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ACTS
OF THE
LEGISLATURE OF THE STATE,
AND
ORDINANCES AND RESOLUTIONS
OF THE
COMMON COUNCIL;
WITH THE
RULES AND REGULATIONS OF THE CROTON AQUEDUCT BOARD,
IN RELATION TO THE SUBJECT OF THE
INTRODUCTION, SUPPLY AND USE OF CROTON WATER
IN THE CITY OF NEW YORK, FROM 1833 TO 1861.

NEW YORK:
EDMUND JONES & CO., CORPORATION PRINTERS,
No. 26 JOHN STREET.
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ACTS OF THE LEGISLATURE.

1

A N A C T

FOR THE APPOINTMENT OF COMMISSIONERS IN RELATION TO
SUPPLYING THE CITY OF NEW YORK WITH PURE AND
WHOLESOME WATER.

(Passed Feb. 26, 1833.)

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

§ 1. The Governor shall nominate, and with the consent of the Senate, shall appoint five persons, to be known as the Water Commissioners for the city of New York, who shall be citizens and inhabitants of the said city.

§ 2. It shall be the duty of the said Commissioners to examine and consider all matters relative to supplying the city of New York with a sufficient quantity of pure and wholesome water for the use of its inhabitants, and the amount of money necessary to effect that object.

§ 3. The said Commissioners shall have power to employ engineers, surveyors, and such other persons as in their opinion may be necessary to enable them to fulfill their duties under this act.

§ 4. The said Commissioners shall make a report of their proceedings under this act, which shall contain their opinion as to the best plan of furnishing the city of New York with a sufficient supply of pure and wholesome water, and an estimate of the expense of carrying such plan into effect; also the reasons and calculations upon which such opinion and estimate may be founded; and, generally, all such information connected with the object of their appointment, as they may deem important.

§ 5. The said Commissioners shall present a copy of the said report to the Common Council of the city of New York, on or before the first day of November, of the year one thousand eight hundred and thirty-three; and their said report shall be made and presented by them to the legislature on or before the second Monday of January, of the year one thousand eight hundred and thirty-four.

§ 6. This act shall continue in force one year from the passage thereof.

§ 7. In case of the death or resignation of any of the said Commissioners, the vacancy shall be supplied by the person administering the government of this State; and a majority of the said five Commissioners shall constitute a board or quorum for the transaction of business.

§ 8. All reasonable expenses to be incurred under this act, shall be paid by the Mayor, Aldermen, and Commonalty of the city of New York.

AN ACT

TO PROVIDE FOR SUPPLYING THE CITY OF NEW YORK
WITH PURE AND WHOLESOME WATER.

(Passed May 2, 1834.)

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

§ 1. The Governor shall nominate, and with the consent of the Senate, shall appoint five persons, to be known as the Water Commissioners for the city of New York, who shall be citizens and inhabitants of the said city.

§ 2. It shall be the duty of the said Commissioners to examine and consider all matters relative to supplying the city of New York with a sufficient quantity of pure and wholesome water, for the use of its inhabitants.

§ 3. The said Commissioners shall have power to employ engineers, surveyors, and such other persons as, in their opinion, may be necessary to enable them to perform their duties under this act.

§ 4. The said Commissioners shall adopt such plan as in their opinion may be most advantageous for procuring such supply of water; and shall ascertain, as nearly as may be, what amount of money may be necessary to carry the same into effect; and for such purpose, they shall have power to make conditional contracts, subject to the ratification of the Common Council of the city of New York, with the owner or owners of all lands, tenements, hereditaments, rights or privileges whatsoever, which may be re-

quired according to such plan, for the purchase thereof, at stated prices; which contracts shall be so drawn as to be binding upon the said owners, respectively, in case the same shall be ratified by the said Common Council within two years from the passage of this act.

§ 5. The said Commissioners shall make a report of their proceedings, under the foregoing sections of this act, containing a full statement and description of the plan adopted by them; an estimate of the expense thereof, together with an estimate of the probable amount of revenue to accrue to the city, upon the completion of the work; with the reasons and calculations upon which their opinions and the said estimates may be founded; and all such other information, connected with the object of their appointment, as they may deem important.

§ 6. Such report shall be made and presented to the Common Council, by the Commissioners, together with all such conditional contracts as may have been made by them by virtue of this act, on or before the first day of January, which will be in the year one thousand eight hundred and thirty-six.

§ 7. In case the plan so adopted by the Commissioners, shall be approved of by the Common Council, they shall appoint a poll to be open on the days upon which the next annual election for charter officers is by law appointed to be held; and the inspectors of said election shall provide a ballot box, with suitable lock and key, and the electors shall express their assent or refusal to allow the Common Council to proceed in raising the money necessary to construct the works as aforesaid, by depositing their ballots in the box provided for that purpose in their respective

wards. And those electors who are in favor of granting the necessary power to the Common Council, shall each deposit a ballot containing the word "yes," written or printed thereon; and those who are opposed, shall each deposit a ballot containing the word "no," written or printed thereon. And a canvass and return of the votes shall be made by the inspectors of the election, in the same manner as is now prescribed by law, in regard to the canvass and return of votes for charter officers.

§ 8. If a majority of the said electors are found to be in favor of the measure, it shall then be lawful for the Common Council to instruct the Commissioners to proceed in the work; and it shall also be lawful for the Common Council to raise by loan from time to time, and in such amounts as they may think fit, a sum not exceeding two million five hundred thousand dollars, by the creation of a public fund or stock, to be called "The Water Stock of the City of New York," which shall bear an interest not exceeding five per cent. per annum, and shall be redeemable at a period of time not less than ten, nor more than fifty years, from and after the passage of this act.

§ 9. It shall be lawful for the said Mayor, Aldermen, and Commonalty to determine what shall be the nominal amount or value of each share of the said stock, and of what number of shares the same shall consist; and they are hereby authorized to sell and dispose of such shares, at or above the par value thereof, either at public auction or private sale, or to raise the said sum of money by subscription for such stock in the mode in which the stocks of banking and insurance companies are usually subscribed for.

§ 10. The provisions of the act entitled "An act to regulate the finances of the city of New York," passed June 8, 1812, which are not repugnant to or incompatible with any provision in this act contained, shall apply to the said stock.

§ 11. The moneys to be raised by virtue of this act shall be applied and expended to and for the purpose of supplying the city of New York with pure and wholesome water, according to the plan so adopted and ratified, with such immaterial alterations as may be necessary, and by and under the direction of the said Commissioners.

§ 12. The said Commissioners are hereby authorized to enter upon any land or water, for the purpose of making surveys, and to agree with the owner of any property which may be required for the purposes of this act, as to the amount of compensation to be paid to such owner.

§ 13. In case of disagreement between the Commissioners and the owner of any property which may be required for the said purposes, or affected by any operation connected therewith, as to the amount of compensation to be paid to such owner, or in case any such owner shall be an infant, a married woman, or insane, or absent from this State, the Vice-chancellor of the first circuit may, upon the application of either party, nominate and appoint three indifferent persons to examine such property, and to estimate the value thereof, or damage sustained thereby, and to report thereon to the said court without delay.

§ 14. Whenever such report shall have been confirmed by the said Vice-chancellor, the said Commissioners shall, within two months thereafter, pay to the said owner, or to such person or persons as the court may direct, the sum

mentioned in said report, in full compensation for the property so required, or for the damage sustained, as the case may be; and thereupon the said Mayor, Aldermen and Commonalty shall become seized in fee of such property so required, and shall be discharged from all claim by reason of any such damage.

§ 15. The said Commissioners, in behalf of the said Mayor, Aldermen and Commonalty, and all persons acting under their authority, shall have the right to use the ground or soil under any street, highway or road within this state, for the purpose of introducing water into the city of New York, on condition that they shall cause the surface of such street, highway or road, to be restored to its original state, and all damages done thereto to be repaired.

§ 16. If any person shall willfully do, or cause to be done, any act, whereby any work, materials or property whatsoever, erected or used, or hereafter to be erected or used, within the city of New York, or elsewhere, by the said Mayor, Aldermen and Commonalty, or by any person acting under their authority, for the purpose of procuring or keeping a supply of water, shall in any manner be injured, such person, on conviction thereof, shall be deemed guilty of a misdemeanor.

§ 17. All contracts for materials, or for the construction of the work, shall be made in writing, and of each contract three copies shall be taken, which shall be numbered with the same number, and indorsed with the date of the contract, with the name of the contractor, and a summary of the work to be done, or materials furnished.

§ 18. One of such copies shall be retained by the Commissioners, another shall be deposited with the Comptroller of the city.

§ 19. Public notice shall be given of the time and place at which sealed proposals will be received for entering into contracts.

§ 20. All sealed proposals for contracts shall be for a sum certain as to the price to be paid or received; and no proposition, which is not thus definite and certain, or which contains any alternative, condition, or limitation as to price, shall be received or acted upon.

§ 21. No more than one proposition shall be received from any one person for the same contract, and all the propositions of the person offering more than one, shall be rejected.

§ 22. Every person who shall enter into any contract for the supply of materials, or the performance of labor, shall give satisfactory security to the Commissioners for the faithful performance of his contract according to its terms.

§ 23. All materials procured or partially procured, under a contract with the Commissioners, shall be exempt from execution; but it shall be the duty of the Commissioners to pay the moneys due for such materials to the judgment creditor of the contractor, under whose execution such materials might otherwise have been sold, upon his producing to them due proof that his execution would have so attached, and such payment shall be held a valid payment on the contract.

§ 24. The Common Council shall authorize the Commissioners to draw upon the Comptroller of the city for any sum in favor of, and to be paid to the owner of any lands, water streams, or property acquired by virtue of this act, and in favor of, and to be paid to any contractor, for any sum due upon his contract, and also for their incidental expenses. Such drafts shall specify the objects for which they are drawn, in the manner provided in the seventeenth section of this act, as nearly as may be; and the Common Council shall make it the duty of the Comptroller to pay such drafts in every case where a deed or other voucher is delivered to him, or a copy of a contract has been filed in his office, and a duplicate receipt of the contractor for such drafts shall be presented therewith.

§ 25. They shall also require the Comptroller to report to them a list of all the payments made by him, upon the orders of the Commissioners, once in every six months, and previous to such reports shall have the accounts of the Commissioners and of the Comptroller examined by the Finance Committee of the Board of Aldermen.

