council, during the current fiscal year. One of said newspapers shall be published in the English and one in the German language.

Ald. Stape moved to table Ald. Connolly's motion.

Lost by the following vote:

Ayes—Ald. Wait, Gould, Heavey, Caring, Glover, Kelly, Stape, Charters, Mauder, Stade—10.

Nays—Ald. Aldridge, Rogers, Pond, Herzberger, Connolly, McConnell, Stone, Craig, Selye, Parsons, Aikenhead—11.

Ald. Mauder moved the indefinite postponement of Ald. Connolly's motion.

Lost by the following vote:

Ayes—Ald. Wait, Gould, Heavey, Glover, Stone, Craig, Kelly, Stape, Charters, Mauder—10.

Nays—Ald. Aldridge, Rogers, Pond, Herzberger, Caring, Connolly, McConnell, Selye, Stade, Parsons, Aikenhead—11.

Ald. M'Connell moved the previous question, "Shall the main question be now put?" was declared carried.

Action was then had on Ald. Connolly's motion, which was declared carried by the following vote:

Ayes—Ald. Aldridge, Rogers, Pond, Herzberger, Caring, Connolly, McConnell, Craig, Selye, Parsons, Aikenhead—11.

Nays—Ald. Wait, Gould, Heavey, Glover, Stone, Kelly, Stape, Charters, Mauder, Stade—10.

Ald. Herzberger moved a reconsideration of the vote on Ald. Connolly's motion. Carried.

Ald. Stone moved to amend the section by striking out the words "one of said newspapers shall be published in the English and one in the German language."

Ald. Mauder moved the indefinite postponement of Ald. Stone's motion.

Lost by the following vote:

Ayes—Ald. Gould, Heavey, Caring, Stape, Charters, Mauder, Stade, Parsons, Aikenhead—9.

Nays—Ald. Aldridge, Wait, Rogers, Pond, Herzberger, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Stebbins—13.

Ald. Stape moved to table Ald. Stone's amendment.

Lost by the following vote:

Ayes—Ald. Wait, Gould, Heavey, Caring, Connolly, Stape, Charters, Mauder, Stade, Parsons, Aikenhead—11.

Nays—Ald. Aldridge, Rogers, Pond, Herzberger, Glover, McConnell, Stone, Craig, Kelly, Selye, Stebbins—11.

Ald. McConnell moved the previous question "shall the main question be now put?" was declared lost, by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers Pond, McConnell, Stone, Craig, Kelly, Stebbins—9.

Nays—Ald. Wait, Herzberger, Heavey, Caring, Connolly, Glover, Selye, Stape, Mauder, Stade, Parsons, Aikenhead—12.

Ald. Mauder moved that the Board now adjourn.

Lost by the following vote:

Ayes—Ald. Aldridge, Wait, Caring, Glover, Craig, Stape, Charters, Mauder—8.

Nays—Ald. Gould, Rogers, Pond, Herzberger, Heavey, Connolly, McConnell, Stone, Kelly, Selye, Stebbins, Stade, Parsons, Aikenhead—14.

Ald. Connolly's motion to adopt section five was then declared carried by the following vote:

Ayes—Ald. Aldridge, Rogers, Pond, Herzberger, Caring, Connolly, McConnell, Stone, Kelly; Selye, Stebbins, Parsons—12.

Nays—Alds. Wait, Gould, Heavey, Glover, Craig, Stape, Charters, Mauder, Stade, Aikenhead—10.

Ald. Selye moved to adopt the following and the Legislature be requested to enact the same:

Section 6. Section eighty-five of said act is hereby amended by adding thereto the following provisions:

No member of the Common Council shall vote for the payment of any money, or to make or to issue the note, bond, certificate of indebtedness, or other pecuniary obligation of the said city, nor to acknowledge an indebtedness or pecuniary obligation of said city, either present or contingent, for or on account of any local or general improvement, or for or on account of any other purpose or consideration whatever, unless at the time of giving such vote there is sufficient money in the city treasury with which to pay the amount so voted or acknowledged to be due. Any person knowingly violating these provisions shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than \$100 nor more than \$250, and shall be imprisoned in the Monroe County Penitentiary for not more than six months. And it shall be the duty of the District Attorney of Monroe County to prosecute every person who shall violate any of said provisions upon the complaint of any tax payer of said city. But nothing in this section contained shall prohibit any Alderman from voting to issue time orders upon the City Treasurer for the payment of any contractor of the instalments becoming due to him according to the provisions of section 191 of said act, for work done or materials furnished in the improvement of streets and sidewalks and the construction of sewers, which shall be paid only from the lawful assessments made for such improvements.

Ald. Rogers moved to table Ald. Selye's motion:

Carried by the following vote:

Ayes — Aldermen Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, McConnell, Stape, Mauder, Stade, Aikenhead—13.

Nays—Alds. Aldridge, Glover, Stone, Craig, Kelly, Selye, Charters, Stebbins, Parsons—9.

Ald. Aldridge moved the adoption of the following and the Legislature be requested to enact the same:

Section 87 of said act, as amended by chapter 738 of the laws of 1868 and chapter 267 of the laws of 1869, is hereby amended by adding thereto the following:

"The said Assessors are hereby required to properly index said assessment books before delivering them to the City Clerk."

Ald. Aikenhead moved to table Ald. Aldridge's motion. Carried.

Ald. Selye moved the adoption of the following, and the Legislature be requested to enact the same:

Section 7. Section 128 of said act as amended by chapter 132 of the laws of 1862, and by chapter 121 of the laws of 1863, is hereby amended so as to read as follows:

§ 128. Immediately after receiving such rolls and warrants the County Treasurer shall give public notice by advertisement in all the daily newspapers printed in the City of Rochester, that all persons named in said rolls are required to pay their taxes to him at his office on or before the 15th of February then next, and stating

the amount to be added if payment shall be delayed. The said County Treasurer shall receive the amount of any tax levied on said assessment rolls during the month of December and up to the 15th day of January then next, without any addition thereto. If the same shall be paid after the 15th of January and before the 1st day of February next succeeding the levying of said tax, he shall charge and receive an addition of one per cent.; if paid on or after the 1st day of February and before the 15th day of February then next, an addition of two per cent. The expenses incurred in printing said notice as aforesaid shall be paid by the said County Treasurer out of the additional charges authorized by this section, and the balance, if any, shall belong to the County of Monroe. This section shall not take effect during the term of office of the present County Treasurer. Adopted.

Ald. Aldridge moved the adoption of the following, and the Legislature be requested to enact the same:

Section 8. Section 164 of said act is hereby amended so as to read as follows: Section 164. The Common Council shall not proceed to open, widen or improve streets, lanes, alleys, sidewalks or crosswalks, nor to make any other improvement, the expense whereof is to be defrayed in whole or in part by a local assessment, until first requested by a petition signed by a majority of the owners of property liable to be assessed for said improvement, who shall be residents of said city. And such owners shall have the right therein to designate the kind of improvement they prefer, and the Common Council shall adopt and carry out such method of improvement; but no improvement which shall be subject to a royalty to the inventor, patentee or assignee of a patent therefor, shall be adopted unless upon the petition of two-thirds of all the owners to be assessed therefor, who shall be residents of said city.

Ald. Caring moved to table Ald. Aldridge's motion.

Lost by the following vote:

Ayes—Ald. Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Craig, Stape, Mauder—11.

Nays—Ald. Aldridge, Wait, Pond, Stone, Kelly, Selye, Charters, Stebbins, Stade, Parsons, Aikenhead—11.

Ald. Rogers moved to amend the section by striking out all the words before the word "and" in the eleventh line.

Ald. Kelly moved that further action in the matter of charter amendments be postponed until the next regular meeting.

Carried by the following vote:

Ayes—Ald. Wait, Caring, Connolly, McConnell, Stone, Craig, Kelly, Stape, Charters, Mauder, Stade, Aikenhead—12.

Nays—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Glover, Selye, Stebbins, Parsons—10.

Unanimous consent was granted Ald. Stebbins to present the following.

By Ald. Stebbins—Resolved, That the Treasurer be authorized to draw the city's note for \$81,000 at three months, and have the same discounted and charge the discount to Flood Loans, and renew one of like amount coming due 2d instant. Adopted.

FINANCE BUDGET.

ROCHELTER, Feb. 29, 1872.

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

CONTINGENT FUND.

T. M. Sherman, surveyor's stakes.....	\$ 31 50
William A. Combs, copying report of Water Works Committee.....	4 00
S. A. Lattimore, analysis and report on the water of the Genesee River.....	79 00
Anthony Kassee, hack hire per Sewer Committee.....	9 50
Patrick Burns, hack hire.....	1 50
Geo. Masseth, " " per Sewer Committee.....	22 50
Geo. W. Walbridge, hack hire for funeral.....	3 00
Charles McAnally.....	5 00
Rochester News Letter, printing, pay John Williams.....	34 00
Stump & Frost, printing for Chart Committee.....	5 00
Jno. C. Moore, printing and binding assessment rolls, &c.....	122 05
Daniel Wood, services as Justice of the Peace.....	29 70
Jesse Shepherd, disbursements at attorney.....	33 00
Thomas H. Hopwood, disbursements as Messenger.....	14 00
C. T. Amsden, insurance renewals.....	56 00
S. B. Raymond & Son " ".....	70 00
" " " ".....	91 00
" " " ".....	42 00
J. C. Miller & Son " ".....	105 00
L. A. Ward " ".....	70 00
Y. P. Holmes " ".....	42 00
Buell & Hayden " ".....	6 50
W. L. Ingraham, one cooler for Mayor's office.....	5 00
Edwin Turner, charcoal.....	17 50
Drew, Allis & Co., maps, labels, &c.....	
And charge Contingent Fund.....	

POOR FUND.

William Brown, Overseer, disbursements from Feb. 6th to 29th.....	\$79 85
Michael Heavey, hack hire for transportation.....	26 00
A. M. Semple, sugar.....	69 90
A. M. Semple, sugar and matches.....	98 90
Moore & Cole, groceries.....	123 95
S. J. Wagener, delivering wood and coal, from Jan. 26 to Feb. 20th.....	231 69
W. Carlton Brown, groceries to Feb. 19th, 1872.....	145 00
H. Brewster & Co., " " Feb. 20th, 1872.....	87 25
Smith & Gordon, " " Feb. 15th, 1872.....	263 52
Mrs. Cleminson, boarding and lodging to Feb. 6th, 1872.....	9 50
Daniel Wood, services as Justice of the Peace.....	29 65
John Stape, groceries to Feb. 20th, 1872.....	110 00
Geo. B. Hawkins, groceries to Feb. 13th, 1872.....	35 30
John Nagel, " " " " 19th, 1872.....	86 00
Henry Hook, board and lodgings to Feb. 20th, 1872.....	9 25
Geo. Bastion, bread and crackers to Feb. 20th, 1872.....	138 19
Gerling Brothers, flour to Feb. 13th, 1872.....	282 50
Smith, Perkins & Co., sugar.....	10 85
Scranton & Wetmore, stationery.....	10 85
C. T. Moore, bill of coffee.....	40 00
And charge that Fund.....	

FIRE DEPARTMENT FUND.

MONTHLY PAY ROLL FOR FEBRUARY, 1872.

Steam Fire Engine Co. No. 1:	
Richard Gilbert, 1 month's salary as Engineer to No. 1 and 19 days extra for No. 3 to March 1st.....	\$ 120 98
Jerome Dowd, 1 month's salary as Driver to Mar. 1st.....	50 00
Richard Mills, 1 month's salary as Driver to Mar. 1st.....	50 00
Steam Fire Engine Co. No. 2:	
Seneca Dobbs, 1 month's services as Engineer to Mar. 1st.....	75 00
Mill Lambert, 1 month's salary as Driver to Mar. 1st.....	50 00
John Bower, 1 month's salary as Driver to Mar. 1st.....	50 00
Steam Fire Engine Co. No. 3:	
Edmund Whittier, 1 month's salary as Engineer to Mar. 1st.....	75 00
John Ransom, 1 month's salary as Driver to Mar. 1st.....	50 00
L. Gommenginger, 1 month's salary as Driver to Mar. 1st.....	50 00
Steam Fire Engine Co. No. 4:	
J. P. Foreman, 1 month's salary as Engineer to Mar. 1st.....	75 00
Barny Kearney, 1 month's salary as Driver to Mar. 1st.....	50 00
James Snyder, Driver, 1 month's salary, less \$3.00 for rent of house to Mar. 1st.....	41 00

Hook and Ladder Co. No. 1:	
Anthony Andrus, 1 month's salary as Driver to Mar. 1st.....	50 00
Superintendent of Depot:	
W. S. Payne, 1 month's salary as Superintendent of Depot to Mar. 1st.....	75 00
Monthly W. ashing bill.....	15 00
William M. Brayton, 1 month's salary as extra engineer to Mar. 1st.....	75 00
Chief Engineer:	
L. S. Gibson, 1 month's salary as Chief Engineer to Mar. 1st.....	145 88
Pay L. S. Gibson.....	\$1,097 81
Superintendent of Telegraph:	
B. F. Blackall, 1 month's salary as Superintendent of Telegraph to Mar. 1st.....	\$ 83 38
B. F. Blackall, Sup't F. A. Tel., disbursements.....	\$ 97 99
J. R. Chamberlain, coupling, &c., for Chief Engineer.....	15 94
Wm. Morley, pillows, sheets, slips, &c.....	37 50
J. H. Wilson & Co., bedding.....	59 50
And charge Fire Department Fund.....	

HIGHWAY FUND.

Holloway & Normington, repair to streets.....	\$ 5 20
John Frick, Sup't, disbursements from Feb. 3d to 17th.....	497 04
John Raker, Cattle Police, 1 mo. salary to Mar. 1st.....	50 00
Wm. Brown, " ".....	50 00
And charge that Fund.....	

POLICE FUND.

McConnell & Co., 8½ doz. policemen's clubs, at \$3.....	\$ 25 00
Gommenginger, Allen & Co., repairing pumps at Police Office.....	7 70
And charge that Fund.....	

LAMP FUND.

Heath & Smith Manufacturing Co., street lamps.....	130 00
And charge that Fund.....	

MAP, SURVEY AND RECORD FUND.

D. W. Powers, rent of room for quarter ending Feb. 1.....	42 50
Whitmore, Carson & Co., monuments for surveys, &c.....	6 75
And charge that Fund.....	

HOUSE FOR IDLE AND TURANT CHILDREN FUND.

George Masseth, hack hire for committee.....	4 00
W. C. Thomas, stationery.....	49 95
C. T. Amsden & Son, insurance.....	31 30
John W. Adams, disbursements for January.....	124 49
Wilson & Pond, flour and feed.....	266 88
And charge that Fund.....	

Adopted by the following vote:

Ayes—Ald. Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Glover, McCouncil, Stone, Craig, Kelly, Selye, Stape, Charters, Stebbins, Mauder, Stud, Parsons, Alkenh ad—22.
Ald. Selye moved that the City Clerk be and is directed to transmit a copy of the Charter Amendments adopted this evening by this Board to our representative at Albany. Carried.

Ald. Charters moved that the Board now adjourn. Carried.

Adjourned.

WILLIAM F. MORRISON,
City Clerk.

In Common Council, March 5th, 1872.

REGULAR MEETING.

There being no quorum,
Adjourned.

WILLIAM F. MORRISON,
City Clerk.

In Common Council,---March 7, 1872.

SPECIAL MEETING.

President, Ald. C. R. Parsons, presiding.
Present—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Fee, Caring,

Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aik-enhead—25.

Absent—Ald. Gould, Stern, Stebbins—3.
The Clerk presented the following, from His Honor the Mayor:

MAYOR'S OFFICE,
ROCHESTER, N. Y., March 6th, 1872. }

W. F. Morrison, City Clerk:

SIR:—Please call a special meeting of the Common Council to be held in the Common Council Hall to-morrow evening, Thursday March 7th, at 7½ o'clock for the purpose of transacting the regular order of business.

CHARLES W. BRIGGS, Mayor.
PRESENTATION OF PETITIONS, CLAIMS, &c.
By Ald. Aldridge—Petition of James Brackett and others, for removal of obstructions from North Fitzhugh street. Table.

By Ald. Aldridge—Resolved, That the Street Superintendent be and is hereby directed to enforce at once section four of penal ordinance relating to streets, on North Fitzhugh street. Adopted.

By Ald. Rogers—Bills of G. & W. Weldon, Gering Brothers, Rochester Gas Light Co., L. S. Gibson, H. Brewster & Co., William Boon, Knapp & Fisher, and Smith & Roberts. Fire Department Committee.

By Ald. Pond—Claim of Patrick Gannon. Referred to Finance Committee for payment.

By Ald. Caring—Petition of David Morris for permission to erect a wood building on his lot No. 9. situate on Morris street. Wood building Committee.

Petition of H. Cole and others, for the cancellation of their tax for the improvement of Almira street, they having constructed their own walks. Table.

By Ald. Caring—Resolved, That the City Treasurer be and is hereby requested to cancel the following assessments for Almira Street Improvement, the persons named having built their own walks:

Grace Church.....	\$ 76 2
H. Cole.....	177 0
A. Coleman.....	48 00
Wm. L. Ritter.....	76 20
F. E. Galusha.....	21 00
Abby Van Voorhis.....	24 00
Quincy Van Voorhis.....	24 00
John Van Voorhis.....	24 00
M. Heberger.....	48 00
B. Lealand.....	91 80
Geo. Oster.....	78 00
Eliz. Lechner.....	24 00
Woodruff Post.....	24 00
Joseph Weicher.....	24 00
Mary Kavanaugh.....	24 00
John J. Common.....	36 60
Chas. Hogan.....	18 30
Geo. Kohman.....	24 00
John Southall.....	24 00
	\$1,000 00

Adopted.
By Ald. Connolly—Bill of H. T. Rogers. Fire Department Committee.

Ald. Stone presented the following
REPORT OF THE COMMISSIONERS IN THE MATTER OF WIDENING PENN STREET:

In the matter of the widening and extension of Penn street.

To the Mayor and Common Council of the City of Rochester:

GENTLEMEN:—The undersigned, of the commissioners in the matter of widening and extension of Penn street in the Eighth Ward of the city of Rochester, beg leave to report:

In order to the better understanding of the matter, it is necessary to say, that our labors grew out of the following ordinance, passed in Common Council, May 19th, 1869:

“Ald. Willson submitted the following: An ordinance to widen and extend Penn street from school house lot No. 4 to Summer street. The Common Council of the city of Rochester do ordain and determine as follows: Penn street shall be widened and extended from the west line of No. 4 school house to Summer street, and the following described territory is deemed necessary to be taken for said improvement. [Here follows the description of territory, &c.]

“And the whole expenses shall be defrayed by an assessment on the owners and occupants of houses and lots to be benefited thereby, &c.”

The City Surveyor made the survey and estimate, which was duly received and ratified, and for a full understanding of the ordinance we refer you to proceedings of the Common Council of May 19th, 1869. Following this the City Attorney was instructed to publish the notice and make application to the proper court that commissioners be appointed to inquire into and determine damages and compensation, &c., and the ordinance was passed unanimously.

By virtue of these proceedings commissioners were appointed, viz.: Judge G. W. Rawson, chairman; Wm. A. Reynolds and Edwin Scram-ton.

The commissioners met in due form at the office of Judge Rawson first, June 9th, 1870, and adjourned from time to time to take testimony, when parties interested in the opening and extension, and others, were brought before them, and testimony was taken in writing, which is hereto attached, and marked “A.”

Delay in this report has been caused by absence, sickness and the death of one of the commissioners, but the undersigned, after a careful examination of the testimony, and after viewing again the locality of the street and the situation of the property in that vicinity, make their

REPORT AND AWARD.

Penn street is to be widened from No. 4 school house by a strip of ten feet to be taken from lands each side of it, thus making the street fifty feet wide, instead of thirty feet wide as it now is.

From the beginning of the widening the street runs west to an open quarry, the property of B. McFarlin and the heirs of Henry Talbot, and the extension called for is across these quarries, a distance of about four hundred and thirty feet to Summer street. On most of the street both sides, up to said quarries, the property has been laid out into lots, which have been sold, and are occupied for dwellings. That part through the quarries is a waste, and may be described as an open hole, filled with water, from two to four feet deep. These quarries have been abandoned for years, and the testimony of some, and the opinion of others—interested parties—and those living in that vicinity, is that they are valueless. They are, moreover, unsightly places, if not unhealthy, and your commissioners take the ground that these quarry holes are valueless, and therefore leave them out entirely in their award.

On the twenty lots on the south side of Penn street, most of which are forty feet front, we award to each lot of forty feet front \$18 per lot damages for the ten feet taken, and for the

same number of lots on the north side, for each forty feet we award \$20 for each lot.

The Commissioners take the privilege to say that the proposed improvement is a much needed one, both for the convenience and health of the people in that part of the city. We think, also, that Penn street should be put through to Genesee street, and that another important step should be taken to open a suitably large sewer to drain all that part of the city. That when these improvements are made, the benefits to the property will be much larger than the expenses of them—that the whole of that broken and open territory will be built up, and instead of blasting and breaking up the ground, making quarries and defacing the landscape, that part of the city, so eligible, handsome, healthy and pleasant will soon be among the choicest places for family residences, will be high and dry.

But to make these improvements, so necessary, and to prove so valuable, we think they should be entered upon immediately and pressed through to completion, without delay.

All which is respectfully submitted.

Rochester, February 12th, 1872.

GEO. W. RAWSON,
EDWIN SCRANTOM,
Commissioners.

Ordered received, filed and published.

By Ald. Stone—Bills of A. W. Mudge, Beck & Meyer, A. L. Morris, A. S. Mann & Co., Co., Fred Wurtz, S. W. Elliott, S. F. & W. Witherspoon, H. W. Jones, Anthony Hefner, George Schofield, S. B. Roby and William Brown. Poor Committee.

Bills of Geo. W. Rawson and E. Scramton. Committee on Opening and Alteration of Streets.

By Ald. Caring—Petition of H. Poppy for permission to erect a wood building on his lot, No. 19, situate on Francis street. Wood Building Committee, with power to act.

Petition of Frank Whitley for permission to erect a wood building on his lot, No. 212, situate on North street. Wood Building Committee, with power to act.

Petition of Simon Clark for permission to erect a wood building on his lot, No. 63, situate on Weld street. Wood Building Committee, with power to act.

Ald. Kelly presented the following:

ROCHESTER, Feb. 13th, 1872.

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

GENTLEMEN: The undersigned, Commissioners of Mount Hope, report that they have purchased the Hamilton property of about 17 acres, at \$800 per acre, and ask of your honorable body the passage of the following resolution.

Yours respectfully,

J. H. CHILD,
JAMES H. KELLY,
N. A. STONE,
Commissioners.

By Ald. Kelly—Resolved, That his Honor the Mayor is hereby authorized to execute a bond and mortgage in part payment for the purchase of the Hamilton property, as above. Adopted.

Petition of John H. Ashton for permission to erect a wood building on his lot, No. 618, situate on Lake Avenue. Wood Building Committee.

Petition of Daniel McCormick for permission to erect a wood building on his lot, No. 11, situate on Dickens Alley. Wood Building Committee.

Bills of H. T. Rogers and Superintendent's pay roll. Street Committee.

Ald. Kelly presented proposals for the construction of the bridge over the race on Court street, and moved their reference to the Committee on Streets and Bridges for correction. Carried.

By Ald. Mandeville—Petition of Marinus Beye for permission to erect a wood building on his his lot, No. 27, situate on Park Avenue. Wood Building Committee.

By Ald. Charters—Bills of Rochester Gas Light Company, Smith & Roberts and Samuel M. Sherman. Police Committee.

By Ald. Stade—Bill of Smith & Elwood—City Property Committee.

Petition of Theodore H. Galen for permission to erect a wood building on his lot, No. 76, situate on Kelly street—Wood Building Committee with power to act.

Remonstrance of T. Whalen and others against granting permission to the New York Central Railroad company to erect wooden sheds on lot situate on corner of Centre and State streets—Tabled.

REPORT OF STANDING COMMITTEES.

Ald. Charters from the Police Committee reported in favor of the bills of the Rochester Gas Light Company, Smith & Roberts, and S. M. Sherman—Finance Committee.

Ald. Stone from the Committee on the Relief and Support of the Poor, reported in favor of the bills of A. W. Mudge, Beck & Meyer, A. L. Morris, A. S. Mann & Co., Fred Wurtz, S. W. Elliott, S. F. & W. Witherspoon, H. W. Jones, Anthony Hefner, George Schofield, S. B. Roby, and William Brown—Finance Committee.

Ald. Rogers from the Fire Department Committee reported in favor of the bills of G. & W. Weldon, Gerling Brothers, Rochester Gas Light Company, L. S. Gibson, H. Brewster & Co., Wm. Boon, Knapp & Fisher, and Smith & Roberts—Finance Committee.

Ald. Connolly from the Fire Department Committee reported in favor of the bill of H. T. Rogers—Finance Committee.

Ald. Kelly from the Street Committee reported in favor of the bills of H. T. Rogers and Superintendent's Pay Roll—Finance Committee.

Ald. Stade from the Committee on City Property reported in favor of the bill of Smith & Elwood—Finance Committee.

Ald. Mandeville from the Wood Building Committee reported on favor of the petitions of Marinus Beye, C. Phillips, Thomas W. Morrison, William W. Zimmer, William Rapp, Louis P. Beck, Henry Verhoeven, Fred. Pempel, J. H. Bosworth, Simon Swager and New York Central Railroad Company, and presented the following:

By Ald. Mandeville—Resolved, That Fred. Pemble, Henry Verhoeven, Simon Swager, J. H. Bosworth, William W. Zimmer, Lewis P. Beck, William Rapp, Thomas W. Morrison, C. Phillips, Marinus Beye, and New York Central Railroad Co. have permission to erect and move wooden buildings in accordance with their several petitions under the direction of the Wood Building Committee and Fire Marshal.

Ald. Stone for a division of the question.

The resolution (except the New York Central R.R.) was then adopted.

Ald. Mandeville moved that the New York Central Railroad Company be granted permission in accordance with the petition.

Lost by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Rogers, Pond, Connolly, Glover, McConnell, Stone, Craig, Kelly, Mandeville—11.

Nays—Ald. Herzberger, Heavey, Caring, Selye, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—12.

Ald. Stape moved a reconsideration of the vote on Ald. Mandeville's motion.

Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Rogers, Pond, Connolly, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Charters, Whitmore, Stade—15.

Nays—Ald. Herzberger, Heavey, Caring, Selye, Gerling, Mauder, Parsons, Aikenhead—8.

Ald. Mandeville's motion was then declared carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Connolly, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Charters, Whitmore—16.

Nays—Ald. Heavey, Caring, Selye, Gerling, Mauder, Stade, Parsons, Aikenhead—8.

Ald. Craig, from the Committee on Schools, presented the following:

ROCHESTER, March 7, 1872.

Gentlemen of the Common Council:

The School Committee, to whom was referred the communication from the Board of Education in relation to the expediency and necessity of erecting a Free Academy on the present site, after conferring with a committee of the Board of Education and examining into the necessity of such structure, would report in favor of the construction of such building, and report the following act for presentation to the Legislature, recommending its passage.

A. STERN,
H. H. CRAIG.

AN ACT authorizing the city of Rochester to issue its bonds to an amount not to exceed seventy-five thousand dollars for the purpose of building a Free Academy.

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

Section 1. The city of Rochester is hereby authorized and empowered to issue its bonds to an amount not to exceed seventy-five thousand dollars, such bonds to be issued in such denomination and payable at such time as the Common Council may direct, and to bear interest at the rate of seven per cent. per annum. But such bonds shall not be offered or disposed of at a rate less than the par value thereof.

§ 2. Said bonds shall be negotiated by the City Treasurer as hereinafter directed, and the proceeds thereof, or so much of the same as may be necessary, shall be expended in the erection of a Free Academy upon the site purchased and now owned by said city for such purpose.

§ 3. The President of the Common Council shall appoint a committee of three from said Council, and the President of the Board of Education shall appoint a committee of three from said Board, which committees with the Mayor of said city shall constitute a joint committee to adopt plans and specifications for said building, award the contracts for and supervise the construction of the same.

§ 4. The bonds herein authorized to be issued shall not be negotiated or disposed of except in such amounts as from time to time, during the construction of the building, the said committee

shall certify to the City Treasurer to be actually necessary to defray the cost of the work, and any excess of bonds over and above the actual cost of the building, as paid or to be paid to the contractor, shall be canceled by the City Treasurer and the amount thereof charged to said bond account.

§ 5. This act shall take effect immediately.

Ordered received, filed and published.

The President presented the following, which was, on motion of Ald. Rogers, ordered received, filed and published, and the City Attorney was directed to take the necessary steps to have the injunction dissolved:

SUPREME COURT.—The people of the State of New York, ex. rel. Lewis Selye, Charles J. Hayden, Geo. C. Buell, and Gilman A. Perkins, against the Common Council of the city of Rochester, Henry T. Rogers, Wesley Mandeville, Michael Heavey, Fred. Stade, Robert R. Charters, John Williams.

To the Supreme Court of the State of New York:

The petition of Lewis Selye, Charles J. Hayden, George C. Buell, and Gilman H. Perkins, respectfully states;

That they are residents, freeholders, and taxpayers of the city of Rochester; that it is a municipal corporation duly created according to the statutes in such case made and provided; that it has a Common Council with certain powers, defined and set forth in said statutes, known as the charter of said city; that it has a Treasurer who has the care and custody of its funds with certain powers and authority defined in said charter to which the petitioners refer as part of this petition; that in the year 1851, the said Common Council was authorized by chapter 389 of the laws of 1851, to issue the bonds of the city of Rochester for the same, of \$35,000, and to borrow that sum thereon and with the proceeds to erect a City Hall in conjunction with the Supervisors of Monroe County, who were about to erect a new Court House; that by an act passed April 12th, 1852, the Common Council was authorized to expend the further sum of \$5,000 in the erection and furnishing of said City Hall, and by an act passed April 15, 1854, it was authorized to expend the further sum of \$5,000 for the same purpose; that in pursuance of said laws the said Common Council did borrow the sum of \$45,000, upon the bonds of the city of Rochester, issued for that purpose, and expend the same in the erection and furnishing of said City Hall; that said bonds then became a part of the funded debt of said city; that by the aforesaid act passed July 3, 1851, said Common Council was required to levy, assess and collect each year thereafter a sum of money equal to 2 per cent. on the entire funded debt of said city, including said bonds which it was therein directed to apply to pay the principal of said funded debt; and also to levy, assess and collect in like manner an amount equal to the annual interest on said funded debt, for the purpose of paying such interest; that all the real estate then owned by the city of Rochester except such as should be appropriated to the use of the Fire Department of said city, to public markets, cemeteries and alms house, was by statute specifically pledged to the payment of the principal and interest of the said funded debt of said city; that the said City Hall was built, completed and furnished in pursuance of said statutes by the funds raised from said bonds of the city and was thereafter used

and occupied by said Common Council and the officers of said city for municipal purposes; that in pursuance of an agreement between the said city of Rochester and the Board of Supervisors of Monroe County, the said Board of Supervisors purchased from said city of Rochester the said City Hall, in the year 1871, and agreed to pay said city therefor, the sum of \$54,000; that said Board of Supervisors has already paid said city \$27,000 therefor, which the City Treasurer has received and the greater portion of said sum has been already paid out by said Treasurer under resolutions of the Common Council for various debts of said city; that by the present charter of said city, enacted on the 8th day of April, 1861, the real estate then owned by said city and all the proceeds thereof are specifically pledged to the payment of the aforesaid funded debt of said city, including said City Hall debt on bonds; that there are now outstanding and unpaid of said City Hall bonds, \$25,000, which are to mature within the present year and the next year; that the said city purchased of the First Presbyterian Church about two years since its lot for the purpose of erecting a new City Hall thereon, at an expense of about \$27,000; that the City Hall bonds which have heretofore matured, have been paid by monies collected by general assessment from all the tax-payers of said city; that as the petitioners have been informed and believe the said proceeds arising from the sale of said City Hall to the Board of Supervisors of Monroe County are directly pledged by law to the payment of the aforesaid bonds of the city, issued to borrow the money for the purpose of said old City Hall, and cannot be lawfully divested or applied to any other purpose. That the Common Council are not authorized or empowered in any way to erect a new City Hall, or any other building, for the use of the city officers. That there are no funds existing or provided or authorized to be raised in any way for the purpose of erecting such City Hall or building. That on or about the 30th day of January, 1872, said Common Council adopted a resolution, appointing the defendants, Henry T. Rogers, Wesley Mandeville, Michael Heavey, Frederick Stade and Robert R. Charters, a committee to erect a new City Hall. That such action was illegal and unauthorized. That said committee procured certain plans and elevations from one of the architects of said city without affording sufficient time or opportunity for other architects of said city to prepare and present plans and elevations therefor, and without procuring the same, except from one architect, and presented the same to the Common Council on the 13th day of February, 1872, and urged their adoption, and said Common Council then adopted the following resolution:

The Clerk presented the following:

By Ald. Rogers—The Building Committee for City Hall present for the consideration of the Board plans for the same and recommend the adoption of the following resolution:

Resolved, That the plans presented be adopted, and the committee are hereby authorized to contract for the excavation and basement walls without unnecessary delay.

HENRY T. ROGERS,
W. MANDEVILLE,
M. HEAVEY,
FRED. STADE,
ROBERT R. CHARTERS,
Committee.

That on or about the 21st of February, 1872, at a special meeting of said Common Council, it reconsidered the aforesaid resolution, and adopted the following:

By Ald. Mandeville—Resolved, That the resolution concerning the erection of the City Hall, passed at the last meeting, be amended by adding after the word "plans," the words "except the elevations."

That said committee soon after advertised for proposals to be received by them for the excavation and basement walls of said proposed City Hall up to noon of the 4th inst. and received various proposals therefor. That they intend, as your petitioners are informed and believe, to immediately enter into a contract with one William H. Gorsline for the said excavation and building said basement walls, at a price of about \$13,000 or \$14,000. That they have advertised for the architects of said city to furnish them with elevations for the erection of said City Hall, adapted to the plans heretofore adopted by said Common Council for the excavation and basement walls, to be presented to said committee this day, which it is impracticable for any architect to furnish, as your petitioners are informed and believe. That the next regular meeting of said Common Council will be held this evening, and it will be impossible for the architects of said city to present plans and elevations appropriate to the erection of said building, at said meeting, owing to the shortness of the time allowed by said committee, and to the difficulty of adapting elevations to the plans of excavation and basement adopted by said committee from one of the architects of said city. And they are informed and believe that without giving a fair opportunity for the presentation of elevations for said City Hall from the different architects of the city, it is the design of the said committee and of the Common Council to adopt elevations and to have them adopted by said Common Council this evening, or at an adjourned meeting to be held soon, and to let the contract for said building according thereto, without giving a fair opportunity for the presentation and consideration of various plans and specifications, and will endeavor to create a debt against the said municipal corporation of at least \$150,000, which must be paid by taxation upon the taxable property of your petitioners and other taxpayers of said city. And they further represent that the aforesaid are in substance all the proceedings of said Common Council in relation to the erection of a new City Hall, and they insist that all proceedings heretofore taken by said Common Council in reference to the erection of said City Hall are unlawful and void.

And they further allege that a bill is now pending before the Senate of this State, which has passed the Assembly, appointing five commissioners to erect a new City Hall, and authorizing the raising of money by said city therefor.

Wherefore they pray that a writ of certiorari may be issued out of and under the seal of this Court, directed to the Common Council of the city of Rochester, and the said Committee and the City Treasurer, commanding them on a day and at a place to be named in said writ to return to this Court all their and each of their proceedings, acts, ordinances, resolutions and notices in reference to said new City Hall, and providing funds therefor in any and every way, and that said John Williams shall return, whether these are in his office or custody, as

such City Treasurer, any funds for the erection of said new City Hall, whether any such funds have been raised or provided; what was the amount of the bonds of the city issued for the building of the old City Hall, how much of them still remains unpaid, and when they mature; what amount was received by him from the Board of Supervisors of Monroe County on the sale of the interest of the city in the building erected by the city and Board of Supervisors of said county, jointly, in 1851, and how disposed of; and that said Common Council return what amount remains unpaid from said Board of Supervisors on account of said sale; and that each and all of said proceedings, acts and resolutions of said Common Council and of said Committee in reference to said proposed new City Hall, except the selection of the site thereof, may be, on the return of said writ, reversed and annulled, and that further proceedings in relation thereto may be enjoined and restrained by the order of this Court or a Justice thereof.

