

# L A W S

OF THE

STATE OF ~~NEW~~ YORK,

PASSED AT THE

ONE HUNDRED AND THIRTEENTH SESSION

OF THE

## LEGISLATURE,

BEGUN JANUARY SIXTH, 1890, AND ENDED MAY NINTH, 1890,  
IN THE CITY OF ALBANY.



ALBANY:  
BANKS & BROTHERS, PUBLISHERS.  
1890.

assessment roll of each ward of the school district of said city as assessed thereon shall be entitled to vote for or against the raising of said proposed amount and if the vote for the raising of said proposed amount shall have the most votes, then the amount so proposed to be borrowed shall not be included by the common council in the amount to be levied and collected during that year, and the board of education may issue the bonds of the said school district of the city of Rome signed by the president of said board of education, and sealed with the seal of said board, for the principal amount so proposed to be borrowed. The bonds so issued shall each be for the principal sum of five hundred dollars, bearing interest at a rate not exceeding five per cent per annum, payable not oftener than semi-annually, and the total principal amount of said bonds shall be payable in equal annual installments thereafter during a period of not more than twenty years, and the said bonds may be negotiated by said board of education for not less than their par value, and the proceeds thereof shall be deposited to the credit of the board of education with the depository or depositories of the school moneys of said city. The principal amount of said bonds maturing in each year, together with the whole amount of interest on all the bonds matured and unmatured, payable during each year, shall be levied and collected by the common council in each year, in the same manner and at the same time as other school taxes in said district. Said board of education shall yearly and whenever required so to do by the common council, make and deliver to the common council a detailed statement showing and accounting for all moneys that have been received and expended by or through them since the date of their last preceding report thereof to the common council.

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## CHAP. 392.

AN ACT to authorize the city of Buffalo to issue three and one-half per cent bonds for the purpose of constructing a reservoir, and to prevent the further issue of seven per cent bonds for such purpose.

APPROVED by the Governor May 21, 1890. Passed, three-fifths being present.

*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 city of Buffalo, by resolution of its common council, to issue its bonds in the sum of one hundred and twenty thousand six hundred and eighteen dollars, for the purpose of defraying the expense of constructing a reservoir now being constructed in said city, such bonds to bear interest at a rate not exceeding three and one-half per centum per annum, payable semi-annually at the office of the comptroller of the city of Buffalo or at the Gallatin National Bank in the city of New York, as the purchaser may elect, the principal to be payable in the same place in not less than twenty nor more than thirty-five years from the date of issue thereof as the common council may determine, such bonds to be issued by the mayor and comptroller under the city seal, and the comptroller shall advertise from time to time, as may be necessary, five days in the official paper of said city for proposals for the purchase of such bonds and shall award the same to the party or parties whose proposal shall

be most favorable to the city, but no such bonds shall be sold for less than the par value thereof and accrued interest thereon. The common council shall make provision for the payment of the interest on and the principal of such bonds as the same shall become due, in the general fund estimates for said city. Principal and interest, how paid.

§ 2. It shall be unlawful for the common council of said city to hereafter issue any bonds remaining unissued under and by virtue of the provisions of chapter six hundred and one of the laws of eighteen hundred and seventy-three, entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of extending the supply of water to the city and its inhabitants and to purchase land and to construct a reservoir thereon." Further issue of bonds, prohibited.

§ 3. This act shall take effect immediately.

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### CHAP. 393.

AN ACT authorizing the city of Buffalo to adjust and pay the amount of damage suffered by Amelia E. Reynolds thereof, by the extension of Elmwood avenue, and to raise the amount by local assessment.

APPROVED by the Governor May 21, 1890. Passed, 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 Buffalo is authorized to audit and adjust the amount of damage which has been occasioned to the property of Amelia E. Reynolds, situated on North street, in the city of Buffalo by the opening of Elmwood avenue, from Butler street to North street, and the taking down of the building next adjoining the said property after the same had been appraised as hereinafter provided for. When the amount of said damage is appraised the same shall be raised by the city by assessment upon the property benefited by the opening of Elmwood avenue from North street to Butler street, and the amount of such assessment when collected, shall be paid over to said Amelia E. Reynolds. Council authorized to adjust damage.

§ 2. The amount of such damage shall be appraised by three commissioners to be appointed by the superior court of Buffalo for that purpose, upon such notice to be given to the city as the court shall prescribe. The report of the commissioners shall be approved by the court before being presented to the common council of the city for audit, and the expense of the proceedings to appraise such damage shall be by the order of the court, certified by the common council, and by them included in the amount of such damages to be raised by local assessment, as prescribed in the preceding section. Assessment of amount appraised.

§ 3. This act shall take effect immediately. Appraisal of damages.