3

AN ACT

TO PERMIT THE WATER COMMISSIONERS OF THE CITY OF NEW YORK TO CONSTRUCT THEIR AQUEDUCT THROUGH THE STATE PRISON FARM, AT MOUNT PLEASANT.

(Passed May 11, 1836.)

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

§ 1. The Water Commissioners, appointed under the act

entitled, "An Act to supply the city of New York with pure and wholesome water," passed May 2, 1834, are hereby authorized and empowered, with the consent of the Governor, and subject to his control, to make the necessary excavations and construct the aqueduct for supplying the said city with water, through the farm appurtenant to the state prison at Mount Pleasant, in the county of Westchester.

§ 2. Such excavation and construction shall not be performed so as to interfere with any of the marble quarries on said farm, or to endanger the safe keeping of any of the convicts in said prison; and it shall be the duty of the inspectors of said prison to see that this provision is carried into effect: and any additional charge or expense which may be incurred to secure prisoners, shall be paid by the Corporation of the city of New York.

By Wm. L. Marcy, Governor of the State of New York.

Whereas, it is provided in and by virtue of an act entitled "An Act to permit the Water Commissioners of the City of New York to construct their aqueduct through the State Prison farm at Mount Pleasant," that the said Commissioners may, with the consent of the Governor and subject to his control, make the necessary excavations and construct the aqueduct for supplying the city of New York with water, through the aforesaid farm: I do therefore give my consent that the same may be done by the said Commissioners, reserving the right of such control as is secured to him by the above recited act.

Given under my hand and the privy seal of the State,
(L.S.) this twenty-third day of September, in the year of
our Lord one thousand eight hundred and thirty-six.

(Signed) WM. L. MARCY.

AN ACT

TO AMEND AN ACT ENTITLED "AN ACT TO PROVIDE FOR SUPPLYING THE CITY OF NEW YORK WITH PURE AND WHOLESOME WATER," PASSED MAY 2, 1834.

(Passed May 25, 1836.)

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

§ 1. The lands situated in the county of Westchester, which may be taken by the Corporation of the city and county of New York, by virtue of the act hereby amended, shall be held and appropriated by the said Corporation only for the use and purpose of introducing water into the city of New York, and for purposes necessarily incident thereto, and for no other uses or purposes whatever, any thing in the act hereby amended to the contrary thereof, notwithstanding.

§ 2. In case said Corporation of the city of New York should use any of said lands situate in the county of Westchester, for purposes other than in the last preceding section permitted; or in case said lands should not be required for the purpose of introducing water into the city of New York, such lands so improperly used, or not so required, shall become revested in the individual from whom the said Corporation obtained it, as fully and perfectly as though the act hereby amended, had never been enacted, upon repaying to said Corporation the amount originally paid for the same, after deducting from such amount the damage sustained by such individual, by reason

of any alteration or work with which the said Corporation may have made upon said land.

§ 3. The Corporation of the city of New York shall, at the expense of the said Corporation, erect and sustain all fences which may be required to protect said works from injury.

§ 4. The Corporation of the city of New York shall, at the expense of the said Corporation, erect and sustain convenient passes across or under the aqueduct, to be erected by virtue of the act hereby amended, whenever said aqueduct shall intersect the land in the said county of Westchester, belonging to an individual, or individuals, for the farming and other purposes of the land thus intersected.

§ 5. So much and such parts of the act hereby amended, as is inconsistent with this act, is hereby repealed.

5

AN ACT

TO PROVIDE FOR SUCH ALTERATIONS IN THE LINE OR ROUTE OF THE CROTON TURNPIKE ROAD OR HIGHWAY, IN THE COUNTY OF WESTCHESTER, AS MAY BE RENDERED NECESSARY BY THE PLAN ADOPTED FOR SUPPLYING THE CITY OF NEW YORK WITH PURE AND WHOLESOME WATER, UNDER AND BY VIRTUE OF THE ACT FOR THAT PURPOSE, PASSED MAY 2, 1834.

(Passed May 5, 1837.)

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

§ 1. The Governor shall nominate, and with the consent

of the Senate, shall appoint three competent and disinterested persons, who shall be freeholders, and inhabitants of the county of Westchester, as Commissioners, who shall be authorized to order and direct such alterations in the present line or route of the Croton turnpike, or public road or highway, in the county of Westchester, which may be covered with water, or otherwise injured by reason of the construction of a dam in the Croton river, and which in their judgment may be rendered necessary for a reservoir, for supplying the city of New York with pure and wholesome water, according to the act for that purpose, passed May 2, 1834. And the said Commissioners shall have power to lay out and designate, in lieu of such parts of any of the said turnpike, or public roads or highways, as may be discontinued by them by virtue of this act, such other land as may be necessary for the route or line of any such turnpike, public road or highway as altered by them.

§ 2. It shall be the duty of such Commissioners to lay out and designate such turnpike, public road or highway, as may require to be changed from their present line or route, according to their best judgment, and in such manner as shall best promote the objects intended, and the interests of the public. They shall cause to be made an accurate map of their surveys of such turnpike or road, designating thereon the several points near or through which they may pass, and to file such map in the office of the Clerk of the county of Westchester.

§ 3. Each Commissioner, for each day he may be employed in the performance of such duty, shall receive the sum of three dollars, to be paid, together with the ex-

penses of surveys and maps, from the funds provided by the Common Council of the city of New York for that purpose.

§ 4. The Water Commissioners of the city of New York are hereby authorized to agree with the owner or owners of any land or property which may be required for any such alterations, as to the amount of compensation to be paid to any such owner or owners, for any damage to be thereby sustained by him; and in case of disagreement between the said Water Commissioners and any such owner or owners, or in case of the infancy, coverture, insanity, or absence from this state of any such owner, the Vice-Chancellor of the second circuit may, upon the application of either party, nominate and appoint three disinterested persons, who shall be freeholders and inhabitants of the county of Westchester, to examine the land required for the alteration of the route of any such turnpike or road, and to estimate the value thereof, and damage sustained thereby, and to report thereon, to the said Court without delay.

§ 5. Whenever such report shall have been confirmed by the said Vice-chancellor, the said Water Commissioners shall, within two months thereafter, pay to the owner, or to such person or persons as the court may direct, the sum mentioned in said report, in full compensation for the property so required, and damage sustained; and thereupon the said Water Commissioners shall be discharged from all claim for the land thus required, or damage sustained.

§ 6. The said turnpike, public road or highway, laid out by the Commissioners appointed by virtue of this act,

together with the bridges thereon, shall be built or constructed by, or under the authority of the Water Commissioners, and the cost and expense thereof shall be paid from the funds provided by the Common Council for supplying the city of New York with pure and wholesome water.

§ 7. The roads thus laid out, with the bridges thereon, shall be constructed of good materials, and in a substantial manner; and it shall be the duty of the Commissioners appointed by virtue of this act, upon the requisition of the Water Commissioners, or of the owner or owners of any road or bridge so constructed, to inspect the same, and if the said Commissioners, or any two of them, shall be satisfied that the said bridge or road, as the case may be, is as well constructed as the old or former road or bridge, and equally substantial, they shall make two certificates of the fact, one for the Water Commissioners, and one for the owner of the road or bridge so constructed, and one of the said certificates shall be recorded in the office of Register of the city and county of New York, and the other in the Clerk's office, of the county of Westchester.

§ 8. The said Commissioners appointed under and by virtue of this act, shall also estimate the damage, if any, sustained or to be sustained by the owner of any bridge or road, the route or location of which may have been changed as aforesaid, by reason of such change, and any consequent, probable, future increased charges and expense of upholding the said road or bridge, the diminished profits arising from the use thereof, or any other cause whatever; and the said Commissioners shall immediately thereafter make a report thereon to the Vice-chancellor of the second circuit.

§ 9. Whenever such report shall have been confirmed by the said Vice-chancellor, the said Water Commissioners shall, within two months thereafter, pay to the owner or owners of any such road or bridge, or to such person or persons as the Court may direct, the sum mentioned in the said report, in full satisfaction of such damages; and upon such payment being so made, and the two certificates mentioned in the seventh section of this act being filed as therein prescribed, or either of the said certificates being filed in the office of the Register of the city and county of New York, and in the Clerk's office of the county of Westchester, the Mayor, Aldermen and Commonalty of the city of New York, and the said Water Commissioners, shall be released from all further charge or expenditure on account of any such road or bridge, and all further damage for the change in the route or location of the same.

§ 10. Nothing herein contained shall be construed to authorize the alteration of any other turnpike, public road or highway, than such as are mentioned in the first section of this act.

§ 11. The said Water Commissioners shall, semi-annually, or at any time, if required by the Common Council, report to the Corporation of the city of New York, a general exhibition of the state of the work, including a full detail of the amount expended, and of the progress made by them, in the furtherance of the contemplated object.

§ 12. This act shall take effect on the passage thereof.

AN ACT

TO AMEND AN ACT ENTITLED, "AN ACT TO PROVIDE FOR SUPPLYING THE CITY OF NEW YORK WITH PURE AND WHOLESOME WATER," PASSED MAY 2, 1834.

(Passed March 29, 1838.)

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

§ 1. It shall be lawful for the Mayor, Aldermen and Commonalty of the city of New York, to raise by loan, from time to time, and in such amounts as they shall see fit, a further sum not exceeding three millions of dollars, by the creation of a public fund or stock, to be called "The Water Stock of the city of New York," which shall bear an interest not exceeding six per centum per annum, and shall be redeemable at such periods as the said Mayor, Aldermen and Commonalty, upon issuing the same, shall from time to time direct, not to exceed twenty years.

§ 2. It shall be lawful for the said Mayor, Aldermen and Commonalty, to determine what shall be the nominal amount or value of each share of said stock, and of what number of shares the same shall consist; and they are hereby authorized to sell and dispose of such shares at public auction, or at private sale, or by subscription, for such stock, and on such terms as they shall think proper.

§ 3. The moneys to be raised by virtue of this act, shall be applied and expended to and for the purpose of supplying the city of New York with pure and wholesome water, according to the provisions of the act entitled "An Act to

provide for supplying the city of New York with pure and wholesome water," passed May 2d, 1834.

§ 4. All the provisions of the laws heretofore passed on this subject, pledging the faith of the city of New York, and providing a sinking fund for the redemption of the stock issued by virtue thereof, are hereby made applicable to the stock issued in pursuance of this act.