March 5, 1872.

LEWIS SELYE,
C. J. HAYDEN,
G. H. PERKINS,
G. C. BUELL,

E. A. RAYMOND, Att'y for Petitioners.
Monroe County vs. City of Rochester, s.s.—
Lewis Selye, Charles J. Hayden, Gilman H. Perkins and George C. Buell, being severally sworn depose and say that they are the petitioners above named; that they have heardread the above petition and the same is true of their own knowledge, except as to the matters therein stated on information and belief, and as to those matters they believe it to be true.

LEWIS SELYE,
C. J. HAYDEN,
G. H. PERKINS,
G. C. BUELL,

Sworn to before me, this 5th day of March, 1872.

L. M. NEWTON,

Com'r of Deeds.

SUPREME COURT.—The People ex. rel. Lewis Selye, Charles J. Hayden, George C. Buell and Gilman H. Perkins ag't The Common Council of the City of Rochester, Henry T. Rogers, Wesley Mandeville, Michael Heavey, Fred. Etade, Robert R. Charters and John Williams.

At a Special Term of the Supreme Court, held at the Court House in Rochester, in and for the County of Monroe, on the 6th day of March 1872.

Present—Hon. E. Darwin Smith, Justice.

On reading the annexed petition and the official proceedings of the Common Council of the City of Rochester in relation to the proposed new City Hall, and on motion of E. A. Raymond, Esq., Attorney for said Petitioners and Relators, ordered: That the respondents show cause before the adjourned Special Term of this Court to be held at the Judge's Chambers in the Court House, in Rochester, on the 18th day of March inst., at the opening of the Court on that day or as soon thereafter as counsel can be heard, why a writ of certiorari should not be then and there issued and granted by the said Court according to the prayer of said petition, and in the meantime the said Common Council and each and all the said respondents, their servants and agents, and each and every of them are enjoined and restrained from authorizing, entering into, letting, executing or carrying out any contract or taking any steps or

proceedings, or doing any act for the erection of a new City Hall in said city or for making the excavation or basement walls thereof in any way whatever, and from contracting or attempting to contract any indebtedness on behalf of the city of Rochester on account thereof in any way whatever; and the said John Williams, as Treasurer of said city, is hereby enjoined from accepting or paying any order or signing any pecuniary obligation on behalf of said city, or paying any money for or on account of the erection or construction of a new City Hall or making the excavation or basement walls thereof, in any way whatever.

(Copy) B. F. FREEMAN,
Special Deputy Clerk.

COMMUNICATIONS.

The Clerk presented the following:

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE,
Mar. 7th, 1872.

To the Hon. the Common Council:

GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the balances of the principal Funds on the 7th day of March, 1872, as required by section 59 of the City Charter:

	Credit Balance.
Map and Survey Fund.....	\$ 1,045 76
Contingent Fund.....	14,84 173
Poace Fund.....	7,140 66
Fire Department Fund.....	19,294 59
Highway Fund.....	4,535 90
Lamp Fund.....	11,187 25
Poor Fund.....	1,568 17
Park Fund.....	72 06
Board of Health Fund.....	1,894 17
Home for Truants Fund.....	129 21
Sewer Repair Fund.....	815 65
Lyell Street Fund.....	3 49
St. Paul Street Fund (Scrantom street to city line).....	1 86
Monroe Avenue Fund.....	52 29
Mt. Hope Avenue Fund.....	6 28
Plymouth Avenue Fund.....	38 57
West Avenue Fund.....	11 89
Lake Avenue Fund.....	5 39
East Avenue Fund.....	1 61
South Avenue Fund.....	3 32

JOHN WILLIAMS, Treasurer.

Subscribed and sworn to before me, this 6th day of March, 1872.

GEO. D. WILLIAMS, Notary Public.

Ordered received filed and published.

ORDINANCES.

PIPE SEWER IN WELD STREET.

Ald. Caring presented the final ordinance for a sewer in Weld street, as follows:

The construction of a 12-inch pipe sewer, with the necessary surface laterals and connections for private drains, in Weld street, from the sewer in Union street to a point 142 feet east of Scio street.

The whole estimated expense thereof is \$1,006, 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 Weld street, from Union street to a point 142 feet east of Scio street.
And moved that action thereon be postponed until the next regular meeting. Carried.

ASSESSMENT ROLLS.

The Clerk presented the following Assessment Rolls from the Assessors, subscribed and sworn to by them:

- Stone and pipe sewer in Exchange st.
- Sewer in Tappan and Union sts.
- Repairing walks on Jones st.
- Repairing walks on Caledonia avenue.
- Repairing walks on Martin st.
- Repairing walks on Lowell st.
- Repairing walks on Scrantom st.

After hearing allegations from all persons appearing, the Assessment Rolls were confirmed by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Fee, Caring,

Connolly, Glover, McConnell, Stone, Craig, Kelly, Seyle, Mandeville, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

UNFINISHED BUSINESS.

Ald. Mauder called up the matter of the election of Managers for the House for Idle and Truant Children, and moved that the Board now proceed to ballot for one Manager for two years.

Ald. Stone move to postpone action on Ald. Mauder's motion until the next regular meeting.

Carried by the following vote :

Ayes—Ald. Whitcomb, Aldridge, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Stone, Kelly, Selye, Whitmore, Stade, Parsons, Aikenhead—17.

Nays—Ald. Wait, Fee, Craig, Mandeville, Stape, Charters, Gerling, Mauder—8.

The Clerk presented the following, postponed at last meeting:

Ald. Aldridge moved the adoption of the following, and the Legislature be requested to enact the same:

Section 8. Section 164 of said act is hereby amended so as to read as follows: Section 164. The Common Council shall not proceed to open, widen or improve streets, lanes, alleys, sidewalks or crosswalks, nor to make any other improvement, the expense whereof is to be defrayed in whole or in part by a local assessment, until first requested by a petition signed by a majority of the owners of property liable to be assessed for said improvement, who shall be residents of said city. And such owners shall have the right therein to designate the kind of improvement they prefer, and the Common Council shall adopt and carry out such method of improvement; but no improvement which shall be subject to a royalty to the inventor, patentee or assignee of a patent therefor, shall be adopted unless upon the petition of two-thirds of all the owners to be assessed therefor, who shall be residents of said city.

Ald. Caring moved to table Ald. Aldridge's motion.

Lost by the following vote:

Ayes—Ald. Gould, Rogers, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Craig, Stape, Mauder—11.

Nays—Ald. Aldridge, Wait, Pond, Stone, Kelly, Selye, Charters, Stebbins, Stade, Parsons, Aikenhead—11.

Ald. Rogers moved to amend the section by striking out all the words before the word "and" in the eleventh line.

Ald. Aikenhead moved that further action in the matter of charter amendments be postponed until the next regular meeting.

Lost by the following vote:

Ayes—Ald. Wait, Fee, Caring, Connolly, Mandeville, Stape, Gerling, Mauder—8.

Nays—Ald. Whitcomb, Aldridge, Rogers, Pond, Herzberger, Heavey, Glover, McConnell, Stone, Craig, Kelly, Selye, Charters, Whitmore, Stade, Parsons, Aikenhead—17.

Ald. Rogers' amendment was then declared carried.

The original motion of Ald. Aldridge as amended by Ald. Rogers was then carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Rogers, Pond, Herzberger, Heavey, Connolly, Stone, Kelly, Selye, Mandeville, Stape, Whitmore, Mauder, Stade, Parsons—16.

Nays—Ald. Wait, Fee, Caring, Glover, McConnell, Craig, Charters, Gerling, Aikenhead—9.

Ald. Gerling moved the adoption of the following and the Legislature be requested to enact the same. Carried.

Section 9. Section 165 of said act as amended by chapter 553 of the laws of 1865, is hereby amended by adding thereto the following: The Common Council is hereby directed to cause a notice to be published in the official newspapers of said city for at least ten days before the letting of any contract for sealed proposals therefor, to be accompanied by the bond of the person or persons who shall execute such proposals, which shall also be signed by two or more sufficient sureties, and shall bind the obligors therein to perform the work mentioned in such proposal, and to fulfill any contract that may be made therefor with the city of Rochester. All such proposals and bonds shall be reported to the Common Council at its next meeting thereafter by the City Clerk, and shall be opened by the City Clerk and read to the Council, and said Common Council may, at the same or any subsequent meeting, let the said contract, but only to the lowest responsible bidder therefor as aforesaid. And neither the principal nor the sureties upon any proposal or bond, shall be permitted to withdraw or cancel the same or be released therefrom until the Common Council shall have let said contract, and the same shall have been duly executed on behalf of the city and the contractor and his sureties, and shall have been approved and accepted by the Mayor. No assessment shall be made for a local improvement for an amount greater than the amount of the contract therefor, and the necessary expenses of inspection.

Ald. Aldridge moved the adoption of the following, and the Legislature be requested to enact the same. Carried.

Section 10. Section 191 of said act as amended by chapter 718 of the laws of 1870, is hereby amended by striking out therefrom the following words:

"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."

Ald. Stape moved the adoption of the following and the Legislature be requested to enact the same:

Section 11. Section 198 of said act as amended by chapter 557 of the laws of 1871, is hereby amended by adding thereto the following: All evidence, objections and proceedings had and taken before said committee on assessments, or said Common Council, shall be reduced to writing, and within five days thereafter, shall be filed with the clerk of said city. Any person considering himself aggrieved by any such assessment which shall have been confirmed by the Common Council, either in whole or in part, may within ten days thereafter serve upon the Mayor of said city a notice of appeal to the Monroe County Court, or to the Supreme Court from such assessment, and shall accompany such notice with a bond executed to the city, with one or more sureties, to be approved by the Mayor or Judge of either of said courts in the penalty of at least \$100 conditioned for the diligent prosecution of said appeal, and for the payment of the said assessment, and all costs and expenses of said appeal in case said assessment shall be confirmed. A copy of said notice of

appeal shall be at the same time served on the City Treasurer and City Clerk. The giving of such notices, and the delivery of such bond so approved, shall suspend all proceedings of the Common Council, of all officers of said city, in relation to the enforcement or collection of said assessment against said appellant until a decision thereon, as hereinafter provided. The City Clerk shall forthwith, after the service on him of such notice of appeal, certify and return to said County Court and Supreme Court the said assessment roll, and all proceedings, resolutions and ordinances of said Common Council and of all the officers and committees thereof, and of all the officers of said city in relation to said assessment roll, or the subject matter thereof, and all evidence, offers of evidence, and objections to said assessment made to or received by said Common Council or its committee on assessments in relation thereto. At any term of the said county court or special term of the Supreme Court, held in said county of Monroe, the said appeal may be brought to a hearing before said court upon a notice of eight days given to or by said appellant. The said court shall consider the said appeal and examine all questions of law or fact that may be involved therein, and shall give the same a preference over other causes; and shall confirm, annul or modify such assessment as the court shall deem just. In case of annulling the same, the said court may refer the same back to said Common Council for re-assessment; and in such case the same proceedings shall be had on such re-assessment and for the review thereof as are hereinbefore provided. Either party may appeal from the order made by said court to the general term of the Supreme Court within ten days after notice of such order by serving a notice of appeal in the usual manner of serving notices of appeal to said general term in actions at law; and the appellant, other than the city, shall, at the time of the service of such notice of appeal, give an undertaking conditioned and approved as hereinbefore provided, and shall file the same with the Clerk of Monroe county. The giving and filing of such notice of appeal and undertaking shall stay all proceedings upon or in reference to said assessment until the final determination of said appeal; and from the decision of said general term either party shall have the same right of appeal to the Court of Appeals as from judgments in civil actions. And the proceedings to perfect said appeal and to stay proceedings thereupon, shall be the same as in other appeals from orders in civil actions. The aforesaid appeals shall in all courts have preference over other causes. Costs shall be allowed and recovered to the same extent and in the same manner as in appeals from orders in civil actions.

Ald. Stone moved to amend the section by striking out all the words after the word "assessment" in the ninth line, and insert therefor the words "any person considering himself aggrieved by any such assessment may appeal to the Common Council, who shall proceed to correct or confirm such assessment."

Ald. Caring moved the indefinite postponement of Ald. Stone's amendment. Lost.

Ald. Stape's motion was then adopted.

Ald. Stape's motion to adopt the section as amended by Ald. Stone, was then declared carried by the following vote:

Yeas—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Heavey, Fee, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Whitmore, Parsons, Aikenhead—22.

Nays—Ald. Caring, Mauder, Stade—3.

Ald. Connolly moved the adoption of the following and the Legislature be requested to enact the same:

Section 12. Section 199 of said act as amended by chapter 718 of the laws of 1870, is hereby amended by striking out the words, "every assessment so ratified by the Common Council shall be final and conclusive."

Ald. Craig moved the indefinite postponement of Ald. Connolly's motion. Carried.

Ald. Mandeville moved the adoption of the following and the Legislature be requested to enact the same:

Section 13. Section 208 of said act, as amended by chapter 718 of the laws of 1870, is hereby amended by inserting the words, "merely formal" between the words "any" and "irregularity."

Ald. Whitmore moved to table Ald. Mandeville's motion. Carried.

Ald. Whitcomb moved the adoption of the following and the Legislature be requested to enact the same:

Section 14. Section 209 of said act, as amended by chapter 557 of the laws of 1871, is hereby amended so as to read as follows:

"§ 209. Every tax or assessment authorized by this act, which has been 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 merely formal 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 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 by 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 merely formal 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 designations of owners, or occupants, the Common Council may, in its discretion, proceed to correct such mere formal irregularity, omission or error, and cause the amount so unpaid to be reassessed 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 reassessment 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 original 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 and such assessment or any portion thereof remains 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 said territory described for said expense, according to the benefit received, and proceed in all respects as in cases 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 sale 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 or such parcel of land shall be a lien thereon and take precedence of any encumbrance whatever.

Ald. Herzberger moved the indefinite postponement of Ald. Whitcomb's motion. Carried.

Ald. Whitcomb moved the adoption of the following, and that the Legislature be requested to enact the same. Lost.

Section 15. Said act is hereby amended by adding thereto the following as section 276:

§ 276. Any one or more persons or corporations interested in, or affected in any way by any ordinance, resolution, assessment, contract or resolution of the Common Council of said city, is hereby authorized to commence any action or proceeding in any court of record either jointly or severally, to set aside, annul or have corrected any such ordinance, resolution, assessment, contract or proceeding, or to restrain the said Common Council, the city of Rochester or any of their, or either of their officers, agents or persons in their or either of their employment, or who have entered into any contract, bargain or employment, express or implied, with the city of Rochester or said Common Council, or with any of the officers, agents or servants of said city, or of said Common Council, the consideration whereof is paid from the city treasury, or by any assessment levied by any act, resolution, ordinance or proceeding of said Common Council from proceeding to carry out said contract, ordinance, resolution or assessment. This section shall apply to all ordinances, resolutions, assessments, contracts or proceedings which have been heretofore, or shall be hereafter be adopted, made or taken by said Common Council or said city of Rochester. Nothing in this act contained shall, however, affect any suits now pending or rights accrued.

Ald. Stone moved the adoption of the following, and the Legislature be requested to enact the same:

Section 16. No election for Alderman shall be held in said city until the first Tuesday of March, 1873. In case a vacancy shall occur in the office of any such Alderman before the first Tuesday of

March, 1873, the Common Council shall cause the same to be filled as in other vacancies in office.

Ald. Selye moved to amend the section by striking out "1873" and inserting therefor "1874."

Ald. Caring moved to lay the whole matter upon the table.

Carried by the following vote:

Ayes—Ald. Whitcomb, Rogers, Pond, Herzberger, Fee, Caring, Connolly, Glover, McConnell, Stone, Kelly, Mandeville, Stape, Whitmore, Mauder, Stade, Aikenhead—17.

Nays—Ald. Aldridge, Wait, Heavey, Craig, Selye, Charters, Gerling, Parsons—8.

Ald. Stone moved a reconsideration of the vote on Ald. Selye's motion (at last meeting of the Board) directing the City Clerk to transmit a copy of the Charter Amendments adopted by this Board to our representatives at Albany. Carried.

Ald. Stone moved to indefinitely postpone the motion. Carried.

Ald. Stone moved a reconsideration of the vote on Ald. Connolly's motion (February 29th) to adopt section 5 of the Charter Amendments. Carried.

Ald. Stone moved to table Ald. Connolly's motion. Carried.

Ald. Selye moved to amend section 48 of the City Charter by striking out all the words after the words "current fiscal year," and inserting therefor the following words: "The papers shall be designated by ballot, and the paper having the highest number of votes, and the paper having the next highest number of votes, at one and the same ballot, shall be the papers designated," and that the Legislature be requested to enact the same.

Ald. Stone moved as an amendment to strike out all the words after the words "in some newspapers thereof." Carried.

The original motion of Ald. Selye, as amended by Ald. Stone, was then declared carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Fee, Caring, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Charters, Whitmore, Aikenhead—17.

Nays—Ald. Heavey, Connolly, Glover, Stape, Gerling, Mauder, Stade, Parsons—8.

Ald. Stone moved that the City Clerk be and is hereby directed to transmit copies of all the amendments to the charter, adopted by this Board, to our representatives at Albany, and request their enactment. Carried.

Ald. Stone called up the resolution offered by Ald. Aldridge February 13th, 1872, (at folio 308 of printed proceedings), authorizing the City Treasurer to make the City's note for \$16,000, and presented the following as a substitute:

By Ald. Stone—Resolved, That the Treasurer be authorized to draw the City's note for \$16,000, in accordance with the requirement of the Board of Managers of the House for Idle and Truant Children, for the funds necessary to carry on the institution for the ensuing year and replacing the \$10,000 borrowed from the Poor Fund, and have the same discounted and charge the discount to Contingent Fund, and make the proper credit of the proceeds.

Adopted—all ayes.

EXECUTIVE.

Ald. Gerling presented the following:
To the Hon. Common Council:

The undersigned hereby resigns the office of Commissioner of Deeds in favor of August Drees, residing on Walnut street.

THOS. MITCHELL.

Rochester, Feb. 23, 1872.

Ald. Gerling moved the acceptance of the resignation. Carried.

Ald. Gerling moved that the Board now proceed to ballot for Commissioner of Deeds in place of Thomas Mitchell, resigned. Carried.

FIRST BALLOT.

August Drees received.....17 votes.

Scattering " ".....5 "

August Drees, having received the requisite number of votes, was declared appointed Commissioner of Deeds in place of Thomas Mitchell, resigned.

Ald. Caring moved that the Board now proceed to ballot for a Commissioner of Deeds, to fill a vacancy in the Fifth Ward.

Lost by the following vote:

Ayes—Ald. Fee, Caring, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—8.

Nays—Ald. Whitcomb, Aldridge, Wait, Rogers, Pond, Herzberger, Connolly, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters—16.

Ald. Charters moved that the Board now adjourn until Tuesday evening next at 7½ o'clock. Carried.

Adjourned.

WILLIAM F. MORRISON, City Clerk.

In Common Council, March 8, 1872.

ORGANIZED AS BOARD OF CANVASSERS.

President Ald. C. R. Parsons presiding.

Present—Ald. Whitcomb, Aldridge, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Glover, McConnell, Kelly, Selye, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—18.

Absent—Ald. Wait, Gould, Fee, Stern, Stone, Craig, Mandeville, Stape, Charters, Stebbins—10.

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 fifth day of March, one thousand eight hundred and seventy-two.

The Board proceeded to canvass and estimate the votes polled 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—A. Carter Wilder.

Justice of the Peace—Thomas B. Husband.

Game Constable—William Brown.

WARD OFFICES—SUPERVISORS.

First Ward—Alonzo G. Whitcomb.

Second Ward—Charles A. Pool.

Third Ward—William Carson.

Fourth Ward—Royal L. Mack.

Fifth Ward—George J. Knapp.

Sixth Ward—Francis Boor.

Seventh Ward—George F. Loder.

Eighth Ward—Nicholas Brayer.

Ninth Ward—William C. Stone.

Tenth Ward—Isaac F. Force.

Eleventh Ward—George B. Swikehard.

Twelfth Ward—Henry Bender.

Thirteenth Ward—Christian Widman

Fourteenth Ward—Abram Boss

ALDERMEN.

First Ward—John Cowles.

Second Ward—James O. Howard.

Third Ward—Henry T. Rogers.

Fourth Ward—John Gorton, Jr.

Fifth Ward—Owen F. Fee.

Sixth Ward—George W. Connolly.

Seventh Ward—Charles C. Meyer.

Eighth Ward—William V. Croft.

Ninth Ward—James H. Kelly.

Tenth Ward—James H. Nellis.

Eleventh Ward—Thomas Mitchell.

Twelfth Ward—Edward H. C. Griffin.

Thirteenth Ward—John Mauder.

Fourteenth Ward—John Philip Farber.

SCHOOL COMMISSIONERS.

First Ward—Charles L. Fredenburg.

Second Ward—De Lancy Crittenden.

Third Ward—George W. Elwood.

Fifth Ward—Alphonso A. Francis.

Seventh Ward—David Copeland, Jr.

Ninth Ward—Edmund P. Doty.

Twelfth Ward—Harrison G. Otis.

Thirteenth Ward—Alexander M. Moser.

CONSTABLES.

First Ward—Charles H. Elletson.

Second Ward—James O'Reilly.

Third Ward—Phillip McConnell.

Fourth Ward—Thomas Ryan.

Fifth Ward—Isaac V. Moshier.

Sixth Ward—Paul Englehardt.

Seventh Ward—William L. Jordan.

Eighth Ward—Joseph Suits.

Ninth Ward—Edward O'Neil.

Tenth Ward—Geo. W. Eggleston.

Eleventh Ward—Addy W. Vanslyke.

Twelfth Ward—Homer Gordon.

Thirteenth Ward—Daniel Burgie.

Fourteenth Ward—Joseph B. Markley.

INSPECTORS OF ELECTION.

First Ward—Frank H. Hovey and Ambrose Cram.

Second Ward—Frederick Ayres and James McCullen.

Third Ward—Elijah Bottum and Charles M. Allen.

Fourth Ward—John A. Reynolds, and William H. St. John.

Fifth Ward—Frederick D. Rogers, Conrad Stahl and Heman S. Brewer.

Sixth Ward—Wakeman Y. Andrews and George C. Schminke.

Seventh Ward—Mathew G. Warner, William I. Hanford and George Heberling.

Eighth Ward—Beverly W. Jones, James M. Niven and William B. Hall.

Ninth Ward—Bernard Logan and Thomas O'Hare.

Tenth Ward—Frederick Koehler and Ira Haskins.

Eleventh Ward—Charles Peachy and August Drees.

Twelfth Ward—Daniel E. Harris, Franklin S. Stebbins and Benjamin F. Thomas.

Thirteenth Ward—James Moore and James Brown.

Fourteenth Ward—Frank Whitley, William Whitley and George Smith.

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. Mauder, adjourned.

WILLIAM F. MORRISON,
City Clerk.

In Common Council, March 12th, 1872.

ADJOURNED MEETING.

President, Ald. C. R. Parsons, presiding.
 Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.
 Absent—Ald. Caring, Selye, Mandeville, Stebbins—4.

EXECUTIVE.

Ald. Aldridge tendered his resignation as Manager of the House for Idle and Truant Children.

Ald. Herzberger moved the acceptance of Manager Aldridge's resignation.

Carried by the following vote:

Ayes—Ald. Whitcomb, Rogers, Pond, Herzberger, Connolly, McConnell, Stone, Kelly, Charters, Whitmore, Stade, Parsons, Aikenhead—13.

Nays—Ald. Wait, Gould, Fee, Glover, Gerling, Mauder—6.

Ald. Rogers moved that the Board now proceed to ballot for Managers of the House for Idle and Truant Children, one manager for the term of three years, one for the term of two years, and three for the term of one year upon one ballot. Carried.

FIRST BALLOT.

For one year.

J. L. Brewster received.....19 votes.
 H. S. Brewer ".....19 "
 S. A. Ellis ".....20 "
 Scattering ".....3 "

For two years.

L. C. Spencer received.....20 votes.
 James Fee ".....4 "
 Robert R. Charters ".....4 "

For three years.

C. J. Hayden received.....17 votes.
 James Fee ".....3 "
 Scattering ".....2 "

J. L. Brewster, H. S. Brewer and S. A. Ellis having received the requisite number of votes were declared appointed Managers of the House for Idle and Truant Children for the term of one year.

L. C. Spencer having received the requisite number of votes was declared appointed Manager of the House for Idle and Truant Children for the term of two years.

C. J. Hayden having received the requisite number of votes was declared appointed Manager of the House for Idle and Truant Children for term of three years.

MISCELLANEOUS.

By Ald. Aldridge—Bills of J. W. Adams, J. D. McIntosh & Co., William Ratt, Beck & Meyer, and C. T. Amsden & Son. Committee on House for Idle and Truant Children.

By Ald Whitcomb—Petition of Patrick Maloney for damages for injury sustained by falling upon the sidewalk on Mill street. Grievance Committee.

Bill of Wendel Bayer. Fire Department Committee.

Ald. Whitcomb called up a resolution presented by him Dec. 5th, 1871, (at folio 253 of printed proceedings,) requesting the City Treasurer to pay the New York Central Railroad Co. \$521.40, and moved to amend the resolu-

tion by substituting "\$400" for "\$521.40. Carried.

The original resolution as amended was then adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Ald. Aldridge, from the Committee on House for Idle and Truant Children, reported in favor of the bills of J. W. Adams, J. D. McIntosh & Co., William Ratt, Beck & Meyer, and C. T. Amsden & Son. Finance Committee.

By Ald. Gould—Resolved, That the Rochester Hydraulic Company be, and they are hereby, granted permission to run a cable over Water street from the stone building on the brink of the Falls, known as the Genesee Falls Mills, to their lots, situate corner of Water and River streets. Also, to construct a lateral in Water street, in which to place a shaft from the same point (Stone building) to their premises above mentioned, for the purpose of transferring power—upon their filing a sufficient bond with his Honor the Mayor. Adopted.

By Ald. Gould—Resolved, That Jones & Orchard, proprietors of the Waverly House, be, and they are hereby, granted the privilege to use the front of their premises, corner State street and Railroad avenue, for a hack stand. Adopted.

By Ald. Rogers—Resolved, That George B. Hawkins, Nicholas Conrad, Lansing G. Wetmore and Michael Sullivan be, and they are hereby, granted firemen's exemption certificates, they having served the requisite time entitling them to certificates, and his Honor the Mayor be requested to execute the necessary certificates of such exemption under the corporate seal of the city. Adopted.

By Ald. Rogers—Resolved, That the Clerk draw an order in favor of the City Treasurer—

For amount of principal and interest on bond and mortgage assumed by the city in the purchase of lot for Engine House No. 4.....\$ 645 96

Also, an order for the following chairman's orders cashed by him:
 For purchase of horses..... 375 00
 For purchase of hay..... 17 17
 For purchase of mattresses..... 22 50
 For rent of Active Hose House one quarter..... 100 00

Total.....\$1160 63

And charge Fire Department Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

By Ald. Rogers—Resolved, That the Fire Department Committee are hereby authorized to contract with B. F. Blackall as Superintendent of the Fire Alarm Telegraph for the current year upon the same terms as the past year. Adopted.

By Ald. Rogers—Resolved, That Emily Kelly have leave to erect a wood dwelling on Spring street, according to the prayer of her petition, under direction of the Fire Marshal and Wood Building Committee.

Ald. Stone moved to table the resolution. Carried.

By Ald. Rogers—Resolved, That the Treasurer cancel the taxes on the house of the "Protectives," amounting to \$81.70, and charge Fire Department Fund. Adopted.

Ald. Rogers moved a reconsideration of the vote on Ald. Craig's resolution adopted August 8th, 1871, (at folio 155 of printed proceedings), in reference to using the Steam Fire Engines for other than legitimate purposes. Carried.

Ald. Rogers moved the indefinite postponement of the resolution. Carried.

By Ald. Pond—Bills of James P. Evans, Smith & Roberts, E. R. Andrews, Rochester Gas Light Co., W. C. Thomas, Masseth & Berdel, Philip Hax, Patrick Burns, John Williams and M. Heavey; Contingent Expense Committee.

Ald. Pond moved a reconsideration of the vote on Ald. Aldridge's resolution, adopted at the last meeting of the Board, in reference to the penal ordinance relating to streets.

Ald. Aldridge moved to table Ald. Pond's motion.

Lost by the following vote:

Ayes—Ald. Aldridge, Stone, Craig, Kelly, Charters, Parsons—6.

Nays—Ald. Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Connolly, Stern, Glover, McConnell, Stape, Gerling, Whitmore, Mauder, Stade, Aikenhead—17.

Ald. Pond's motion for a reconsideration was then declared carried.

Ald. Rogers moved to amend the resolution by striking out the words "on Fitzhugh street." Carried.

The original resolution as amended was then adopted.

By Ald. Fee—Resolved, That the Street Superintendent be and is hereby directed to notify the owners of land on each side of Almira st., to properly number their houses upon said street, commencing with the smallest number at Gorham st., also on each side of Herman street, and in case they fail to comply within 20 days, then the Superintendent is hereby directed to cause the said numbering to be done and the expense thereof charged to the owners. Adopted.

By Ald. Fee—Resolved, That the Street Superintendent be and is hereby directed to notify the owners of land upon each side of Oakman street to properly number their houses upon said street within twenty days; and in default thereof the Superintendent is hereby directed to cause the numbering to be done, and charge the expense to the owners. Adopted.

By Ald. Fee—Resolved, That a market license be granted to Andrew J. Miller on payment by him to the City Treasurer of the usual fee—his business to be carried on at No. 245 North St. Paul st. Adopted.

By Ald. Fee—Resolved, That the Street Superintendent be and is hereby instructed to cause the various buildings on North Water street to be numbered, and the expense thereof be charged to the owners thereof. Adopted.

By Ald. Fee—Resolved, That our County Senator and our Member of Assembly from this city is hereby requested and instructed to use his best endeavors to secure the necessary appropriation and authority from the Legislature, to construct a stone, or tile, outlet sewer, of suitable depth and capacity, for cellar drainage; said sewer to be located on North side and along the towing-path of the Erie Canal,

between the first and second locks on said canal, it being both equitably and legally just that the State should build said sewer. First, because an open drain will not (as shown during a series of years) effectually catch and carry off the canal leakage, because the canal is above the surface of the land, and quicksand soon fills up an open ditch. Secondly, The ditch now runs like the letter "V" around the Wide Water bridge landing, which obstructs the flow that a sewer would carry under said bridge landing, making it straight. Thirdly, the State, in enlarging the canal cut across the natural channel, where all the water always had and must now run, along the proposed route for said sewer. And the asking for a sewer in place of an open ditch is requisite for surface and cellar drainage and due to this city, which will soon embrace all the territory benefited. Adopted.

Ald. Connolly moved the adoption of the following act and 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 8th, 1861."

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

SECTION 1. Section 272 of said act as amended by chapter 553 of the laws of 1865 is hereby amended so as to read as follows:

Section 272. Whenever any Supervisor, Alderman or School Commissioner in said city shall cease to reside in the ward in and for which he was elected, his office shall be vacant and his powers as such Supervisor, Alderman or School Commissioner shall terminate.

Section 2. This act shall take effect immediately.

Ald. Whitcomb moved to table Ald. Connolly's motion. Lost by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Whitmore—5.

Nays—Ald. Rogers, Pond, Herzberger, Heavey, Fee, Connolly, Stern, Glover, Stone, Craig, Kelly, Stape, Charters, Gerling, Mauder, Stade, Parsons, Aikenhead—19.

Ald. Connolly's motion was then declared carried.

Ald. Stern, from the Contingent Expense Committee, reported in favor of the bills of James P. Evans, Smith & Roberts, E. R. Andrews, Rochester Gas Light Co., W. C. Thomas, Masseth & Berdel (two bills), Philip Hax, Patrick Burns (two bills), John Williams, and M. Heavey (two bills). Finance Committee.

By Ald. Stern—Resolved, That the City Treasurer pay when there are funds applicable to each of the Inspectors of Election of the several wards, the sum of thirty dollars; also, to each proprietor or tenant of the place for holding the election polls, except the first and second wards, the sum of twenty dollars, and charge the Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Connolly, Stern, Glover, McConnell, Stone, raig, Kelly, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Ald. Stern moved the adoption of the following act, and the Legislature be requested to enact the same.

Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Con-

nolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.
Nays—None.

AN ACT authorizing the city of Rochester to issue its bonds to an amount not to exceed seventy-five thousand dollars, for the purpose of building a Free Academy.

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

SECTION 1. The city of Rochester is hereby authorized and empowered to issue its bonds to an amount not to exceed seventy-five thousand dollars, such bonds to be issued in such denomination and payable at such time as the Common Council may direct, and to bear interest at the rate of 7 per cent. per annum. But such bonds shall not be offered or disposed of at a rate less than the par value thereof.

§ 2. Said bonds shall be negotiated by the City Treasurer as hereinafter directed, and the proceeds thereof, or so much of the same as may be necessary, shall be expended in the erection of a Free Academy upon the site purchased and now owned by said city for such purpose.

§ 3. The President of the Common Council shall appoint a committee of three from said Council, and the President of the Board of Education shall appoint a committee of three from said Board, which committees with the Mayor of said city shall constitute a joint committee to adopt plans and specifications for said building, award the contracts for and supervise the construction of the same.

§ 4. The bonds herein authorized to be issued shall not be negotiated or disposed of except in such amounts as from time to time, during the construction of the building, the said committee shall certify to the City Treasurer to be actually necessary to defray the cost of the work, and any excess of bonds over and above the actual cost of the building, as paid or to be paid to the contractor, shall be cancelled by the City Treasurer and the amount thereof charged to said bond account.

§ 5. This act shall take effect immediately.

Ald. Glover moved the adoption of the following act, and the Legislature be requested to enact the same. Carried.

AN ACT authorizing the removal of the remains of all persons interred in Monroe Street Cemetery, in the city of Rochester, to Mount Hope or other cemetery in the city, and the taking of the lands included within the bounds of said Monroe Street Cemetery, by the city of Rochester, for public school and park purposes; also the issue of bonds by said city to defray the expense thereof.

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

SECTION 1. The city of Rochester is hereby authorized and empowered to take possession of the grounds known and distinguished as Monroe Street Cemetery, in said city, and appropriate the same to the purposes of a public school lot or public park upon complying with the terms and provisions hereinafter set forth.

Section 2. Whenever the Common Council of said city shall by resolution declare it expedient and for the public good to take the above mentioned lands for the purposes herein set forth, the Mayor of said city shall give notice by ten days publication in the official papers of said

city, of the time when and place where he will upon such resolution of the Common Council and his petition, make application to the County Judge or Special County Judge of Monroe county for the appointment of three Commissioners to apprise the damage for taking said lands. Also to determine what damage, if any, will accrue to owners of lots arising from the cost of the removal of the remains of persons interred therein; also to superintend such removal.

Section 3. Upon the presentation of such petition and resolution with due proof of publication of notice as hereinbefore provided, the officer before whom such application shall be made shall hear and determine as to the expediency and propriety of granting such application. If he shall deem the taking of said lands by said city to be for the public good he shall appoint three reputable freeholders, residents of said city and not interested in the lands to be taken, who shall inquire into and determine what damage, if any, the several owners of lots in said cemetery will be entitled to by reason of taking said lands, and also the damages for or probable cost of removing the remains of persons exhumed and the monuments, slabs, stones or other marks designating their place of burial, but the damage for taking lands shall in every case be considered and reported apart from that of removal of remains, monuments, &c.; said Commissioners shall also award to persons entitled to the same such damage for taking and removal separately.

Section 4. Before proceeding to execute the duties of their office the said Commissioners shall take and subscribe an oath that they will honestly and faithfully discharge the duties of their office according to the best of their ability which oath shall be filed in the office of the Monroe County Clerk. Upon filing such oath of office the said Commissioners shall proceed in all respects as required by law in case of commissioners for widening or opening streets in the city of Rochester.

§ 5. If upon the presentation of the report of said commissioners the Common Council shall confirm the same then, the said commissioners shall proceed to direct or cause the removal of the remains of all persons buried in said cemetery, and all monuments, slabs, stones, or other marks of burial places, and as the same are removed shall pay to the several owners of lots therein the amount of damages heretofore awarded to such persons.