EXTRACT OF AN ACT ENTITLED "AN ACT TO ENABLE THE MAYOR, ALDERMEN AND COMMONALTY OF THE CITY OF NEW YORK, TO RAISE MONEY BY TAX, AND FOR OTHER PURPOSES."

(Passed March 24, 1838.)

§ 3. It shall be lawful for the Mayor, Aldermen and Commonalty of the city of New York, to defray out of the public fund called "The Water Stock of the city of New York," all expenses heretofore incurred and hereinafter to be incurred by the said Mayor, Aldermen and Commonalty, in procuring and laying water pipes in and for the said city of New York.

7
AN ACT

PRESCRIBING THE MANNER IN WHICH THE CROTON AQUEDUCT SHALL PASS THE HARLEM RIVER.

(Passed May 3d, 1839.)

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

§ 1. The Water Commissioners shall construct an aqueduct over the Harlem river, with arches and piers; the

arches in the channel of said river shall be at least eighty feet span, and not less than one hundred feet from the usual high water mark of the river, to the under side of the arches at the crown; or they may carry the water across said river by a tunnel under the channel of the river, the top of which tunnel shall not be above the present bed of the said channel.

8
AN ACT

TO AMEND AN ACT ENTITLED "AN ACT TO PROVIDE FOR SUPPLYING THE CITY OF NEW YORK WITH PURE AND WHOLESOME WATER," PASSED MAY 2, 1834.

(Passed April 27, 1840.)

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

§ 1. It shall be lawful for the Mayor, Aldermen and Commonalty of the city of New York, to raise by loan, from time to time, and in such amounts as they may think fit, a further sum, not exceeding three millions of dollars, by the creation of a public fund or stock, to be called "The Water Stock of the city of New York," which shall bear such interest, not exceeding six per cent., and shall be redeemable at such periods, not exceeding thirty years, as the said Mayor, Aldermen and Commonalty, upon issuing the same, may from time to time direct.

§ 2. It shall be lawful for the said Mayor, Aldermen and Commonalty, to direct the issuing of certificates, and

allowing transfers of the Water Stock of the city of New York, authorized by this or any former act, in such nominal amounts and in such manner and form as they may judge most expedient for the interest of the city; and they are hereby authorized to sell and dispose of such shares at public auction or at private sale, or by subscription, for such price and on such terms as they may think proper.

§ 3. The moneys to be raised by virtue of this act, shall be applied and expended to and for the purpose of supplying the city of New York with pure and wholesome water, according to the provisions of the act hereby amended.

§ 4. All the provisions of the laws heretofore passed on the subject of the Croton Water Works, pledging the faith of the city of New York, providing a sinking fund for the redemption of the stock issued by virtue thereof, are hereby made applicable to the stock issued in pursuance of this act.

§ 5. No part of the fund created by this act, or any other fund raised for the purpose of constructing or completing the Croton aqueduct and the works connected therewith, and distributing the water throughout the city, shall be diverted from such object; and no item of expenditure hereafter to be made by the Corporation of the city of New York, and not approved by the Water Commissioners and Comptroller of said city, shall be charged by the Corporation of the said city to the debit of the said fund; but this provision shall not apply to the refunding of advances heretofore made by the said Corporation, for or on account of the said aqueduct, or the water pipes connected therewith.

AN ACT

TO REGULATE THE PLACE AND MANNER OF ASSESSING AND TAXING THE CROTON AQUEDUCT.

(Passed May 7, 1840.)

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

§ 1. The lands in the county of Westchester, taken, held and occupied, or used for the Croton Aqueduct, or any of the purposes thereof, shall be assessed and taxed in the said county, in the manner prescribed by law, at the value of the lands exclusive of the aqueduct and the constructions and works necessary for its purposes; and the said aqueduct, with such aforesaid constructions or works, and the capital therein employed and belonging to the Corporation of the city of New York, shall be assessed and taxed only within the city and county of New York, and in the same manner as personal property of the said Corporation now is or may hereafter be assessed and taxed.

AN ACT

TO AMEND AN ACT ENTITLED "AN ACT TO PROVIDE FOR SUPPLYING THE CITY OF NEW YORK WITH PURE AND WHOLESOME WATER," PASSED MAY 2, 1834.

(Passed May 26, 1841, by a two-third-vote.)

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

§ 1. It shall be lawful for the Mayor, Aldermen and

Commonalty of the city of New York, to raise by loan, from time to time, and in such amounts as they shall see fit, a further sum not exceeding three millions five hundred thousand dollars, by the creation of a public fund or stock, to be called "The Water Stock of the city of New York," which shall bear an interest not exceeding six per cent. per annum, and shall be redeemable at such periods as the said Mayor, Aldermen and Commonalty shall from time to time direct, not to exceed forty years.

§ 2. It shall be lawful for the said Mayor, Aldermen and Commonalty, to direct the issuing of certificates of the Water Stock of the city of New York, authorized by this act, in such nominal amounts, not less than one hundred dollars in each certificate, and in such manner and form as they may judge most expedient for the interest of the city; and they are hereby authorized to sell and dispose of such stock at public auction, or at private sale, or by subscription, for such price and on such terms as they may think proper.

§ 3. It shall be lawful for the said Mayor, Aldermen and Commonalty, from time to time, to issue the obligations under this law, in such sums as they shall deem proper, not less than two hundred and fifty dollars each; and therein expressed to be transferable only on the books of the office of the Comptroller of said city, by the holder thereof in person, or his attorney duly authorized, in writing, for short periods, bearing an interest not exceeding seven per cent. per annum, and in anticipation of the proceeds to arise from the negotiation of the permanent stock authorized by this law.

§ 4. The moneys to be raised by virtue of this act shall

be applied and expended to, and for the purpose of supplying the city with pure and wholesome water, according to the provisions of the act hereby amended; and no part of the funds created by this act, or any other fund raised for the purpose of constructing or completing the Croton aqueduct, and the works connected therewith, and distributing the water through the city, shall be diverted from such object.

§ 5. All the provisions of law heretofore passed on this subject, pledging the faith of the city of New York, and providing a sinking fund for the redemption of the stock issued by virtue thereof, are hereby made applicable to the stock issued in pursuance of this act.

§ 6. It shall be lawful for the Mayor, Recorder and Aldermen of the city of New York, as the Supervisors of the city and county of New York, of whom the Mayor or Recorder shall be one, from time to time, and as often as they may deem it necessary, to order and cause to be raised by tax on the estates real and personal of the freeholders and inhabitants of, and situated within the said city, and to be collected, such amount of money as shall be requisite to defray the interest upon the Water Stock of the city of New York.

§ 7. The said money shall be assessed and collected in the same manner as now provided by law for the assessment and collection of taxes in the city of New York.

§ 8. It shall be the duty of the Water Commissioners of the city of New York, to furnish and complete the aqueduct for supplying the said city with water, down to and including the distributing reservoir at Murray's hill, ac-

ording to the plan adopted by the said Commissioners, and ratified by the Common Council of the said city, with such immaterial alterations as may be necessary, and as may be agreed upon by the said Water Commissioners and the said Common Council.

§ 9. The said Commissioners, by and with the consent of the said Common Council, shall have full power and authority to change the plan of crossing Harlem river with arches and piers, and instead thereof to carry the water across the said river by means of inverted syphons of iron pipes, until otherwise directed by the legislature, so as not unnecessarily to interrupt the navigation of the said river. And the said Commissioners are further authorized, by and with the consent of the said Common Council, to alter the plan of constructing the reservoir at or near to Yorkville, and to complete so much of such reservoir as shall be deemed sufficient for the present purposes of such aqueduct.

§ 10. It shall be the duty of the Mayor, Aldermen and Commonalty of the city of New York, to execute all the work necessary for supplying the said city with water, and for distributing the same for the use of the inhabitants thereof, below the said distributing reservoir at Murray's hill; and the said Mayor, Aldermen and Commonalty shall assume the execution and performance of the following contracts, made by the said Water Commissioners for work and materials to be supplied for the construction of the said aqueduct, below the said reservoir at Murray's hill; that is to say, their contract with Henry V. B. Barker, dated twentieth of October, one thousand eight hundred and forty, for work to be done on the Fifth avenue,

between Fortieth and Twenty-first streets; their contract with John B. Chollar and Ebenezer Jones, made the twenty-third of October, one thousand eight hundred and forty for iron pipe; their contract with S. V. Merrick and John Town, for seven hundred tons of thirty-inch iron pipe; and also their contract with T. H. Winterstein and David I. Myers, for five hundred tons of iron pipe; all which said contracts are deposited in the office of the Comptroller of the city of New York.

11.

AN ACT

FOR THE PRESERVATION OF THE CROTON WATER WORKS IN
THE CITY OF NEW YORK.

(Passed April 11, 1842, by a two-third vote.)

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

§ 1. The Mayor, Aldermen and Commonalty of the city of New York, are hereby authorized to pass such by-laws and ordinances, as to them shall seem meet, for the preservation and protection of all or any of the works connected with the supplying of the city of New York with pure and wholesome water under and by virtue of the act to provide for supplying the city of New York with pure and wholesome water passed May 2, 1834, and the acts amending the same, provided that such by-laws and ordinances are not inconsistent with any laws of this state, or with the constitution thereof, subject at any time to be repealed or

modified by the legislature; and also to organize a department with full powers for the management of such works and the distribution of the said water.

§ 2. This act shall take effect immediately.

12

AN ACT

IN RELATION TO THE CROTON WATER WORKS IN THE CITY OF NEW YORK.

(Passed April 18, 1843, by a two-third vote.)

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

§ 1. It shall be lawful for the Mayor, Recorder and Aldermen of the city of New York, acting as the Supervisors of the said city, to order and cause to be raised annually and to be collected, such amount of money, as shall be requisite to defray the interest upon the "water stock of the city of New York," by tax on the estates, real and personal, of the freeholders and inhabitants of, and situated within such portions of the said city as may have been, from time to time, brought into use by the regulating and grading of the streets and avenues, and the laying down therein the necessary water pipes, and that may be designated the "water district" by the Mayor, Aldermen and Commonalty of the city of New York (acting as the aforesaid Supervisors), and that, until such designation shall be made, the water district shall be comprised within the following limits, to wit: all of the said city

which lies south of a line commencing on the west bounds of the said city, opposite the middle of Twenty-third street, running thence easterly on a straight line through the middle of said Twenty-third street to the middle of Lexington avenue; thence northerly, through the middle of Lexington avenue to the middle of Twenty-eighth street; thence easterly through the middle of Twenty-eighth street to the east bounds of said city.

§ 2. The sixth section of the act entitled "An act to amend an act entitled An act to provide for supplying the city of New York with pure and wholesome water," passed May 26, 1841, is hereby repealed.

§ 3. This act shall not in any manner be construed to affect any act done, or right accrued, proceeding, suit or prosecution commenced or pending under the said sixth section of the act hereby repealed.

13

AN ACT

TO PROHIBIT THE THROWING OR DEPOSITING IN THE CROTON AQUEDUCT, OR EITHER OF THE RESERVOIRS, ANY DEAD ANIMAL, OR OTHER OFFENSIVE MATTER, OR ANY OTHER THING WHATEVER.

(Passed May 7, 1845.)

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

§ 1. It shall not be lawful for any person to throw or deposit, or cause to be thrown or deposited, in the Croton

lake, above the Croton dam, or in the Croton Aqueduct, or either of the Croton reservoirs, any dead animal or other offensive matter, or any thing whatever.

§ 2. Any person offending against the first section of this act shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by fine or imprisonment, or both, in the discretion of the court; such fine not to exceed the sum of one hundred dollars, and such imprisonment not to exceed the period of three months. If the offense is committed in the county of Westchester, such imprisonment to be in the jail of said county; if in the city and county of New York, such imprisonment to be in the penitentiary.

§ 3. It shall be the duty of the Commissioners of the Croton Aqueduct to cause to be put up in conspicuous places in the county of Westchester, and in the city and county of New York, a copy of this act.

AN ACT

CREATING A PUBLIC FUND OR STOCK IN THE CITY OF NEW YORK, TO BE CALLED "THE CROTON WATER STOCK," AND IN RELATION TO THE SINKING FUND OF SAID CITY.

(Passed May 13, 1845, by a two-third vote.)

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

§ 1. It shall be lawful for the Mayor, Aldermen and

Commonalty of the City of New York, to raise by loan from time to time, and in such amounts as they may think fit, a sum not exceeding five hundred thousand dollars, by the creation of a public fund or stock, to be called "The Croton Water Stock," which shall bear an interest not exceeding six per centum per annum, and shall be redeemable within a period of time not exceeding forty-five years, from and after the passage of this act.

§ 2. It shall be lawful for the Mayor, Aldermen, and Commonalty of the city of New York, to determine what shall be the nominal amount or value of each share of the said stock, and of what number of shares the same shall consist; and they are hereby authorized to sell and dispose of such shares at or above the par value thereof either at public auction or private sale.

§ 3. The provisions of the act entitled "An act to regulate the finances of the city of New York," passed June 8, 1812, which are not repugnant to, or incompatible with, any provisions in this act contained, shall apply to said stock.

§ 4. The moneys to be raised by virtue of this act shall be applied to, and expended for, the purpose of liquidating the damages and expenses of introducing the Croton water into the city of New York.

§ 5. The ordinance now in force and approved of by the Mayor of the said city, on the twenty-second day of February, one thousand eight hundred and forty-four, and any ordinance that may hereafter be passed by the said the Mayor, Aldermen and Commonalty of the city of New York, in conformity with the provisions of this law, and relative to the said sinking fund, shall not be amended

without the consent of the legislature first had and obtained, except by setting apart and appropriating to and for the purpose of the said sinking fund, additional revenue, whenever the said the Mayor, Aldermen, and Commonalty shall deem proper; and the said ordinance shall remain in full force until the whole of the debt created for the introduction of the Croton water into the city of New York shall be fully redeemed.

15

AN ACT

TO ENABLE THE MAYOR, ALDERMEN AND COMMONALTY OF THE CITY OF NEW YORK TO EXTEND THE CROTON WATER WORKS.

(Passed March 12, 1849, "three-fifths being present.")

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

§ 1. It shall be lawful for the Mayor, Aldermen, and Commonalty of the city of New York to raise by loan, from time to time, in such amounts as they may deem necessary, a sum not exceeding six hundred thousand dollars, by the creation of a public fund or stock, to be called "the water stock of the city of New York, of the year one thousand eight hundred and forty-nine," which shall bear an interest not exceeding five per cent. per annum, and which shall be redeemable at a period of time not less than twenty nor more than fifty years after the passage of this act.

§ 2. It shall be lawful for the said Mayor, Aldermen,

and Commonalty to determine what shall be the nominal amount or value of each share of the said stock, and of what number of shares the same shall consist, and they are hereby authorized to sell and dispose of such shares at or above the par value thereof, either at public auction or at private sale, or to raise the said sum by subscriptions for such stock in the mode in which such stocks are usually subscribed for.

§ 3. All the provisions of the law heretofore passed, pledging the faith of the city of New York, and providing a sinking fund for the redemption of the stock issued by virtue thereof, are hereby made applicable to the stock issued in pursuance of this act.

§ 4. The moneys to be raised by virtue of this act shall be applied and expended to and for the purpose of purchasing ground, if necessary or expedient, of building an additional reservoir, of laying new mains, and increasing the supply of water in the city.

16

AN ACT

TO CREATE THE "CROTON AQUEDUCT DEPARTMENT IN THE CITY OF NEW YORK."

(Passed April 11, 1849, "three-fifths being present.")

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

§ 1. The first section of the act for the appointment of Water Commissioners by the Governor and Senate, for

the city of New York, passed the second day of May, 1834, is hereby repealed; and the direction and settlement of all suits, claims and demands against the Mayor, Aldermen and Commonalty of the city of New York, or the Water Commissioners of said city, for property taken by the said Commissioners, shall devolve upon the Croton Aqueduct Board, as constituted by this act.

§ 2. The chief officer of the Croton Aqueduct Board and the Water Register, shall be nominated by the Mayor of the city of New York, and appointed by and with the advice and consent of the Board of Aldermen of said city; and one of said chief officers or Commissioners shall be a civil engineer. They shall be subject to removal for cause or impeachment, as provided in section eight of the amended charter of the city of New York, passed April 2, 1849. Vacancies that may occur by removal from office, death or resignation, shall be filled for the residue of the terms as hereinbefore provided.

§ 3. The Commissioners appointed under this act shall receive such annual compensation for their services as the Common Council shall determine, but such compensation shall not be increased or diminished during the term for which they shall have been appointed.

§ 4. The Croton Aqueduct Board, in addition to the matters charged upon them by said amended charter, are hereby charged with the preservation of the Croton lake and waters, with the preservation of the banks of the Croton river from injury or nuisance, with the execution of such measures as may be necessary to preserve and increase the quantity of water and keep it pure, with the management, preservation and repairs of the dam, gates,

aqueduct, high bridge, reservoirs, mains, pipes, pipe yard, and property of every description belonging to the water works, and they shall have the construction of such new works, and the purchase and laying down of such mains and pipes as the Common Council may authorize, and also the construction, repairs, and cleansing of all the sewers and underground drains, but subject to the orders and directions of the Common Council, as to the times and places of building new sewers, and to the general plan which has been or may be adopted for the sewerage and drainage of said city. They shall be responsible for the supply of water, and the good order and security of all the works from the Croton lake to the city, inclusive, for the exactness and durability of the structures which may be erected, and of the daily work to be performed, and for the sufficiency of the supply in the pipe yard to meet every casualty, and for the fidelity, care and attention of all persons employed by the department in watching the works and in making constructions and repairs, and shall inspect thoroughly the interior of the aqueduct, and make the necessary repairs at least twice in each year.

§ 5. The President, Commissioner shall be President of the Croton Aqueduct Board, and have the general superintendence and direction of all the business and concerns of the department, and the execution of the laws and ordinances relating thereto.

§ 6. The Water Register shall receive and be accountable for the income of the water rents, and have the especial charge and superintendence of the accounts of the department under the direction of the Board. He shall pay over all money he shall receive, and account therefor

as said Common Council shall direct, and shall give such security for the faithful discharge of the duties of his office, as the Common Council of said city shall, by ordinance, prescribe. No such security shall be deemed canceled, expired, or lost for want of renewal on a re-appointment of the officer.

§ 7. The Croton Aqueduct Board shall nominate, and by and with the advice and consent of the Board of Aldermen, appoint a Water Purveyor, to be charged with the superintendence of the laying and repairing of the water pipes, and the construction, repairing and cleansing of the sewers and underground drains. They shall appoint and employ all the clerks, foremen, mechanics, keepers, watchers, laborers, and other persons whom they may judge to be necessary for the performance of their duties, under this act, except the officers and clerks in the bureau of the Water Register, and shall require such bonds and securities as they may deem proper, from such of said officers and servants as they shall appoint.

§ 8. All bills shall be examined and passed on by the Croton Aqueduct Board, and the Comptroller of the city shall pay the requisitions of the Board for the salaries of the officers and men attached to the department, and for blank books, paper and contingencies of the office. The requisitions which shall be made by the Board for repairs, laying of mains and pipes and new work, shall be paid by the Comptroller to the amount appropriated by the Common Council to each respectively, but no more.

§ 9. The annual report of the Croton Aqueduct Department shall be made on or before the 31st day of December, in each year. It shall contain the statistics of the

department, its receipts and expenditure of money in detail, a history of leading events, and such opinions and such recommendations relating to the condition and improvement of the works as they shall deem proper. [Sec. 1, chap. 154, Laws of 1850.]

§ 10. On or before the third Monday in December, in every year, the Croton Aqueduct Board shall report to the Common Council, a working plain for the ensuing year, under the several heads of repairs, purchase and laying of mains and pipes, sewers, drains and new work, with an estimate of the quantity of work under each head of expenditure, which it shall be proposed to undertake, and of the costs of each, and of the amount of salaries and contingencies to be incurred, and exhibiting a total of the expenditures contemplated to be made during the ensuing twelve months, from the first day of January then next.

§ 11. The appropriations which the Common Council shall make for the preservation and repair of the works, shall be applied to those objects alone for which the appropriations shall be made, and the expenditure for any object shall not exceed the appropriation therefor.

§ 12. No company or an individual shall make any insertion in any main above twenty-four inches in diameter, without the express permission of the Common Council.