§ 6. In case the owners of any lots in said cemetery shall neglect or refuse to remove the remains of persons buried thereon, or in case such owners shall authorize the commissioners to superintend or direct such removal, then said commissioners shall not pay over to such owners the amount by them awarded as damages for or probable cost of removal, but shall retain the same to defray their expenses in removing such remains. Said commissioners shall not, however, proceed to so remove any such remains, monuments, &c., until they shall have given five days' notice by publication in all the official papers of said city of their intention so to proceed.

§ 7. In case the owners of any lots in said cemetery cannot, after due diligence, be ascertained or found, the said commissioners shall proceed to remove all remains, &c., as in the last section provided, and any balance after de-

ducting the actual cost of removal from the amount of damages awarded for taking such lot and removing said remains, &c., shall be paid to the city treasurer of said city, who shall deposit the same to the credit of such fund as is or may be created for the purpose of caring for and preserving the grounds on which such remains may be re-interred. Such fund shall be deposited in some reliable savings bank in said city, and only the interest thereon accruing, or so much thereof as may be deemed necessary and expedient, shall be annually expended in protecting and caring for said grounds. The provisions of this section are hereby made applicable to section six, so far as the same relate to any damages awarded by said commissioners as probable costs of removal.

§ 8. All remains removed by said commissioners as hereinbefore provided shall be re-interred on such grounds, or lots or parts of lots, in Mount Hope Cemetery as the commissioners thereof may direct, and shall be separately re-interred and all monuments, slabs, stones, or other marks of their burial place, shall be well re-set in their proper place, so as to preserve the identity of each, and in case there is no present mark distinguishing the person buried, said commissioners shall at the place of re-interment put a wooden slab, on which shall be marked the number of the lot in Monroe street cemetery, from which the body or bodies were exhumed.

§ 9. Upon the completion of the work of such removal, said Commissioners shall report the same to the Common Council of said city with a statement of the actual cost thereof, setting forth the amount of damages paid to each and the amount of balances paid over to the City Treasurer, which report shall be filed with the City Clerk; whereupon said Commissioners shall be discharged, and the Commissioners of Mt. Hope Cemetery shall have the future care and supervision of the grounds where such re-interments have been made.

§ 10. For the purpose of paying such damages as may be awarded, and such expenses as may be incurred under the provisions of this act, the city of Rochester is hereby authorized and empowered to issue its bonds to an amount not to exceed five thousand dollars, in such denomination, and payable at such time as the Common Council may direct, bearing interest at the rate of seven per cent. per annum, which bonds shall not be offered or sold by the City Treasurer at less than the par value thereof, nor shall they be disposed of except in such amounts as from time during the progress of the work the said Commissioners shall certify to be actually necessary to defray the expenses thereof.

§ 11. If upon the presentation of the final report of said Commissioners it shall be found that the amount of the bonds issued shall exceed the amount actually paid out and expended, the City Treasurer shall thereupon cancel all bonds in excess of the amount so expended, and charge the same to the bond account.

§ 12. This act shall take effect immediately.
By Ald. Glover—Resolved, That the City Treasurer be allowed one per cent on the amount collected each year as compensation for extra work, clerk hire &c., on Vincent Place Bridge tax. Adopted.

Bill of Richard H. Schooley, for services and expenses to Albany. Referred to the Charter Amendment Committee to report.

By Ald. McConnell—Resolved, That the City Treasurer be and is hereby requested to cancel the tax upon lot No. 35, situate on Cady street, in the eighth Ward, (Greigg Tract) assessed to unknown, for Cady street walk and sold for the said tax Oct. 31st, 1867, and charge lands sold. Adopted.

By Ald. McConnell—Resolved, That the street Superintendent be and is hereby authorized to no ify the owners of property, throughout the city to remove the ice and slush from their sidewalks, within 24 hours from the time of notice, if not complied with, to remove the same and charge to property in front of which said work is done.

Lost by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Pond, Heavey, Glover, M'Connell, Stape—8

Nays—Ald. Whitcomb, Aldridge, Herzberger, Fee, Connolly, Stern, Stone, Craig, Kelly, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—16.

Ald. Stone from the Committee on Relief and support of the Poor, presented the following

REPORT OF THE OVERSEER OF THE POOR FOR THE MONTH OF FEBRUARY 1872:

To the Honorable Common Council of the City of Rochester:

The Overseer of the Poor of the City of Rochester, would respectfully report that during the month of February, 1872, he relieved 890 families, in the following names, viz:

Orders on Poor Store.....	\$1,159 10
.. Wood Yard.....	204 00
.. Coal Yard.....	1,620 00
.. W. Carlton Brown.....	153 50
.. W. H. Niven.....	56 00
.. S. F. & W. Witherspoon.....	54 00
.. John Stape.....	53 25
.. H. Brewster & Co.....	52 25
.. George B. Hawkins.....	38 00
.. H. W. Jones.....	37 00
.. H. Goetzmann.....	33 50
.. Alvah Rice.....	32 50
.. John Nagel.....	32 50
.. S. W. Elliott.....	27 50
.. Fred Wurtz.....	20 50
.. Matthew Daus.....	12 00
.. Christian Seel.....	6 00
.. Conrad Zimmer.....	5 75
.. H. F. Van Dake.....	48 00
.. Beck & Meyer.....	35 25
.. W. Roades.....	32 75
.. Adam Schmitt.....	3 50
.. Michael Heavey.....	4 00
.. A. S. Mann & Co.....	19 00
.. Gustave Mannel.....	13 00
.. A. W. Mudge.....	30 50
.. Bryan O'Reilly.....	12 00
.. Hoffman & Beyer.....	12 00
.. H. & P. Bender.....	6 50
.. George Schofield.....	30 39
	\$4,143 74
Less Towns.....	140 75

Total for City.....\$4,002 99
All of which is respectfully submitted.

Wm. Brown, Overseer.

Ordered received, filed and published.

By Ald. Stone—Bill of W. Roades, Geo. Bastian, W. Carlton Brown, G. & C. Herzberger, Hoffman & Mayer, Gerling Brothers, William Brown, Rochester Gas Light Company and C. V. Jeffey. Poor Committee.

Ald. Stone, from the Committee on Relief and Support of the Poor, reported in favor of the bills of W. Roades, Geo. Bastian, W. Carlton, G. & C. Herzberger, Hoffman & Mayer, Gerling Brothers, William Brown, Rochester Gas Light Company and C. V. Jeffey—Finance Committee.

By Ald. Stone—Resolved, That Isaac Butts, Patrick Barry, D. W. Powers, John H. Brewster,

Henry Churchill, W. S. Thompson, H. B. Knapp, Thomas Parsons, G. G. Cooper and William N. Sage be and are hereby authorized to organize a company, which shall be known as the Rochester Water Works Company, for the purpose of building and constructing water works for the supply of this city; and they are hereby permitted to lay their pipes in any street, lane, alley or public square, and this Common Council covenant and agree to pay them the same amount for parks, public buildings and hydrants as was stipulated to the old Water Works Company, the said works to be built in accordance with the report submitted to this Board January 30, 1872.

And it is further stipulated that no money shall be paid by the Common Council to the said company until the introduction of water into the city buildings, and an ample supply of water for fire purposes.

And the Attorney is directed to prepare an act to be sent to the Legislature authorizing this Board to raise all necessary funds for the above purposes.

Ald. Stone moved to table until the next regular meeting. Carried.

By Ald. Craig—Resolved, That B. Simpson have permission to pump the water from his quarry into the west gutter of Genesee st.

Ald. Stone moved the reference of the matter to the Aldermen of the 8th Ward, with power to act. Carried.

By Ald. Kelly—Resolved, That the Committee on Opening and Alteration of Streets are hereby requested to report an ordinance, at the next meeting of this Board, for the opening and extension of Emerson st. from Varuam st. to Lake avenue. Adopted.

By Ald. Kelly—Resolved, That the Committee on Assessment be and are hereby instructed to investigate the matter of sundry assessments for repairing walks, who shall bring in a list of such assessments as are erroneously assessed, that the Treasurer may be authorized to cancel the same. Adopted.

Ald. Kelly moved a reconsideration of the vote on his resolution, adopted April 3d, 1871, (at folio 10 of printed proceedings) fixing the salaries of city officers. Carried.

Ald. Kelly moved as an amendment that the resolution be amended by striking out "City Messenger, \$300," and insert therefor "City Messenger, \$1,000." Carried.

The original resolution as amended was then adopted.

Ald. Kelly moved that the Clerk draw an order upon the Treasurer in favor of the City Messenger, Thomas H. Hopwood, for \$200, being on account of salary, and charge Contingent Fund when there are funds applicable.

Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

By Ald. Stape—Petition of Joseph Forsyth, for permission to erect a wood building on his lot, situate on Union st.; Wood Building Committee, with power to act.

By Ald. Stape—Whereas, Christian Meyer has been assessed the sum of \$25.23 for general city tax; and

Whereas, The property assessed to him was held in trust for the English Evangelical Lu-

theran Church of this city, about to be, and now is, duly incorporated; therefore

Resolved, That the City Clerk be instructed to draw an order on the City Treasurer for \$25.23, payable to Christian Meyer trustee for said English Evangelical Lutheran Church, and charge the same to erroneous assessment.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

By Ald. Gerling—Petition of Robert R. Charters for permission to remove a wooden building on his lot No. 2, situate on Lime st. Wood Building Committee, with power to act.

Petition of Michael Spert for permission to erect a wood building on his lot No. 136 situate on Brown st. Wood Building Committee, with power to act.

By Ald. Gerling—Resolved, That the Street Superintendent be and is hereby instructed to notify the owners of property on West Main street, from Main Street Bridge to the city line, to properly number their premises, beginning at Main Street Bridge, such numbering to be done within twenty days, and in default thereof the Street Superintendent is authorized and instructed to cause the same to be numbered and charge the same to the several owners, and also Brown street, from State street to West Main street. Adopted.

By Ald. Charters—Bill of W. C. Thomas, Police Committee.

Ald. Charters, from the Police Committee, reported in favor of the bill of W. C. Thomas, Finance Committee.

By Ald. Charters—Resolved, That William Brown be and is hereby granted permission to sell fresh meat in the city of Rochester, at the corner of West Maple and York sts. upon his paying \$25 into the City Treasury. Adopted.

By Ald. Whitmore—Resolved, That the Sewer Committee be and is hereby authorized and empowered to have the 4th, 7th and 12th ward outlet sewer, from the south side of the Erie canal feeder and the east side of the Erie canal, to the outlet at the Weigh Lock, cleaned of all obstructions to the free flow of water therefrom, said expense to be paid from the Sewer Repair Fund. Adopted.

By Ald. Whitmore—Resolved, That the City Treasurer be and he is hereby requested to receive from Michael Hart \$21.36, and Margaret Reardon \$21.36, being in full for their tax for the Nelson street sewer, they being assessed for three feet more than they should have been taxed. Adopted.

By Ald. Mauder—Resolved, That the Street Committee cause a side walk to be constructed in front of No. 20 School House and charge the expense to the Highway Fund. Adopted.

By Ald. Aikenhead—Bills of J. E. Relyea (two bills), C. A. Jeffords, Leo. White (two bills), N. H. Gallusha (four bills), Jacob Heberger, Geo. W. Russell, Rochester Gas Light Company and Gommenginger, Allen & Co. Lamp Committee.

By Ald. Aikenhead—Resolved, That the Street Superintendent notify the proper officers of N. Y. C. & H. R. R. Company to construct a plank cross-walk across their tracks on the east side of North street within ten days, or he construct the same and charge the Railroad Company. Adopted.

Ald. Aikenhead, from the Committee on Public Lands, reported in favor of the bills of J. E. Relyea, C. A. Jeffords, Leo White, N. H. Galusha, Jacob Heberger, Geo. W. Russell, Rochester Gas Light Company and Gommenginger, Allen & Co. Finance Committee.

By Ald. Aikenhead—Resolved, That the Improvement Committee be instructed to bring in an ordinance for the construction of plank cross walks across the N. Y. C. & H. R. R. on Scio street. Adopted.

FINANCE BUDGET.

ROCHESTER, March 12th, 1872.

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

CONTINGENT FUND.

Smith & Elwood, insurance.....	\$37 50
Patterson Gannon, judgment and costs.....	69 75
John Williams, disbursements.....	17 00
M. Heavey, hack hire.....	9 00
M. Heavey.....	12 50

And charge Contingent Fund.

POOR FUND.

Wm. Brown, Over-seer of Poor, disbursements to March 5th, 1872.....	\$ 42 05
H. W. Jones, groceries to March 4th.....	53 21
S. F. & W. Witherspoon, groceries to March 1st.....	59 03
S. W. Elliott, " " Feb. 26th.....	33 00
Fred. Wurtz, " " March 7th.....	19 00
A. S. Mann & Co., drygoods, to Feb. 29th.....	21 50
A. L. Morris, meat, to March 5th.....	268 30
Beck & Myer, boots and shoes, to Feb. 27th.....	61 50
A. W. Mudge, undertaker's services to March 4th.....	30 50
Anthony Feiner, bread to March 2d.....	86 30
Geo. Schofield, transportation of paupers.....	29 65
S. B. Roby, rent of coal and wood yard, to March 1st.....	112 50

And charge that Fund.

HIGHWAY FUND.

John Frick, Sup't, pay roll from Feb. 17th to March 2d.....	\$610 78
H. T. Rogers, hardware, &c.....	78 20

And charge that Fund.

POLICE DEPARTMENT FUND.

Rochester Gas Light Co., gas for quarter ending Feb. 29.....	174 65
Smith & Roberts, coal.....	18 75
S. M. Sherman, disbursements for Feb'y.....	92 34
S. M. Sherman.....	141 64
Alex M'Lean.....	85 00
Jonathan Dresser.....	85 00
Wm J. Koy.....	85 00
Wm S. Kirk.....	85 00
Peter Hughes.....	85 00
Samuel Broan.....	75 00
Thos A Burchell.....	75 00
John H Dana.....	75 00
Thos Lynen.....	75 00
Jas K Foster.....	75 00
Calab Peter.....	75 00
Lyman Johnson.....	75 00
Frank Allen.....	75 00
W R M'Arthur, 29 days.....	72 50
Ferry Marzluft.....	75 00
Wm White.....	75 00
Peter Laney, Jr.....	75 00
E. W. Murray.....	75 00
Geo M Lathrop, 26 days.....	65 00
P H Sull van.....	96 00
Chas M Cornuck.....	75 00
Jos Roworth.....	75 00
M Ryland, 29 1/2 days.....	78 75
Chas Green, 2 1/2 days.....	65 00
Geo W Lacey, 26 days.....	70 00
Geo Singham, 24 days.....	60 00
John J Garrett.....	75 00
D Monahan.....	75 00
Henry Baker.....	75 00
Hugh Clark.....	75 00
Thos F Hurley.....	75 00
Thos Quincey, 29 1/2 days.....	73 75
P C Keanough.....	75 00
John Barry.....	75 00
Bat. Crowley.....	75 00
E. Van Vorst.....	75 00
Jas. McKelvey.....	75 00
Jos P Cleary, 26 days.....	65 00
F J Goodwin, 29 days.....	72 50
J. C. M'Quatters, 29 days.....	72 50
Robt Burns, 29 1/2 days.....	73 75
Frank Schaffer, 29 1/2 days.....	73 13
Ralph Bendon, 29 days.....	72 50

Jacob Harter, 24 1/2 days.....	61 25
Jerry Twala, 27 1/2 days.....	69 38
Thos E Crouch, 28 days.....	75 00
Auger & Connolly.....	75 00
Jcs Gommenginger, 28 1/2 days.....	73 75
Olde Over.....	75 00
M A Bemau, 15 days.....	37 50
Jacob Frank.....	75 00
Wm P O'Neil.....	75 00
Michael Wolf.....	75 00
John Doyle.....	75 00
W. A. Daubinburg.....	75 00
Anthony Cole, 29 1/2 days.....	73 75
Wm Keith.....	75 00
B C Further.....	75 00
Wm Lush, 29 1/2 days.....	73 75
A H Franklin.....	75 00
B Horcheler.....	75 00
John H Roach.....	75 00
John Cokely.....	50 00
John C Hagle.....	75 00
Herman C Inman, 26 days.....	65 00
B Frank Enos.....	91 97

Examined and approved.

CHAS W BRIGGS,
 GEO G COOPER,
 HENRY S HEBBARD,
 Commissioners.

And charge that Fund.

FIRE DEPARTMENT FUND.

G. & C. Weldon, shades, &c., for Engine Houses.....	\$33 18
Gerling Brothers, oats.....	94 50
Rochester Gas Light Company, gas and coal for quarter ending March 1st.....	109 25
L. S. Gibson, disbursements as Chief.....	15 62
H. Brewster & Co. salt.....	17 25
William Boon, hay and straw.....	25 46
Knapp & Fisher, wood for engines.....	22 00
Smith & Roberts, coal for engines.....	76 00
H. T. Rogers, hardware.....	41 41

And charge that Fund.

LAMP FUND.

Gommenginger, Allen & Co., lamps and lamp pots.....	\$246 75
C. A. Jeffords, care of kerosene lamps west side of the river for month of March.....	362 17
J. E. Relyea, care of lamps east side of the river for month of March.....	476 25
J. E. Relyea, repairing lamps on the east side of the river for month of February.....	59 55

And charge that Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Connolly, Stern, Glover, Stone, Craig, Kelly, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.
 Nays—Ald. McConnell—1.

On motion of Ald. Kelly adjourned.

WILLIAM F. MORRISON,
 City Clerk

In Common Council, March 19th, 1872.

REGULAR MEETING.

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

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

Absent—Ald. Stern, Kelly—2.

APPROVAL OF MINUTES.

The Clerk stated that there had occurred an error in the published proceedings of March 7th, 1872, (at folio 328 of printed proceedings.)

Proceedings read: "Ald. Stape's motion was then adopted," which should read: "Ald. Stone's motion was then adopted."

Ald. Mauder moved that the minutes be amended as above. Carried.

The minutes of meetings February 20th, 21st, 29th, March 5th, 7th and 12th, as amended, were approved as published in book of proceedings.

PRESENTATION OF PETITIONS, CLAIMS, &C.

Ald. Aldridge presented the following, and moved that they be received, filed and published. Carried.

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN—I would respectfully represent that from the day you were pleased to appoint me Health Officer until the present time I have been obliged to have frequent intercourse with small pox patients, especially during the months of April, May, June, July, August, December, January, February, and thus far in March.

During these months I have been in daily attendance at the Pest House, besides personally visiting each and every case of small pox that has been reported.

I would further represent that, beside the risk of carrying contagion to my family, the general knowledge of my having to do with small pox, has greatly injured my private practice, patients having a natural timidity about employing a physician who is in daily attendance on cases of infectious disease.

Furthermore, I have been debarred by the same reason from wanted social privileges.

In view of these facts, I respectfully ask, as a matter of common justice, that one thousand dollars (\$1,000) be added to my present salary.

If any one doubts the reasonableness of this request, let him ask himself if he, in like manner, would risk his own and his families' life and health, the ruin of his business, and social ostracism, for thrice the sum mentioned.

Believing the extra services rendered (and the risks and losses thereby assumed) fairly entitle me to such extra compensation, I confidently appeal to your sense of justice in the matter.

Respectfully submitted,

DAVID LITTLE,
Health Officer.

March 15th, 1872.

To the Hon. Common Council of the city of Rochester:

The undersigned, physicians of the city of Rochester, have seen with admiration the faithfulness and success with which the Health Officer, Dr. David Little, has done the duty of his office during the past year. It is doubtless due to his energy that the epidemic of small pox has been so much less fatal in this city than in other places of equal size, both in this country and in Europe. But we learn with regret that his private practice has been most materially injured by the necessity under which he has been placed of attending so many cases suffering from contagious disease, and we most earnestly recommend that your honorable body add a very substantial sum to his salary to compensate in part for this loss.

Charles E. Rider,
E. V. Stoddard,
H. W. Dean,
William T. Ely,
Frank B. Gallery,
J. D. Pond,
Jonas Jones,
L. B. Baker,

H. M. Cox,
W. H. Langworthy,
Charles S. Starr,
B. L. Hovey,
J. F. Whitbeck,
B. F. Gilkeson,
W. W. Ely,
E. M. Moore.

By Ald. Rogers—Bills of Loos & Zimmer, E. Mink, William Burke & Co., Thomas Williamson, Jacob Lux, Truman Miller, D. M. Stewart, Howe & Rogers, Geo. W. Connolly, Monthly and Quarterly Pay Rolls—Fire Department Committee.

Unanimous consent was granted Ald. Pond to present the following:

By Ald. Pond—Resolved, That our representatives in the Legislature be requested to present he following memorial, and to urge the passage of the bill petitioned for:

To the Legislature of the State of New York:

The Common Council of the city of Rochester respectfully ask for the passage of the bill now before your body, allowing the Common Council to issue the bonds of the city to the amount of \$150,000 for the purpose of erecting the contemplated City Hall.

Resolved, That the Clerk forward copies of the above to our representatives in Albany immediately.

Adopted.

By Ald. Caring—Petition of Casper Witzgiman, for permission to erect a wood building on his lot, situate on corner of Webster and North streets—Wood Building Committee with power to act.

Estimate of Kauber & Vicenius—Sewer Committee.

By Ald. McConnell—Bill of A. B. McConnell—Park Committee.

By Ald. Glover—Bills of Anthony Kasseal, Curtis, Morey & Co., Thomas Kowles, S. F. & W. Witherspoon, William Whitehair, Thomas H. Hopwood and Committee on Foot Bridge—Contingent Expense Committee.

Ald. Stone presented the following and moved it be received, filed and published.

Carried.

To the Honorable Common Council of the city of Rochester:

In accordance with your suggestion, the following, in relation to Renumbering the Streets of Rochester, is respectfully submitted:

The fact that there is need of the streets being renumbered, is apparent, a large proportion of the streets in the older parts of the city, having wrong or duplicate numbers, while in the newer portions the numbers are, for the most part, wanting. Few things of so small importance, apparently, are the cause of so much annoyance as the absence of proper numbers and signs on the streets of a large city. Especially is this an infliction upon strangers, who are obliged to trust to them, almost entirely, for finding particular localities, and whose impressions of a place are, consequently, moulded to a considerable degree, by the facilities afforded them, in this respect. In nearly all of the large cities, steps have been taken within a few years for a systematic numbering of the streets. In this respect, Philadelphia is a leading example for the thorough system she has introduced, and our sister city, Buffalo, has lately adopted a plan as perfect, every street in the more than thirty-six square miles of its territory having been, within the past year, carefully numbered.

The system for numbering the streets of Rochester is as follows: There should be made plans of such streets as are not now numbered at all, and such as the proper authorities may decide, from time to time, shall be renumbered. These plans should show the number of feet on the street occupied by each building and vacant lot, the number of entrances to each building, together with the name of the occupant of each entrance; and to every twenty feet on the street, whether occupied or vacant, a number

should be allowed, except upon a few of the business streets, where a number to every ten feet should be allowed. Both the new and old numbers to be denoted on the plan, thus making the plan a valuable record for identifying different buildings at a future time. These plans to be approved by the Committee on Streets, and kept on file in the office of the City Clerk, and public notice to be given that all parties building on such streets in the future shall apply to the City Clerk for their proper numbers. The method of these plans can be better understood by reference to a plan of a portion of Spring street.

To carry out this system successfully, the plan pursued by other cities has been to furnish and apply a cheap number to every building, not leaving the matter to the discretion of the occupants. Of course when parties desire a different style of number from that furnished by the city they can procure it at their own expense.

The expense to the city involved in this system consists:

1. In making plans.
2. In purchasing numbers.
3. In applying numbers.

A sample of the figures used by the city of Boston, and which can be furnished at ten cents each, can be seen at the office of the Mayor.

It has been said that changing numbers subjects merchants and others who have cards, bill-heads, advertisements, &c., giving their old number, to serious inconvenience, and certainly a change in the numbers of any street should be made only when the public interest strongly calls for it; but any loss or inconvenience arising from such a change can be almost entirely obviated by allowing the occupants to retain their old number, only requiring that they have the city numbers also; as they come to procure new cards, bill-heads, &c., they will at first use both numbers, and soon drop the old number altogether.

Some of the streets of the city have the odd number on the right side and some on the left. The latter is the old-fashioned method of numbering and is now obsolete, every city of any size having adopted the rule of putting the odd numbers on the right side of the street, and this is strongly recommended here.

Not a slight advantage in this system of numbering is the facility with which distances can be computed. As there are 5,280 feet in a mile, it follows that on a street having a number to every 20 feet No. 528 would be just one mile from the commencement of the street; No. 264 would be half a mile; No. 1,056, two miles, &c. In the few streets having numbers ten feet apart of course half these distances must be allowed.

The city is growing rapidly. There are few streets in the central parts but have new buildings erected upon them every year, while in the newer portions the houses are rapidly pushing out, even beyond the present limits of the city. At no time can a system of numbering be adopted which will involve so little expense to the city as at present, and the wisdom which led its founders to lay it out in its present broad proportions, with its fine thoroughfares, thus saving their successors a continual bill of expense for changing and widening streets, is an example it were well to follow. If a thorough system, like the one here recommended, is adopted no renumbering will be necessary.

Bills of J. D. McIntosh & Co. and Smith & Gordon. Poor Committee.

Bill of William Burke & Co. Street Committee.

By Ald. Craig—Petition of Wm. B. Morse & Co. for permission to erect a wood building on their lot situate on Trowbridge street. Wood Building Committee, with power to act.

By Ald. Stape—Bill of Charles McAnnelly. Contingent Expense Committee.

Bills of W. S. Falls, Chas. E. Rider, Stump & Frost, August Woellart, Curran & Goler, C. J. Hayden & Co., A. S. Hamilton & Co., S. W. Dibble & Co., Bridget Grahm, A. S. Mann & Co., J. H. York, C. Schneider, Daniel McTaggart and Owen Morgan. Committee on Public Health

Petition of Frank Drecheler for permission to remove a wood building on his lot, No. 71, situate on Weld street. Wood Building Committee, with power to act.

By Ald. Mandeville—Petition of P. V. Chanck for permission to erect a wood building on his lot, No. 35, situate on University avenue. Wood Building Committee.

By Ald. Charters—Bills of Curtis, Morey & Co. and H. C. Fenn. Police Committee.

Ald. Gerling was granted unanimous consent to present the following:

Whereas, There are now pending before the Legislature of the State of New York several bills in which the city of Rochester and its citizens are deeply interested, among which are the following, to wit: The general charter amendments, the extension of the city limits, the commission for the new City Hall, the Lake Ontario Shore Railroad bill and the swing bridge on West Main street; and

Whereas, It is of the utmost importance that the city of Rochester take such measures as shall secure its highest interest and promote the public good, therefore

Resolved, That a committee of five members of this board be appointed by the president, who shall be authorized to secure the aid of such citizens as they may deem proper, and with them proceed to Albany and by all fair and honorable means advance the interests of said city as involved in the passage or defeat of the bills above mentioned.

Ald. Craig moved to table the resolution.

Lost by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Herzberger, Connolly, Stone, Craig, Selye, Aikenhead—11.

Nays—Ald. Rogers, Fee, Caring, Glover, McConnell, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons—14.

Ald. Aikenhead moved to amend the resolution by inserting after the word "Albany" the words "at their own expense."

Ald. Stape moved to table Ald. Aikenhead's motion.

Carried by the following vote:

Ayes—Ald. Gould, Pond, Fee, Caring, Glover, McConnell, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade—14.

Nays—Ald. Whitcomb, Aldridge, Wait, Rogers, Herzberger, Connolly, Stone, Craig, Selye, Parsons, Aikenhead—11.

Ald. Stape moved to amend the resolution by striking out the words "be appointed by the President" and substitute therefor the words

"to consist of Ald. Gerling, Pond, Stone, Glover and Stebbins."

Ald. Caring moved to table Ald. Stape's amendment.

Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Glover, Stone, Craig, Selye, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Aikenhead—19.

Nays—Ald. Wait, Gould, Rogers, McConnell, Mandeville, Stape, Parsons—7.

Ald. Caring moved to amend the resolution by striking out all pertaining to securing the aid of citizens who shall go to Albany.

Ald. Mandeville moved the indefinite postponement of the whole matter.

Lost by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Pond, Connolly, Stone, Craig, Selye, Mandeville, Stape, Parsons, Aikenhead—13.

Nays—Ald. Rogers, Herzberger, Heavey, Fee, Caring, Glover, McConnell, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade—13.

Ald. Caring's amendment was then declared carried.

Ald. Aikenhead moved to amend the resolution by striking out the words "be appointed by the President" and insert therefor the words "consisting of the Charter Amendment Committee."

Ald. Whitmore moved to table Ald. Aikenhead's amendment. Carried.

Ald. Rogers moved to amend the resolution by striking out the words "five" and "be appointed by the President" and insert therefor the word "three" and the words "consisting of Ald. Stebbins, Pond and Glover."

Ald. Whitcomb moved to table Ald. Rogers' amendment.

Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Pond, Fee, Caring, Stone, Craig, Selye, Charters, Gerling, Stebbins, Mauder, Stade—14.

Nays—Ald. Gould, Rogers, Herzberger, Heavey, Connolly, Glover, McConnell, Mandeville, Stape, Whitmore, Parsons, Aikenhead—12.

Ald. Whitcomb moved the previous question, "Shall the main question be now put," was declared carried.

Ald. Gerling's preamble and resolution as amended by Ald. Caring were then adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Fee, Caring, Glover, McConnell, Craig, Selye, Charters, Stebbins, Whitmore, Mauder, Stade—14.

Nays—Ald. Gould, Rogers, Pond, Herzberger, Heavey, Connolly, Stape, Mandeville, Stape, Gerling, Parsons, Aikenhead—12.

The President appointed as such Committee Ald. Stebbins, Whitcomb, Stape, Rogers and Aikenhead.

Ald. Stone moved that the City Attorney be added to the Committee. Carried.

Ald. Caring moved that the President of the Board be added to the Committee. Carried.

By Ald. Whitmore—Petition of John McKinney for permission to erect a wood building on his lot No. 8, situate on Munger street. Wood Building Committee, with power to act.

Bills of William Burke & Co. and Superintendent's pay roll. Street Committee.

Unanimous consent was granted Ald. Stebbins to present the following:

By Ald. Stebbins—Resolved, That the Treasurer be authorized to draw the city's note for

\$27,500 and get same discounted, and charge discount to Contingent Fund, to renew one of like amount due March 6th, 1872. Adopted.

By Ald. Aikenhead—Petition of John Gosnell for permission to remove a wood building on his lot No. 96, situate on North street. Wood Building Committee.

Ald. Gould, from the Committee on Opening and Alteration of Streets, presented the following:

REPORT OF THE COMMISSIONERS IN THE MATTER OF STRAIGHTENING AND WIDENING NELSON STREET.

Monroe County Court, State of New York.—In the matter of the straightening and widening of Nelson street in the city of Rochester.

We, the subscribers, the Commissioners appointed by the order of this court to take and report proofs bearing upon the damages to be assessed to the several owners of the lands so to be taken for the straightening and widening of said street, do respectfully report that we have taken such proofs and return the same, which are marked "A," and which are taken as the basis for the report, except as varied in our findings of fact as to the actual damages, in our opinion, suffered by the several owners of said lands.

The said improvement requires the abandonment to a certain extent of the land now occupied by Nelson street, and which, for the purpose of this report, is regarded as having been originally dedicated and from its user, as 50 feet in width.

For the straightening of said street we adopt a map made by the City Surveyor, which is hereto annexed, and marked "B," and by which it appears that to perfect such straightening it is necessary to adopt and fix a west line of said street by commencing at a point upon Monroe avenue, distant 11 feet 4 inches east from the north-west corner of Monroe avenue (lot 214 in the Johnson and Atkinson tract); thence running in a south-westerly direction, within the west part of said lot 214, so that the said west line of the street shall intersect the west line of said lot 214 at its south-west corner, and thence continue along and within Nelson street as now laid out, so that at its intersection with Pearl street it shall be distant 27 feet from the south-west corner of said street and 23 feet distant westerly from the south-east corner of said street, or from the south-west corner of lot 208 in the said Johnson and Atkinson tract; and so continued southerly as to strike the exact centre of Nelson street as now laid out, at a point westerly from the south-west corner of lot 197 in said tract; said line thence continuing south-westerly so as to be distant 12 feet from the south-east corner of lot 50, owned by Mrs. Charles Dana; thence continuing to a point indicated on said map upon the east line of lot 49, owned by Casimer Shmidt. The east line of the projected street commences at the south-west corner of lot 183 in said tract; thence running north-easterly so as to be taken 20 feet in width from the north line of lot 184, 22 feet from the south line of lot 192, 26 feet from the north line of the same lot, 27½ feet from the north line of lot 193, 29 feet from the south line of lot 195, 31 feet from the south line of lot 196, 33 feet from the south line of lot 197, 35 feet from the north line of the same lot upon Pearl street, 37 feet from the south line of lot 208 on

Pearl street, 40 feet from the south line of lot 209, 42 feet from the south line of lot 210, 44 feet from the south line of lot 211, 47 feet from the south line of lot 212, 51 feet from the south line of lot 213, and 3 feet from the south-west corner of lot 87 in the Brooks Tract, 8 feet from the north line of lot 86 in said tract, and the entire width of lot 213 in the Johnson and Atkinson tract, about 9 feet from the south line of lot 85 in the Brooks tract, about 10 feet from the south line of lot 84 and 12 feet from its north line, 14 feet from the north line of lot 83, 16 feet from the north line of lot 82, 17 feet from the north line of lot 81, 18 feet from the north line of lot 80, and running the entire width of lot 79, taking from its north line in width 22 feet, which north line is the south line of lot 75 in said Brooks Tract; thence running along the entire length of lot 75 to the south line of Monroe avenue, thereby taking 26 feet from the west portion of lot 75 at its frontage upon Monroe avenue. The extension of the east line of said street is so plotted across Monroe avenue as to intersect the present south-east corner of Meigs street and the said avenue.

We report upon the question of damages as to the several owners and parties in interest in said lands as follows:

+ To Jacob Keyl the owner of lots 213 and 214 in the Johnson and Atkinson Tract we award and allow the sum of \$500. He is the owner in fee free from all incumbrances.

+ We assess to Samuel Moulson, George Moulson, Thomas Moulson and Robert Moulson as tenants in common of lots 211 and 212 the sum of \$500. There are no incumbrances against these lots and no other parties in interest.

We assess as incident to the taking of land from lots 208, 209 and 210 to Henry E. Boardman and Charles C. Meyer the sum of \$350. These lands are held by them as tenants in common and there are two outstanding mortgages thereon of about \$700 of principal, as indicated by the testimony of the witness Boardman.

We award to William Keyl for the taking of land from lots 194, 195, 196 and 197 in said Johnson and Atkinson Tract, the sum of \$250. These premises are owned by him in fee free from all incumbrances.

We award to John Kratz as owner of lots 192 and 193 in said tract for the land, as indicated on the map taken therefrom the sum of \$150. He is the sole owner of said premises free from all incumbrances.

We award to Charles C. Meyer, the sole owner of lots 183 and 184, and a lot adjoining, which is a continuation of Broadway and not numbered, between the South line of lot 192 and the North line of lot 184, the sum of \$100. These premises are owned by him in fee free from all incumbrances.

We allow to Messrs. George and Conrad Herzberger as incident to the taking of the lands from lot 75 in the South Brooks Tract the sum of \$600. These premises are held by them as assignees of a land contract therefor originally given by Lewis Brooks, the owner, to Alfred Young and by the latter assigned to said G. and C. Herzberger Nov. 18th, 1871.

We award to Jacob Hyne for the taking of the land indicated on said map from lot 79 in South Brooks Tract the sum of \$125. He holds under a contract from Lewis Brooks dated June 1st, 1870. Over \$300 remains unpaid on said contract.

We assess the damages for the taking of land

from lot 80 which is held under a contract from Lewis Brooks by Sarah A. Patchin, the sum of \$100. There remains more than \$300 unpaid on said contract.

We award to Lewis F. Hyne for damages incident to the taking of land from lot 81 in said South Brooks Tract the sum of \$100. He holds as assignee of a contract originally given to Mary N. Hone by Lewis Brooks and assigned to Annie N. Hyne and by her to the said Lewis F. Hyne. Over \$300 remains unpaid on said contract.

As to lot 82 we assess the damages at \$90. Jacob Keyl above named is the assignee of a contract for sale of said lot on which a sum in excess of said damages remains unpaid.

We assess the damages incident to the taking of land from lot 83 at the sum of \$90. It is held by said Jacob Veyl as assignee of a contract for sale of said lot and a sum in excess of the damages above awarded remains unpaid on said contract. We assess the damages bearing upon the taking of land from lots 84 and 85 at the sum of \$180. These lots are held under a contract for purchase by Mary E. Otis. A sum is actually due and unpaid on said contract in excess of the sum assessed by us as damages.