§ 13. All such parts of the island of New York, as may be from time to time designated as the "water districts," in accordance with "An act in relation to the Croton Water Works in the city of New York," passed April 18, 1843, shall be subject to the water tax.

§ 14. The Croton Aqueduct Board are hereby author-

ized to enter upon any land or water for the purpose of making surveys, or laying mains and pipes, or constructing reservoirs, and to agree with the owner of any property which may be required for the purposes of this act, subject to the ratification of the Common Council. The Croton Aqueduct Board, in behalf of the Mayor, Aldermen and Commonalty of the city of New York, may enter upon, take possession of and use all such land, real estate and property, as may be required for the purpose of making surveys, or laying mains or pipes, or constructing reservoirs, sewers and drains, and the convenient accommodations appertaining to the same, they making compensation therefor, in the manner provided in and by the act, entitled "An act to authorize the formation of railroad corporations," passed March 27, 1848, except that the commissioners of appraisement to be appointed by the court, shall be appointed as follows, that is to say: one on the nomination of said Croton Aqueduct Board, one on the nomination of the other party or parties to the proceeding, if they shall agree on such nomination, and the other on the selection of the court, but nothing herein shall restrain the court from rejecting any nomination which shall be made by a party and disapproved of by the court for cause; such commissioners shall each be allowed three dollars a day for his services.

§ 15. The Croton Aqueduct Board shall have power to make all contracts for materials and work for the Croton Aqueduct, or for the construction or repair of sewers in the city of New York, but the Common Council shall prescribe rules and regulations for the government of said Board in respect to proposals and contracts.

§ 16. It shall be the duty of the Croton Aqueduct Com-

mittees of the Common Council to inspect the works once a year, in all their extent and details, and in the most thorough and complete manner, and to make report thereof to the Common Council. They shall also, on the first Monday in November in each year, appoint a committee of two of their Body, to search and examine all the books, accounts and vouchers of the department, and the receipts of the water rents, and make report thereof to the Common Council. The said committee of two shall receive for their services, three dollars a day, for every day of ten hours, not exceeding sixty days, while they are engaged in said examination of said books, accounts and vouchers. The Croton Aqueduct Committees shall draw on the Comptroller of the city for the amount of the compensation of their sub-committee, provided they are satisfied that the examinations have comprehended the whole internal system of administration, and have been completed in relation to the books, accounts and vouchers, and to the receipts and payments of money in the department.

§ 17. If any person shall willfully do, or cause to be done any act whereby any work, materials or property whatever, erected or used, or hereafter to be erected or used, within the city of New York or elsewhere, by the said Mayor, Aldermen and Commonalty, or by any person acting under their authority, for the purpose of procuring or keeping a supply of water, shall in any manner be injured, or shall erect or place any nuisance on the banks of the Croton river, or throw any nuisance into the Croton river above the dam, or shall throw any thing into the aqueduct or into any reservoir or pipe, such person, on conviction thereof, shall be deemed guilty of a misdemeanor.

§ 18. The Common Council of said city may, by ordinance, establish a scale of annual rents for the supply of the Croton water, to be called the "regular rents," and apportioned to different classes of buildings in said city, in reference to their dimensions, values, exposure to fires, ordinary uses for dwellings, stores, shops, private stables and other common purposes, number of families or occupants, or consumption of water, as near as may be practicable, and modify, alter and amend, and increase such scale from time to time, and extend it to other descriptions of buildings and establishments. Such regular rents, when so established, shall be collected from the owners or occupants of all such buildings respectively, which shall be situated upon lots adjoining any street or avenue in said city, in which the distributing water pipes are or may be laid, and from which they can be supplied with water. Said "regular rents" shall become a charge and lien upon such houses and lots respectively, as herein provided.

§ 19. Hotels, factories, stables, livery stables and other buildings, and establishments which consume extra quantities of water, may, in addition to the regular rents, be charged with additional rents, to be called the "extra rents."

§ 20. The regular annual rents, which are not paid at the Croton Aqueduct Department before the first day of August in each year, shall be subject to an additional charge of five per cent; and those rates not paid before the first day of November in each year, shall be subject to an additional charge of ten per cent.

§ 21. The president of the Croton Aqueduct Depart-

ment shall, at the termination of each water year, cause lists to be prepared for each ward in the city, within the water district, containing a tax book, description of the buildings, and the names of the owners thereof within the water district, which have not paid the regular rate of water rent for that year, and a statement of the rent due, including the additional charge.

[§ 22, 23, 24 and 25, repealed by sec. 3, chap. 298, Laws of 1851.]

§ 26. [Amended by sec. 4, chap. 298, Laws of 1851, so as to read:] The water rents so in arrears shall be, and continue to be, until paid, a lien upon the property to which the rent applies, and may be recovered and collected by sale of the premises, as provided by law in the cases of unpaid taxes in the city of New York.

§ 27. The rules and restrictions for the use of the water, printed on each permit, shall be notice to the water takers, and shall authorize the exaction and recovery by process of law, of any penalties which the Croton Aqueduct Board may impose, in addition to cutting off the use of the water for any violation of the rules, and this section shall be printed on such permits.

§ 28. For the collection of the water rents to be imposed by virtue of this act, it shall take effect on the first day of May, in the year after that in which the Common Council determines to carry its provisions into effect, and for the transmutation of the unpaid rents into a direct tax on the description of buildings to which they may be made to apply by ordinance of the Common Council.

§ 29. This act shall take effect on the first day of May, in the year following that in which the said rents become payable.

AN ACT

TO AUTHORIZE THE MAYOR, ALDERMEN AND COMMONALTY OF THE CITY OF NEW YORK, TO RAISE MONEY BY LOAN, AND TO CREATE A PUBLIC FUND OR STOCK, TO BE CALLED "CROTON WATER STOCK OF THE CITY OF NEW YORK."

(Passed June 20, 1851.)

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

§ 1. It shall be lawful for the Mayor, Aldermen, and Commonalty of the City of New York, to raise by loan, from time to time, and in such amounts as occasion may require, a sum not exceeding five hundred thousand dollars, by the creation of a public fund or stock, to be called "Croton Water Stock of the city of New York," which shall bear an interest not exceeding five per centum per annum, and shall be subject to all the provisions of, and payable from the sinking fund for the redemption of the city debt, on and after the first day of February, eighteen hundred and ninety; provided, however, that it shall not be lawful for the said Mayor, Aldermen, and Commonalty to issue of said stock, during the year eighteen hundred and fifty-one, an amount exceeding the sum of three hundred and fifty thousand dollars, and during the year one thousand eight hundred and fifty-two, an amount exceeding the sum of one hundred and fifty thousand dollars, and that the proceeds of said stock shall be used for no other purposes than those authorized by this act.

§ 2. It shall be lawful for the said the Mayor, Aldermen, and Commonalty of the city of New York, to deter-

mine what shall be the nominal amount or value of each share of the said stock, and of what number of shares the same shall consist; and they are hereby authorized to sell and dispose of such shares at or above the par value thereof, either at public auction or private sale.

§ 3. The provisions of the act, entitled "An act to regulate the finances of the city of New York, passed June 8, 1812," which are not repugnant to, or incompatible with, any provision in this act contained, shall apply to said stock.

§ 4. The moneys to be raised by virtue of this act, shall be applied to, and expended for, the purpose of reimbursing the treasury of said city, the amount advanced for extending the water pipes (mains) in said city, for the distribution of the Croton water, and for the further extension of the same.

§ 5. The ordinance now in force and approved of by the Mayor of said city, on the twenty-second day of February, eighteen hundred and forty-four, and any ordinance that may hereafter be passed by the said the Mayor, Aldermen, and Commonalty of the city of New York, in conformity with the provisions of this law, and relative to the sinking fund, shall not be amended without the consent of the legislature first had and obtained, except by setting apart and appropriating to and for the purpose of the said sinking fund, additional revenue, whenever the said the Mayor, Aldermen, and Commonalty of the city of New York shall deem proper; and the said ordinance shall remain in full force until the whole of the debt created by virtue of the act entitled "An act creating a public fund or stock in the city of New York, to be called the Croton Water Stock, and in

relation to the sinking fund of said city, passed May 13, 1845," and by virtue of this act shall be fully redeemed.

§ 6. This act shall take effect immediately.

18

AN ACT

TO AMEND AN ACT, ENTITLED "AN ACT TO CREATE THE CROTON AQUEDUCT DEPARTMENT IN THE CITY OF NEW YORK," PASSED APRIL 11, 1849.

(Passed June 27, 1851, "three-fifths being present.")

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

§ 1. The list of arrears of water rents referred to in the twenty-first section of the act entitled An act to amend an act entitled An act to create the Croton Aqueduct Department in the city of New York, passed April 11, 1849, shall remain in the office of the Croton Aqueduct Department until the first day of January thereafter, in each year, and in the mean time the Croton Aqueduct Department is authorized to receive the arrears of water rents from the termination of the water year, until the first day of January, thereafter, in each year.

§ 2. On the first day of January, in each year, the President of the Croton Aqueduct Department shall make, and transmit to the Comptroller of the city of New York, a list of all unpaid water rents for the preceding water year; and the Comptroller shall thereupon advertise and sell the property upon which the said water rents are a lien, in

the same manner as for unpaid taxes; after said list of arrears shall have been transmitted to the Comptroller, he shall be authorized to receive any of said arrears, in the same manner as for unpaid taxes.

§ 3. Sections twenty-two, twenty-three, twenty-four and twenty-five of the act hereby amended, are hereby repealed.

§ 4. [Section twenty-six, of the act hereby amended, is hereby amended, so as to read as follows:] "The water rents so in arrears, shall be and continue to be until paid, a lien upon the property to which the rent applies, and may be recovered and collected by sale of the premises, as provided by law in the cases of unpaid taxes, in the city of New York."

§ 5. This act shall take effect immediately.

19

AN ACT

TO FACILITATE THE ACQUISITION OF LANDS FOR A NEW RESERVOIR IN THE CITY OF NEW YORK.

(Passed June 30, 1853, "three-fifths being present.")

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

§ 1. The Croton Aqueduct Board, in the city of New York, for and in behalf, and in the name of the Mayor, Aldermen, and Commonalty of the city of New York, are authorized to acquire title to such lands, tenements, here-

ditaments and premises lying between Eighty-sixth and Ninety-sixth streets, and Fifth and Seventh avenues, or as much thereof as they may deem advisable, for the purpose of constructing a new Reservoir (in the city of New York) under the authority of the Common Council.

§ 2. The said Board, in the name of the Mayor, Aldermen and Commonalty of the city of New York, may present a petition to the Supreme Court, at any general term thereof, held in the first judicial district, praying for the appointment of Commissioners of Appraisal. Such petition shall be signed and verified by the officers of said Board, or any one of them; shall contain a description of the lands or real estate required for said purpose, and shall set forth that the same are required for the purposes of said reservoir.

§ 3. A notice of the presentation of such petition to the owners, lessees, parties and persons respectively entitled unto, or interested in, the lands, tenements, hereditaments and premises so required, shall be given by advertisement in four of the public newspapers having a large daily circulation in the city of New York, and shall be published daily, not less than thirty days. Such notice shall specify the time and place, where and when an application will be made for appointment of Commissioners of Appraisal, in pursuance of such petition, and the extent of the land required to be taken.

§ 4. At the time and place mentioned in said notice, unless the said court shall adjourn said application to a subsequent day, and in that event, at the time to which the same may be adjourned, upon due proof, to the satisfaction of the said court, of the publication aforesaid, shall

appoint three competent and disinterested persons, residents of the city and county of New York, commissioners, to ascertain and appraise the compensation to be made to the respective owners, lessees, parties and persons respectively entitled to, or interested in, the said respective lands, tenements, hereditaments and premises required for the reservoir aforesaid, and shall fix the time and place of the first meeting of such commissioners.

§ 5. The said Board may, at the time and place of moving for such appointment, propose to the court the names of three suitable persons, and the owners, lessees, parties and persons respectively entitled unto, or interested in, said premises, may likewise propose the names of three suitable persons as commissioners of appraisal.

§ 6. The said commissioners, before they enter upon the performance of the duties of their appraisal, shall severally take and subscribe an oath or affirmation, before some person authorized by law to administer oaths, faithfully to perform the trust and duties required of them by this act, which oath or affirmation shall be filed in the office of the Clerk of the city and county of New York, and any one of them may summon witnesses before them in the manner hereinafter provided; may administer oaths to witnesses, and they or any one of them, in the absence of the others, may adjourn the proceedings from time to time, in their discretion. It shall be their duty to view the premises affected by such proceedings, if they shall deem such view necessary; and they shall hear the proofs and allegations of any owner, lessee, party or person entitled to or interested in the said lands, tenements, hereditaments and premises, as to the extent of such interest.

§ 7. It shall be the duty of the said commissioners to proceed, with all reasonable diligence, to estimate in favor of the several owners, lessees, parties or persons interested in the lands to be taken, a just and equitable compensation for his, her or their land comprised therein, and to report to the said court, without unnecessary delay, at a general term thereof, the amount of such compensation to be paid to the respective owners, lessees, parties and persons aforesaid respectively. The said commissioners shall set forth, in said report, the names of the respective owners, lessees, parties or persons entitled thereto, or interested in the said lands, tenements, hereditaments and premises mentioned in the said report; and each and every parcel thereof, so far forth as the same shall have been ascertained by them, and an apt and sufficient designation or description of the respective lots or parcels of land, and other tenements and premises that may be required for the purposes aforesaid. But, in the place and stead of such description, the said commissioners may, if they deem it practicable and advisable, refer to a map or maps to be annexed to their report, showing the exact location and boundaries of each lot or parcel comprised within the land to be taken, as aforesaid, and the names of the owners or persons interested therein, respectively; but in all, and each and every case and cases where the owners and parties interested in their respective estates and interests are unknown or not fully known to the said commissioners, it shall be sufficient for them to set forth and state, in their general terms, the respective sums to be allowed and paid to the owners and proprietors thereof generally, without specifying the names or estates or interests of such owners, proprietors or parties interested, or any or either of them.

§ 8. On the report being completed by the said Commissioners, or a majority of them, notice of the presentation thereof, and of a motion for the confirmation of said report, shall be given to the owners, lessees, persons and parties interested in the lands, tenements, hereditaments and premises affected thereby, by advertisement in four of the public newspapers in the city of New York, having a large daily circulation, and shall be published daily, not less than sixty days; such notice shall specify the time, when and where an application will be made for confirmation of said report. At the time and place specified in said notice, unless the said court, at such general term, shall adjourn said motion to a subsequent day, and in that event, at the time to which the same may be adjourned, the court, after hearing any matter which may be alleged against the same, shall, by rule or order, confirm the said report, in whole or in part, or refer the same, or some part thereof, to the same Commissioners for revisal or correction, or to new Commissioners to reconsider the subject matter thereof, or any part thereof; and the said Commissioners to whom the said report, or any part thereof, shall be so referred, shall return the same report, or such part thereof as shall be so referred to them, corrected and revised, or a new report shall be made by them, in the premises, to the said court, without unnecessary delay, and the same, on being so returned, shall be confirmed by the said court, or again referred to by the said court, in manner aforesaid, as right and justice shall require, and so, from time to time, until a report shall be made or returned, in the premises, which the said court shall confirm; and such report, when so confirmed by the said court, shall be final and conclusive, as well upon the said Mayor,

Aldermen and Commonalty of the city of New York, as upon all the owners, lessees, persons and parties interested in, and entitled unto the lands, tenements, hereditaments and premises mentioned in the said report, and also upon all other persons whomsoever; and upon the confirmation of said report, the said the Mayor, Aldermen and Commonalty of the city of New York, shall become, and be seized in fee of all the lands, tenements, hereditaments and appurtenances, in the said report mentioned, that shall, or may be so required for the purpose of the new reservoir aforesaid; in trust, nevertheless, that the same be appropriated as and for a reservoir of the Croton Aqueduct, and thereupon the said Mayor, Aldermen and Commonalty, and the Croton Aqueduct Board, or any person or persons acting under their authority, may, immediately, or at any time or times thereafter, take possession of the same, or any part or parts thereof, without any suit or proceeding at law for that purpose.

§ 9. Sections one hundred and eighty-two, one hundred and eighty-three, one hundred and eighty-four, one hundred and eighty-seven and one hundred and eighty-eight, of the act entitled An act to reduce several laws relating particularly to the city of New York, into one act, passed April ninth, eighteen hundred and thirteen, shall apply to this act in the same manner and to the same effect as if the same were enacted herein.

§ 10. The Commissioners appointed under this act shall receive each the sum of not more than four dollars (besides all reasonable expenses for maps, surveys, plans and clerk hire) for each day they shall respectively be actually employed in the duties of their appointment, the same to

be paid by the Mayor, Aldermen and Commonalty of the city of New York.

§ 11. This act shall take effect immediately.

20

AN ACT

TO SIMPLIFY THE MANNER OF COLLECTING ARREARS IN TAXES, ASSESSMENTS AND REGULAR RENTS OF CROTON WATER IN THE CITY AND COUNTY OF NEW YORK.

(Passed July 20, 1853, three-fifths being present.)

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

§ 2. There shall be a bureau of arrears in the department of finance, at the head of which shall be a clerk of arrears.

§ 3. All the duties heretofore required by law to be performed by the Street Commissioner and Comptroller, in relation to advertising, selling and leasing for assessments, taxes and regular rents of Croton water, and the redemption of property sold therefor, shall hereafter be performed by the Clerk of Arrears, under the direction of the Comptroller.

§ 5. The Comptroller shall, without delay, furnish the Clerk of Arrears with an account of all property which has been sold for taxes, or for regular rents of Croton water, whereof the time for redemption shall not have expired.

§ 9. [Amended by sec. 9, chap. 335, Laws of 1854, so as to read as follows:] The President of the Croton Aqueduct Board shall annually, on the last day of the month of April, cause to be prepared and transmitted to the Clerk of Arrears a separate account, for each ward, of all lots in which the said regular rents for that water year may remain unpaid, with the amount due on each lot, and shall include in such account, which he shall first render after the passage of this act, whatever regular rents may remain unpaid of previous years, and shall at the time notify the Comptroller of the aggregate amount of the regular rents so returned, and shall thereafter receive no payments on account of the same, but may, nevertheless, certify to the Clerk of Arrears any overcharges which shall, upon such certificate, be remitted by the Clerk of Arrears at any time before settlement.

§ 10. There shall be ruled in the yearly assessment rolls for taxes of each ward, a new column headed "regular rents," in which, immediately after the confirmation of such assessment rolls, the Clerk of Arrears shall cause to be entered, opposite to the ward numbers of the property on which the said arrears may be due, the amounts due for "regular rents," as transmitted to him, in accordance with the provisions of the preceding section, and the same shall be, and continue to be, with the charges thereon, until paid, a lien upon the property on which they may be due, and shall be collected at the time, and in the same manner, with the taxes, to which they shall be added.

§ 11. The Receiver of Taxes shall, on the first day of June in each year, make a return to the Clerk of Arrears, of all taxes on real estate, and of "regular rents" of Cro-

ton water, which have been added thereto, remaining unpaid, and shall notify the Comptroller of the aggregate amount of arrears so returned, and balance on his books the accounts of arrears so returned, by charging the amount thereof to the Bureau of Arrears, and shall thereafter receive no payments on accounts of arrears so returned, but may nevertheless certify to the Clerk of Arrears any errors, which shall, upon such certificate, be corrected by the Clerk of Arrears any time before settlement.

§ 12. There shall be ruled in the yearly assessment rolls of taxes in each ward, a new column, headed "arrears," in which the Clerk of Arrears shall, annually, before any taxes for the year are collected, cause to be entered the word "arrears," or "sold," according as the fact may be, opposite to the ward numbers, on which any arrears of taxes, or of taxes with the regular rents of Croton water added, shall be due, or on which any assessment shall remain unpaid, which was due or confirmed, thirteen months prior to the first of June, then or past, or which may have been sold for assessments, taxes, or regular rents of Croton water, and yet be redeemable.