We fix the damages for taking land from lot 86 at the sum of \$75. George F. Young is the vendee of said lot from the vendor, Lewis Brooks, and a sum is due on said contract largely in excess of the damage allowed by us.

We award to Lewis Brooks the Owner of lot 87 as damage for land taken from said lot the sum of \$25.

between the first and second locks on said canal, it being both equitably and legally just that the State should build said sewer. First, because an open drain will not (as shown during a series of years) effectually catch and carry off the canal leakage, because the canal is above the surface of the land, and quicksand soon fills up an open ditch. Secondly, The ditch now runs like the letter "V" around the Wide Water bridge landing, which obstructs the flow that a sewer would carry under said bridge landing, making it straight. Thirdly, the State, in enlarging the canal cut across the natural channel, where all the water always had and must now run, along the proposed route for said sewer. And the asking for a sewer in place of an open ditch is requisite for surface and cellar drainage and due to this city, which will so embrace all the territory benefited. Adopted.

Ald. Connolly moved the adoption of the following act and 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 8th, 1861."

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

SECTION 1. Section 272 of said act as amended by chapter 553 of the laws of 1865 is hereby amended so as to read as follows:

Section 272. Whenever any Supervisor, Alderman or School Commissioner in said city shall cease to reside in the ward in and for which he was elected, his office shall be vacant and his powers as such Supervisor, Alderman or School Commissioner shall terminate.

Section 2. This act shall take effect immediately.

Ald. Whitcomb moved to table Ald. Connolly's motion. Lost by the following vote :

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Whitmore—5.

Nays—Ald. Rogers, Pond, Herzberger, Heavey, Fee, Connolly, Stern, Glover, Stone, Craig, Kelly, Stape, Charters, Gerling, Mauder, Stade, Parsons, Aikenhead—19.

Ald. Connolly's motion was then declared carried.

Ald. Stern, from the Contingent Expense Committee, reported in favor of the bills of James P. Evans, Smith & Roberts, E. R. Andrews, Rochester Gas Light Co., W. C. Thomas, Masseth & Berdel (two bills), Philip Hax, Parrick Burns (two bills), John Williams, and M. Heavey (two bills). Finance Committee.

By Ald. Stern—Resolved, That the City Treasurer pay when there are funds applicable to each of the Inspectors of Election of the several wards, the sum of thirty dollars; also, to each proprietor or tenant of the place for holding the election polls, except the first and second wards, the sum of twenty dollars, and charge the Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Connolly, Stern, Glover, McConnell, Stone, raig, Kelly, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Ald. Stern moved the adoption of the following act, and the Legislature be requested to enact the same.

Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.

Nays—None.

AN ACT authorizing the city of Rochester to issue its bonds to an amount not to exceed seventy-five thousand dollars, for the purpose of building a Free Academy.

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

SECTION 1. The city of Rochester is hereby authorized and empowered to issue its bonds to an amount not to exceed seventy-five thousand dollars, such bonds to be issued in such denomination and payable at such time as the Common Council may direct, and to bear interest at the rate of 7 per cent. per annum. But such bonds shall not be offered or disposed of at a rate less than the par value thereof.

§ 2. Said bonds shall be negotiated by the City Treasurer as hereinafter directed, and the proceeds thereof, or so much of the same as may be necessary, shall be expended in the erection of a Free Academy upon the site purchased and now owned by said city for such purpose.

§ 3. The President of the Common Council shall appoint a committee of three from said Council, and the President of the Board of Education shall appoint a committee of three from said Board, which committees with the Mayor of said city shall constitute a joint committee to adopt plans and specifications for said building, award the contracts for and supervise the construction of the same.

§ 4. The bonds herein authorized to be issued shall not be negotiated or disposed of except in such amounts as from time to time, during the construction of the building, the said committee

shall certify to the City Treasurer to be actually necessary to defray the cost of the work, and any excess of bonds over and above the actual cost of the building, as paid or to be paid to the contractor, shall be cancelled by the City Treasurer and the amount thereof charged to said bond account.

§ 5. This act shall take effect immediately.

Ald. Glover moved the adoption of the following act, and the Legislature be requested to enact the same. Carried.

AN ACT authorizing the removal of the remains of all persons interred in Monroe Street Cemetery, in the city of Rochester, to Mount Hope or other cemetery in the city, and the taking of the lands included within the bounds of said Monroe Street Cemetery, by the city of Rochester, for public school and park purposes; also the issue of bonds by said city to defray the expense thereof.

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

SECTION 1. The city of Rochester is hereby authorized and empowered to take possession of the grounds known and distinguished as Monroe Street Cemetery, in said city, and appropriate the same to the purposes of a public school lot or public park upon complying with the terms and provisions hereinafter set forth.

Section 2. Whenever the Common Council of said city shall by resolution declare it expedient and for the public good to take the above mentioned lands for the purposes herein set forth, the Mayor of said city shall give notice by ten days publication in the official papers of said city, of the time when and place where he will upon such resolution of the Common Council and his petition, make application to the County Judge or Special County Judge of Monroe county for the appointment of three Commissioners to appraise the damage for taking said lands. Also to determine what damage, if any, will accrue to owners of lots arising from the cost of the removal of the remains of persons interred therein; also to superintend such removal.

Section 3. Upon the presentation of such petition and resolution with due proof of publication of notice as hereinbefore provided, the officer before whom such application shall be made shall hear and determine as to the expediency and propriety of granting such application. If he shall deem the taking of said lands by said city to be for the public good he shall appoint three reputable freeholders, residents of said city and not interested in the lands to be taken, who shall inquire into and determine what damage, if any, the several owners of lots in said cemetery will be entitled to by reason of taking said lands, and also the damages for or probable cost of removing the remains of persons exhumed and the monuments, slabs, stones or other marks designating their place of burial, but the damage for taking lands shall in every case be considered and reported apart from that of removal of remains, monuments, &c.; said Commissioners shall also award to persons entitled to the same such damage for taking and removal separately.

Section 4. Before proceeding to execute the duties of their office the said Commissioners shall take and subscribe an oath that they will honestly and faithfully discharge the duties of their office according to the best of their ability

which oath shall be filed in the office of the Monroe County Clerk. Upon filing such oath of office the said Commissioners shall proceed in all respects as required by law in case of commissioners for widening or opening streets in the city of Rochester.

§ 5. If upon the presentation of the report of said commissioners the Common Council shall confirm the same then, the said commissioners shall proceed to direct or cause the removal of the remains of all persons buried in said cemetery, and all monuments, slabs, stones, or other marks of burial places, and as the same are removed shall pay to the several owners of lots therein the amount of damages heretofore awarded to such persons.

§ 6. In case the owners of any lots in said cemetery shall neglect or refuse to remove the remains of persons buried thereon, or in case such owners shall authorize the commissioners to superintend or direct such removal, then said commissioners shall not pay over to such owners the amount by them awarded as damages for or probable cost of removal, but shall retain the same to defray their expenses in removing such remains. Said commissioners shall not, however, proceed to so remove any such remains, monuments, &c., until they shall have given five days' notice by publication in all the official papers of said city of their intention so to proceed.

§ 7. In case the owners of any lots in said cemetery cannot, after due diligence, be ascertained or found, the said commissioners shall proceed to remove all remains, &c., as in the last section provided, and any balance after deducting the actual cost of removal from the amount of damages awarded for taking such lot and removing said remains, &c., shall be paid to the city treasurer of said city, who shall deposit the same to the credit of such fund as is or may be created for the purpose of caring for and preserving the grounds on which such remains may be re-interred. Such fund shall be deposited in some reliable savings bank in said city, and only the interest thereon accruing, or so much thereof as may be deemed necessary and expedient, shall be annually expended in protecting and caring for said grounds. The provisions of this section are hereby made applicable to section six, so far as the same relate to any damages awarded by said commissioners as probable costs of removal.

§ 8. All remains removed by said commissioners as hereinbefore provided shall be re-interred on such grounds, or lots or parts of lots, in Mount Hope Cemetery as the commissioners thereof may direct, and shall be separately re-interred and all monuments, slabs, stones, or other marks of their burial place, shall be well re-set in their proper place, so as to preserve the identity of each, and in case there is no present mark distinguishing the person buried, said commissioners shall at the place of re-interment put a wooden slab, on which shall be marked the number of the lot in Monroe street cemetery, from which the body or bodies were exhumed.

§ 9. Upon the completion of the work of such removal, said Commissioners shall report the same to the Common Council of said city with a statement of the actual cost thereof, setting forth the amount of damages paid to each and the amount of balances paid over to the City Treasurer, which report shall be filed with the

City Clerk; whereupon said Commissioners shall be discharged, and the Commissioners of Mt. Hope Cemetery shall have the future care and supervision of the grounds where such re-interments have been made.

§ 10. For the purpose of paying such damages as may be awarded, and such expenses as may be incurred under the provisions of this act, the city of Rochester is hereby authorized and empowered to issue its bonds to an amount not to exceed five thousand dollars, in such denomination, and payable at such time as the Common Council may direct, bearing interest at the rate of seven per cent. per annum, which bonds shall not be offered or sold by the City Treasurer at less than the par value thereof, nor shall they be disposed of except in such amounts as from time during the progress of the work the said Commissioners shall certify to be actually necessary to defray the expenses thereof.

§ 11. If upon the presentation of the final report of said Commissioners it shall be found that the amount of the bonds issued shall exceed the amount actually paid out and expended, the City Treasurer shall thereupon cancel all bonds in excess of the amount so expended, and charge the same to the bond account.

§ 12. This act shall take effect immediately. By Ald. Glover—Resolved, That the City Treasurer be allowed one per cent on the amount collected each year as compensation for extra work, clerk hire &c., on Vincent Place Bridge tax. Adopted.

Bill of Richard H. Schooley, for services and expenses to Albany. Referred to the Charter Amendment Committee to report.

The lots incident to which damages have been allowed, to wit lot 75 and lots 79 to 87 inclusive are situate in the South Brooks Tract so called and the other premises from lots 183 and 184 to 197 inclusive, and lots 208 to 214 inclusive are situate in the Johnson and Atkinson Tract.

In connection with the former proceeding for the same general purpose as that now pending before us a search was made in relation to the title and incumbrances of the lands which are covered by this report, except as to those of Charles C. Meyer, affecting lots 183 and 184 and of the said John Kratz, in reference to lots 192 and 193 and reference is made to that search if necessary with a view to the perfecting of the city by its title to the lands necessary for the straightening and widening of Nelson street.

There has been no alteration since the report and search in the ownership or in estates of any parties to whom damages are awarded herein except as to Messrs. G. & C. Herzberger, who have become the assignees of contract for purchase of lot 75 in said Brooks Tract from Aured Young, the then holder.

In reference to the damages upon all lands in the south Brooks Tract we have secured proofs that the vendor, Lewis Brooks, is willing to allow the present holders of such contracts to receive the damages assessed as between him and them conditioned only that they shall make application of such monies for improvement of said lands and for the payment of the assessment of such projected street.

Our estimate of the damage to Jacob Keyl is based upon the removal at his expense and he thereafter to become the owner of the buildings consisting of house and barn upon lot 214 fronting on Monroe avenue. The title of the Messrs.

Moulson to lot 212 which forms the south line of Jacob Keyl's lot 213 was acquired by the intestacy of their father, Samuel Moulson, senior. His title was acquired by deed from Elisha Johnson, dated February 8th, 1830, which was given in pursuance of a contract, which was produced in evidence before us, and which is dated 9th April, 1827, for the sale of said lots 211 and 212, and another lot connected with this contract is a diagram by which it appears that the north line of said premises runs at right angles with Nelson street and which would give about 30 feet on said street in addition northerly from the line of the present fence, which is nearly identical with the line indicated upon the map in this proceeding, marked exhibit B. The deed to Samuel Moulson refers to the original plot and the contract, and agrees exactly with the diagram coupled with this contract. That map is recorded in Monroe County Clerk's office in liber 1 of maps at page 9, and was made on the 29th of August, 1829. The deed to Samuel Moulson was recorded April 8th, 1834, in liber 28 of deeds, at page 421, and the title in these 4 heirs at law should be recognized as vested with the line indicated upon the diagram and map referred to, taken as the correct north boundary.

We have not made estimate by number of square feet or by specific quantities of lands taken. Our reliance has been upon the map which is annexed to this report, marked B, as a guide and as indicating the accurate width of land to be taken from the several lots for the projected street. In the assessment made we have not considered the interest which may accrue or benefit to be received by those owners to whom the present street will revert as incident to the legal ownership of the soil.

There appeared before us Mr. Charles Dana, the agent of his wife, who is owner of lot 50, at the corner of Broadway and Nelson street, and testifies that the damage to her lot by means of the projected street, will be \$2,000, and that what is desired is the improvement of the old street without any steps being taken towards any new street. The claim is based upon the change that will be made in the corners at the point of her homestead premises, which will affect the use and access to Broadway and produce an angle, which will work an injury and be not easily reached by those using the highway at Pearl street and corner of Broadway. Another ground of objection is that the well established corners and boundaries will be disturbed and work serious injury in unsettling the title and rendering indefinite the future location of this property, which is situate opposite that to be taken.

Mrs. Sarah Gould is a part owner of lot 51, situate next northerly from Mrs. Dana's premises, but no land is taken from that lot for the improvement. This witness testifies that the change which would be wrought simply as connected with the ownership of lot 51 would be \$5,000, in damage. That the reversion of whatever portion of Nelson street that lot would be entitled to would be no benefit, owing to the excessive depth of the lot, and the basis of damage through the change of location of the east line and the angle thereby produced, coupled with the additional assessment for the improvement, are all considered in forming this estimate, as testified by the witness.

A third witness, Mr. George Watson, owner

of lot 52, next northerly of that last referred to, testifies that the change will affect him in point of taxation seriously. He is opposed to the improvement, and has given evidence bearing on the general valuation of land to be taken, as indicated on the map hereto annexed. His general testimony bears upon the property of William Keyl and of Messrs. Boardman and Meyer. He regards the valuation of lands fronting on Monroe Avenue as of less value than those in the vicinity of Broadway, and makes a general estimate of 4 or 5 cents per square foot as a maximum value for lands located in the vicinity of Pearl street.

The testimony of these three witnesses has been taken and returned by us to effect a fair valuation and estimate to be made for the taking of the lands actually indicated upon the map, and upon which we have passed in our assessment. We do not regard any evidence before us as competent or material bearing upon the general question of the advisability of the improvement or change and whatever has been received incident to that topic is purely incidental to the motives by which we have been controlled in receiving the testimony of these three witnesses.

In our view any property owner who in the future may be made liable for assessment for the straightening and widening of this street has a right to be heard before us, as a Board of Commissioners, so far as relates to the amount to be paid for the taking of the lands and for repayment by assessment, for which they and others are liable to be assessed.

The variance between the evidence and our assessment, in many places, is only explainable by the fact that we have exercised our best judgement from previous examination of the entire premises, as connected with this and the proceeding heretofore had before us bearing upon the same general interests. We have each and all, after our appointment by order connected with this present proceeding, made an examination as to location, comparative values, and the effect of taking such lands upon the several owners.

All of which is respectfully submitted.

DE LANCEY CRITTENDEN,
CHAS. A. JEFFORDS,
ENGELBERT DENMER,
Commissioners.

Rochester, March 13th, 1872.

Ald. Gould moved that the report be received, filed and published. Carried.

REPORT OF THE COMMISSIONERS IN THE MATTER OF OPENING AN ALLEY FROM CANAL TO LITCHFIELD STREET.

County Court, Monroe County: In the matter of the opening of an alley from Canal to Litchfield street, in the city of Rochester.

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

We the undersigned Commissioners appointed by order of the County Court of Monroe County, in the State of New York, on the 13th day of November, 1871, to inquire into and determine what damage, if any the owner or owners of land to be taken for opening said alley, would be entitled for the same, do hereby report that after receiving due notice of our appointment, we met at the office of Jesse Shepherd and subscribed the oath of office and caused it to be

duly printed and published in the official papers of said city, due notice of the time and place when the commissioners would meet to enter upon their duties; that in pursuance thereof they did meet at the office aforesaid, and were attended by Jese Shepherd, Esq., for the city of Rochester and John H. McDonald in behalf of himself, that the Commissioners then proceeded to and did examine the premises to be taken.

That the commissioners did take and hear testimony and allegations which attached to our our report, filed in the office of the Clerk of the County of Monroe.

We, as further report and certify that James Cunningham is the owner in free of said lands proposed to be taken and that there are two mortgages upon the same, held by the Trader's National bank of Rochester, amounting in total to the sum of \$55,000; and we do further report that the damage and compensation that he will be entitled to therefor is \$1,665.

We do further report that said proceeding and taking testimony thereon necessarily consumed several days and that the said hearing was adjourned from day to day for that purpose.

C. C. DAVISON,
A. MANDEVILLE,
C. B. WOODWORTH,

February, 20, 1872.

Ald. Govld moved that the report be received, filed and published. Carried.

REPORT OF STANDING COMMITTEES.

Ald. Glover from the Contingent Expense Committee reported in favor of the bills of Anthony Kasseal, Curtis, Morey & Co., Thomas Knowles, S. F. & W. Witherspoon, William Whitehair, Thomas H. Hopwood. Committee on Foot Bridge, and Charles McAnnally. Finance Committee.

Ald. Caring from the Sewer Committee, reported in favor of the estimates of Rauber & Vicinus, and presented the following:

SIBLEY NURSERY SEWER.

The City of Rochester to Rauber & Vicinus Dr. 1872.

Jan. 19. For work done and materials furnished	\$1,680 00	
Payable—order 1 year.....	\$340 00	
" 2 years.....	340 00	\$1,680 00

By Ald. Caring, Resolved that the Clerk is hereby requested to draw orders as above stated and the City Treasurer is hereby requested to accept the time orders so drawn. Adopted by the following vote.

Ayes.—Aids. Whitcomb, Aldrige, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Glover, McConnell, Stone, Craig, Sebye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead.—26.

Ald. Rogers, from the Fire Department Committee reported in favor of the bills of Loos & Zimmer, E. Mink, William Burk & Co., Thomas Williamson, Jacob Lux, Truman Miller, D. M. Stewart, Howe & Rogers, Geo. W. Connolly, and Monthly and Quarterly Pay Rolls. Finance Committee.

Ald. Pond, from the Law Committee, presented the following:

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

The Law Committee, to whom was referred the claim of A. G. Wheeler, Esq., for legal services in the case of Wm. B. Geddes and others

against the city of Rochester, and for costs in the case of John C. Mason and others against the city of Rochester, having duly considered the matters, would respectfully report in favor of the first mentioned claim to the amount of one hundred dollars (\$100); but would report against the payment of the last mentioned claim (in the case of Mason vs. The City), for the reason that no services were performed by Mr. Wheeler on behalf of the city, another attorney having been employed by the committee of the Common Council, as they had a perfect right to do.

Rochester, March 19, 1872.

CHAS. F. POND,
W. MANDEVILLE,
F. S. STEBBINS,
Law Committee.

By Ald. Pond—Resolved, That the Clerk draw an order on the City Treasurer for \$100 in favor of A. G. Wheeler, upon his filing with the Treasurer a receipt in full of all demands against the city of Rochester for legal services, and charge Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Glover, McConnell, Stone, Craig, Sebye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

Ald. Charters, from the Police Committee, reported in favor of the bills of Curtis, Morey & Co. and H. C. Fenn. Finance Committee.

Ald. Mandeville, from the Committee on Wood Buildings, reported in favor of the petitions of David Morris, H. Poppy, John H. Ashton, Theo. H. Galen, Frank Whitley, Robert R. Charters, Michael Sperl, S. Clark, Daniel McCormick, Thomas Culhane, Otis Seymour and P. V. Schanck, and presented the following:

By Ald. Mandeville—Resolved, That Daniel McCormick, S. Clark, David Morris, H. Poppy, John H. Ashton, Theo. H. Galen, Frank Whitley, Robert R. Charters, Michael Sperl, P. V. Schanck, Thomas Culhane, Otis Seymour, Hiram Hoidridge, and C. R. Parsons have permission to erect wood buildings in accordance with their several petitions, under the direction of the Wood Building Committee and Fire Marshal. Adopted.

Ald. Whitmore, from the Street Committee, reported in favor of the bills of William Burke & Co., and Superintendent's Pay Roll. Finance Committee.

Ald. McConnell, from the Park Committee, reported in favor of the bill of A. B. McConnell. Finance Committee.

Ald. Stone, from the Committee on Relief and Support of the Poor, reported in favor of the bills of J. D. McIntosh & Co. and Smith & Gordon. Finance Committee.

Ald. Stape, from the Committee on Public Health, reported in favor of the bills of Wm. St. Falls, Chas. E. Rider, Stump & Frost, August Woellart (four bills), Curran & Goler (two bills), C. J. Hayden & Co., A. S. Hamilton & Co., S. W. Dibble & Dutton, Bridget Graham, A. S. Mann & Co., J. H. York, C. Schneider, Dan'l McTaggart and Owen Morgan (three bills). Finance Committee.

COMMUNICATIONS.

The Clerk presented the following:

CITY TREASURER'S OFFICE, }
ROCHESTER, March 19, 1872. }

To the Hon. Common Council:

GENTLEMEN:—I would respectfully report that on the 15th of February I received from the County Treasurer the sum of \$27,500, being for portion of the money due the city for the City Hall building.

As a matter of book-keeping and to account for the money, I have credited the same to City Hall Loan. It is for you to say to what account I shall finally credit it to.

Yours respectfully,

JOHN WILLIAMS, Treasurer.

Ordered received, filed and published.

Ald. Mauder moved that Ald. Rogers be granted permission to present a resolution. Carried by the following vote:

Ayes—Ald. Gould, Rogers, Pond, Herzberger, Heavey, Fee, Connolly, Glover, McConnell, Stone, Manderville Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons, Aikenhead—19.

Nays—Ald. Whitcomb, Aldridge, Wait, Craig, Selye, Stebbins—6.

By Ald Rogers—Resolved, That the Treasurer place the amount of \$27,500, received from the County of Monroe, to the credit of the City Hall Building Fund. Adopted.

The Clerk presented the following:

REPORT OF THE POLICE JUSTICE FOR THE MONTH OF FEBRUARY, 1872.

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 February, 1872:

Whole amount, \$150.

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 February, 1872, is true.

Respectfully yours, &c.,

E. W. BRYAN, P. J.

Ordered received, filed and published.

Ald. Pond, from the Law Committee, presented the following:

To the Mayor and Common Council of the City of Rochester:

The Law Court to whom was referred the claims of Jas. Palmer for damages occasioned by the overflow of water from the Court and William stoett sewer, would respectfully report in favor of paying the same.

March 19, 1872.

C. F. POND,
W. MANDEVILLE,
F. S. STEBBINS,

Law Court.

Ordered received, filed and published.

By Ald. Pond—Resolved, That the Clerk of this Board draw an order upon the City Treasurer in favor of Jas. Palmer for two hundred and fifty dollars on his filing with the Treasurer a receipt in full for damages from the overflow of water from Court and William street sewer to this date.

And charge Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould,

Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Charters, Gerling, Stebbins, Whitmore, Mauder Stade, Parsons, Aikenhead—25.

ORDINANCES.

EMERSON STREET EXTENSION.

By Ald. Gould—Resolved, That the City Surveyor ascertain and report to this Board the expense of extending Emerson street easterly from the east line of Varnum street to Lake Avenue. Adopted.

The Surveyor submitted as such estimate, \$4,000.

By Ald. Gould—Resolved, That the following improvement is expedient, viz:

The extension of Emerson street easterly from the east line of Varnum street to Lake Avenue, and the following described territory is necessary to be taken for said improvement, to wit: Beginning at a point in the east line of Varnum street, which is at right angles across said Varnum street, from the southwest corner of Emerson street and Varnum street; thence easterly at right angles to the east line of Varnum street to the west line of Lake Avenue; thence northerly along the west line of Lake Avenue 50 feet; thence westerly on a line parallel to the first described line to the east line of Varnum street; thence southerly along the east line of Varnum 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 \$4,000, 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 Emerson street as extended from its western terminus to Lake Avenue.

And further Resolved, That the tax payers to be assessed for making such improvement, and the parcel of interest, as hereinafter provided on the amount assessed to them individually, pay three 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, April the 2d, 1872, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard.

Resolved further, That the Assessors be and they are hereby instructed to confer with the owners of the 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. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Glover, McConnell, Stone, Craig, Selye, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—25.

PIPE SEWER IN WELD STREET.

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

And in answer to such allegations from all persons appearing, aid Caring submitted the following:

An ordinance to construct a pipe sewer in Weld st., from the sewer in Union st. to a point 142 feet east of Scio st.

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

The construction of a 12-inch pipe sewer, with the necessary surface laterals and connections for private drains, in Weld street, from the sewer in Union street to a point 142 feet east of Scio 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 expense, and reported the same at \$1,006, which estimate was and is hereby approved; the sum of \$1,006, 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 Weld street, from Union street to a point 142 feet east of Scio street.

On which above described portion of the city the said sum of \$1,006 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 23d day of March, 1872, at nine o'clock in the forenoon, at the office of the City Clerk.

Ald. Caring moved that the action on the ordinance be postponed until the first regular meeting in April next. Carried.

UNFINISHED BUSINESS.

The Clerk presented the following:

By Ald. Stone—Resolved, That Isaac Butts, Patrick Barry, D. W. Powers, John H. Brewster, Henry Churchill, W. S. Thompson, H. B. Knapp, Thomas Parsons, G. G. Cooper and William N. Sage be and are hereby authorized to organize a company, which shall be known as the Rochester Water Works Company, for the purpose of building and constructing water works for the supply of this city; and they are hereby permitted to lay their pipes in any street, lane, alley or public square, and this Common Council covenant and agree to pay them the same amount for parks, public buildings and hydrants as was stipulated to the old Water Works Company, the said works to be built in accordance with the report submitted to this Board January 30, 1872.

And it is further stipulated that no money shall be paid by the Common Council to the said company until the introduction of water into the city buildings, and an ample supply of water for fire purposes.

And the Attorney is directed to prepare an act to be sent to the Legislature authorizing this Board to raise all necessary funds for the above purposes.

Ald. Stone moved to table the resolution. Carried.

EXECUTIVE.

Ald. Caring moved that the Board now proceed to ballot for a Commissioner of Deeds, to fill a vacancy in the Fifth Ward. Carried.

FIRST BALLOT.

M. Michaels received..... 15 votes.
Scattering "..... 5 "

M. Michaels, having received the requisite number of votes, was declared appointed Commissioner of Deeds.

The Clerk presented the following:

ROCHESTER, N. Y., March 15, 1872.

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN—I received notice of my appointment as one of the Managers of the House for Idle and Truant Children this day, for which honor I am much obliged; but on account of the great amount of business now upon me, must decline the honor.

Most respectfully yours,

C. J. HAYDEN.

ROCHESTER, March 18, 1872.

Wm. F. Morrison, City Clerk, Rochester, N. Y.:

DEAR SIR:—I am in receipt of official notice from you of my appointment as Manager of the House for "Idle and Truant Children," for the term of two years. I hereby respectfully decline the same, my business occupying what time I have to spare. You will please convey my wishes to the Common Council of the City of Rochester, and thanking them for the appointment, I remain,

Yours, &c.,

L. C. SPENCER.

Ald. Herzberger moved that the declinations be accepted—Carried.

Ald. Mauder moved that the Board now proceed to ballot for managers of the House for Idle and Truant Children. One manager for the term of three years and one for the term of two years upon one ballot.

Ald. Herzberger moved to table Ald. Mauder's motion—Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Rogers, Pond, Herzberger, Heavey, Connolly, Glover, McConnell, Stone, Selye, Mandeville, Whitmore, Parsons, Aikenhead—15.

Nays—Ald. Wait, Gould, Fee, Caring, Craig, Stape, Charters, Gerling, Stebbins, Mauder, Stade—11.

Ald. Gerling moved that Ald. Glover be granted permission to present a resolution—Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Glover, McConnell, Stone, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stape, Parsons, Aikenhead—25.

Nays—Ald. Whitmore—1.

By Ald. Glover—Resolved, That the Treasurer pay to the Reporters of Democrat & Chronicle, Daily Union & Advertiser, Evening Express, Rochester Daily Observer and Daily Volksblatt, one hundred dollars each, for reporting to April 1st, 1872, and charge the same to Contingent Fund—Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—25.

Nays—Ald. Whitmore—1.

Ald. Mauder moved that the Board now adjourn.

Ald. Stape moved to amend by adding the words "to-morrow evening at 7½ o'clock."

Accepted by Ald. Mauder.

Ald. Whitmore moved as a substitute, that the Board now adjourn until Tuesday evening next at 7½ o'clock—Lost by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Caring, Craig, Selye, Stebbins, Whitmore, Parsons—8.

Nays—Ald. Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Connolly, Glover, McConnell, Stone, Mandeville, Stape, Charters, Gerling, Mauder, Stade, Aikenhead—18.

Action was then had on Ald. Mauder's motion as amended by Ald. Stape, which was declared carried by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Heavey, Fee, Connolly, Glover, McConnell, Selye, Mandeville, Stape, Charters, Gerling, Strbbins, Mauder, Stade, Parsons, Aikenhead—18.

Nays—Ald. Whitcomb, Aldridge, Pond, Herzberger, Caring, Stone, Craig, Whitmore—8.

Adjourned until to-morrow, Wednesday evening at 7½ o'clock.

WILLIAM F. MORRISON,
City Clerk.

In Common Council, March 20th, 1872.

ADJOURNED MEETING.

In the absence of President Ald. Parsons, Ald. Stebbins was chosen President pro tem.

Present—Ald. Whitecomb, Aldridge, Gould, Pond, Herzberger, Fee, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—21.

Absent—Ald. Wait, Rogers, Heavey, Caring, Stern, Kelly, Whitmore—7.

MISCELLANEOUS.

FINANCE BUDGET.

ROCHESTER, March 20th, 1872.

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

CONTINGENT FUND.

James P. Evans, Market Clerk, disbursements.	\$ 4 00
Smith & Roberts, cost for Assessor's office.	21 30
E. H. Andrews, printing.	71 00
Rochester Gas Light Company, gas in City Hall for quarter ending March 1st.	157 15
Wm. C. Thomas, stationary.	48 00
Masseeth & Berdel, hack hire.	19 00
Patrick Burns, ..	3 00
Philipps Hax, ..	3 00
Philips Hax, ..	3 50
Chas. W. Briggs, 1 quarter salary to April 1, 1872	375 00
John Williams, Treasurer,	875 00
W. S. Grady, Sur'r. 1 mo. salary to Apr. 1, '72	250 00
W. F. Morrison, Clerk, 1 mo.	133 34
Jesse Shepherd, A. T. Y.,	125 00
D. McKay, assessor,	150 00
E. T. Oatley,	150 00
J. J. Shafter,	150 00
Thos. H. Hopwood, Messenger,	66 66
Jno. Haywood, jr., Mayo's clk	66 66
Anthony Jackson, ..	75 00
J. P. Evans, Market Clerk,	35 00
R. Lockhart, watchman	14 50
And charge Contingent Fund.	97 50
Curus, Morey & Co., printing for Treasurer.	2 50
Thomas Knowles, hack hire.	14 56
S. F. & W. Witherspoon, brooms, pails, &c.	3 00
William Whitehan, hack hire.	3 00
Charles McAnnally,	18 00
T. H. Hopwood, disbursements.	255 00
Committee on Foot Bridge, expenses to Albany and New York.	
And charge Contingent Fund.	

POOR FUND.

W. Roades, shoes for orders to March 12.	\$ 92 50
George Easton, bread and crackers to March 12.	103 61
W. Carlton Brown, groceries for orders to March 12.	112 75
G. & C. Herzberger, meat to March 12.	600 00
Hoffman & Meyer, undertakers, services to March 12.	171 00
Getling Brothers, flour.	160 00
Wm. Brown, Overseer of Poor, disbursements to March 12.	40 35
Rochester Gas Light Co., gas in Poor office to March 1	3 15
C. V. Jeffrey, undertaker, services to March 1.	86 00
John Williams, Excise Commissioner, one quarter salary, to April 1.	300 00
N. C. Bradstreet, Excise Commissioner, one quarter salary, to April 1.	300 00
Fred. Cook, Excise Commissioner, one quarter salary, to April 1.	300 00
Wm. Brown, Overseer of Poor, one mo. salary to April 1st.	100 00
W. F. Peck, Clerk Poor Office, one mo. salary to April 1st.	66 66
Dr. Charles B. Riley, City Physician, one mos. salary to April 1st.	41 66
E. C. Oaks, City Physician, one mos. salary to April 1st.	41 66
Dr. W. H. Lakeman, City Physician, one mos. salary to April 1st.	41 66
Dr. L. B. Baker, City Physician, one mos. salary to April 1st.	41 66
Dr. F. Hitchenbach, City Physician one mos salary to April 1st.	41 66
Dr. C. C. H. Miller, City Physician, one mos salary to April 1st.	41 66
J. D. McIntosh & Co., soap and candles.	150 00
Smith & Gordon, groceries.	581 78
And charge that Fund.	

LAMP FUND.

Leo. White, carting lamp posts.	\$ 1 50
N. H. Galusna, 16 lamp posts, January 24th.	2 50
.. .. 5 .. February 24th.	62 50
.. .. 5 .. March 7th.	62 50
.. .. 3 .. March 8th.	37 50
Jacob Heberger, setting lamp posts.	1 00
Geo. W. Russell, carting lamp posts.	1 00
Rochester Gas Light Company Gas for Public Lamps for quarter ending March 1st.	7,338 86
And charge that Fund.	

HIGHWAY FUND.

John Frick, Supt. one mo. salary to April 1st.	\$150 00
John Baker, Cattle Police.	50 00
William Burke & Co., hardware.	14 25
John Frick, sup't, pay roll from March 2nd to 16th	562 38
And charge that Fund.	

HEALTH FUND.

August Woellart, keeper Hope Hospital, 1 mos. salary to Feb. 1, 1872.	50 00
Dan'l W. McTaggart, Inspector, one mos. salary to Feb 1st.	50 00
John K. Stiles, Inspector, 1 mos. salary to Feb 1st.	50 00
August Wagner,	50 00
Robert Neary,	50 00
Jonathan Reynolds,	50 00
Jas. M. Andrews,	50 00
William Wright, Inspector (small-pox), one mos salary to March 1, 1872.	50 00
W. F. Morrison, Clerk Board of Health, one mos salary to March 1st, 1872.	33 33
William S. Falls, Printing.	24 00
Chas. E. Rider, services as physician.	10 00
Stump & Frost, printing	25 00
August Woellart, board of inmates Hope Hospital	51 00
.. ..	56 00
.. ..	164 00
.. ..	128 00
Curran & Goler, medicines for	18 75
.. ..	20 46
C. J. Hayden & Co., mattresses, &c., for	34 00
A. S. Hamilton & Co., one dollar.	1 00
S. W. Dibble & Dutton, making sheets, &c., for Hope Hospital	1 83
Bridget Graham, labor at Hope Hospital.	12 00
A. S. Mann, blankets for	24 00
J. H. York, burying dead arrivals.	1 75
C. Schneider,	1 75
Danl. McTaggart,	50
Owen Morgan, for use of horse for Ambulance.	33 00
.. ..	21 00
.. ..	18 00
And charge that Fund.	

POLICE FUND.

W. C. Thomas, stationery for office.	\$46 00
Curtis, Morey & Co., printing.	16 00
H. C. Benn, furniture for office.	16 50
And charge that Fund.	

HOUSE FOR IDLE AND TRUANT CHILDREN FUND.

J. W. Adams, Supt., disbursements for February.	\$48 55
James D. McIntosh & Co., soap.	11 76
William Batt, labor and material upon building.	17 72
Beck & Meyer, boots and shoes.	49 20
C. T. Amsden & Son, Insurance upon building.	47 50
And charge that Fund.	

MAP, SURVEY AND RECORD FUND.

Cyrus Beardsley, Surveyor, one Mo. salary to April 1st.	\$ 250 00
C. B. Parsons, Assistant Surveyor, one Mo. Salary to April 1st.	60 00
And charge that Fund.	

PARK FUND.

A. B. McConnell, labor upon Parks.	\$ 3 00
And charge that Fund.	

FIRE DEPARTMENT FUND.

Loss & Zimmer, hay.	\$ 75 28
Dr. E. Mink, Services as Surgeon.	13 50
William Burke & Co., hardware.	12 74
Thomas Williamson, repairs upon Engine Houses.	14 50
Jacob Lux, repairs upon harness.	14 21
Freeman Miller, labor and materials upon Houses.	15 50
D. M. Stewart, repairs upon Houses and Engines.	48 21
Howe & Rogers, carpets, &c., Engine House No. 1.	142 44
Geo. W. Connolly, gas-fitting in Engine Houses	14 44

MONTHLY PAY ROLL FOR MARCH, 1872.

Steam Fire Engine Co. No. 1:	
Richard Gilbert, 1 month's salary as Engineer to No. 1 and 19 days extra for No. 3 to April 1st.	\$ 75 00
Jerome Dowd, 1 month's salary as Driver to Apr. 1st.	50 00

Richard Mills, 1 month's salary as Driver to Apr. 1st.....	50 00
Steam Fire Engine Co. No. 2:	
Seneca D. Dubs, 1 month's services as Engineer to Apr. 1st.....	75 00
Mill Lambert, 1 month's salary as Driver to Apr. 1st.....	50 00
John Bower, 1 month's salary as Driver to Apr. 1st.....	50 00
Steam Fire Engine Co. No. 3:	
Edmund Whittier, 1 month's salary as Engineer to Apr. 1st.....	75 00
John Ransom, 1 month's salary as Driver to Apr. 1st.....	50 00
L. Gommenginger, 1 month's salary as Driver to Apr. 1st.....	50 00
Steam Fire Engine Co. No. 4:	
J. P. Foreman, 1 month's salary as Engineer to Apr. 1st.....	75 00
Barny Kearney, 1 month's salary as Driver to Apr. 1st.....	50 00
James Snyder, Driver, 1 month's salary, less \$9.00 for rent of house to Apr. 1st.....	41 00
Hook and Ladder Co. No. 1:	
Anthony Andrus, 1 month's salary as Driver to Apr. 1st.....	50 00
Superintendent of Depot:	
K. B. Payne, 1 month's salary as Superintendent of Depot to Apr. 1st.....	75 00
Monthly Washington bill.....	15 00
William M. Brayton, 1 month's salary as extra engineer to Apr. 1st.....	75 00
Chief Engineer:	
L. S. Gibson, 1 month's salary as Chief Engineer to Apr. 1st.....	145 83
Pay to L. S. Gibson.....	\$1,051 83
Superintendent of Telegraph:	
B. F. Blackall, 1 month's salary as Superintendent of Telegraph to Apr. 1st.....	\$ 83 33
QUARTERLY PAY ROLL—QUARTER ENDING MARCH 31st, 1872	
Hook & Ladder No. 1—Quarter salary ending March 31st, 1872.....	\$487 50
Quarter washing bill.....	8 00
Hosemen Steam Engine Company No. 1—Quarter salary to March.....	225 00
Hosemen Steam Engine Company No. 2—Quarter salary.....	225 00
Hosemen Steam Engine Company No. 3—Quarter salary.....	225 00
Hosemen Steam Engine Company No. 4—Quarter salary.....	225
	<hr/>
	\$1,395 50
Payable to L. S. Gibson.	
Alert Hose Company—Quarter salary ending April 1, 1872.....	\$375 00
Active Hose Company—Quarter salary ending April 1, 1872.....	275 00
Protective S. & B. Company—Quarter salary ending April 1, 1872.....	375 00
James Malcolm, quarter salary as Assistant Engineer to April 1, 1872.....	75 00
John Connolly, quarter salary as Assistant Engineer to April 1, 1872.....	75 00
Samuel Bemish, quarter salary as Assistant Engineer to April 1, 1872.....	75 00
Anthony Kasseal, quarter salary as Assistant Engineer to April 1, 1872.....	75 00
O. L. Angevine, quarter salary as Fire Marshal to April 1, 1872.....	175 00
And charge Fire Department Fund.	
Adopted by the following vote:	
Ayes—Ald. Whitcomb, Aldridge, Gould, Pond, Fee, Connolly, Glover, McConnell, Stone, Craig, Stebbins, Mauder, Stape, Parsons, Aikenhead—20.	
By Ald. Stone—Whereas, Certain railroad corporations, known as the "State Line," "Lake Ontario Shore" and "Rochester, Nunda and Pennsylvania," are desirous of constructing their roads to and/or the benefit of this city, and need and are desirous of receiving aid from the same; and	
Whereas, A difference of opinion exists among our people as to the best means of rendering such assistance, many holding that the plan of "bonding" is not only wrong but oppressive and unjust, and that the effort to do so will lead to long litigation and consequent delay in the con-	

struction and completion of these roads so essential to the welfare of our city, and as the indications are very strong from the evidence before the courts that the effort to bond will in the end be successful, and from the assurance that if a proper spirit is manifested on all sides a compromise can be effected and all conflicts ended; therefore

Resolved, That if the parties representing the State Line Road who are making the effort to bond this city for \$1,000,000 will withdraw all suits and cease all efforts to consummate their plans, and if the Lake Ontario Shore Road shall be located in this city, in accordance with the proposition lately made to this Council, and the Rochester, Nunda and Pennsylvania Road shall be built to and in this city, the Common Council, representing the people at large, will at once ask the Legislature of the State to pass a law authorizing the Mayor to subscribe \$1,000,000, as follows: State Line Road, \$600,000; Lake Ontario Shore Road, \$275,000; Rochester, Nunda and Pennsylvania Road, \$125,000; and the City Attorney is directed to prepare an act authorizing the amount of bonds to be issued, which shall have not less than thirty years to run, and forward the same to the Senator and Member of Assembly from this district.

Ald. Glover moved the previous question, "Shall the main question be now put," was declared carried.

Ald. Stone's preambles and resolution were then declared adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Pond, Herzberger, Connolly, Glover, McConnell, Stone, Craig, Mandeville, Gerling, Stebbins—12.

Nays—Ald. Gould, Fee, Selye, Stape, Charters, Mauder, Stape, Parsons, Aikenhead—9.

Ald. Gerling moved a reconsideration of the vote on Ald. Stone's resolution just taken.

Ald. Gould moved to table Ald. Gerling's motion. Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Pond, Herzberger, Connolly, Glover, Stone, Craig, Selye, Stebbins—11.

Nays—Ald. Fee, McConnell, Mandeville, Stape, Charters, Gerling, Mauder, Stape, Parsons, Aikenhead—10.

By Ald. Stone—Resolved, That the Engineer or the Superintendent of the Rochester Water Works Company be requested to communicate to this Common Council, at its next meeting, their plans and purposes in reference to bringing water from Hemlock Lake, and how soon they intend to accomplish that end; and the Clerk of this Board is directed to furnish them with a copy of this resolution. Adopted.

By Ald. Stone—Resolved, That the Street Committee be directed to contract with H. T. King to cut a channel (of at least one third of the width of the Genesee River) in the ice from the upper dam to the Rapids. The sum to be paid not to exceed one hundred dollars. Adopted.

By Ald. Charters—Resolved, That the City Treasurer be instructed to cancel the tax of thirteen dollars assessed to the Frank street M. E. Church for the repairing of walks on the East side of Frank street and charge the same to erroneous assessments, as no such repairs were made. Adopted.

By Ald. Pond—Resolved, That the City Treasurer be and hereby is authorized and empowered to receive from Lucilla Tracy the amount of her tax on lot 46, situate on Alexander street,

for the improvement of said street and cancel the said tax so far as said lot 46 is concerned. Adopted.

By Ald. Pond—Bills of W. F. Morrison and Owen F. Fee. Contingent Expense Committee.

By Ald. Glover—Resolved, That the Treasurer pay W. F. Morrison \$54.85 disbursements and charge Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Gould, Pond, Herzberger, Fee, Connolly, Glover, McConnell, Stone, Craig, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Mauder, Stade, Parsons, Aikenhead—21.

Ald. Gould moved that the second regular meeting in April be and is hereby fixed as the meeting to take action upon the report of the commissioners in the matter of straightening and extending Nelson street. Also the report of the Commissioners in the matter of opening an alley between Canal and Litchfield streets. Carried.

Ald. Aldridge moved that the members of this Board who voted in the negative upon Ald. Stone's resolution in reference to bonding the city for the benefit of railroads, be granted permission to change their votes. Carried.

Ald. Gould and Fee changed their votes to the affirmative, making the vote upon the resolution as follows: Ayes 14, nays 7.

Ald. Stone moved that the Board now adjourn until Tuesday evening next at 7¼ o'clock. Carried.

Adjourned.

WILLIAM F. MORRISON,
City Clerk.

In Common Council, March 23d, 1872.

SPECIAL MEETING.

In the absence of the President, Ald. C. R. Parsons, on motion of Ald. Herzberger, Ald. Mandeville was chosen President *pro tem*.

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Carling, Connolly, Stern, Glover, McConnell, Stone, Craig, Mandeville, Charters, Gerling, Whitmore—19.

Absent—Ald. Fee, Kelly, Selye, Stape, Stebbins, Mauder, Stade, Parsons, Aikenhead—9.

The Clerk presented the following from his Honor the Mayor:

MAYOR'S OFFICE,
ROCHESTER, Mar. 23, 1872. }

W. F. Morrison, City Clerk:

DEAR SIR—I hereby appoint a special meeting of the Common Council to be held the evening of to-day at 7½ o'clock, at the Common Council Chamber, to take action with reference to the bills extending city aid to certain railroad companies, which it is designed to present at the earliest moment to the Legislature for passage. As it is desirable that the meeting shall consist of a full Board you will please serve as early this p. m. as possible, the legal notice upon each Alderman required by this call.

Yours, &c.,

CHAS. W. BRIGGS,
Mayor.

Ordered received, filed and published.

Ald. Stone moved a reconsideration of the vote on his resolution adopted March 20th, 1872, in reference to issuing the bonds of the

city of Rochester to aid in the construction of the State Line, Lake Ontario Shore and the Rochester, Nunda and Pennsylvania Railroads. Carried.

Ald. Stone moved the indefinite postponement of the resolution. Carried.

Ald. Stone moved the adoption of the following and the Legislature be requested to enact the same.

Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Carling, Connolly, Stern, Glover, McConnell, Stone, Craig, Mandeville, Charters, Gerling, Stebbins—19.

AN ACT to authorize and require the city of Rochester to issue its bonds in aid of the Rochester and State Line Railway Company, and to take the bonds of that company therefore.

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

SECTION 1. The city of Rochester is hereby authorized and required to issue the corporate bonds of the city, to the amount of six hundred thousand dollars, for the purpose of aiding the Rochester and State Line Railway Company in constructing a railroad from Salamanca, Cattaraugus county, to the city of Rochester, as hereinafter provided.

§ 2. The said bonds shall be signed by the Mayor of the city and countersigned by the City Treasurer (or such other officer as the Common Council may direct), and shall be payable on the first day of February, in the year one thousand eight hundred and ninety-three, with interest at the rate of seven per cent. per annum, payable on the first day of August and February in each year; principal and interest to be payable at the office of the Treasurer of the said city or at such other place within this State as may be designated therein.

§ 3. The said bonds shall be delivered to the Rochester and State Line Railway Company, or to such agent or agents as that company may direct in the manner and upon the terms and conditions following, and not otherwise:

First. Upon the delivery of any of the said bonds the said railway company shall at the same time deliver to the said city bonds to an equal amount of the Rochester & State Line Railway Company, of the class and description known as first mortgage bonds, which shall be payable, principal and interest, at or before the times of payment of the said city bonds, and shall bear semi-annual interest at the same rate. The mortgage security shall be the first lien and incumbrance on all the corporate real property and the franchises of the said railway company, which it may have at the time of the execution of such mortgage, and all which it may thereafter acquire, for an aggregate amount of bonds not exceeding \$25,000 for each mile in length of the main line of said railroad.

Second. The said city bonds shall be exchanged as aforesaid as follows: Bonds to the amount of \$100,000 when the right to the entire roadway and track of the said railroad from Salamanca to Rochester shall have been secured by the said railway company; bonds to the further amount of \$100,000 afterwards when the whole of the said railroad shall be completely graded; bonds to the further amount of \$200,000, afterwards, when the iron for the whole road shall have been purchased and delivered along

the whole line of the road; and the remaining bonds of the said city, to the amount of \$200,000, when the whole of the said railroad shall be completed and in running order from Salamanca to Rochester. Third: The said railway company shall not be entitled to any benefit, so far as the said city of Rochester is concerned, (under proceedings heretofore or hereafter commenced) of any statute or act or acts of the Legislature, other than this act, authorizing the bonds of said city to be issued, and no bonds of the said city shall be issued for the purpose of aiding the construction of the said railroad from Salamanca to Rochester, other than those hereby authorized.

§ 4. All the moneys, principal and interest, which the city of Rochester shall receive on the said railway bonds, and also all the proceeds and avails of such bonds, if the Common Council shall sell or dispose of the same, shall be applied to the payment of the interest and principle of the said city bonds, and not otherwise, until such city bonds shall be fully paid. The amount necessary, (over and above what may be so received) to pay the interest from time, to and the principal at maturity, of such city bonds, shall be raised by the Common Council with the other general taxes of said city.

§ 5. This act shall take effect immediately.

Ald. Stone moved the adoption of the following and the Legislature be requested to enact the same:

Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Mandeville, Charters, Gerling, Whitmore—19.

AN ACT to authorize the city of Rochester to issue bonds in aid of the Lake Ontario Shore Railroad Company, and to take the bonds or stock of that Company therefor.

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

SECTION 1. The city of Rochester is hereby authorized to issue the corporate bonds of the city to the amount of \$250,000, for the purpose of aiding the Lake Ontario Shore Railroad Company in constructing a railroad from the city of Oswego, through the city of Rochester, to Lewiston, Niagara county, as hereinafter provided.

§ 2. The said bonds shall be signed by the Mayor of the city of Rochester and countersigned by the City Treasurer, (or such other officer as the Common Council may direct) and shall be payable on the first day of February in the year 1893, with interest at the rate of seven per cent per annum, payable on the first day of August and February in each year; principal and interest to be payable at the office of the Treasurer of the said city or at such other place within this State as may be designated therein.

§ 3. The said bonds shall be delivered to the said Railroad Company, or to such agent or agents as that company may direct, in the manner and upon the terms and conditions following, and not otherwise:

First—Upon the delivery of any of the said bonds the said railroad company shall, at the same time, deliver to the said city an equal amount of the second mortgage bonds of the said railroad company, or an equal amount of the shares of the capital stock of the said com-

pany (as the board of directors of such company and the Common Council of the city of Rochester may agree), which bonds shall be payable, principal and interest, at or before the times of payment of the said city bonds, and shall bear semi-annual interest at the same rate. The mortgage security for such railroad bonds shall be the second lien and incumbrance upon all the corporate real property and the franchises of the said railroad company which it may have at the time of the execution of the said mortgage and all which it may thereafter acquire, subject only to such prior, first mortgage thereon, as the said company may have executed previously to the execution of such second mortgage.

Second—The said city bonds shall be exchanged as aforesaid, as follows: Such city bonds, to the amount of one hundred thousand dollars, when the main line of the said railroad shall have been located through the city of Rochester and the right and title to the entire roadway and track of such main line of the said railroad from Oswego to and through the city of Rochester shall have been acquired and paid for by the said railroad company. Such city bonds to the further amount of one hundred thousand dollars, afterwards, when the iron rails shall be permanently laid down on the said road its whole length from the city of Oswego to and through the city of Rochester; and the remainder of such city bonds, amounting to fifty thousand dollars, when the whole railroad shall be fully completed and in operation and running through the city of Rochester from Oswego to Lewiston.

Third—The said railroad company shall not be entitled to any benefit, so far as the said city of Rochester is concerned, of any statute or act or acts of the Legislature, other than this act, authorizing the bonds of the said city to be issued, and no bonds of the said city shall be issued for the purpose of aiding the construction of the said railroad other than those hereby authorized.

§ 4. All the moneys, principal and interest, dividends or profits, which the city of Rochester shall receive on the said railroad bonds or stock, and also all the proceeds and avails of such bonds or stock, if the Common Council shall sell or dispose of the same, shall be applied to the payment of the interest and principal of the said city bonds, and not otherwise until such city bonds shall be fully paid. The amount necessary (over and above what may be so received) to pay the interest from time to time, and the principal at maturity of such city bonds, shall be raised by the Common Council of the city of Rochester with the other general taxes of the city.

§ 5. This act shall take effect immediately.

Ald. Stone moved the adoption of the following and the Legislature be requested to enact the same:

Carried by the following vote:

Ayes—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Mandeville, Charters, Gerling, Whitmore—19.

AN ACT to authorize and require the city of Rochester to issue its bonds in aid of the Rochester, Nunda and Pennsylvania Railroad Company, and to take the bonds of that Company therefor.

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

SECTION 1. The city of Rochester is hereby authorized and required to issue the corporate bonds of the city, to the amount of one hundred and fifty thousand dollars, for the purpose of aiding the Rochester, Nunda and Pennsylvania Railroad Company in constructing a railroad from the north line of Pennsylvania, through Belvidere, Nunda, Mount Morris and Mumford, to the city of Rochester, as herein-after provided.

§ 2. The said bonds shall be signed by the Mayor of the city and countersigned by the City Treasurer (or such other officer as the Common Council may direct), and shall be payable on the first day of February, in the year one thousand eight hundred and ninety-three, with interest at the rate of seven per cent. per annum, payable on the first day of August and February in each year; principal and interest to be payable at the office of the Treasurer of the city, or at such other place within this State as may be designated therein.

§ 3. The said bonds shall be delivered to the said railroad company, or to such agent or agents as that company may direct, in the manner and upon the terms and conditions following, and not otherwise:

First—Upon the delivery of any of the said bonds the said railroad company shall, at the same time, deliver to the city of Rochester, Nunda and Pennsylvania Railroad company, of the class and description known as second mortgage bonds, which shall be payable, principal and interest, at or before the times of payment of the said city bonds, and shall bear semi-annual interest at the same rate. The mortgage security shall be the second lien and incumbrance upon all the corporate real property and the franchises of the said railroad company which it may have at the time of the execution of such mortgage, and all which it may thereafter acquire, subject only to such prior first mortgage thereon as the said railroad company may have previously executed.

Second—The said city bonds shall be exchanged as aforesaid, as follows: Bonds to the amount of fifty thousand dollars, when the right to the entire roadway and track of the said railroad from Rochester to the north line of Pennsylvania shall have been secured by the said railroad company; bonds to the further amount of fifty thousand dollars afterwards, when the whole of said road shall be completely graded; bonds to the further amount of twenty-five thousand dollars, afterwards, when all the iron for the said road from Rochester to Mumford shall have been purchased and delivered along the whole line of the railroad between those two places. And the remaining bonds to the amount of twenty-five thousand dollars when the whole of said railroad is completed and in running order from Rochester to Belvidere.

Third—The said railroad company shall not be entitled to any benefit so far as the said city of Rochester is concerned, of any statute or act or acts of the Legislature, other than this act, authorizing the bonds of the said city to be issued and no bonds of said city shall be issued for the purpose of aiding the construction of the said railroad other than those hereby authorized.

§ 4. All the moneys, principal and interest,

which the city of Rochester shall receive on the said railroad bonds, and also all the proceeds and avails of such bonds, if the Common Council shall sell or dispose of the same, shall be applied to the payment of the interest and principal of the said city bonds, and not otherwise, until such city bonds shall be fully paid. The amount necessary (over and above what may be so received), to pay the interest from time to time and the principal at maturity of such city bonds, shall be raised by the Common Council, with the other general taxes of said city.

§ 5. This act shall take effect immediately.

Ald. Stone moved that the Clerk be and is hereby directed to transmit copies of the above acts to our Senator and Member of Assembly and request them to use their influence in the passage of the same. Carried.

On motion of Ald. Whitmore adjourned.

WILLIAM F. MORRISON,
City Clerk.

In Common Council, March 26, 1872

ADJOURNED REGULAR MEETING.

President Ald. C. R. Parsons presiding.

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—27.

Absent—Ald. Selye—1.

MISCELLANEOUS.

Unanimous consent was granted Ald. Stone to present the following:

By Ald. Stone—Resolved, That the Common Council of Rochester do not consent to any alteration whatever of the three Railroad Bills approved by them March 23d.

Resolved, That the Clerk telegraph the above resolution to Hon. Jarvis Lord and Hon. Geo. D. Lord, and the City Attorney be directed to go to Albany and protect the interests of the City.

Ald. Stebbins moved to amend the resolution by inserting the words, "Ald. Stone and Wm. N. Sage," after the word "Attorney."—Carried.

The original resolution as amended was then adopted.

Ald. Pond moved a reconsideration of the vote, on a resolution adopted March 19th, 1872, (at folio 344 of printed proceedings,) to pay A. G. Wheeler \$100.—Carried.

Ald. Pond moved to amend the resolution by inserting the words "in the case of Wm. B. Geddes, and others against the City of Rochester," after the word "services."—Carried.

The original resolution as amended was then adopted by the following vote:

Ayes—Ald. Aldridge, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Mandeville, Stape, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—23.

Nays—Charters—1.

Ald. Stone presented the following communication.

NEW YORK, March 25, 1872.

The Honorable the Mayor and Common Council of Rochester, N. Y.:

GENTLEMEN—I have had the honor to receive this day through the hands of Jesse Shepherd,

Esq., the City Attorney of your city, a copy of the resolution passed by your honorable body on the 20th instant, by which the engineer or superintendent of the Rochester Water Works Company is requested to communicate to the Common Council, at its next meeting, their plans and purposes in reference to bringing water from Hemlock Lake, and how soon they intend to accomplish the end.

You are doubtless aware that by the foreclosure of the mortgage given by that corporation to the Union Trust Company of this city, and the sale of the mortgaged property thereunder, the corporate existence of the Rochester Water Works Company has substantially ceased; and that there is no engineer or superintendent of the company who is authorized, as such, to give the information desired in the resolution.

The mortgaged property was purchased by Mr. T. B. Rand of this city, at the foreclosure sale on the 9th of January last, and has been conveyed to Mr. Rand. He has employed me as his counsel in reference to the matter; and I beg, on his behalf, to submit the following answer, so far as it is possible to make one, to the inquiries of the resolution.

It is a matter of much regret that the resolution has reached me at so late a period that it is not possible to give a fuller answer to it in season for your meeting at Rochester to-morrow evening. Immediately on purchasing the property, Mr. Rand commenced taking steps to make his purchase available, by associating with himself the necessary capital to complete the introduction of water into your city, and by obtaining necessary information from engineers and others familiar with the construction of water works, so that the work might proceed as soon as the opening of the season would permit. We think these purposes have been kept constantly in view, and that much progress has been made in reference to them. An ample supply of capital is already secured, and whatever amount may be necessary for the completion of the works is ready for use therein, if a just and fair arrangement with your honorable body can be made in reference to the use of water in the city. On this latter point no doubt whatever has been entertained. The great necessity of introducing water, of pure quality and in abundant supply, to your city, is so obvious that it has been assumed that both the city and the citizens would be ready to avail themselves of the benefits of such an enterprise when completed. The only matter which has delayed decisive action up to this time is that a corporate organization seems necessary for the carrying on of so extensive an enterprise, and that organization has not yet been secured, though it is hoped and believed it will be at an early day.

The time for the last two months has been very assiduously devoted (and at no little expense) to a full and complete examination, by engineers and other persons familiar with the construction of other similar works, in reference to the availability of the works of the old company for supplying water to your city. The most eminent hydraulic engineers in the States, upon the Pacific as well as those upon the Atlantic, have been consulted and their views obtained, and their experience availed of in reference to it—not only the project of supplying water from Hemlock Lake, but also that of taking water from the river and from Lake On-

tario. Careful examinations have been made of your city and the surrounding country, and if the amount of water which may be obtained from the different sources, with the expense of supplying the city from them respectively.

I beg to submit that this is all that could or would have been done by the authorities of your city since Mr. Rand's purchase had they then undertaken the work of introducing water into the city. The results of these examinations have proved favorable to the project of supplying water to the city from Hemlock Lake. These results are now being tested and computed, to make sure that the supply will be ample, and that the method of conducting the same, &c., shall be free from all risks of accident or interruption while carefully guarding the purity of the water. It has been, of course, impossible, during the late extremely severe weather, to make proper examination of the wooden pipe already laid. The capitalists who propose to complete the works have, in all their calculations in reference thereto, assumed that the wooden pipe already laid from Smithtown to the city line was in substance worthless, and would need to be wholly relaid with iron pipe. The cost of such relaying, the time in which it can be done, and the result when done, have been carefully investigated, and the results are satisfactory to those who propose to be at the cost thereof. It is quite probable a shorter, more direct and less uneven line for the new pipe to be selected than the old one, and examinations on this subject have also been made. The experience which has been gathered within the last ten or twelve years warrants me in the expression of a most confident hope that even if the whole supply pipe needs to be relaid with iron from Smithtown to the city, the same can be done during the present season, and water can be supplied through the same to the city.

And on behalf of Mr. Rand and his associates I desire to propose the introduction of water into the city during the present year, in ample supply, and unobjectionable quality, if a contract fair and just to both parties can be entered into with the authorities of your city.

It ought to be distinctly stated that many citizens of Rochester have expressed an earnest desire that to the other features for the supply of water to your city, which were embraced in the plan of the works of the Rochester Water Works Company, there should be added a system of engines, propelled either by steam or by water power, substantially like the works constructed by the Holly manufacturing company of Lockport, N. Y. While Mr. Rand and his associates would very greatly prefer works upon the old plan, so that the great and constant expense of engines, whether propelled by steam or by water power, can be dispensed with, yet should your honorable body and your citizens generally prefer the introduction of the Holly system, we are ready to meet your views in that respect, and upon terms just and fair to both parties. It is believed that such engines can be economically and advantageously applied to the delivery of water from Hemlock Lake as well as from the river or Lake Ontario; but what would be a fair price for water delivered by gravitation alone would not be a just figure for delivering by engines on the Holly plan, and so as to dispense with a very large part of the expense of your fire department. It is submitted that your honorable body and the

ROCHESTER, Feb. 10, 1872.

citizens at large ought to determine whether or not the Holly system should be applied by us, so the question of compensation upon one plan or the other may be examined and a result arrived at. I beg leave to suggest that the proper action be taken by your honorable body either by the appointment of a committee or otherwise, as may be most agreeable to you, so that a contract may be entered into by us with the city for the completion of the water works and the delivery of water to your city, at a time to be fixed, and our terms which shall be mutually satisfactory and advantageous.

Very respectfully and truly yours,

LUCIEN BIRDSEYE.

On motion of Ald. Stone—ordered received, filed and published.

By Ald. Rogers—Bills of John Kane, A. Bronson, G. W. & C. T. Crouch, Henry Averill, J. Talman, Smith & Poppy, Looos & Zimmer, B. F. Blackall, H. H. Babcock and J. R. Chamberlain. Fire Department Committee.

Ald. Rogers, from the New City Hall Building Committee, presented elevation plans for the new City Hall drawn by J. R. Thomas and architects and moved the adoption of the plans drawn by J. R. Thomas. Carried.

By Ald. Caring—Bills of A. B. McConnell and McConnell & Co. Sewer Committee.

Ald. Caring, from the Sewer Committee, reported in favor of the bills of A. B. McConnell and McConnell & Co. Finance Committee.

At this stage of the proceedings President Parsons called Ald. Pond to preside.

Ald. Pond presiding.

By Ald. McConnell—Petition of John Hunt for permission to erect a wood building on his lot No. 1 situate on corner West Main and Francis streets. Wood Building Committee with power to act.

Ald. McConnell, from the Committee on Public Parks, presented the following:

ANNUAL REPORT OF THE PARK COMMITTEE.
ROCHESTER, March 26, 1872.

To the Honorable Common Council of the city of Rochester:

GENTLEMEN—We herewith submit the annual report of the Committee on Public Parks:

Amount of appropriation	\$2,200 00
Expended for trees	83 25
Expended for lawn mower	86 00
Repairing lawn mower	19 25
Horse and man on mower	407 50
Repairing gates	28 50
Labor on trees and walks	1,049 91
Gravel at the bank	47 10
Teams drawing gravel and ashes	373 25
Paid last year's bills	52 43
	<hr/> \$2,147 19

Balance in Fund	52 81
Bill of D. R. Barton & Co., audited, not called for	16 25

Amount in hands of Treasurer

\$ 69 06

Your Committee beg leave further to report that during the past year they have caused to be reset 1,650 lineal feet of curbstone around Jones Square, and to be constructed 1,552 lineal feet of cinder walk 8 feet wide.

ROBERT Y. MCCONNELL,
JAMES H. KELLY,
JOHN MAUDER,

Committee.

Ordered received, filed and published.

By Ald. Stone—Petition of John Cawtra and others for a change of the name of South York street to Briggs street. Table.

Ald. Stone presented the following:

The Rochester Pipe and Package Company have just made a test of the strength of their pipe in the presence of several citizens of Rochester. The specimen tested was six inches in internal diameter and the aggregate thickness of the lamina was one-half inch. It sustained a pressure of two hundred pounds to the square inch without change.

This pipe is made of lamina of oak or elm timber, coated and filled with melted asphaltum, and can be fully relied upon for strength, durability and tightness.

DANIEL MARSH,

Chief Engineer of Rochester Water Works.

DANIEL RICHMOND,

Division Engineer N. Y. State Canals.

J. NELSON TUBBS,

Division Engineer N. Y. State Canals.

CHEMICAL LABORATORY,
UNIVERSITY OF ROCHESTER,
ROCHESTER, March 20th, 1872.

The demand for a pipe suitable for conveying water and gas, which shall be, at the same time less expensive, and more durable than any in common use, has long been recognized. This demand has stimulated inventive genius to devise numerous improvements. A variety of materials have been employed. Iron, which has been chiefly used hitherto, is costly; it oxidises rapidly, especially when laid in soils containing decomposing organic matter; and it is not easily protected by the application of resinous or bituminous varnishes on account of their imperfect adhesion. Earthenware is brittle and hence constantly liable to injury; the sections are necessarily short and the joints consequently numerous.

The cheapness of wood, its lightness, its elasticity, and the facility with which it may be wrought into pipes of any convenient diameter or length, has often attracted the attention of the inventor. The principal objection to its use are its porosity and its perishable character when subjected to the conditions required. Exposed to the action of air and moisture together or alternately, it undergoes various alterations, terminating in its disintegration. These changes take place more or less rapidly according to the kind of wood employed, and the conditions to which it is exposed. These destructive processes are of two classes. On the one hand, in certain conditions of temperature and moisture, and with a very limited access of air, a series of changes, closely analogous to fermentation, slowly takes place in the albuminous constituents of the woody fiber. On the other hand, when wood is freely exposed to the air in the presence of abundant moisture, a very different destructive process occurs which is a true oxidation or slow combustion. In either case the structure of the wood is broken up, it loses its tenacity and strength and finally crumbles.

The protection of wood from these destructive agencies by means of an impervious film, such as a layer of varnish or paint, which excludes the air and moisture, has been universally practiced. Efficacious as is this protection when applied to all wooden structures above the surface or the earth, it fails when the wood is immersed in the water, or buried in moist earth. Here the conditions of fermentative changes exist. Although the surface may be protected by an impervious coating, the pro-

cess of decomposition may still take place within, and gradually extend itself throughout the whole mass. It is true that means of arresting or preventing this result have long been known and used. Many metallic salts and resinous or bituminous substances possess this property in an eminent degree, but the great obstacle to their economical employment is found in the difficulty of forcing them to penetrate thoroughly the mass of the wood. Treatment in airtight iron chambers, at high temperatures, and under great pressure, is necessarily very expensive. The application of metallic salts to the preservation of water pipes is wholly impracticable, since the salts being soluble would soon be removed, and also prove a source of contamination to the water. This objection does not apply to bituminous preservatives, but with them the difficulty of saturating the interior of the wood is still greater, indeed, impossible, if the thickness is considerable. Such are some of the difficulties encountered in the attempt to employ wood in the construction of water and gas mains.

Let us now consider the methods by which the inventor of the Laminated Wood Pipe has sought to overcome these difficulties. This may be most readily done perhaps by a rapid sketch of the process of manufacture. Thin layers, or laminae of wood, four inches wide and about one tenth of an inch thick, are stitched end to end by a sewing machine, thus forming a wooden band or ribbon of any desired length. This band is wound upon a reel and from this the body of the pipe is built up. This lamina is drawn through a long iron vat or bath filled with West India Asphaltum, which is kept in a state of fusion at a high temperature by means of a furnace underneath. By this treatment the moisture and air contained in the wood are completely expelled, and as it emerges from the hot bath, thoroughly coated, into the cooler air, the atmospheric pressure causes the still fluid asphaltum to replace the air and moisture, and thus penetrate and saturate the thin lamina to its innermost tissues. The lamina thus saturated passes immediately from the bath to one end of a form or mandrel, which, by an ingeniously contrived machine is made to revolve with a progressive motion in the direction of its axis, so that the band of wood is wound upon it spirally. So soon as the form is covered by one layer of wood its motion is reversed and the second layer is wound spirally, but in the opposite direction—the seams or joints crossing each other at an obtuse angle. This process is continued until any desired thickness is obtained; it is obvious that a pipe of any size or length can be produced, the dimensions depending simply upon the form upon which the lamina is wound. As the form revolves, a heavy iron roller, kept at a high temperature, presses upon the layer of wood as it takes its place, expels the air and completely glues it down to the lower layers, thus forming a perfectly solid shell.

The choice of asphaltum as a preservative material will commend itself at once. Its perfect insolubility and consequently inalterability under the influence of natural agencies are attested by the existing relics of Assyria and Egypt (mummies) many of which owe their preservation to the peculiar properties of this mineral; and it is quite remarkable that modern civilization has been so slow to avail itself of a

substance so abundant and so valuable. Not only is it admirably adapted to preserve wood by excluding the action of air and moisture, but, in addition, it possesses remarkable antiseptic properties which prevent the decomposition which would otherwise spontaneously take place within the mass. Of the numerous experiments on record it must suffice to quote a single one from the Bulletin of the Royal Belgian Academy for 1865. M. Melsen, who had been occupied since 1845 in studying various modes of preserving wood, reports that he had found the most efficacious mode of preservation—that of injecting it with asphaltum, or bituminous matter simply by the aid of heat. Large blocks thus treated, after exposure for twenty years to the most unfavorable conditions, were found in a state of perfect preservation.

The principal meritorious peculiarities of the Laminated Wood Pipe may be summed up as follows:

1. It economises material to a remarkable degree; securing the maximum of strength with the minimum amount of material. Hence it is comparatively cheap and light, easily handled, cheaply transported.
2. It cannot crack or split, because of the alternating direction of the woody fibers. Should an imperfection exist in one layer it would inevitably be covered and sealed up by the next.
3. By the simple but ingenious device of dividing the wood into very thin layers, previous to treating it with hot asphaltum a perfect injection and saturation is effected, which has not been attained by other and far more expensive methods. The wood is not simply coated superficially, but the minute fibers are placed beyond the reach of both air and moisture—hermetically sealed up. Thus protected, the laminae are cemented together in such a way as to produce a pipe of greater strength than can be produced from the same quantity of wood in any other form.
4. The use of a preservative material which is one of the most indestructible substances known. In fact, this pipe may be considered either as an asphaltum pipe, strengthened by a framework or substratum of wood; or as a wooden pipe imbued with imperishable qualities of asphaltum. It is indeed a happy combination of all the valuable qualities of both these substances.

S. A. LATTIMORE.

Professor of Chemistry,
ROCHESTER, N. Y., March 25, 1872.

I have carefully examined the Laminated Wood Pipe and its mode of manufacture, and fully concur in the favorable opinion expressed by Prof. Lattimore with reference to it.

For durability and cheapness it is unequalled, and for the same diameter and thickness of shell, it is much stronger than cast-iron pipe.

I unhesitatingly recommend its use for conveying water, gas, and for other purposes.

I. F. QUINBY,

Professor of Mathematics and Natural Philosophy.

UNIVERSITY OF ROCHESTER

ROCHESTER, March 25, 1872.

I have seen the pipe referred to above and though I feel myself incompetent to give an independent estimate of the value of the invention, I have great confidence in the justness of the favorable estimate given by my colleagues, Professors Lattimore & Quinby.

M. B. ANDERSON.

Ordered received, filed and published.