§ 13. There shall be ruled a column, headed "arrears," in every bill rendered for taxes, for lots on which said arrears for assessments, taxes, or taxes with "regular rents," for Croton water added, may be due as aforesaid, or which may have been sold and yet be redeemable; in which shall be written, opposite the entry of the ward number of said lots, "arrears," or "sold," according as the fact may be; and it is hereby declared to be the duty of the Receiver of Taxes, to cause a record to be kept of the ward numbers of all lots so noted in said bill as in arrears or sold, when

said bills are presented for settlement, and at the bottom of said bills shall be printed "the column for arrears indicates lots sold for arrears, or to be sold therefor; arrears to be paid, and lots redeemed at the office of the Clerk of Arrears."

§ 14. No real estate shall hereafter be sold, for any arrears of taxes on real estate or assessments thereon, until after three years from the time when the same shall have become due, nor for any arrears of "regular rents" for Croton water, until four years from the time the same shall have become due. An omission of the entry of "arrears," or "sold," in any bill, as required in the preceding section, shall have no other effect than to postpone the time of sale of the property represented by the number opposite which the entry shall have been omitted, in cases of arrears, for the further term of one year, and to extend the time for redemption two years, in cases of property sold; but no bill shall be considered evidence of such omission, unless paid and duly receipted.

§ 15. Interest shall hereafter be charged at the rate of twelve per cent. per annum, on all arrears of taxes and assessments returned to the Clerk of Arrears, from the time they become due until paid, and on the "regular rents" and charges for Croton water, from the time the taxes become due, to which they may be added, as required in section ten of this act, until paid.

§ 16. The Clerk of Arrears, upon the requisition of any person, shall furnish a bill of all arrears of taxes, and of taxes with the "regular rents" of Croton water added, on any lot or lots, due prior to the first of June, then last past; and of assessments which shall have been due twelve

months or over, including the amount necessary to redeem it or them, if it or they have been sold for any arrears of assessments, taxes, or regular rents for Croton water, and be yet redeemable; and upon the payment of the said bill (which shall be called a "bill of arrears of assessments, taxes and regular rents, for Croton water and for redemption"), his receipt thereon, which shall be conclusive evidence of such payment, countersigned by the Comptroller, who shall cause to be kept a duplicate account of amounts so collected, or the certificate of the Clerk of Arrears, countersigned by the Comptroller, that there are no such liens on said lot or lots, shall forever free the said lot or lots from all liens of taxes, or for taxes with the regular rents for Croton water added, or for regular rents for Croton water added to the taxes, prior to the first of June, then last past; and for all assessments due, thirteen months or over, prior to the date of the said receipt or certificate, and from all liens in consequence of sales for assessments, taxes, or regular rents for Croton water, or for all of them, when the time allowed by law for redemption had not expired at the date or time of said payment or certificate.

§ 19. All parts of acts, inconsistent with this act, are hereby repealed.

§ 20. This act shall take effect from January first, eighteen hundred and fifty-four.

AN ACT

TO AUTHORIZE THE MAYOR, ALDERMEN AND COMMONALTY OF THE CITY OF NEW YORK, TO BORROW FIVE HUNDRED THOUSAND DOLLARS, FOR THE PURPOSE OF BUILDING A NEW RESERVOIR, PURCHASING LANDS AND EXTENDING THE CROTON WATER WORKS.

(Passed April 17, 1854, three-fifths being present.)

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

§ 1. It shall be lawful for the Mayor, Aldermen and Commonalty of the city of New York, to borrow and raise by loan, from time to time, and in such amounts as they shall deem advisable, a sum not exceeding the sum of five hundred thousand dollars, by the creation and issuing of a public fund or stock, to be called "The Water Stock of the city of New York, of the year 1854," which shall bear an interest not exceeding five per cent. per annum, and shall be redeemable in the year one thousand eight hundred and seventy-five.

§ 2. It shall be lawful for the said Mayor, Aldermen and Commonalty, to determine what shall be the nominal amount or value of each share of the said stock, and of what number of shares the same shall consist; and they are hereby authorized to sell and dispose of such shares at or above the par value thereof, either at public auction or private sale.

§ 3. The provisions of the act entitled "An act to regulate the finances of the city of New York," passed June 8,

1812, which are not repugnant to or incompatible with any provision in this act contained, shall apply to the said stock.

§ 4. The moneys to be raised by virtue of this act shall be applied and expended to, and for the purpose of building a new reservoir, purchasing lands, and extending the Croton water-works in said city.

§ 5. This act shall take effect immediately.

AN ACT

TO IMPROVE THE SUPPLY, AND SECURE THE USE OF THE CROTON WATER IN THE CITY OF NEW YORK.

(Passed February 27, 1855.)

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

§ 1. The trench for laying a thirty-inch main, for conducting the Croton water from the receiving reservoir through the Eighth avenue, may be constructed by the Croton Aqueduct Department by days' work; also, the lowering or raising of the two thirty-six inch mains in the Fifth avenue, or the mains or pipes in any other avenue or street, wherever it shall become necessary by the alteration of a grade by the Common Council.

§ 2. This act shall take effect immediately.

CHAPTER 449.

AN ACT

TO FACILITATE THE ACQUISITION OF LAND FOR A JUNCTION GATE-HOUSE, AND TO CONNECT THE SAME WITH THE NEW RESERVOIR AND THE CITY MAINS IN THE CITY OF NEW YORK, AND TO PROVIDE FOR THE SETTLEMENT OF CLAIMS FOR DAMAGES CONNECTED THEREWITH.

(Passed April 16, 1860, "three-fifths being present.")

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

§ 1. The Croton Aqueduct Board, in the city of New York, for and in behalf, and in the name of the Mayor, Aldermen and Commonalty of the city of New York, are authorized to acquire title to the certain piece or parcel of land in said city of New York, bounded and described as follows:

Beginning at the intersection of the northerly line of Ninety-second street, with the westerly line of Ninth avenue, as laid out on the map or plan of said city; thence running northerly along said westerly line of Ninth avenue, seventy-five feet; thence westerly and parallel with Ninety-second street, one hundred feet to the easterly bounds of the Croton Aqueduct land; thence southerly along said Croton Aqueduct land, and parallel with Ninth avenue, seventy-five feet to the northerly line of Ninety-second street; thence easterly along said line of Ninety-second street, one hundred feet to the place of beginning; and also that portion of Ninety-second street lying east of a line, one hundred feet westerly from Ninth avenue, and

west of Central Park, being that portion of said street lying between the Croton Aqueduct and the Central Park.

§ 2. The said Board, in the name of the Mayor, Aldermen and Commonalty of the city of New York, may present a petition to the Supreme Court, at any special term thereof, held in the first judicial district, praying for the appointment of Commissioners of Appraisal. Such petition shall be signed and verified by the officers of said Board, or any one of them, and shall contain a description of the lands or real estate to be acquired.

§ 3. Sections three, four, five, six, seven, eight, nine and ten, of an act, entitled "An act to facilitate the acquisition of lands for a new reservoir for the city of New York," passed June 30th, 1853, shall apply to this act in the same manner and with the same effect as if the same were enacted herein; but any motion or application by said sections of said act, required to be made at a general term of the Supreme Court, may, in the proceedings authorized by this act, be made at a special term of said court.

§ 4. The said Croton Aqueduct Board are authorized to construct a junction gate-house, with the necessary machinery and equipments, upon the land acquired under this act, and to construct a branch aqueduct to connect the same with the new reservoir in the Central Park, such branch aqueduct to run through said Ninety-second street and the Central Park to said new reservoir; and also to construct such gate-houses for the new reservoir, and to lay such mains or pipes through the Central Park, as the Croton Aqueduct Board may deem necessary to conduct water to and from the reservoir to the public streets or

avenues of said city ; such mains or pipes to be laid upon such lines and grades as may be agreed upon between said Board and the Commissioners of the Central Park ; and it shall be lawful for said Board to purchase the materials necessary for, and to construct the works authorized by this act, at such prices and in such manner, by contract or otherwise, as they may deem the public interests require. And for the purpose of adjusting and determining the damages that the contractors to whom the gate-houses and aqueduct specified in this section, were awarded by the Croton Aqueduct Board, on the twenty-seventh day of October, eighteen hundred and fifty-eight, which they may be equitably entitled to recover of the city of New York, the same may be ascertained by three arbitrators, one of whom may be chosen by the Mayor of the city of New York, and one by the parties claiming such damages, and the third shall be appointed by the two arbitrators chosen as aforesaid ; such arbitrators shall take oath, and shall proceed to hear the case, and make and deliver their award therein, as provided in title fourteen, chapter eight, part third of the Revised Statutes, third edition ; upon filing such report with the clerk of the county of New York, an order of confirmation may be entered of course, and thereupon, if such report be in favor of the party claiming damages, such party shall be entitled to recover the same, and upon presenting a certified copy of such report and order of confirmation to the Comptroller of the city of New York, it shall be the duty of said Comptroller to draw his warrant for the amount thereof, and to pay the same.

§ 5. Said Croton Aqueduct Board shall, at the time of constructing the branch aqueduct, from the gate-house to the

new reservoir, also construct a common sewer or drain, upon each side of such branch aqueduct, in such manner as they shall deem most likely to protect said branch aqueduct from injury.

§ 6. When the said branch aqueduct and sewers shall have been constructed as authorized by this act, the said portion of Ninety-second street, hereby authorized to be acquired, shall be held by the said Mayor, Aldermen, and Commonalty, in the same manner as other public streets and avenues are held by the said Mayor, Aldermen and Commonalty.

§ 7. This act shall take effect immediately.

CHAPTER 372.

AN ACT

TO AUTHORIZE THE CORPORATION OF THE CITY OF NEW YORK TO BORROW A FURTHER SUM OF MONEY TO INCREASE THE SUPPLY OF CROTON WATER, AND TO EXTEND THE NECESSARY WORKS FOR ACCUMULATING AND DISTRIBUTING THE SAME IN SAID CITY.

(Passed April 14, 1860—"three-fifths being present.")

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

§ 1. It shall be lawful for the Mayor, Aldermen and Commonalty of the city of New York to borrow and raise by loan, from time to time, and in such amounts as they shall deem advisable, a sum not exceeding one million dollars, by the creation and issuing of a public fund or stock, to be

designated and known as "the Croton Water Stock," which shall bear an interest not exceeding six per centum per annum, and shall be redeemable within a period of time not less than twenty, nor more than thirty years from and after the passage of this act.

§ 2. It shall be lawful for the said Mayor, Aldermen and Commonalty aforesaid, to determine what shall be the nominal amount or value of each share of said stock, and of what number of shares the same shall consist, and they are hereby authorized to sell and dispose of such shares at or above the par value thereof, either at public auction or private sale, or by inviting proposals for the same in the manner in which the stocks of the said city are now usually disposed of.