By Ald. Stone—Bills of Mathew Daus, Fred. Wurtz, Rochester Printing Company, Bryan O'Rielly, Moore, Cole & Co., Smith, Perkins & Co., H. Brewster & Co., W. Carlton Brown, Alvah Rice, W. H. Niven, W. Witherspoon & Son, George B. Hawkins, Conrad Zimmer, H. W. Jones, John Stape, Smith & Gordon, St. Mary's Boys' Orphan Asylum, Industrial School, H. Goetsman, Perkins & Palmer, G. & C. Herzberger, A. L. Morris, William Brown, C. T. Moore, J. D. McIntosh & Co., Goetzman & Son, W. Roades, Beck & Meyer, Adam Schmitt, Anthony Hefner, Bastion Brothers, Silas J. Wagner, Fred. Denniger, Michael Heaver, John Nagel, Gerling Brothers, Fleckenstein Brothers, H. & P. Bender, A. S. Mann & Co., A. W. Mudge, H. F. Van Dake, Gustave Mannel and S. W. Elliott.—Poor Committee.

Ald. Stone, from the Committee on Relief and Support of the Poor, reported in favor of the foregoing bills, and they were referred to the Finance Committee for payment.

Ald. Kelly, from the Board of Commissioners of Mount Hope Cemetery, presented the following:

THE ANNUAL REPORT OF THE COMMISSIONERS OF MOUNT HOPE CEMETERY.

ROCHESTER, March 15, 1872.

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

The undersigned Commissioners of Mount Hope Cemetery respectfully submit the following annual report for the year commencing March 1, 1871, and ending March 1, 1872:

RECEIPTS.

Cash in Mechanics Savings Bank March 1, 1871, to credit of General Fund	\$1,322 40		
Cash in Mechanics Savings Bank March 1, 1871, to credit of Repair Fund	2,268 66		
Received for interest on General Fund	\$153 03		\$ 3,591 06
Repair	160 45		
Received for burial lots		913 48	
" " " " " " " "		9,680 65	
" " " " " " " "		2,416 75	
" " " " " " " "		167 00	
" " " " " " " "		296 80	
" " " " " " " "		4,442 75	
" " " " " " " "		523 00	
" " " " " " " "		60 00	
Total		\$21,635 49	

DISBURSEMENTS.

Paid for interest on mortgage	\$ 700 00	
" " " " " " " "	9,807 32	
" " " " " " " "	231 21	
" " " " " " " "	1,360 46	
Returned for order for improvement withdrawn	14 00	
Cash in Mechanics Savings Bank March 1, 1872, to credit of General Fund	\$6,020 34	
Cash in Mechanics Savings Bank March 1, 1872, to credit of Repair Fund	3,502 16	
Total		\$21,635 49

Mount Hope Cemetery is free from debt, except the balance of a purchase money mortgage amounting to \$10,000, the interest on which is paid to Dec. 3, 1871, and the principal of which becomes due, one-half on Dec. 3, 1874, and the balance Dec. 3, 1879. The Commissioners have recently concluded a bargain for the purchase of the Hamilton place, of about seventeen acres, immediately adjoining Mount Hope, at eight hundred dollars an acre, for cemetery purposes. They expect shortly to obtain the formal title to the same.

It is not out of place to mention that a history and description of Mount Hope, embellished with engravings and containing an accurate map of the Cemetery, is now in process of preparation by Mr. Frauenburger, the well known engraver, and Messrs. Peck and Daniels, editors of this city.

Such a work has long been needed, and it is gratifying to know that it has been undertaken by such competent gentlemen. It will doubtless obtain a place in the homes of all our citizens. Respectfully submitted.

JONATHAN H. CHILD,
JAMES H. KELLY,
N. A. STONE,

Com'rs of Mount Hope Cemetery.

STATE OF NEW YORK,
MONROE COUNTY,

On the 28th day of March, 1872, before me personally appeared Jonathan H. Child, James H. Kelly and Newell A. Stone, to me known to be the persons described, and who, being duly sworn, deposed and said that the foregoing report is true, according to their best information and belief.

WILLIAM F. MORRISON,
Commissioner of Deeds.

Ordered received, filed and published.

By Ald. Kelly—Petition of Alex. Fredman for permission to erect a wood building on his lot, No. 9, situate on Durkin alley. Wood Building Committee.

Ald. Kelly presented the following:

PROPOSALS FOR BRIDGE OVER RACE.

J. Nelson Tubbs—Whipple Plan.

70 feet at \$45 per lineal foot	\$3,150
146% cubic yds. masonry at \$6 per cubic yard	880

Total.....\$4,030

Ohio Bridge Co.'s Plan (wrought iron).

70 feet at \$45 per lineal foot	\$3,150
146% cubic yards masonry at \$6 per cubic yard	880

Total.....\$4,030

On Plan of Wrought Iron Girders with Pier in Centre of Race.

70 feet at \$40	\$2,800
281 cubic pards masonry at \$6 per cubic yard	1,685

Total.....\$4,485

By Ald. Kelly—Resolved, That his Honor the Mayor be and he is hereby requested to execute a contract on behalf of the city with J. Nelson Tubbs for the construction of a wrought iron bridge on the plan of the Ohio Bridge Co. over the raceway that crosses Court street, next west of the Genesee river. Adopted.

By Ald. Kelly—Resolved, That the City Clerk draw an order on the City Treasurer for one thousand dollars in favor of Dr. David Little for extra services and damage to business in consequence of small pox cases and charge Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Gould, Pond, Fee, Connolly, Stern, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons, Aikenhead—14.

Nays—Ald. Rogers, Herzberger, Heaver, Caring, Glover, McConnell, Stone, Craig, Kelly, Mandeville, Stape, Mauder—12.

By Ald. Mandeville—Petition of E. H. Daniels for permission to erect a wood building on his lot No. 2, situate on Rome street. Wood Building Committee.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petitions of Henry Anstice, W. B. Morse & Co., Frank Dreshler, John McKinney, John Gosnell and Moses R. Smith, and presented the following:

By Ald. Mandeville—Resolved, That Henry Anstice, W. B. Morse & Co., Frank Dreshler, John McKinney, John Gosnell, Moses R. Smith have permission to erect wooden buildings in accordance with their several petitions under the direction of the Wood Building Committee and Fire Marshal. Adopted.

By Ald. Stape—Petition of C. R. Parsons for permission to erect a wood building on his lot, No. 1 and 2, situate on saw mill side Brown's Island. Referred to the Wood Building Committee, with power to act.

Ald. Charters, from the Police Committee, presented the following:

ANNUAL REPORT OF THE POLICE COMMITTEE.

ROCHESTER, March 15, 1872.

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN:—The Police Committee beg leave to present the following report of receipts and disbursements of the Police Department for the year ending April 1, 1872:

By balance in the fund March 4, 1871.....	\$ 5,596 41
For paid to April 1, 1871, a follows:	
Gas bill.....	148 40
Pillows for Police Office.....	11 00
Chief's disbursements.....	39 29
Printing.....	20 50
Coal.....	44 46
	263 65

Balance in fund April 1, 1871.....	\$ 2,332 76
By appropriation.....	66,000 00
By fines and penalties.....	3,284 25
	\$71,617 01

Total.....	\$71,617 01
For Chief's disbursements.....	844 60
For stationary.....	158 50
For coal hods, &c.....	9 25
For repairs at Police Office.....	137 10
For buckets.....	48 00
For medical services.....	58 00
For gas.....	515 55
For coal.....	339 50
For furniture.....	14 00
For hack hire.....	3 00
For carpets, &c.....	49 20
For printing.....	60 00
For papering office.....	27 95
For ice.....	36 27
For clubs.....	25 00
For special Police.....	532 50
For salaries to Policemen, Chief of Police, Police Justice and Police Commissioners.....	61,807 72
	64,696 14

Balance in the fund March 15, 1872....	\$ 6,920 87
There will be due April 1 as follows:	
Policemen one month about.....	4,900 00
Police Justice.....	500 00
Police Commissioners.....	500 00
For furniture.....	16 50
For printing.....	16 00
For stationary.....	46 00
	5,788 50

Leaving a balance April 1, 1872, of about..... \$ 942 37

All of which is respectfully submitted.

ROBERT R. CHARTER,
FRED. STADE,
OWEN F. FEE,

Committee.

Ordered received, filed and published.

Ald. Stebbins, from the Finance Committee, presented

THE ANNUAL REPORT OF THE CITY TREASURER.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 21st, 1872.

To the Hon. Common Council:

GENTLEMEN—Your Treasurer herewith submits his annual report.

Yours, respectfully,
JOHN WILLIAMS, City Treasurer.

[Report will be published hereafter.]

The Finance Committee herewith present the annual report of the financial condition of the city, prepared by the City Treasurer.

The Committee take this opportunity to express their many obligations to the City Treasurer and to thank him for his uniform kindness, his close and jealous attention to protect the treasury of the city, and for his unwearied faithfulness in the discharge of his official duties.

F. S. STEBBINS,
LEWIS SELYE,
A. G. WHITCOMB,
Committee

Ald. Stebbing moved that the report be received, adopted, filed and published. Carried.

By Ald. Aikenhead—Bills of M. F. Reynolds & Co., Goodale & Pells, Edward Maher, Theo. E. Batterson. Lamp Committee.

Petition of M. Van Doorn for permission to erect a wood building on his lot, situate on Oregon street. Wood Building Committee.

Ald. Aikenhead, from the Lamp Committee, reported in favor of the bills of M. F. Reynolds & Co., Goodale & Pells, Edward Maher and Theo. E. Batterson. Finance Committee.

By Ald. Aikenhead—Resolved, That the City Treasurer credit Mrs. Anna Vedder, Delavan street, \$6.75 on her tax for the bridge assessment, and charge erroneous assessments.

Ald. McConnell moved that the resolution be referred to the Assessment Committee and Assessors to report to this Board.

Lost by the following vote:

Ayes—Ald. Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, McConnell, Stape, Mauder—12.

Nays—Ald. Whitcomb, Stern, Glover, Stone, Craig, Kelly, Mandeville, Charters, Gerling, Stebbins, Whitmore, Stade, Parsons, Aikenhead—14.

The original resolution of Ald. Aikenhead was then adopted by the following vote:

Ayes—Ald. Whitcomb, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, Stone, Craig, Kelly, Mandeville, Charters, Gerling, Stebbins, Whitmore, Parsons, Aikenhead—22.

Nays—Ald. McConnell, Stape, Mauder, Stape—4.

By Ald. Gould—Resolved, That the Rochester Hydraulic Company be and they are hereby permitted to erect a frame building in place of the one situated on lot "B," west side of Water street, under direction of the Wooden Building Committee and Fire Marshal. Adopted.

By Ald. Gould—Resolved, That the City Treasurer be instructed to cancel the tax of two dollars and twenty cents (\$2.20) assessed to Mary Ann Avery for plank walks on Platt st., said tax having been paid and receipt given for the same. Adopted.

By Ald. Gould—Resolved, That a committee of five members of this Board be appointed by the President to immediately confer with the

managers and directors of the New York, West Side and Chicago Air Line Railroad Company, and induce them, if possible, to run their road through this city. Adopted.

The President appointed as such committee Ald. Gould, Parsons, Stebbins, Stern and Glover.

Ald. Stone moved that the Board now proceed to ballot for Manager of the House for Idle and Truant Children for the term of three years in place of Charles J. Hayden resigned. Carried.

FIRST BALLOT.

Franklin S. Stebbins received... 15 votes
Wesley Mandeville " " 8 "
Scattering " " 3 "

Franklin S. Stebbins having received the requisite number of votes was duly declared appointed Manager of the House for Idle and Truant Children for the term of three years, in place of Charles J. Hayden resigned.

Ald. Stone moved that the Board now proceed to ballot for Manager of the House for Idle and Truant Children for the term of two years, in place of L. C. Spencer resigned. Carried.

FIRST BALLOT

Wesley Mandeville received... 11 votes
Robert R. Charters " " 13 "
Scattering " " 3 "
No choice.

SECOND BALLOT.

Wesley Mandeville received... 13 votes
Robert R. Charters " " 11 "
Scattering..... " " 2 "
No choice.

THIRD BALLOT.

Wesley Mandeville received... 14 votes
Robert R. Charters " " 11 "
Scattering..... " " 1 vote
No choice.

FOURTH BALLOT.

Wesley Mandeville received... 12 votes
Robert R. Charters " " 11 "
Scattering..... " " 3 "
No choice.

Ald. Stone moved that when the Board adjourn it be until Friday evening next, and that further balloting be postponed until that time. Carried.

By Ald. Connolly—Petition of J. Rappelje for permission to erect a wood building on his lot No. 84, situate on the south side of East Main st. Referred to the Wood Building Committee with power to act.

By Alderman Whitcomb—Resolved, That the City Attorney be directed to take the necessary legal steps immediately to procure the books, papers and moneys supposed to be in the hands of the late Treasurer for the House of Idle and Truant Children.—Adopted.

By Ald. Whitcomb—Resolved, That the Clerk draw an order upon the City Treasurer in favor of Wendel Bayer for three hundred dollars for services rendered and money expended by him as Chief Engineer of the Fire Department, and the Treasurer pay the same and charge Fire Department Fund.

Ald. Rogers moved the reference of the resolution to the Fire Department Committee.

Ald. Whitcomb moved to table Ald. Rogers' motion.

Lost by the following vote:

90

Ayes—Ald. Whitcomb, Wait, Herzberger, Glover, Craig, Mandeville, Stape, Gerling, Mauder, Stade—10.

Nays—Ald. Gould, Rogers, Pond, Heavey, Fee, Caring, Connolly, Stern, McConnell, Stone, Kelly, Charters, Stebbins, Whitmore, Parsons, Aikenhead—16.

Ald. Rogers motion was then declared Carried by the following vote:

Ayes—Ald. Gould, Rogers, Pond, Herzberger, Heavey, Connolly, Stern, McConnell, Stone, Kelly, Charters, Stebbins, Stade, Parsons, Aikenhead—15.

Nays—Ald. Whitcomb, Wait, Fee, Caring, Glover, Craig, Mandeville, Stape, Gerling, Whitmore, Mauder—11.

Ald. Rogers moved that the Board now adjourn. Carried.

Adjourned.

WILLIAM F. MORRISON, City Clerk.

In Common Council, March 29th, 1872.

ADJOURNED MEETING.

President Ald. Parsons presiding.

Present—Ald. Whitcomb, Wait, Gould, Rogers, Pond, Herzberger, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26.

Absent—Ald. Aldridge, Heavey—2.

MISCELLANEOUS.

The Clerk presented the following:

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., March 29th, 1872. }

To the Hon. the Common Council:

GENTLEMEN: I do hereby report, in pursuance of section 29 of the City Charter, that all the persons declared elected to the various offices, which election took place on the 5th day of March, one thousand eight hundred and seventy-two, have filed their acceptances of office to which they were elected, and taken the oaths of office. Yours, respectfully,

WILLIAM F. MORRISON,
City Clerk.

Ordered, received, filed and published.

Ald. Aikenhead, from the Committee on Public Lamps, presented the following:

ANNUAL REPORT OF THE COMMITTEE ON PUBLIC LAMPS.

ROCHESTER, March 26th, 1872.

To the Hon. the Common Council:

GENTLEMEN: Your Committee on Public Lamps for the fiscal year ending April 1st, 1872, beg leave to present the following annual report of the receipts and expenditures of said Lamp Department:

RECEIPTS.

Balance in the fund April 1st, 1871.....	\$1,860 18
Appropriation.....	42,000 00
portion of money raised for	
deficiency of 1870.....	3,500 00
	\$47,360 18

DISBURSEMENTS.

Care of kerosene lamps, oil and	
wick, &c., and repairing gas and	
kerosene lamps.....	\$11,742 81
Gas for public lamps.....	19,594 89
Lamp-posts, lamps and lamp-pots	4,815 61
Iron pipes, paid Gas Company....	1,638 63

Burners, globes, &c.....	105 72	
Caring and setting lamp-posts.....	182 65	
Hack hire.....	13 50	\$38,093 51

Balance in fund March 15th, 1872.....\$9,266 87

The following has been ordered paid since March 15th:

Lamps.....	\$130 00	
Care of lamps and repairs.....	897 97	
Caring lamp-posts.....	7 00	
Lamp-posts.....	362 50	
Gas Company for quarter's gas.....	7,993 86	\$8,691 33

Bills referred to Finance Committee March 26th..... 155 65

Balance in fund April 1, 1872, about..... \$419 99

Your Committee feel that they have faithfully discharged their duties, and have managed the fund with as great care, watchfulness and economy as they would have done had it been their private business.

In closing this report your committee tender their grateful acknowledgements to His Honor the Mayor and each person connected with this Common Council for their uniform courtesy and favor that has been extended to them during the year.

All of which is respectfully submitted.

WILLIAM AIKENHEAD,
EDWIN A. GLOVER,
ROBERT R. CHARTERS,
Committee.

On motion ordered, received, filed and published.

By Ald. Stade—Bill of E. M. Wray. City Property Committee.

Ald. Stade, from the Committee on City Property, reported in favor of the bill of B. M. Wray. Finance Committee.

By Ald. Whitmore—Petition of William Babcock for permission to erect a wood building on his lot, No. 154, situate on Munger street. Referred to the Wood Building Committee, with power to act.

Ald. Stebbins, from the Finance Committee, presented two bonds of \$600 each, and interest \$168, issued for Bounty Fund Loan of 1864 for \$300,000, and now held by the Farmers' and Mechanics' National Bank, for collection, and presented the following:

By Ald. Stebbins—Resolved, That the Treasurer pay the bonds, as above mentioned, to Farmers' and Mechanics' National Bank, and charge Bonded Debt.

Adopted by the following vote:

Ayes—Ald. Whitecomb, Wait, Gould, Rogers, Pond, Herzberger, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—24.
Nays—Ald. Selve—1.

FINANCE BUDGET.

ROCHESTER, March 29th, 1872.

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

Adams Schmitt, order for shoes.....	\$ 5 75
Back & Myers,	34 50
Wm. Roades,	14 75
H. F. Van Dake,	80 75
A. S. Mann & Co., order for dry goods.....	15 50
Gustave Mannel,	35 00
Michael Heavey,	5 00
H. & P. Bender,	18 50
A. W. Mudge,	19 50
Gerling Bros., bill of flour.....	80 00
Fleckenstein Bros., bill of bread.....	155 50
Fred. Deininger,	116 35
Bastian Bros.,	69 86
Anthony Hefner,	17 25
H. W. Jones, order groceries.....	27 00

B. O'Reilly, burial of poor.....	72 00
Smith, Perkins & Co., groceries.....	208 00
S. W. Elliott,	18 00
Mathew Daws,	16 25
H. Brewer & Co.,	48 75
Fred. Wurtz,	9 00
John Nagle,	87 25
Conrad Zimmer	29 50
Geo. B. Hawkins,	61 00
W. C. Brown,	77 25
W. Witherspoon & Son,	47 00
W. H. Niven,	94 00
Alvah Rice,	94 00
Smith & Gordon,	233 73
St. Mary's Orphan Asylum Board of Poor.....	797 14
Industrial School Board of Poor.....	156 00
Rochester Female Charitable Society Board of Poor.....	75 00
G. & C. Herzberger, meat.....	40 00
A. L. Morris,	125 85
Parkins & Palmer, fish.....	135 95
S. J. Wagner, delivering coal.....	298 56
Goetzman & Son, bill of soap.....	88 00
I. D. McIntosh & Co., bill of candles.....	17 50
C. T. Moore, bill of coffee.....	40 00
Theo. E. Baterson, bill of disbursements.....	96 10
H. Goetzman, groceries.....	55 00
John Stape,	48 00
Moore, Cole & Co., orders groceries.....	26 75
Rochester Printing Co., order books.....	42 00
And charge Poor Fund.....	

FIRE DEPARTMENT FUND.

John Kane, services as extra Engineer.....	\$125 00
G. W. & C. T. Crouch, dam in feeder.....	60 00
Henry Averill, canvas for protection to goods.....	64 00
J. Talman, soap.....	4 00
Smith & Poppy, duster, &c., engine house.....	2 20
Loos & Zimmer, hay.....	14 03
B. F. Blackhall, disbursements as Supt. F. A. T.....	110 91
H. H. Babcock, coal.....	19 10
J. R. Chamberlain, hose, &c.....	4 35
And charge that Fund.....	

LAMP FUND.

M. F. Reynolds & Co., glazing lamps.....	\$ 95 51
Goodale & Pells, burners for lamps.....	24 15
Edward Maher, caring lamp posts.....	1 00
Theo. E. Baterson, burners for kerosene lamps.....	33 00
And charge that Fund.....	

POLICE FUND.

Henry S. Hebard, Commissioner, quarter's salary to Cooper 1.....	\$250 00
Geo. G. Cooper, Commissioner, quarter's salary to April 1.....	250 00
E. W. Bryan, Police Justice, quarter's salary to April 1.....	500 00
And charge that Fund.....	

SEWER REPAIR FUND.

McConnell & Co., grates.....	\$ 7 00
A. B. McConnell, examining sewer.....	3 75
And charge that Fund.....	

HEALTH FUND.

Dr. David Little, one quarter salary to April 1, 1872.....	\$125 00
And charge that Fund.....	

HIGHWAY FUND.

William Brown, Cattle Police, one-half month salary to April 1.....	\$ 25 00
And charge that Fund.....	

Adopted by the following vote:
Ayes—Ald. Whitecomb, Wait, Gould, Rogers, Pond, Herzberger, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selve, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—26

By Ald. Stebbins—Resolved, That the City Surveyor and a Committee of three members of the Common Council be appointed to examine the springs in the neighborhood of Coldwater Station, with a view to ascertain their extent and capacity, and whether they are sufficient to supply the city of Rochester with an abundance of pure water, and report to this Board. Adopted.

The President appointed as the Committee of three Ald. Stebbins, Glover and Stone.

Ald. Stape, from the Committee on Public Health, presented the following:

ANNUAL REPORT OF THE BOARD OF HEALTH.

CITY CLERK'S OFFICE,
ROCHESTER, March 25, 1872.

To the Hon. the Common Council:

GENTLEMEN—The Clerk of the Board of Health begs leave to present the following report to this date:

During the past year the Board of Health has had in its employ Mr. Wœllart, Keeper of Hope Hospital, at a salary of \$50 per month, the prevalence of small pox making it necessary that he devote his whole time to hospital duty; also six Health Inspectors—Daniel McTaggart, August Wagner and John R. Stiles upon the east side of the river, at a salary of \$50 per month each, and Robert Neary, Johnathan Reynolds and James M. Andrews upon the west side of the river, at a salary of \$50 per month each. The Board has found it necessary during the prevalence of small pox to employ a person whose duty it is to attend to the wants of small pox patients, and, in case it become necessary, to remove said patients to Hope Hospital; also, in case of death by that disease, to assist the undertakers in burying the dead. William Wright has been employed by the Board for this duty at a salary of \$30 per month for three months past.

That dreadful disease, small pox, prevailing in our midst has made a heavy draught upon the Health Fund. Paying for Keeper of Hospital, extra Inspector, board of inmates of Hospital, new ambulance, and use of horse for conveying sick persons to the Hospital, are some of the extraordinary items which tends to diminish the Fund this year.

During the past year I have served notices, as directed by the Board of Health, upon persons whose premises have been declared public nuisances, as follows:

Privies	269
Lands wet	49
Slop drains	30
Cellars damp and wet	13
Hog pens	10
Goose pens	5
Unsafe fence	1
Canal basins	3
Streets and alleys	8
Wells	2
Cisterns	3
Quarries	2
Soap factory	1

The City attorney has been ordered to prosecute twenty-one persons for violation of city ordinances.

The following is a statement of the Health Fund:

By balance in the Fund March 4, 1871	\$ 706 78
For paid salaries to April 1, 1871	\$324 34
For paid insurance to April 1, 1871	20 00
	\$ 353 84

Balance in Fund April 1, 1871	\$ 353 44
Appropriation	6,500 00

Total	\$6,533 44
For paid salaries	\$4,451 76
.. rent of Hospital, &c.	160 00
.. board of inmates in Hospital	153 00
.. burying dead animals	23 75
.. scavenger work	1 00
.. medical services	10 00
.. labor at Hospital	4 00
.. painting small pox signs	10 50
.. medicines	4 10
.. undertaker's services	15 00
.. hack hire	36 50
.. ambulance	190 00
.. printing	119 00
	\$5,183 61

Balance in Fund March 15, 1871 \$1,669 83
There will be due April 1, 1872, for which or-

ders have been drawn but not yet paid out, as follows:

Printing	\$ 49 00
Hack hire	18 50
Furniture for Hope Hospital	60 85
Burying dead animals	5 50
Board of inmates at Hope Hospital	\$39 00
Salaries	538 34
Use of horse for ambulance	72 00
Medicines at Hope Hospital	34 21
Medical services at Hope Hospital	10 00
Labor at Hope Hospital	12 00
	\$1,219 38

Leaving balance in the fund April 1, 1872. \$ 450 45
In examining the foregoing report it will be found that the reason for the small amount remaining in the Fund is in consequence of the prevalence of small pox in our midst, making it necessary to employ two additional men upon the force of Inspectors. Board of inmates at Hope Hospital, furnishing Hospital, printing (vaccination notices), use of horse, ambulance, &c., besides paying salary to two additional men, has tended to diminish the Fund very materially.

All of which is respectfully submitted.

WILLIAM F. MORRISON,
Clerk of Board of Health.

On motion ordered received, filed and published.

ANNUAL REPORT OF DR. JOHN F. OAKS.

ROCHESTER, March 29, 1872.

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

GENTLEMEN—I herewith respectfully submit a consolidated report of the duties performed by your City Physician during the past year; or, more accurately, for the period from April 1st, 1871, to the present date:

Number of patients treated	113
AGE.	
Adults	81
Under 12 years of age	32
SEX.	
Males	27
Females	86
COLOR.	
White	110
Colored	3
NATIVITY.	
United States	47
Ireland	50
England	10
Germany	2
Canada	4

RESULTS.	
Total number of visits made	483
Total number of office consultations	111
Cured or relieved	101
Died	7
Transferred to Hospital	3
Remaining under treatment	2

Very respectfully, your obedient servant,
JOHN F. OAKS, M. D.,
City Physician, East Side.

Ordered received, filed and published.

Ald. Mandeville, from the Wood Building Committee, reported in favor of the petitions of E. H. Daniels, Alex. Fredman, M. Van Doorn, John Hunt, C. R. Purson, J. Kapalje and Henry G. Wood, and presented the following:

By Ald. Mandeville—Resolved, That E. H. Daniels, Alex. Fredman, John Hunt, M. Van Doorn, and Henry G. Wood have permission to erect wood buildings in accordance with their several petitions under the direction of the Wood Building Committee and Fire Marshal. Adopted.

Ald. Kelly presented the following:

ANNUAL REPORT OF DR. WILLIAM H. LAKEMAN,
To the Honorable, the Common Council of the City of Rochester:

GENTLEMEN:—I have the honor respectfully to submit the following report, as City Physician, for the year ending March 1872. You will perceive, gentlemen, a great difference in the number of orders received in comparison with last years (116) although a great increase in sickness.

This is accounted for from the fact that many have been attended from last year's order.

In conclusion, gentlemen, I would again call your attention to the condition of the block situated at the rear of "Teoronto Block," as I have had more sickness there, than in any portion of my district.

Allow me, gentlemen, to thank you for past favofs, and to assure you that I have endeavored to perform my duties faithfully.

I have the honor to remain, gentlemen, yours obediently,
WILLIAM H. LAKEMAN,
 City Physician.

REPORT FOR THE YEAR ENDING MARCH, 1st, 1872.	
Whole number of orders received.....	80
Whole number of visits made.....	1,056
Whole number of office prescriptions.....	524

1871.	No. of orders received.	No. of visits made.	No. of office prescriptions.	No. of midwifery cases.	No. of deaths.	No. vaccinated.	No. of variceloid cases.	No. sent to Hope Hospital.
April.....	15	113	60	1	..	..	..	..
May.....	8	75	43	..	..	..	..	..
June.....	8	81	40	1	..	10	..	..
July.....	8	104	63	..	..	15	..	..
August.....	8	112	48	1	..	10	..	..
September.....	8	70	39	1	..	..	..	..
October.....	8	59	31	..	..	32	..	..
November.....	8	56	30	..	..	8	..	..
December.....	8	47	33	..	..	14	..	..
January.....	8	112	52	1	..	29	..	..
February.....	8	115	70	..	..	19	..	..
March.....	8	131	20	1	..	39	..	..
Total.....	80	1,056	524	6	4	181	4	4

Respectfully submitted,
W. H. LAKEMAN, M. D.,
 City Physician.

Ordered received, filed and published.
 By Ald. Kelly—Bills of Adolph Nolte, Henry T. Rogers, William Ca. roll, and William Caughlin. Street Committee.

Ald. Kelly, from the Street Committee reported in favor of the above bills. Finance Committee.

Ald. Kelly from the Committee on Streets and Bridges, presented the following:

ANNUAL REPORT OF THE STREET COMMITTEE.
To the Honorable, the Common Council of the City of Rochester:

GENTLEMEN:—Your Committee on Streets and Bridges, after a careful examination of all the expenditures chargeable to the Highway Fund, and much labor in perfecting the same, respectfully present the following as their annual report for the fiscal year ending March 31st, 1872:

RECEIPTS.	
Appropriation.....	\$38,500 00
Dirt sold.....	346 28
Howell street.....	180 00
North St. Paul St.....	50 00
Lord & Mudgett.....	21 00
Boehmer & Brighton St. R. R. Co.....	44 95
Total.....	\$39,092 23

DISBURSEMENTS

Laborers' Pay Roll.....	\$22,396 43
Lumber.....	2,376 81
Repairing and painting bridges.....	1,168 80
Building cross walks.....	1,592 28
Cattle Policemen.....	2,933 99
D. W. Powers, bills for last year.....	1,841 69
Labor and materials for streets.....	216 43
Superintendent's salary.....	1,800 00
Repairing side walks.....	852 31
Printiing.....	173 20
Hardware.....	265 93
Sprinkling.....	80 00
Rent for lumber yard.....	50 00
Box sewers.....	216 43
Stationery.....	27 93
Hack hire.....	13 50
John Quinn, extra compensation.....	300 00
Repairs in office.....	23 43
Pay roll to April 1st, 1872.....	600 00

Total.....\$37,890 85

Your Committee would here state that the above includes every claim against the Highway Fund up to April 1st, 1872. paid or to be paid, including the following

EXPENDITURES MADE BY THE COMMITTEE OF 1870, AND PAID OUT OF THE HIGHWAY FUND OF 1872.	
D. W. Powers, sundry claims held by him.....	\$1,841 69
John Quinn, Supt. extra compensation.....	300 00
Pay roll from March 20th to April 1st, 1871.....	490 90
Tracy & Rew, printing.....	39 21
John Quinn, services.....	19 20
S. A. Zorn, papering office.....	23 43
Wood & Austin, hack hire.....	2 50
Total.....	\$2,716 92

MATERIAL ON HAND, &C.

The committee would also report that they have on hand \$2,500 worth of lumber \$30 worth of Macadam; also, that they have expended \$852.31 for repairing sidewalks, which is yet to be credited to the Highway Fund. After deducting \$2,716.92, the amount of claims expended by the committee of the previous year, and paid from our fund, \$2,500 for lumber and \$30 for Macadam now on hand, and \$852.31 for repairing sidewalks and to be credited to the Highway Fund of 1872, it makes the actual expenditures of the Street Committee for the past year \$31,231.32.

BRIDGES.

Your committee have expended quite a large amount during the past year for repairing, painting and building a foot bridge, as follows:

Andrews street bridge.....	\$640 80
Court ".....	807 27
Clarissa ".....	350 17
Foot bridge from St. Paul street to the Aqueduct.....	355 62

Total.....\$2,123 86

This amount is in addition to the usual expense on bridges reported above, and will not have to undergo the same repairs again for years to come. These expenditures have been a great leach on the Highway Fund the past year, and will not occur again for several years.

CROSSWALKS.

Your committee would further report that they have constructed 168 new crosswalks and repaired 80 old ones during the past year, at an expense of \$3,831.09. This expenditure for crosswalks is largely in excess of any previous year, while our total disbursements are about the same as the year previous, and shows conclusively what can be done if a little economy is only put in practice.

MACADAM, &C.

The committee have also purchased 825 yards of Macadam at an expense of \$673, which is very

reasonable; 325 loads of gravel at \$65. Also, that they have paid out \$127.38 for plow points, and \$91 for repairing tools.

CATTLE POLICE.

The expense in supporting the cattle police, during the past year, has been considerable in excess over any previous year, and upwards of \$1,200 more has been charged to the Highway Fund for that purpose than for the same length of time previous.

REMOVING RUBBISH.

Your committee feel compelled, in justice to the Superintendent, to explain why he has not paid into the City Treasury a larger amount during the past year for removing rubbish. The committee ordered the Superintendent to remove all rubbish from in front of stores and dwellings, such as sweepings and ashes, (the same to be deposited in boxes or barrels) free of charge, and to place the same upon streets where needed, thereby rendering a great benefit to many localities at a very small expense to the city.

REPAIRS IN THE SEVERAL WARDS.

In order that your honorable body, as well as the public, may know to what extent repairs have been made in the several wards, and upon which streets the same has been done, your committee have spent considerable time and labor in perfecting the same, and present the following as the result of such labors. In many cases where repairs have been made on the corners of streets, only one street is credited, and that has been done in order to condense our report as much as possible:

FIRST WARD.

State street.....	\$245 00
Front	110 40
West Main .. .	112 73
Allen	176 88
North Fitzhugh ..	41 25
Mill and Market ..	41 25
Ford and Hill .. .	28 95
Acqueduct .. .	18 00
Total	\$774 55

SECOND WARD.

Frank street.....	\$64 50
Warehouse .. .	61 50
Dean	12 00
Platt	22 50
State	15 00
John and Dean .. .	8 82
Mill and Mumford ..	36 65
Brown street and Brown's alley ..	40 55
Allen street.....	105 00
Brown and Jones ..	40 00
Total	\$406 52

THIRD WARD.

Spring street.....	\$22 62
Ford	108 95
Troup	242 37
Caledonia avenue.....	129 00
Lafayette street.....	157 59
Favor	207 68
Atkinson	9 76
Exchange	68 74
Peach alley	3 90
Lafayette and Fitzhugh street.....	4 31
Washington .. .	18 00
Plymouth avenue.....	10 50
Tremont street .. .	4 73
Adams street and Plymouth avenue.....	110 00
Court street race bridge .. .	45 48
Caledonia avenue and Adams street ..	14 31
Edinburgh	7 72
Atkinson and Ford ..	40 36
Adams and Ford .. .	69 54
Total	\$1,278 52

FOURTH WARD.

South Clinton street.....	14 50
Green	12 00

South	31 50
Che-naut	255 50
South St. Paul .. .	372 88
Lancaster	282 25
Chestnut Park .. .	3 00
Stone	68 25
Ely	60 50
East Main	9 75
Court	67 56
Lowell	50 00
Total.....	\$1,227 69

FIFTH WARD.

Gorham street.....	167 42
North Water .. .	66 00
North Clinton .. .	146 44
Oakman	76 28
Hart	85 44
Cole	5 04
Lowell	67 13
North St. Paul .. .	607 04
East Main	21 75
Galusha	10 25
Ward & Emmett .. .	10 38
.. .. .	12 00
Elmira	47 25
Martin	7 11
Total.....	\$1,329 38

SIXTH WARD.

Harrison street.....	38 85
Holland	7 19
Hamburg	32 57
North Clinton .. .	7 50
Oregon	52 63
Leopold	19 15
St. Joseph	94 60
Clinton Place .. .	44 62
John	16 00
Hudson	9 88
Franklin	198 25
Chatham	24 04
Andrews	5 50
Total.....	\$550 28

SEVENTH WARD.

Denning street.....	7 38
Broadway	41 50
George	25 85
Savannah	54 00
Manhattan	17 51
.. .. .	25 89
Union	13 93
Alexander	118 93
Griffith	9 74
South	2 26
Gardner Park .. .	41 88
Pearl	21 59
Court	25 90
Nelson	92 34
Meigs	18 36
Park avenue .. .	149 25
Monroe avenue .. .	6 80
Cobb	57 75
William	63 60
East avenue .. .	49 50
Arnold Park .. .	20 00
Marshall	3 00
Green .. .. .	.. .. .
Total	\$866 15

EIGHTH WARD.

Julia street.....	255 00
Olean	13 02
Few York	12 60
Maple	8 30
Prospect	20 54
Atkinson	21 74
Clifton	31 26
Reynolds	36 44
Francis	30 33
Troup	45 64
Wentworth .. .	8 62
King	91 26
School alley .. .	5 90
Hunter	99 99
Cady	6 21
Champlain .. .	21 43
Tremont	15 54
Adams	47 50
Brown	34 80
Strong	59 71
Madison	37 25
Seward	14 32
York	62 00
Genesee	95 75
Total.....	\$1,128 20

NINTH WARD.

Ambrose street.....	61 88
Lake avenue.....	185 76
Brown's alley.....	3 25
Jones.....	28 39
Frank.....	136 28
Smith.....	43 02
Phelps avenue.....	60 70
Rove.....	23 68
Brisbane.....	22 70
Bloss.....	35 56
Jones avenue.....	250 75
Varnum.....	558 28
Lorimer.....	60 69
Montrose.....	17 60
Thompson.....	31 40
Spencer.....	31 00
Saratoga avenue.....	135 75
Total.....	\$1,718 49

TENTH WARD.

Scio street.....	13 50
Lawrence.....	5 76
Stillson.....	9 48
Gibbs.....	1 50
University ave.,.....	9 58
Ontario.....	169 00
Union.....	60 00
Weld.....	300 00
East avenue.....	114 19
Wade.....	30 57
Total.....	\$718 28

ELEVENTH WARD.

Clark Street.....	\$ 63 91
Smith.....	139 05
Whitney.....	2 00
Jay.....	104 51
Grape.....	25 08
Saxton.....	14 28
Campbell.....	87 38
Brown.....	30 45
Orange.....	14 86
Orchard.....	4 30
Walnut.....	98 50
Maple.....	5 66
Lime.....	96 99
Child.....	19 60
Litchfield.....	4 55
Magne.....	12 38
Total.....	\$724 00

TWELFTH WARD.

Alexander Street.....	\$105 21
Gregory.....	23 05
Pinnacle Avenue.....	335 35
Munger Street.....	64 02
Hamilton Place.....	120 70
Comfort Street.....	27 10
Hickory.....	125 63
Nelson.....	143 37
Caroline.....	11 60
Sanford.....	12 00
Mt. Hope Avenue.....	40 50
South.....	43 50
Grand Street.....	55 75
Signs for Streets.....	14 50
Total.....	\$1,127 78

THIRTEENTH WARD.

Kelly Street.....	\$ 56 24
Clinton.....	287 29
Henry.....	10 65
Herman.....	5 88
St. Joseph.....	77 37
Hudson.....	77 39
Webster.....	33 93
Nassau.....	118 88
Catherine.....	25 35
North.....	66 00
Woodbury.....	27 08
Wilson.....	39 87
Hoelzer.....	20 01
Elizabeth Place.....	50 00
McDonald Avenue.....	7 46
Total.....	\$906 24

FOURTEENTH WARD.

Cherry Street.....	\$67 50
Scio.....	95 44
Weld.....	6 00
Finny.....	98 50
Syracuse.....	35 35
Concord Avenue.....	105 64
North.....	113 55
North Street.....	63 49
Tyler.....	169 50

Bay.....	7 00
East Main Street.....	10 00
Davis.....	143 53
University Avenue.....	46 38
Lumber for various crosswalks.....	239 55
Total.....	\$1,291 99

INVENTORY OF TOOLS, &C.

Your committee would report the following schedule of tools belonging to the city, and used in the Highway Department, all in very good order. Several new implements have been purchased during the year, and the inventory shows on hand about \$150 worth more of tools than was surrendered to the city by the previous Superintendent:

3 Scrapers.....	\$30 00
3 Plovs.....	40 00
100 Hoes.....	100 00
2 Crowbars.....	4 00
3 Log chains.....	7 00
2 Sledges.....	7 00
4 1/2 Dozen snow shovels.....	25 00
9 Chairs.....	18 00
2 Settees.....	5 00
1 Water cooler.....	10 00
1 Stove and furniture.....	12 00
1 Ton of coal.....	7 10
2 Handaws.....	3 50
2 Hatchets and 1 hammer.....	3 00
1 Water pail.....	50
6 Steel brooms.....	9 00
2 Rakes.....	1 00
1 1/2 Kegs of nails.....	6 75
8 Plow points.....	4 40
1 Cythe.....	1 00
4 Snow plows.....	40 00
1 Drag.....	20 00
2 Long scrapers.....	4 00
4 Wheelbarrows.....	9 00
1 Dozen picks.....	18 00
Pick handles, spades, &c.....	10 00
Floor matting.....	15 00
Total.....	\$410 75

While your committee have kept their expenditures within the amount of the appropriation to the Highway Fund by several thousand dollars, still had it not been for the large amount of claims expended last year and paid from our fund, together with the unusual expenditures on bridges, and the increased expense in sustaining the Cattle Police, the total disbursements would have fallen considerable below \$30,000. With the show which we have made for the money expended under our directions, we feel perfectly satisfied, and trust that your honorable body and the public will sympathize with us in the same feelings and all exclaim "Well done, thou good and faithful servants;" and to those who are to follow us, may you feel like saying—"Go thou and do likewise."

Your committee cannot in justice to themselves and the public, close this report without saying a few words on behalf of your Superintendent. That he has always been courteous and obliging, honest and trustworthy, industrious and energetic, economical and prudent, none can deny. With an eye always open to economy, and willing to do everything which should be done for the public good, he has proven himself a good and faithful officer and a warm and true friend.

All of which is respectfully submitted.

JAMES H. KELLY,
VALENTINE F. WHITMORE,
OWEN F. FEE,

Committee.

On motion ordered received, filed and published.

By Ald. Selye—Resolved, That the Treasurer is hereby directed to receive \$47.12 of Charlotte M. Donaldson in full for her tax for the im-

provement of Saratoga Avenue, she having done the work in front of her property. Adopted.

Ald. Selye, from the Committee on Public Improvement, presented the following:

ANNUAL REPORT OF THE IMPROVEMENT COMMITTEE.

ROCHESTER, March 29th, 1872.

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN—Your Improvement Committee for the fiscal year ending April 1st, 1872, beg to offer the following as their annual report of work done under their direction during the past year:

LEWIS SELYE,
 GEO. W. ALDRIDGE,
 H. H. CRAIG,
 Committee.

Atwater Street Improvement from Clinton Street to North Street:
 By setting curb stone, paving gutters 8 ft. and McAdam center, with necessary cross-walks and lateral sewers. Estimate \$10,451.00. Rauber & Vicinus contractors. 1,700 ft. of roadway, curb and gutters; 328 ft cross-walk; 12 lateral sewers and 124 feet flag sidewalk. Total cost, including Inspector's pay and 2 per cent. of estimate \$9,980 70

Atwater Street Improvement from Clinton St. to St. Paul Street—estimate \$5,583.
 By paving the roadway with Medina stone, with necessary cross-walks and lateral sewers. Whitmore & Carson contractors. 628½ ft roadway and 3 lateral sewers. Total cost including Inspector's pay and 2 per cent. of estimate \$8,232 60

Alexander St. Improvement from East Avenue to Monroe Avenue:
 By laying flag walks, setting curb stone and paving the roadway with Wycoff block pavement. Estimate \$31,589. McConnell & Jones contractors. 2,404 ft of roadway and curb stones; 4,726 ft side walk; 228 ft cross-walk and 11 lateral sewers. Total cost, including Inspector's pay and 2 per cent. of estimate \$31,657.32

Adams St. Improvement from Reynolds St. to Francis Street:
 By grading roadway and side walk and laying plank sidewalk on each side of street with necessary cross-walks and lateral sewers; estimate \$1,519.40. Logan & Cregan contractors. 735 ft roadway and side walk graded; 1,367 ft side walk; 76 ft cross-walk; 250 ft extra grading; 100 ft side walk relaid, and 6 lateral sewers. Total cost, including credits for walk laid, and 2 per cent. of estimate \$1,510.27

Allen St. Improvement from East track of N. Y. C. R. R. to East line of Washington St:
 By repairing the cobble gutters and paving the center with Medina stone. 30 ft of roadway repaired with cross-walks and lateral sewers. Total cost, including the 2 per cent. of estimate \$1,151.75

Asylum St. Improvement from East Main St. to Union Street:
 By laying flag walks, setting curb stone, paving the gutters and gravel roadway, with necessary cross-walks and lateral sewers. Estimate \$7,388.00; Thomas Stetson, contractor. 755 ft roadway and curb stone; 1,587 ft side walk; 58 ft cross-walk and 6 lateral sewers. Total cost, including Inspector's pay and 2 per cent. of estimate \$6,170.81

Alexander Street Improvement from South Avenue to Mt. Hope Avenue—estimate \$1,061 00:
 By laying flag side walk, setting curb stone and paving gutters, with the necessary cross-walks and lateral sewers. 433 ft curb stone and gutters; 166 ft side walk; 10 ft cross-walk and 2 lateral sewers. John Brady contractor. Total cost, including 2 per cent. of estimate \$ 891.24

Charlotte St Improvement from Scio St. to Alexander St:
 By laying flag walks, setting curb stone, paving gutters and graveling the roadway, with the necessary cross-walks and lateral sewers. Estimate \$12,332 00. Donnaghue & Lauer, contractors. 1,575 ft roadway and curb stone, 3,025 ft flag side walk; 232 ft cross-walk and

11 lateral sewers. Total cost, including Inspector's pay and 2 per cent. of estimate \$12,359.00
 Court St. Improvement from Chestnut St. to Union St:

By setting curb stone, paving gutters and graveling the roadway with the necessary cross-walks and lateral sewers. Estimate \$6,312.00. Rauber & Vicinus, contractors. 1,583 ft roadway and curb stone; 180 ft cross-walk and 9 lateral sewers. Total cost, including Inspector's pay and 2 per cent. of estimate \$ 4,986.48

Clinton St. Improvement from East Main St.

to Monroe Avenue:
 By laying a flag walk, resetting curb stone, paving the roadway with Nicholson block pavement with necessary cross-walks and lateral sewers. Estimate \$27,816.00. McConnell & Jones, contractors. 1,618 ft roadway; 699 sq ft. P. at c. w.; 2,185 ft side walk; 235 ft cross-walk; 9 lateral sewers and 11 lateral sewers for house drains. Total cost, including Inspector's pay, 2 per cent. of estimate and credits for work done \$28,141.00

Edinburgh St. Improvement from Caledonia Avenue to Plymouth Avenue:

By laying a flag walk, setting curb stones, paving gutters and McAdam roadway, with cross-walks and lateral sewers. Estimate \$6,836.00. Whitmore & Carson, contractors. 706 ft of roadway and curb stones; 1,472½ ft side walk; 95 ft cross-walk; 5 lateral sewers. Total cost, including Inspector's pay, 2 per cent. of estimate and credits for work done \$6,802.30

Evergreen St. Improvement from St. Paul St. to Conkey Avenue.

By grading the roadway and side walks and laying a plank walk on North side, with necessary cross-walks and lateral sewers. Estimate \$1,100.00. D. F. Worcester, contractor. 907 ft roadway; 367 ft side walk; 61 ft cross-walk and 4 lateral sewers. Total cost, including 2 per cent. of estimate \$ 879.74

South Fitzhugh St. Improvement from Spring St. to Troup St.:

By picking up the roadway and repairing it and the gutters. Estimate \$1,428 00. F. C. Lauer & Son, contractors. 784 ft roadway; 700 ft gutter. Total cost, including 2 per cent. of estimate \$ 1,250.52

Glasgow St. Improvement from Caledonia Avenue to Exchange St:

By laying flag side walks, setting curb stone, paving gutters and grading roadway, with the necessary cross walks and lateral sewers. Estimate \$6,334.00. 2,346 ft curb stone and gutters; 2,411 ft side walk; 390 ft cross-walk; 3 lateral sewers; 1,179 ft roadway grades. Total cost, including credits for work done... \$ 5,437.00

Hickory St. Improvement from Mt. Hope Avenue to South Avenue:

By setting curb stone and paving gutters. Estimate \$3,341.00. Rauber and Vicinus, contractors. 3,687 ft curb and gutter; 12 lateral sewers. Total cost, including 2 per cent. of estimate \$ 3,493.04

Huron Street Improvement from Scio Street to Hibbard Street:

By grading roadway and sidewalks and laying a plank walk on each side. Estimate \$731. Wm. I. Hanford contractor. 540 feet roadway, 1,076 feet plank walk and 25 feet crosswalk. Total cost, including 2 per cent. of estimate, \$ 614 52

James Street Improvement from William Street to Court Street:

By laying flag walk, setting curb stone, paving gutter and gravel roadway with necessary cross walks and lateral sewers. Estimate \$271. Rauber & Vicinus contractors; 60 feet curb stone and roadway, 60 feet sidewalk, 1 lateral sewer. Total cost, including 2 per cent. of estimate \$ 205 60

Liberty Street Improvement from East Main Street to Mortimer Street:

By paving the roadway with Medina stone, with necessary cross walks and lateral sewers. Estimate \$2,408. Whitmore & Carson contractors; 539 square yards, paving 18 feet cross walk. Total cost, including 2 per cent. of estimate \$ 1,595 92

Mumford Street Improvement from Mill Street to the Genesee River:

By paving the roadway with Medina stone, with necessary crosswalks and lateral sewers. Estimate \$4,539; Rauber & Vicinus contractors; 410 feet roadway, 100 feet crosswalk, lateral sewers, and repairs to man holes to sewers. Total cost, including 2 per cent. of estimate \$ 4,537 78

University Avenue Improvement from North Street to 10th Street:	
By laying flag walk, setting curbstone, paving gutters, grading roadway and the necessary crosswalks and lateral sewers. Estimate \$6,774 00; 1,140 feet roadway, 326 1/2 feet sidewalk, 333 feet crosswalk, 424 feet curb and gutters, 12 lateral sewers. Total cost, including inspectors pay and 2 per cent. of estimate.....	\$ 5,517 93
Washington Street Improvement from Allen Street to West Main Street:	
By setting curb stone, paving road with Medina stone and the necessary crosswalks and lateral sewers. Estimate \$10,687; Williams & Carson contractors; 880 feet roadway and curb stone; 74 feet crosswalk, 9 lateral sewers. Total cost, including 2 per cent. of estimate.....	\$10,677 24
Jones Avenue Flagwalk from Lake Avenue to Saratoga Avenue. Estimate \$3,483; Whitmore & Carson contractors; 1,648 feet sidewalk, 392 feet curb stone. Total cost, including 2 per cent. of estimate and credit for work done.....	\$ 3,615 70
Saratoga Avenue Flagwalk from Lyell Avenue to Lorimer Street: Estimate \$3,837; Holloway & Northington contractors; 1,542 feet sidewalk, 1,413 feet curb stone, 259 feet crosswalk. Total cost, including 2 per cent. of estimate.....	\$ 3,755 14
Chatham Street plankwalk at N. Y. C. R. R. Estimate \$110; Charles Rodrick contractor; 139 feet sidewalk. Total cost, including 2 per cent. of estimate.....	\$ 77 26
Moore Street plankwalk from Lyell Avenue to N. Y. C. R. R. Estimate \$202; Francis Dana contractor; 537 feet sidewalk. Total cost, including 2 per cent. of estimate.....	\$ 187 85
Rowe Street plankwalk from Lake Avenue to city line. Estimate \$920. A large part of this work was built by the owners of lots on said street; 431 feet sidewalk, and 35 feet crosswalk, built by contract. Total cost, including 2 per cent. of estimate.....	\$ 235 11
St. Clair Street plankwalk from Clifton Street to Tremont Street. Estimate \$600; Charles Rodrick contractor; 1,153 feet sidewalk. Total cost.....	\$ 392 00
St. Joseph Street plankwalk at N. Y. C. R. R. Estimate \$110; Charles Rodrick contractor; 142 feet plankwalk. Total cost.....	\$ 73 00
Varnum Street plankwalk, each side, from Phelps Avenue to Erie Street. Estimate \$2,325. A large part of this work was built by the owners of lots on said street; 64 feet sidewalk, 289 crosswalk, built by contract. Total cost, including 2 per cent. of estimate.....	\$ 304 00
WORKS UNDER CONTRACT.	
Improvement around Plymouth Park. Estimate.....	\$ 2,122 00
Lorimer Street flagwalk from Frank street to Saratoga Avenue. Estimate.....	\$ 2,877 00
Saxton and Orange Street flagwalk. Estimate.....	1,000 00
Strong Street plankwalk from Plymouth Avenue to Reynolds Street. Estimate.....	\$ 1,607 00
Henry Street grading and plankwalk from Herman Street to city line. Estimate.....	\$ 2,001 00
Whole No. lineal feet Medina stone pavement.....	2,469
.. wooden	3,190
.. McAdam	5,123
.. Gravel roadway	6,940
.. Curb and gutter paved.....	19,252
.. Flag sidewalk.....	2,514
.. crosswalk new & repaired.....	5,895
.. Plank sidewalk.....	453
.. Lateral sewer, new and relaid.....	229
The total amount expended for the above improvements during the past year.....	\$154,363 90
Aid. Stone from the Committee on Relief and Support of the Poor, presented the following:	
ANNUAL REPORT OF THE COMMITTEE ON RELIEF AND SUPPORT OF THE POOR.	
<i>To the Honorable Common Council of the city of Rochester:</i>	
The Committee on "Support and Relief of the Poor" submit their annual report as follows:	
RECEIPTS.	
Cash on hand April 1, 1872.....	\$ 8,156 61
Received from general tax.....	40,000 00
.. .. Excise Committee.....	15,462 00
.. .. City Treasurer.....	4,200 00
.. .. Monroe County Treasurer.....	8,689 55
Total.....	\$75,908 16

DISBURSEMENTS.	
Paid outstanding bills last year	\$ 8,000 00
.. .. Hospitals, Asylums, &c.....	19,338 23
.. .. Excise Committee salaries.....	3,600 00
.. .. Overseers Poor & Clerks salaries.....	2,390 00
.. .. City Physicians salaries.....	3,000 00
.. .. For meat and fish.....	4,525 95
.. .. Coal and delivering same.....	11,001 08
.. .. Bread, flour and crackers.....	5,704 29
.. .. Burial of poor.....	1,472 25
.. .. Groceries, shoes and sundries.....	7,135 68
.. .. County and towns.....	8,845 12
Total.....	\$75,212 60
It will be seen from the above statement that the support of the sick and orphans and the burial of the dead, costs the large sum of \$24,000.00.	
These are matters which cannot be neglected or avoided. Religion and humanity both demand that the sick poor shall be well and kindly cared for.	
There has been a large amount of sickness among the poor, and the prevalence of small-pox has been a source of extra charge to our fund. When it has appeared in a family, none of the inmates have been allowed to go out to work, and such families have been taken care of out of the poor fund. Diseases of this kind are generally confined to the poor. The want of comforts, good nursing, the facilities for cleanliness, all combined, only fit them as marks for sickness and death.	
The severity of the weather this long, long winter has been unequaled for many years. From November to April the cold has been very severe, hence the calls for coal have been unceasing. We could not insist on the usual time for the consumption of their quarter ton, but when satisfied that they needed it they were supplied. The additional expense from this cause has been also large.	
Supposing the number of families in our city to be 10,000, from the several monthly reports, you will have seen that one in thirteen has been and is still being helped from the Poor Fund.	
"Where do they live?"	
The First Ward, with all its fine buildings, and show, with its churches and its wealth, furnish the greatest number. They live in blocks, in cellars, in garrets.	
The Fourth Ward, with all of its evidences of material prosperity, furnishes the next highest list. St. Paul, Jackson and Green streets team with dark and cheerless homes and with many a sad, broken-hearted soul.	
The Second Ward next, and then the 8th, and among the other Wards the ratio about equal.	
The total debit for this year as appears tonight is.....	
.. .. In order to show the exact amount chargeable to this year you must deduct the following:	\$75,212 60
Amount of old bills paid.....	\$8,000 00
.. .. due from County and Towns.....	8,845 12
.. .. due from Towns.....	719 57
.. .. due from County.....	120 25
.. .. of Goods on hand.....	1,005 73
.. .. of Wood on hand.....	600 00
Total.....	\$19,288 67
Leaving the expense of the Department for the year at.....	55,923 92
Add Hospital and Asylum bills to come in.....	4,599 64
Total.....	\$60,523 56
Cash on hand.....	\$2,427 50
All of which is respectfully submitted.	
N. A. STONE, JACOB GERLING, G. HERZBERGER, Committee.	

On motion, ordered received, filed and published.

Ald. Stern, from the Contingent Expense Committee, presented the following:

ANNUAL REPORT OF THE CONTINGENT EXPENSE COMMITTEE.

ROCHESTER, March 15th, 1872.

To the Honorable Common Council of the City of Rochester:

GENTLEMEN: Your Committee on Contingent Expense beg leave to present the following report of the receipts and expenditures from March 21st, 1871, to March 15th, 1872:

RECEIPTS.

Balance in the Fund March 21st, 1871.....	\$2,164 13
Paid accounts declared valid and due.....	2,064 65

Balance in Fund April 1st, 1871.....	\$100 08
Annual appropriation.....	64,000 00
Miscellaneous licenses.....	3,619 00
Incrasst on taxes and assessments; two per cent. on local assessments; sundry balances, &c.....	18,361 88
Total.....	\$86,080 91

DISBURSEMENTS.

Accounts declared valid and due prior to March 21, 1871, being for salaries, stationery, &c.....	\$3,087 45
Salaries.....	13,736 46
Discount.....	21,231 28
Hack hire.....	781 16
Arsenal.....	1,187 54
Damages and costs.....	5,033 41
Insurance.....	1,034 11
Vaccination.....	1,011 00
Water, of river ward.....	79 00
Labor and material at police office.....	624 10
Gas.....	511 35
Commissioners on opening streets.....	288 00
Carpets, &c.....	95 94
Stoves and repairs, &c.....	563 67
Printing.....	9,917 57
Expense of committees.....	471 50
Inspectors of Election and polls.....	1,480 00
Rent.....	800 09
Legalservice.....	1,814 21
Ice.....	110 00
Band.....	45 00
Stationery.....	850 48
Disbursements by city officers.....	1,152 14
Care of city clocks.....	312 50
Vincent Place bridge assessors' pay and printing.....	2,720 37
County clerk services.....	203 72
Badges, clocks, &c.....	126 00
Sprinkling streets.....	74 41
Entertaining visitors.....	382 38
Bond due, 1840, held by Geo. J. Whitney.....	1,065 77
Coal.....	238 00
Fractional checks.....	1 20
Howell street.....	130 00
Scavenger work.....	40 00
Surveyor's stakes.....	124 40
Refund.....	36 65
Hancock Guard.....	400 00
G. A. R. Decoration Day.....	500 00
Fourth of July.....	408 00
Western New York Fair.....	500 00
Total.....	\$72,168 84

Balance in the fund March 15th..... \$13,912 07

The following have been ordered paid since March 15th:

Hack hire.....	\$70 50
Insurance.....	151 50
Furniture.....	24 96
Printing.....	168 50
Damages—P. Gannon.....	69 75
James Palmer.....	280 00
Stationery.....	48 00
Salaries.....	2,651 68
Disbursements.....	76 85
Special Committee expenses.....	255 00
Reporter's salary.....	500 00
Gas.....	157 15
Legal services.....	100 00
Total.....	\$4,528 87

Leaving a balance in the fund April 1st, 1872, \$5,388 20

All of which is respectfully submitted.

A. STERN,
CHAS. F. POND,
E. A. GLOVER,
Committee.

On motion ordered, received, filed and published.

ROCHESTER, March 22d, 1872.

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

GENTLEMEN: In acknowledgement of the kindness and good feeling displayed in your resolution of last Tuesday evening, granting one hundred dollars to each of the newspaper reporters, for services during the six months ending the first of next April, please accept my sincere thanks. However, without in anyway impeaching the action of my professional comrades who may conform with the old custom in this matter, I wish to decline receiving the allowance.

The writer desires to say that, whatever scruples have dictated this course, there is not the slightest ill will towards the board, on the part of himself or his employers, at the bottom of it. He will strive to perform his duties, so long as his relations with the Council may continue, faithfully and in a kindly spirit, as he has to do during that short period for which he has occupied his present position.

Yours truly,

JOSEPH O'CONNOR,
Democrat and Chronicle.

Ordered received, filed and published.

Ald. Stern, from the Committee on Maps, Surveys and Records, presented the following:

ANNUAL REPORT OF THE MAP, SURVEY AND RECORD COMMITTEE.

ROCHESTER, March 15th, 1872.

To the Hon. Common Council of the city of Rochester:

GENTLEMEN: The Committee on Maps, Surveys and Records beg leave to submit the following report of the receipts and expenditures of that Department for the fiscal year ending April 1st, 1872:

By balance in the fund March 4th, 1871.....	\$1,552 04
For paid salary to April 1st, 1871.....	433 38

Balance in fund April 1st, 1871.....	\$1,118 71
By appropriation.....	5,000 00

Total.....	\$6,118 71
For paid salaries to March 1st, 1872.....	\$4,763 77
rent of office.....	165 00
for stationery.....	183 68
for monuments.....	6 75
Total.....	\$5,119 20

Balance in fund March 15th, 1872.....	\$989 51
There will be due for salaries April 1st.....	310 00

Balance in fund April 1st, 1872.....	\$ 689 51
All of which is respectfully submitted.	

A. STERN,
W. AIKENHEAD,
LEWIS SELYE,
Committee.

On motion, ordered received, filed and published.

By Ald. Stern—Resolved, That the Treasurer credit Contingent Fund two thousand seven hundred and twenty dollars and 30 cents and debit Vincent Place Bridge Fund a like amount, being the sum paid Bridge Commissioners and printing in injunction suit, and charged to Contingent Fund. Adopted.

Ald. Caring presented the following:

SEWER DEPARTMENT FUND.

The City of Rochester to Rauber & Viclaus, 1872, 4th, 7th and 12th wards, outlet sewer March 29th 40% days labor at \$2.....	Dr	\$81 00
Sand.....		2 50
Lime.....		6 00
Pudding.....		2 75
Sharpening tools.....		3 50
Repairing lateral sewer at corner of At water and St. Joseph street.....		2 00

By Ald. Caring—Resolved, That the Treasurer pay the above bill, when there are funds applicable, and charge Sewer Repair Fund.

Adopted by the following vote :

AYES—Ald. Whitcomb, Wait, Gould, Rogers, Pond, Herzberger, Fee, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Alkenhead—25.

NAYS—Connolly—1.

Ald. Caring, from the Sewer Committee, presented the following:

ANNUAL REPORT FROM THE SEWER COMMITTEE.

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

GENTLEMAN: The undersigned, the Sewer Committee, beg leave to present the following reports of sewers constructed in the city during the past year :

Materials.....	Size	Location of Sewer	Length in feet	Cost
Pipe, 12 inch,	12 inch,	Alley So. Clifton st., Cayuga Place & Mt. Vernon Ave., from Nelson st. to Caroline street.....	410	\$ 420
" 12 "	12 "	So. Fitzhugh street from a point 118 feet north of Edinburg st. to LaFayette street, Esmlinton Place from South Ave. to a point 100 ft. from Cayuga st. Lorimer street from Varnum st. to West street	1,392	2,300
" 12 "	12 "	Lake Av. from south side of Deep Hollow south line of Granger farm	445	579
" 15 "	15 "	Litchfield st. from Allen st. to north line of lot 54,	850	962
" 12x15 "	12x15 "	Pinacle Av. from So. Ave. to Alexander st. Fine Alley from Spring st. to the Erie Canal,	1,690	2,513
" 9 "	9 "	Pryor st. from St. Joseph st. to Hermon Saratoga Ave. sewer from Lorimer st. to lot 1, Jones tract,	2,467	3,834
" 12 "	12 "	Shamrock st. from Ward st. to northern terminus	250	236
" 12 "	12 "	Thompson st. from Lorimer st. to lot No. 2 Jones street,	1,877	2,067
" 12 "	12 "	Ward st. from St. Paul to Emmett st.	226	233
" 12 "	12 "	The number of surface lateral sewers in connection with the above pipe sewers 107. The number of connections for house drains 565.	559	1,104 22
" 12 & 15 "	12 & 15 "	Julia and Troup st. from Canal street to Atkinson st.	1,150	1,621
" 12 "	12 "	Orange and Magna st. from Jay street to Grape street.....	580	682
" 12 "	12 "	Sibley nursery sewer from Union street to Court and William st. outlet sewer.....	1,293	2,001
Stone 2x2 ..	2x2 ..	.....	1,093	1,287
" 1½x2 "	1½x2 "	.....	410	480
" 2x3 "	2x3 "	.....	1,215	3,725

The number of surface lateral sewers in connection with the above stone sewers, 21.

The number of connections for house drains, 163.

Total number of lineal feet pipe sewer, 14,232.

Total cost, including laterals and connections, \$20,244.

Total number of lineal feet stone sewer, 3,825.

Total cost, including laterals and connections, \$3,221.

Total cost, \$28,465.

Your Committee do not desire to close this report without saying that they feel much indebted to the City Surveyor for his courteous and untiring efforts to aid them to do all that should further the progress of every work and guard the interests of our city.

All of which is respectfully submitted.
WM. CARING,
JOHN MAUDER,
ROBT. Y. M'CONNELL,
Committee.

On motion, ordered received, filed and published.

By Ald. Rogers—Bills of Wilson & Pond, Graig & Crouch and St. Peters and Pauls church.—Fire Department Committee.

By Ald. Rogers—The Fire Department Committee report that they have contracted with B. F. Blackall, Superintendent of Fire Alarm Telegraph, upon the same terms as the past year as directed by resolution of the Board.

On motion, the report was adopted.

Ald. Rogers from the Fire Department Committee, presented the following:

ANNUAL REPORT OF THE FIRE DEPARTMENT COMMITTEE.

To the Common Council of the City of Rochester :

GENTLEMEN:

Your Fire Department Committee respectfully report the following, as a summary of their proceedings during the past year, and the present condition of the Department:

They have completed the two new engine houses contracted for by their predecessors, and in addition thereto have placed in each of the four engine houses a turn table, which will very much reduce the wear and tear on horses and engines caused by backing into the houses: They have also made extensive repairs and improvements in house No. 2, so that the houses of the Department are all now in good condition, and well adapted to the wants of the Department except the house for Hook and Ladder apparatus, which is in very poor condition, and entirely unfit for the purpose, both as regards the building and location, and your Committee most earnestly recommend the erection of a new one in a suitable location, as early as possible this season.

Your Committee are sorry to be obliged to report that on the evening of the

while the Department was called out by a false alarm, from box the new house of No. 1 took fire, from some cause unknown to your Committee, and was with difficulty suppressed before the entire destruction of the building; the repairing of this house involved an expense of about \$3,000. The house is now again in first rate order.

Your Committee have also caused to be built, an entirely new truck for the Hook and Ladder apparatus, of the most approved pattern and construction, which will very materially aid and facilitate this arm of the service.

Your Committee have purchased during the past season, over 1,000 feet each, of rubber and leather hose, so that the Department is now well and abundantly supplied with this necessary article.

Your Committee have been obliged to purchase several horses, and there are now in the service 14 horses all in serviceable condition.

Your Committee have had engine No. 2 entirely overhauled and repaired. It is now in as good condition as new, so far as service is concerned. Old No. 4, so called, has been entirely reconstructed under a contract with W. E.

Sintznich, and is now on trial, with every prospect of its being satisfactory, and should this be the case, the Department will have an extra engine in case of emergency at fires, in addition to the regular force; and also as a substitute during repairs, and thus making as large a force of engines as it is desirable to keep up in a city of the size of ours.

Your Committee take pleasure in reminding the Board that the city has been unusually free from fires during the past year, the whole number of fires being but , and the only extensive ones those of the Hydraulic Works, on Water st., and the Messrs. Crouch's mills, on St. Paul st. It has been extremely fortunate that this has been the case, as the great scarcity of water would have prevented any very effectual resistance in many sections of our city, and especially so during the winter season; it is to be hoped that some plan will soon be adopted by which we may be supplied with a sufficient and reliable supply of water for all purposes.

Several additional alarm boxes are urgently demanded in some sections of the city, but your Committee did not feel warranted in recommending the erection of any the past year, on account of the many large extra expenses otherwise incurred, but would suggest the importance of providing them during the ensuing year.

Your Committee take great pleasure in reporting the uniformly satisfactory conduct of the officers and employees of the Department, and have no hesitation in saying that it would be difficult to improve the personnel of the force.

It will be obvious that the expenses of the Department must have necessarily been very large, in view of the many extraordinary demands on the Department during the year past. Your Committee, believe, however, that all expenditures have been made as economically as was consistent with permanent advantage.

The "Protectives" and Hose companies are in their usual condition of efficiencies and discipline, and to which nothing need be added in their favor.

Your Committee believe there are at present no outstanding debts against the Department other than those audited this evening, and which are included in the statement of disbursements annexed.

The following is a succinct account of the receipts and disbursements for the year, under the appropriate heads:

RECEIPTS.	
Balance on hand March 1, 1871.....	\$13,641 12
General appropriation.....	65,000 00
Sale of old ladder truck.....	596 50
Sale of horses.....	865 00
Sale of old No. 1 house and lot.....	2,604 50
Interest on mortgage.....	28 20
	<hr/>
	\$82,237 32
DISBURSEMENTS.	
Salaries and appropriations to companies ...	\$28,622 19
Ordinary repairs and supplies.....	16,785 49
Repairing engine No. 2.....	836 00
Hook and ladder truck.....	1,400 00
Damages paid for personal injuries.....	300 00
Building dams last year and this year.....	1,650 00
Building acc., including repairs to houses..	21,279 55
	<hr/>
	\$70,873 23
Balance in Treasury.....	\$11,364 09

HENRY T. ROGERS,
GEO. W. CONNOLLY,
A. G. WHITCOMB,
Committee.

On motion, ordered received, filed and published.

ROCHESTER, N. Y., March 29th, 1872.

Mr. President and Gentlemen of the Common Council:

I most respectfully beg leave to report to your honorable body that, some days ago a Mr. Jos. Forsythe, residing on Union st., commenced the erection of a wooden building, to be occupied for a barn. I notified him that he had not complied with the ordinance, and to stop such erection until he had complied therewith. He presented his petition to your honorable body, and the same was referred to committee, with power to act, and said committee reported adversely on the same.

A portion of the unfinished building is still standing, and I await your further orders in relation to the same.

Your obed't servant,

O. L. ANGEVINE,
Fire Marshal.

Ordered received, filed and published.

Ald. Rogers, from the Fire Department Committee, reported in favor of the bills of Wilson & Pond, Craig & Crouch, and St. Peter's and St. Paul's Church. Finance Committee.

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

GENTLEMEN: The Fire Department Committee, to whom was referred the claim of Wendel Bayer, respectfully report: That they find that the gong claimed by him was for the use of the Chief Engineer ex-officio, and therefore the property of the city, and he has no claim therefor; in respect of services and expenses, the Committee recommend that he be allowed and paid, in full of all demands, seventy-five dollars.

HENRY T. ROGERS,
GEO. W. CONNOLLY,
Committee.

Ald. Rogers moved that the Treasurer pay Wendel Bayer (as suggested above) for services and expenses the sum of seventy-five dollars, and charge Fire Department Fund.

Ald. Whitcomb moved to amend by substituting \$150 for \$75.

Ald. Whitmore moved to amend by substituting \$100.

Ald. Fee moved to table Ald. Whitmore's motion. Carried.

Ald. Whitcomb's motion was then carried.

The original motion of Ald. Rogers, as amended by Ald. Whitcomb, was then declared carried by the following vote.

Ayes.—Ald. Whitcomb, Gould, Pond, Herzberger, Fee, Caring, Glover, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Mauder, Stade, Parsons—17.

Nays—Wait, Rogers, Connolly, Stern, McConnell, Stone, Stebbins, Whitmore, Aikenhead—9.

By Ald. Rogers—Resolved, That a committee of ten, consisting of Ald. Stone, Mandeville, Stebbins, Glover, Wait, Messrs. W. N. Sage, D. W. Powers, E. A. Raymond, G. C. Buell and C. Upton, be respectfully requested to proceed to Albany and represent the views and protect the interests of our citizens in the matter of the bills now pending in regard to aiding the construction of railroads, said committee to defray their own expenses.

Ald. Stape moved to table the resolution. Carried.

Ald. Gould, from the Committee on the Air Line West Shore and Chicago Railroad, reported progress and asked further time. Granted.

By Ald. Gould—Resolved, That this Common Council does hereby request the President and Directors of the Air Line West Shore and Chicago Railroad Company to construct their said road through or near the corporation of the city of Rochester, and that we hereby pledge the earnest co-operation of this body in such necessary aid as may reasonably be required by said company to enable them to comply with this our request. Adopted.

Ald. Pond, from the Committee on House for Idle and Truant Children, presented the following:

ANNUAL REPORT OF THE COMMITTEE ON HOUSE FOR IDLE AND TRUANT CHILDREN.

ROCHESTER, March 15th, 1872.

To the Honorable the Common Council:

Gentlemen—The Committee on House for Idle and Truant Children beg leave to present the following report of the receipts and disbursements of that department for the year ending April 1, 1872:

RECEIPTS.

Appropriation.....	\$10,170 00
City's note.....	16,000 00
J W Adams, labor, &c, of inmates.....	474 41
	\$26,644 41

DISBURSEMENTS.

Overdraft at commencement of year.....	\$ 1,460 14
Superintendent's disbursements.....	1,075 10
Salaries.....	1,220 23
Flour.....	1,143 35
Groceries.....	1,477 43
Meat.....	404 74
Shoes.....	68 99
Soap.....	54 83
Coal.....	474 75
Dry goods.....	120 40
Crooked.....	55 65
Insurance.....	239 93
Coffee.....	45 00
Labor at House.....	30 33
Stationery.....	32 13
Architect's services.....	254 83
Printing.....	4 00
Blacksmithing, &c.....	24 04
Wood.....	42 72
Buildings.....	
Dominick Mura, Siddons & Son, and	
Sherlock & Sloan.....	13,640 57
	\$20,869 21

Balance in fund March 15, 1872.....\$ 5,775 20

The following has been ordered paid:

Salaries.....	\$ 1,322 42
Dry goods.....	56 35
Insurance.....	51 71
Shoes.....	90 91
Flour.....	266 38
Groceries.....	94 46
Potatoes.....	29 30
Back hire.....	4 00
Labor at House.....	17 92
Stationery.....	49 95
Due April 1, salaries, about.....	600 00
	\$ 2,579 30

Balance in the fund April 1, about.....\$ 3,195 90

By the foregoing statement the Board will observe that the committee has been laboring under a very great disadvantage in being called upon to liquidate the balance of the large debt incurred in the construction and fitting up of the new building; also, overdraft of last year and bills of the year previous remaining unpaid at the commencement of the present year.

Your committee take great pleasure in bearing testimony to the faithful manner in which the Superintendent, Mr. John W. Adams, has performed the very arduous duties imposed

upon him, and his uniform kindness and courtesy towards the members of your committee, who consider him the right man in the right place.

All of which is respectfully submitted.

GEO. W. ALLRIDGE,
CHAS. F. POND,
G. HERZBERGER,
Committee.

On motion, ordered received, filed and published.

By Ald. Mauder—Resolved, That the City Clerk draw an order on the City Treasurer for five hundred dollars payable to O'Donoghue & Laurwhen, said firm shall have filed with the Clerk their individual bonds, to be approved by the City Attorney in the penal sum of five hundred dollars, that they will perfect the reservoirs constructed by them, in case the same prove defective. Adopted by the following vote:

Ayes—Alds. Whitcomb, Wait, Gould, Herzberger, Fee, Caring, Kelly, Stape, Charters, Gerling, Whitmore, Mauder, Stade, Parsons.—14.

Nays—Alds. Rogers, Connolly, Stern, Glover, McConnell, Stone, Craig, Selye, Stebbins, Aikenhead—10.

Ald. Kelly presented the following, from George J. Whitney, Esq.

In behalf of the Rochester and State Line Railway Company, I agree to the passage of the act by the Legislature of the State of New York, authorizing the city of Rochester to issue its bonds to aid in the construction of the Rochester and State Line Railroad. As adopted in Common Council March 23d, 1872. After said act shall be amended as follows: Strike out the words "and require," in title of the act, and in Section one, also strike out the words, "Main line of," from the last line of Section three, also provided, the opposition. See to the passage of the act.

ROCHESTER, March 29, 1872.

Ald. Stone moved a reconsideration of the vote on his motion to adopt the act authorizing and requiring the city of Rochester to issue bonds to aid in the construction of the Rochester and State Line Railway, carried March 23d. Carried.

Ald. Stone moved that the act be amended by striking out the words, "and require," in the title of the act, also, the words "and require" in section one. Also the words "main line of," in last line in the first part of section three. Carried.

The original motion of Ald. Stone as amended was then declared carried.

Ald. Kelly moved to suspend the rule to adjourn at 11 o'clock. Carried by the following vote:

Ayes—Alds. Whitcomb, Wait, Gould, Rogers, Herzberger, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Kelly, Selye, Stape, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—22.

Nays—Alds. Craig, Charters.—2.

Ald. Stone moved a reconsideration of the vote on his motion March 23d, adopting an act to authorize and require the city of Rochester to issue bonds to aid in the construction of the Rochester Nunda and Pennsylvania Railroad. Carried.

Ald. Stone moved that the act be amended as follows: Strike out the words "and require" in the title and the words "and required" in

the first section of the act, also before the word "Belvider." In the first and third sections insert the words "or near." Carried.

The original motion of Ald Stone as amended was then declared carried.

By Ald. Whitmore.—Petitions of John Rohan and others for the removal of obstructions from Trowbridge street. Street Committee.

Ald. Stebbins moved a reconsideration of the vote on Ald. Stone's motion, declared carried March 23d, adopting an act authorizing the city of Rochester to issue its bonds to aid in the construction of the Lake Ontario Shore and Oswego Railroad. Carried.

Ald. Stebbins moved that the act be amended by striking out in section one "\$250,000," and insert therefor "\$300,000." Also in the last clause of part second of section three strike out the word "fifty" and insert the words "one hundred." Carried by the following vote:

Ayes—Alds. Whitcomb, Wait, Fee, Caring, Stern, Glover, McConnell, Stone, Craig, Kelly, Stape, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—18.

Nays—Alds. Gould, Rogers, Pond, Herzberger, Connolly, Selye, Charters.—7.

The original motion of Ald. Stone as amended by Ald. Stebbins was then declared carried.

Ald. Caring moved that the Clerk be requested to furnish our Representatives at Albany certified copies of all the railroad acts as amended and adopted by this board. Carried.

By Ald. Whitcomb—Remonstrance of A. Vickery against granting C. R. Parsons permission to erect a wood building on his lot situate on Browns Island.

Ald. Caring moved the reference of the remonstrance to the Wood Building Committee to report to this Board at its next meeting. Carried.

On motion of Ald. Whitmore adjourned un-Monday next, April 1st, at 2 o'clock P. M.

WILLIAM F. MORRISON,
City Clerk.

In Common Council, April 1st, 1872.

ADJOURNED MEETING.

President Ald. C. R. Parsons presiding.

Present—Ald. Whitcomb, Aldridge, Wait, Gould, Rogers, Pond, Herzberger, Heavey, Fee, Caring, Connolly, Stern, Glover, McConnell, Stone, Craig, Kelly, Selye, Mandeville, Stape, Charters, Gerling, Stebbins, Whitmore, Mauder, Stade, Parsons, Aikenhead—28.

APPROVAL OF MINUTES.

The minutes of meetings March 19th, 20th, 23d, 26th and 29th were approved as published.

MISCELLANEOUS.

Ald. Pond, from the Law Committee, presented the following:

ANNUAL REPORT OF THE LAW COMMITTEE.

To the Honorable Common Council of the city of Rochester:

GENTLEMEN: The Law Committee of your honorable body beg leave to submit the following annual report of causes now pending and those disposed of during the last fiscal year, and in which the city was and is a party.

1st. George E. Curtis and others, appl'ts, agt. the Common Council of the City of Rochester, resp'ts—Court of Appeals. This cause is pending in the Court of Appeals.

2d. William E. Hassan and others, appl'ts, agt. the City of Rochester—Court of Appeals. This cause is now pending in the Court of Appeals.

3d. The City of Rochester agt. Aaron Erickson. This cause has not been in charge of the City Attorney, and your committee are unable to report concerning it.

4th. Edward Wamsley and others agt. the City of Rochester—Supreme Court. This cause stands as when the former report was made and for the same reason.

5th. Edward P. Fuller et al. agt. the City of Rochester—Supreme Court. The papers in this case not being in charge of the City Attorney, your committee have nothing to report.

6th. Margaret E. Lauer agt. the City of Rochester—Supreme Court. This cause has been referred to Hon. J. L. Angle, and awaits trial.

7th. Sarah Beadle as adm't'rx, &c., appl't, agt. the City of Rochester, resp't—Supreme Court, General Term. This cause awaits argument at the General Term.

8th. William B. Geddes and others, appl'ts, agt. the City of Rochester, resp'ts—Supreme Court, General Term. This cause awaits the result of appeal to the General Term, the plaintiffs having been nonsuited at the circuit.

9th. The people ex rel. John C. Locke et al., agt. the Common Council of the City of Rochester—Supreme Court General Term. The writ of certiorari in this case was quashed and the relators design to appeal, the City Attorney is informed.

10th. Jonathan H. Childs agt. the City of Rochester—Supreme Court. The demurer to the complaint in this action has not been argued.

11th. Mary Renaud agt. the City of Rochester. This cause is still pending and awaits trial at the next term of the Circuit Court.

12th. The City of Rochester agt. John H. Martindale, et. al.—Supreme Court. The injunction in this case was made permanent. No appeal has yet been taken.

13th. The people ex rel. Henry C. Frost et. al. agt. the Common Council of the City of Rochester—Supreme Court General Term. This cause awaits argument at the General Term.

14th. Michael Mulligan agt. the City of Rochester—Supreme Court. This is an action for damages alleged to have been occasioned by the overflow of water from Court and William street outlet sewer. The cause is still pending.

15th. Adeline L. Johnson agt. the City of Rochester—Supreme Court. This is a like action for like cause and is still pending.

16th. Edwin S. Hayward agt. the City of Rochester—Supreme Court. This is a like action for a like cause and is still pending.

17th. Junius Judson and John C. Mason agt. the City of Rochester and the Common Council of the City of Rochester—Supreme Court. This is an action to set aside the assessment roll for the improvement of Lake avenue as illegal, fraudulent and void, and to restrain the Common Council from confirming the roll. The preliminary injunction was vacated and the cause is still pending.

18th. Henry H. Pryor agt. the City of Rochester and John Frick—Supreme Court. This is an action to set aside as illegal and void certain resolutions of the Common Council in relation to the grade of Jones street and the removal of street obstructions in front of the plaintiff's premises, and to restrain the defendants from

carrying into effect said resolutions. The preliminary injunction was dissolved. The defendants demurred to the plaintiff's complaint, and the cause awaits argument.

19th. The City of Rochester agt. William W. Whitmore and others—Supreme Court. This is an action to recover money overpaid to Whitmore, Carson & Co. on contract for improvement, and awaits trial.

20th. George P. Draper agt. the City of Rochester and John Frick—Supreme Court. The summons has been served in this action, and defendants having demand a copy of the complaint await the service thereof.

21st. The City of Rochester agt. Elizabeth Williams and others—Supreme Court. This is an action to foreclose the equity of redemption from tax sale, and is still pending.

22d. John McConville agt. the City of Rochester—Supreme Court. This is an action for the recovery of money on account for services, and is still pending.

23d. The City of Rochester agt. Emma Foote—County Court.

24th. The City of Rochester agt. Hannah Schwartz—County Court.

25th. The City of Rochester agt. Owen Morgan—County Court.

The three above entitled actions are appeals to the County Court from judgments obtained against the several defendants for violation of penal ordinances of the city.

The following causes have been determined during the present fiscal year and are settled:

1st. Joseph Grenauer agt. The City of Rochester—Supreme Court, General Term. Judgment of the Court below affirmed.

2d. Charles H. Williams agt. The City of Rochester and another. Judgment for plaintiff.

3rd. Julia Phelps agt. The City of Rochester and another—Supreme Court. Judgment for the plaintiff.

4th. Vincent M. Smith agt. the City of Rochester—Court of Appeals. Judgment of the Court below affirmed.

5th. Jacob Fisher and others, aplts, agt. the City the City of Rochester and another, respdts—Supreme Court, General Term. Judgment of the Court below affirmed.

6th. The City of Rochester, applt, agt. Nehemiah Osborn, respdt—Supreme Court, General Term. Judgment of the Court below reversed and new trial ordered. Settled and discontinued by order of the Common Council.

7th. The City of Rochester ag't The Erie Railway Co. and others—Supreme Court, General Term. Settled and discontinued by order of the Common Council.

8th and 9th. Edwin S. Hayward ag't The City of Rochester (two causes)—Supreme Court. Settled and discontinued by order of the Common Council.

10th. James Brackett and others ag't The City of Rochester and The Erie Railway Co.—Supreme Court. Settled and discontinued on stipulation.

11th. The People ex rel. Isaac Butts et al. agt. The Common Council of the City of Rochester—Supreme Court. Discontinued.

12th. The People ex rel. Isaac Butts et al. agt. The Common Council of the City of Rochester—Supreme Court, General Term. Vincent Place Bridge case. Settled and discontinued by order of the Common Council.

13th. The Rochester City and Brighton RR.

Co. agt. The City of Rochester and John Frick—Supreme Court. Discontinued.

14th. The City of Rochester agt. Elizabeth Topham and others—Supreme Court.

15th. The City of Rochester agt. Marietta Bruce and others—Supreme Court.

16th. The City of Rochester agt. Violetta B. White and others—Supreme Court.

The last three were foreclosures of equity of redemption from sale for taxes and were settled on payment of taxes, interest and costs by defendants.

17th. The City of Rochester agt. John McGuire. Action for damages, and settled under direction of the Fire Department Committee.

18th. The People ex rel. Lewis Selye et al. agt. The Common Council of the City of Rochester and others—Supreme Court. Application for a writ of certiorari in matter of new City Hall. The application was denied.

In addition to the above there are pending three proceedings to open, widen and extend streets, and three to extend drainage beyond the city limits. A large number of prosecutions for violation of city ordinances have also been had. The City Attorney has also, during the present year, made a thorough revision of the City Charter and penal ordinances, and the same, under direction of the Board, has been duly published and copies thereof distributed, all of which is respectfully submitted.

CHAS. F. POND,
F. S. STEBBINS,
W. MANDEVILLE,
C. R. PARSONS,

Law Committee.

Dated Rochester, April 1, 1872.

On motion ordered received, filed and published.

Ald. Caring presented the following:

ANNUAL REPORT OF DR. CHARLES BUCKLEY.

ROCHESTER, April 1st, 1872.

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, 1872:

Number of patients treated	170
.. visits	963
.. office calls	520
.. prescriptions	304
.. deaths	6

CAUSES OF DEATH.

Consumption	2
Cancer of the stomach	1
Cerebro spinal meningitis	2
Small pox	1

Total number

The number of orders received from the Overseer of the Poor have been but 38, while the number of patients treated have been 170. 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 great number who were patients of mine during the previous year who did not present me with an order from the Overseer of the Poor.

I take this opportunity of expressing my thanks to the Rochester Female Charitable Society, and also the Overseer of the Poor, for the assistance rendered the sick and needy during the past year.

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.

The Clerk presented the following:

COMMUNICATIONS FROM HIS HONOR THE MAYOR.

MAYOR'S OFFICE,
 ROCHESTER, March 30th, 1872. }

Gentlemen of the Common Council:

August 14th, 1871, I caused the following reward to be published:

\$1,000 REWARD.

ROCHESTER, Aug. 14th, 1871.

Whereas, the lifeless body of Viola Karshner was found near the Genesee river on the evening of August 7, 1871; and it being alleged that she was thrown over the bank from or near Falls Field by some person or persons with murderous intent, and that her death was caused by criminal violence, therefore I, the undersigned Mayor of the city of Rochester, do hereby offer a reward of \$1,000, to be paid as follows:

First—Two hundred dollars to any person or persons who shall furnish satisfactory evidence that any unlawful act or acts were committed upon the person of Viola Karshner on the evening above mentioned, and the name or names of the person or persons who committed the same. Said amount to be paid upon the conviction of the perpetrator or perpetrators.

Second—Eight hundred dollars to any person or persons who shall furnish the name or names of the person or persons who caused the death of the said Viola Karshner, in case she was murdered. The said sum of \$800 to be paid upon the conviction of the murderer or murderers.
CHAS. W. BRIGGS, Mayor.

Richard Buckley and others were arrested, charged with having caused the death of Viola Karshner. Buckley was indicted, and at the Court of Oyer and Terminer, on the 11th inst., convicted of manslaughter in the fourth degree and sentenced, which sentence was executed. It is probable that some party is entitled to the reward of \$200. Believing the Common Council will feel under obligation to vote the payment of the above sum, provided any party is rightfully entitled to it under the above proclamation, I would suggest the subject be referred to the Law Committee of your Board for investigation, as there are several claimants.

CHAS. W. BRIGGS, Mayor.

Ordered received, filed and published.

Ald. Rogers moved that the communication be referred to the Law Committee. Carried.

VETO MESSAGE.

MAYOR'S OFFICE,
 ROCHESTER, N. Y., March 30, 1872. }

To the Hon. the Common Council of the City of Rochester:

I approve the proceedings of your Board at your meeting of the 29th inst., except that part relating to the payment of Wendell Bayer for services as Chief Engineer of the Rochester Fire Department for a short space of time during the present year. It appears from the proceedings of your Board of the 13th of June last, that Mr. Bayer was elected Chief, and that at your adjourned meeting of the 16th of the same month he was removed from that position. Mr. Bayer, therefore, served the city only three

days as Chief, one of which days was a Sabbath. I regard one hundred and fifty dollars as much too large an amount for the services performed during the two week days and the Sabbath, and therefore decline to approve your action in reference to the payment of Mr. Bayer. Respectfully,

CHAS. W. BRIGGS, Mayor.

Ordered received, filed and published.

The President stated the question to be, "Shall the resolution pass notwithstanding the veto of the Mayor?"

Declared carried by the following vote:

Ayes—Ald. Whitecomb, Aldridge, Wait, Gould, Herzberger, Heavey, Fee, Caring, Stern, Glover, Craig, Kelly, Selye, Mandeville, Stape, Chart-ers, Gerling, Whitmore, Mauder, Stade, Parsons—21.

Nays—Ald. Rogers, Pond, Connolly, McConnell, Stone, Stebbins, Aikenhead—7.

Ald. Rogers moved that the President appoint a committee of three to wait upon his Honor Mayor Briggs and ascertain if he has any communication to present to the Board. Carried.

The President appointed as such committee Ald. Rogers, Gould and Stebbins.

Ald. Rogers, from the committee to wait upon His Honor the Mayor, presented the following:

MAYOR BRIGGS VALEDICTORY.

MAYOR'S OFFICE,
 ROCHESTER, N. Y., April 1, 1872. }

Gentlemen of the Common Council:

The year past has to you been more than ordinarily laborious and perplexing. You have freely devoted much of your time to city affairs at the sacrifice of personal comfort, interests and business, for which you have and will receive hereafter, the thanks of a great majority of your constituents. You have also been obliged to submit to annoying charges of venality—charges that, so far, have been found to have been made without valid reasons, and which have originated from sources where scandal, and not proof, was the ground work. The standing of our goodly city has been more materially injured by these careless and unfounded insinuations than by any shown dereliction of duty on your part. It is easier to make charges than to sustain them, especially in this day of reform excitement.

The various departments of the city have been conducted with ability and prudence, owing to the judicious selections of the heads of those departments, and the reports of the various committees give full and accurate details of the management for the past year; therefore, it would be superfluous for me to refer to them except incidentally.

Of the Police Department our citizens may well feel proud. The force consists of sixty-five gentlemanly, efficient and well-disciplined men, who enjoy the confidence and respect of all law-abiding citizens. In this Department the result of a commission system is very gratifying, and my opinion in this respect is greatly strengthened by the association during the past year with Commissioners Cooper and Hebard, whose efficiency and good judgment no one can doubt or need question. The quarters devoted to police purposes are inadequate for the requirements and are in a dilapidated condition. If the Department is not provided for in the new future City Hall building, I would suggest

that at no distant day a portion of the market lot be sold and a suitable building for the purpose be erected on the balance of the property.

The Fire Department is in most excellent condition, and our exemption from disastrous fires is due in part to the effectiveness of the Fire Brigade.

The citizens of Rochester are under unusual obligation to the Board of Health of 1871-2, City Physicians, and especially to the Health Officer, Dr. Little. By good management disease has been lessened, and that dreaded scourge, small pox, has been kept in check at a season, when all circumstances combined to favor ravages of this dire infliction. You did but an act of justice in awarding Dr. Little \$1,000 more than the usual small salary for arduous services. Several of the City Physicians, at the request of the Board of Health, performed also much extra service, for which they should be suitably rewarded. The restrictions upon the Board of Health in the removal of pestilential cases should be removed, and that body should be intrusted with full discretion in such matters, and the charter should be amended to that effect. I advise the charter amendment committee of your Board to investigate the subject.

An unfortunate affair, and one which might easily have been diverted, was the exhibition of mob spirit, resulting in the death of worthy citizens on the 2d and 3d of January last. It is my firm belief that had the police authorities and the executive officer of the city been fully consulted with and invested with the quelling of the mob, the services of the military would not have been required; but having been called out, the military should have been sustained at whatever sacrifice.

Rochester sustained her reputation for generosity on the occasion of the devastating fires at Chicago and the West. The amount raised and paid by the city was \$35,000. The following is a summary of the relief business at the Mayor's office:

VALUE OF PROVISIONS AND CLOTHING THROUGH
MAYOR'S OFFICE.

Sent to Chicago.....	\$2,604 19
Sent to Michigan.....	770 00
	<hr/>
	3,374 19
Cash contributions.....	523 18
	<hr/>
Total.....	3,897 37
Cash receipts.....	523 18
Cash donated to individual sufferers at the Mayor's office.....	431 51
	<hr/>
Balance on hand to be turned over to the incoming Mayor.	101 67

The lack of an abundant supply of water was never before so severely felt, and much sickness has been, no doubt, thereby engendered that would, under other circumstances, have been avoided. It is useless to look back and see where the blame lies, but it is the duty of the Board and our citizens to see to it that this great drawback upon our health and prosperity is speedily removed. I am of the opinion that a system of works by which water would be forced upon the city by its own gravitation, would be the most satisfactory. The most economical and reliable source of supply is the

nearest available sheet of pure water which will voluntarily offer itself at our very doors.

We may anticipate, with certainty, renewed and unprecedented prosperity for our city through the liberal spirit which has shown itself in the encouragement of the railroad enterprises that have been seeking favor at our hands and the speedy completion of all these arteries of commerce will be hailed with delight and satisfaction. Our population will be increased, our business will thrive, our manufactures will be augmented, our products will find a market without being burdened with so excessive a freight tariff, the value of real estate will be enhanced, fuel cheapened, and renewed life and prosperity put into those sections of the country through which the roads shall pass. Experience has already taught us that railroads are, especially to an inland city, worth all they cost. Success to all railroad enterprises.

The pleasure of being freed from the responsibilities of executive duties I assure you I fully appreciate. I am happy to state that although we have differed somewhat in opinions, that our official relations have been of the most satisfactory character. That you, as well as myself, have been impelled in all your actions by a desire to advance the interests of our beautiful and fast growing city is my sincere belief.

Respectfully,

CHAS. W. BRIGGS, Mayor.

Ald. Caring moved that the communication be received, filed and published. Carried.

As the hour for the dissolution of the Board had arrived, Ald. Parsons, the President of the Council, rose and said:

Gentlemen of the Common Council:

The hour has arrived when we must for all time sever the relations that have so closely bound us during the year which is now about to close. And I trust and feel confident that we have all labored hard and diligently to fulfil the duties which have devolved upon us in a manner creditable to ourselves and satisfactory to our constituents, to whom we are directly responsible.

Fault, however, has been found with us and our actions here; but by it we have been reminded that individuals are sometimes too ready to censure. Allow me, gentlemen, to say that after an experience of five years, in many different Boards of the Rochester Common Council, I can safely affirm the present one equal in all respects to any of its predecessors, and its entire labors have been devoted to the interests of the public.

It is not necessary for me to refer to what has been accomplished by the various committees, having in charge the different funds, the construction of sewers and street improvements; the numerous reports give ample information as to that. As a body, let us at this time be grateful to the Almighty for the preservation of life and health during our official term. And this brings to mind that one who met with us a year ago has been called upon to render an account of his stewardship. It is very appropriate that his memory should be revived in our hearts to-day. As a people, we should be devoutly thankful that our city has escaped pestilence, conflagration and other misfortunes, which have fallen heavily on some portions of our country. Now associates, our labors having ended, I desire to return to each of you and

the officers of our city, together with the reporters of the various newspapers, my heartfelt thanks for many kindnesses received, for generous treatment accorded me; asking forgiveness of any whom I may have at some time unintentionally offended.

Those of us who to-day retire from official service, yield cheerfully to our successors in office, asking for them the forbearance and kindly consideration of the citizens of Rochester (so justly their due) and as we all proceed on our journey through life, let us labor for the good of those around us, and with whom we may be brought in contact, ever remembering,

"That honor and fame from no condition rise,
Act well your part, there all the honor lies."

The President then asked if there was any further business to come before the Board before its final adjournment. In response Ald. Mandeville stepped forward and addressed Ald. Parsons as follows:

MR. PRESIDENT.—Unfitted and unprepared for the satisfactory performance of a task but just assigned me, I stand before you. As one of the closing scenes of this Board, it has been thought proper that one of its number should, in fitting terms, give expression to the high esteem in which you are held, and the kind regard felt by each and every member of this Board toward you, and which has found voice in a more substantial language than mere words—in this sincere offering of grateful hearts, which I find myself commissioned to present to you to day in their behalf. I trust, sir, that whatever I may say, coming as it does from one whose years in number are so near your own, may not seem to you to have the air of patronage: for did I stand before you with whitened locks, and speak to you from a standpoint of seventy years' experience, I could but bear testimony to your faithfulness in the discharge of every duty since you first became a member of this Board, and more especially since you were called upon to preside over its deliberations. And here let me say, that the pledges you gave one year ago have been well and truly kept, and those over whom you have presided thank you to-day for the uniform courtesy and kindness extended by you toward them, and they can but congratulate you upon the evidences before them of the promise which you have of a bright and glorious future.

You emerge to-day, sir, from your five years of arduous aldermanic duty, with a reputation untarnished, with a reputation unquestioned. There is more in this than is usually awarded. In this corrupt age much praise is due to that moral heroism which, under all circumstances, amid all trials, keeps on whether a legislator or a private citizen, as God made him, an honest man. The world has yet more fully to learn that the highest heroism never yet awoke a lofty peal from the trump of fame; that it does not "seek the bubble reputation at the cannon's mouth," but that the humbler walks of life are the theatres of its highest achievements and heaven its everlasting reward. True indeed, it is, that—

"They wear few crowns who win them here—
They wear the most who never win them;
But while they glitteringly appear
There is no goodly glory in them.
They only catch the gaze of men,
Their glories vanish as one gazes;
The crownless win their crowning when
They rest at last beneath the daisies."

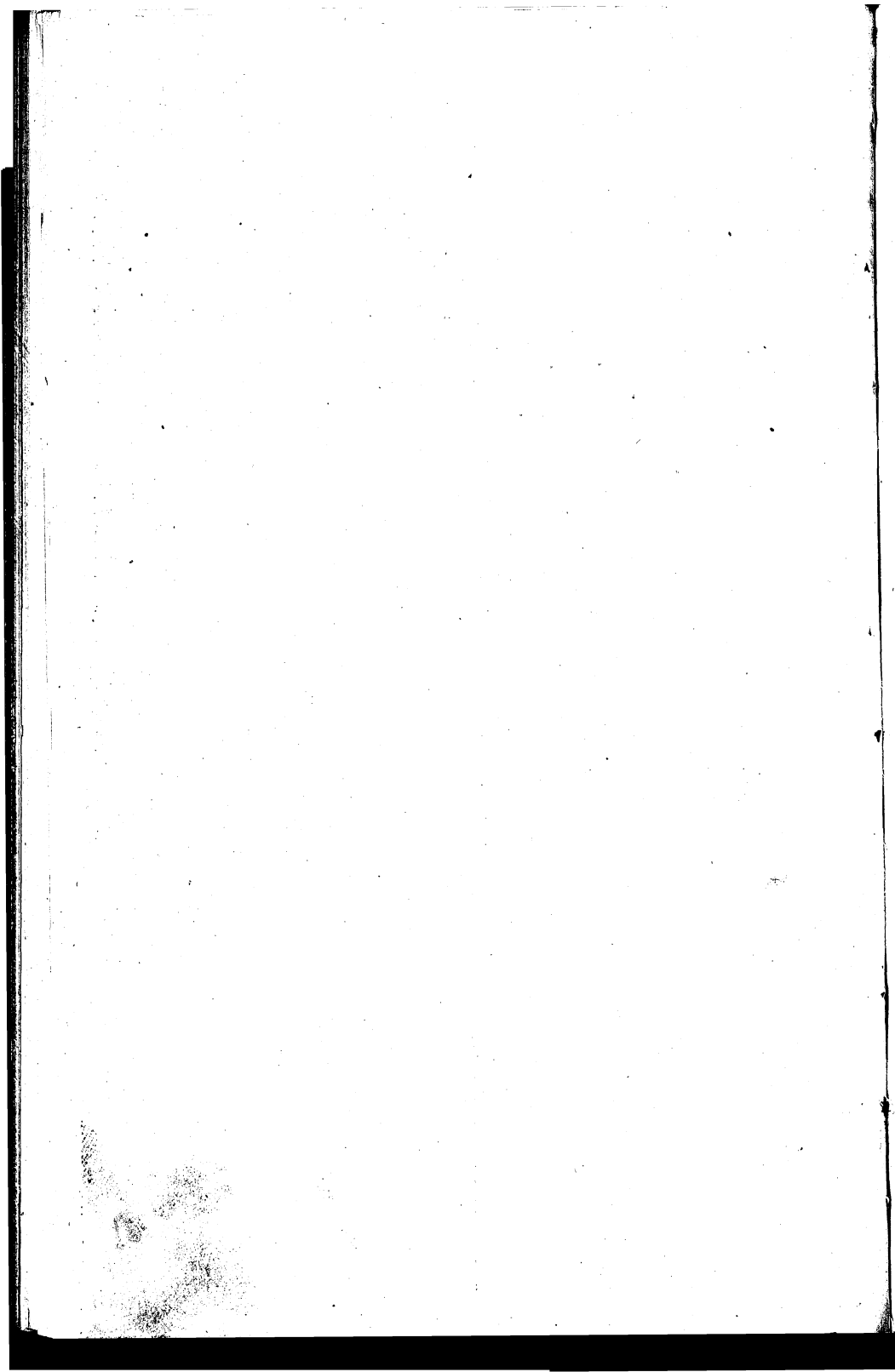
But, sir, I am neglecting the most important part of the task assigned me. I hold in my hand this watch and chain, which I now present you in behalf of the Common Council and city officials. And I will only add, that when in the coming years its faithful hands shall mark the time when life's full current shall have flown, and it shall be ours to yield these energies in death, ours may be the rapturous joy, the fadeless crown, the full fruition of a glorious immortality.

The gentleman then closed his remarks by presenting a testimonial to Ald. PARSONS, given by the Board over which he has presided and the city officials. It is an elegant and costly gold watch and chain—not unworthy of the generosity of the donors and the merits of the recipient. Ald. PARSONS on accepting the gift responded in the following appropriate terms:

ALDERMAN MANDEVILLE AND GENTLEMEN:—It is with feelings of gratitude and deep appreciation that I would thank you for this magnificent remembrance. To say that I am wholly unprepared for this occasion would be to assume a false position towards you. Its extreme elegance, however, far overreaches my expectations. During the year gone by, I have endeavored, as your chairman, to act in every regard impartially, under the guidance of the "golden rule," doing by each of you as I would wish to be done by: and now to know that I am the recipient of your highest esteem is to me sufficient reward. As in the privilege, as well as human nature, for all men to differ, so have our minds drifted in separate channels; but to-day all differences are laid aside, and our hearts beat together in unison. This beautiful testimonial, the gift of your generous hearts, I shall cherish with more than ordinary attachment; and as years roll by, will often reflect upon each of its kind contributors with a pleasant recollection. For it, again accept my thanks, and may Heaven's choicest blessings rest upon you all.

On motion of Ald. Stone, the Board adjourned sine die.

WILLIAM F. MORRISON,
City Clerk.



CITY TREASURER'S ANNUAL REPORT---MARCH 15, 1872.

To the Mayor and Common Council of the City of Rochester:

CITY TREASURER'S OFFICE, ROCHESTER, MARCH 21, 1872.

Gentlemen: Your Treasurer herewith submits his Annual Report.

Yours respectfully,

JOHN WILLIAMS, City Treasurer.

The Finance Committee herewith present the Annual Report of the financial condition of the city, and for his unwearied faithfulness in the discharge of his official duties.

The Committee take this opportunity to express their many obligations to the City Treasurer, and to thank him for his uniform kindness, his close and jealous attention to protect the treasury of the city, and for his unwearied faithfulness in the discharge of his official duties.

F. S. STEBBINS, } Finance Committee
LEWIS SELYE, }
A. G. WHITCOMB, }
CHARLES W. BRIGGS, Mayor.
WILLIAM F. MORRISON, City Clerk.

Balance April 1, 1871. Total Credits Total Ch'ges Balance March 15, '72.

Name of Fund or Account.	Dr.	Cr.	Dr.	Cr.	Remarks.
Cash	\$4,019 20	\$17,563 10	\$30,902 82	\$17,938 23	Dr., Balance, Amount on Hand and Deposited.
Board of Education	13,472 77	63,556 20	428,593 41	17,838 96	Rec'd from Tax Levy \$10,000; other sources \$30,497 48
Fire Department Fund	8,156 61	71,761 55	64,283 01	9,878 55	" " " " " " 44,200; " " " " " " 44,200;
Police Fund	5,363 76	73,514 67	72,226 56	6,920 87	Rec'd from Tax Levy \$64,000; other sources \$1,920 83
Contingent Fund	100 08	85,860 83	72,168 84	13,912 07	(A large amount of these receipts and disbursements are for interest on local improvements.)
Highway Fund	379 76	39,062 23	35,949 11	3,422 83	Dr. by charge of tax sales, \$3,500; \$72.83; charged for
Lands sold for taxes	44 75	7,258 57	708 13	48,775 19	ror in tax sales 1870, \$3,300; \$72.83; and uncalled for.
Certificates of tax sales	92,051 26	106,358 00	66,389 26	183,360 00	This balance represents the amount due from sundry
Acceptances for local improvements	195 63	2,200 00	2,083 26	72 05	assessors on the installments unpaid.
Park Fund	320,986 40	516,687 27	1,879 98	74,500 00	Whole amount received is from tax levy.
Sewer Repair Fund	1,860 13	45,500 00	88,083 31	9,286 87	Notes outstanding.
Bills payable	1,383 44	6,890 00	5,513 61	1,669 83	Whole amount received is from tax levy.
Land Fund	1,460 14	23,644 41	19,409 07	5,775 20	Rec'd from tax levy \$10,170, city's note \$16,000, other
House for Trustees	10,000 00	1,945 16	700 00	10,000 00	sources \$474.41.
Mt. Hope Cemetery bonds and mortgages	2,287 00	4,687 94	11 66	3,502 16	700 paid as interest on B. & M., Dec. 4th, 1871
Mt. Hope Cemetery Repair and Sh. F. Fund	8,665 94	2,288 66	1,933 50	3,621 16	\$11.66 charged to Mt. Hope gen'l, and credit repair ac-
Mt. Hope Cemetery gen'l account	2,288 66	1,822 40	6,020 84	1 61	count by order Commissioners.
Long Bank Mt. Hope Repair account	15 36	300 00	4,637 94	38 87	Am't charged as disbursements deposited & vice vers.
Mechanics Savings Bank Mt. Hope general account	9 01	300 00	270 44	52 25	Disbursements made by Commissioners; receipts are
East Avenue Repair account	17 72	300 00	325 00	8 83	the appropriations from tax levy.
Plymouth	27 72	300 00	588 98	5 23	
West	316 27	300 00	343 50	9 83	
Mt. Hope	48 83	300 00	300 00		
Monroe	137 86	300 00	300 00		
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ERRATA.

All the matter, between the words at folio 340, "We, award to Lewis Brooks, the owner of lot 87, as damage for land taken from said lot, the sum of \$25," and the words at folio 342 "The lots incident to which damages have been allowed," is void as it is a duplicate of matter at folios 332, 333 and 334.