§ 3. All the provisions of the laws heretofore passed, pledging the faith of the city of New York, and providing sinking funds for the payment of the interest on the city debt and the redemption of the principal of said debt, which are not repugnant to, or incompatible with, any provisions in this act contained, are hereby made applicable to the stock issued in pursuance of this act.

§ 4. The moneys to be raised by virtue of this act, shall be applied and expended to increase the supply of Croton water, and to the extension of the necessary works for accumulating and distributing the same in said city, and to no other purpose whatsoever.

§ 5. This act shall take effect immediately.

CHAPTER 406.

AN ACT

TO AMEND AN ACT ENTITLED "AN ACT CREATING A PUBLIC FUND OR STOCK IN THE CITY OF NEW YORK, TO BE CALLED THE CROTON WATER STOCK, AND IN RELATION TO THE SINKING FUND OF SAID CITY," PASSED MAY THIRTEENTH, EIGHTEEN HUNDRED AND FORTY-FIVE.

(Passed April 16th, 1859; three-fifths being present.)

Whereas, the revenues set apart by and mentioned in title two of an ordinance of the Mayor, Aldermen and Commonalty of the city of New York, entitled "An ordinance providing for the redemption of the city debt, and the payment of the interest thereon," passed February twenty-second, eighteen hundred and forty-four, being the revenues pledged and appropriated to the payment of the interest upon the said city debt, have accumulated after the payment of all interest provided for in said ordinance to be paid on said debt, and chargeable to said sinking fund for the payment of the interest on said debt, so that on the first day of January, eighteen hundred and fifty-nine, they amounted to the aggregate sum of two millions five hundred and seventy-nine thousand five hundred and thirty-four dollars and twelve cents;

And whereas, there is no object to which said sum and the accumulations which may hereafter arise from said revenues can be applied, as no power exists by which the Commissioners of the Sinking Fund mentioned in said ordinance, can invest said moneys permanently;

And whereas, it is desirable that said surplus, and the accumulations which may hereafter arise from said revenues, after the payment of all interest on said debt, should be transferred to the sinking fund for the redemption of the city debt, provided for in said ordinance: therefore

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

§ 1. The Commissioners of the Sinking Fund of the city of New York mentioned in the ordinance of the Mayor, Aldermen and Commonalty of said city, passed February twenty-second, eighteen hundred and forty-four, are hereby authorized and empowered to transfer the sum of two millions five hundred and seventy-nine thousand five hundred and thirty-four dollars and twelve cents (being the surplus on the first day of January, eighteen hundred and fifty-nine, over and above a sufficiency to pay the interest accrued to that date), from the sinking fund, for the payment of interest on the city debt, to the sinking fund for the redemption of the city debt of the said city of New York, and to invest the same in the manner authorized by law and ordinances in relation to said last-mentioned sinking fund.

§ 2. On the last day of December in each and every year, the surplus then existing in the sinking fund for the payment of interest on the said city debt, after the payment of the interest which may have accrued during the year, chargeable to or payable out of the said fund, shall be transferred to the sinking fund for the redemption of the city debt of said city, and the commissioners of the sinking fund of said city are hereby authorized and re-

quired to invest the surplus so transferred in the same manner as now provided by law, in respect to the revenues pledged to the sinking fund, for the redemption of the debt of said city.

§ 3. This act shall take effect immediately.

CHAPTER 37.

AN ACT

IN RELATION TO THE SALARIES OF THE OFFICERS OF THE CROTON AQUEDUCT BOARD OF THE CITY OF NEW YORK.

(Passed February 17, 1857—three-fifths being present.)

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

§ 1. The Common Council of the city of New York may, if they shall deem it expedient, increase the salaries of the present officers or commissioners forming the Croton Aqueduct Board of said city, for their present term of office.

§ 2. This act shall take effect immediately.

CHAPTER 24.

AN ACT

TO AMEND AN ACT ENTITLED "AN ACT TO AUTHORIZE THE MAYOR, ALDERMEN, AND COMMONALTY OF THE CITY OF NEW YORK, TO BORROW FIVE HUNDRED THOUSAND DOLLARS, FOR THE PURPOSE OF BUILDING A NEW RESERVOIR, PURCHASING LANDS, AND EXTENDING THE CROTON WATER WORKS," PASSED APRIL 17, 1854, AND TO ENABLE THE SAID CORPORATION TO BORROW FOR THE SAME PURPOSE THE FURTHER SUM OF ONE MILLION FOUR HUNDRED AND EIGHT THOUSAND DOLLARS.

(Passed February 13, 1857—three-fifths being present.)

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

§ 1. It shall be lawful for the Mayor, Aldermen, and Commonalty of the city of New York, to borrow and raise by loan, from time to time, and in such amounts as they shall deem advisable, a sum not exceeding the sum of five hundred thousand dollars, by the creation and issuing of a public fund or stock, to be called the Water Stock of the City of New York, of the year eighteen hundred and fifty-four, which shall bear an interest not exceeding six per cent. per annum, and shall be redeemable in the year eighteen hundred and seventy-five.

§ 2. The Mayor, Aldermen, and Commonalty of the city of New York are hereby authorized to borrow, from time to time, such sums as may be required for purchasing land and constructing the new reservoir, a sum equal to one

million four hundred and eight thousand dollars, in addition to the sum of five hundred thousand dollars, authorized by the first section of this act, at an interest not exceeding six per cent. per annum, and the principal reimbursable in the year one thousand eight hundred and seventy-five.

§ 3. Section one of the act hereby amended is repealed.

§ 4. This act shall take effect immediately.

CHAPTER 154.

AN ACT

TO PROTECT THE CROTON AQUEDUCT FROM INJURY DURING THE PROGRESS OF ANY WORK REQUIRED FOR ITS IMPROVEMENT AND ENLARGEMENT.

(Passed April 8, 1861—three-fifths being present.)

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

§ 1. The Croton Aqueduct Board of the city of New York are hereby authorized to complete the improvements at the Aqueduct Bridge, over the Harlem river, otherwise than by contract; and also to perform all work which may become necessary at the gate-house, or in the masonry of the aqueduct, for repairs and improvements, whenever, in the opinion of said Board, such work involves a risk of the daily flow of water into the city.

§ 2. This act shall take effect immediately.

CHAPTER 181.

AN ACT

TO AMEND CHAPTER THREE HUNDRED AND SEVENTY-TWO OF THE LAWS OF EIGHTEEN HUNDRED AND SIXTY, ENTITLED "AN ACT TO AUTHORIZE THE CORPORATION OF THE CITY OF NEW YORK TO BORROW A FURTHER SUM OF MONEY TO INCREASE THE SUPPLY OF CROTON WATER, AND TO EXTEND THE NECESSARY WORKS FOR ACCUMULATING AND DISTRIBUTING THE SAME IN SAID CITY."

(Passed April 12, 1861—three-fifths being present.)

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

§ 1. Chapter three hundred and seventy-two of the laws of eighteen hundred and sixty is hereby amended, by striking out the words "one million," where the same occur in the first section of said act, and inserting in the place thereof the words "nineteen hundred thousand."

§ 2. This act shall take effect immediately.

I

AN ORDINANCE

TO REGULATE THE WATER WORKS OF THE CITY OF NEW YORK.

(Passed September 7, 1842.)

The Mayor, Aldermen and Commonalty of the city of New York, in Common Council convened, do ordain as follows:

1. A Department, to be called the "Croton Aqueduct Department," is hereby is established.

2. The Croton lake, dam, aqueduct, bridges, reservoirs, distributing pipes, station-houses, offices, weirs, hydrants, pumps, fountains, and stop-cocks, belonging to the Corporation of the Mayor, Aldermen and Commonalty of the city of New York, and all land, waters and works, owned by said Corporation, adjacent thereto, or connected therewith, shall be hereafter known and designated as the "Croton Aqueduct Works."

3. Every person who shall enter into any contract for work to be done on the Croton Aqueduct Works shall give satisfactory security for the faithful performance of his contract according to its terms; and if any person shall neglect or refuse to perform his contract, he shall be excluded from any interest in any future contract in relation to the Croton Aqueduct Works.

4. No extra allowance over and above the contract price shall be made to any contractor, unless such extra allowance be directed by the Common Council.

5. The Croton Aqueduct Board shall keep their office in the old Alms-house Buildings,* open from 9 o'clock, A. M., until 4 o'clock, P. M., during every business day throughout the year.

6. The supply of water shall be cut off, in all cases where the rent is behind and unpaid ten days.

7. All persons contracting for a supply of water, shall pay the cost of the materials, and labor used and expended on the streets necessary to make the connection with the conduit pipes, or pay such annual interest thereon as required by the rules and regulations of the Croton Aqueduct.

* Place of business changed to the Rotunda, in 1848.

duct Board. No street shall be opened or pipes bored, or connection made, unless under the Croton Aqueduct Board, under the penalty of fifty dollars for each offense.

8. All persons are forbid to open any street pavement, and bore any water pipe, for the purpose of conducting the water into any dwelling, or other edifice, or any other use, under the penalty of fifty dollars for each offense, unless with the written permission of the President of the Croton Aqueduct Board.

9. All rents for the use of the water shall be paid in advance, at the time of applying for the water, and before any permit is issued, to be calculated up to the first day of May, succeeding; and all rents shall continue to be collected in advance, on the first day of May, annually, so long as the contract exists; and no contract for the supply of water shall be binding for a longer period than until the second succeeding first day of May, after such contract is entered into.*

10. If any person shall bathe, go into the Croton water, at either of the reservoirs, or any part of the Croton Aqueduct, or shall throw any stones, chips, or dirt, or any other material, substance, or thing whatever, into the reservoirs, or into the water or gate-houses, or into the ventilators, or aqueduct, or fountain basins, or shall in any manner injure or disfigure any part of the Croton Aqueduct Works, or the hydrants, stop-cocks, or any of the jets, or fountains, or appendages to said Croton Aqueduct Works, he shall be subject to a fine not exceeding fifty dollars, to

* Contract for supplying the State Prison at Sing Sing, and for supplying water to shipping, excepted.

be imposed by any police justice, or any magistrate, either on his own view, or on testimony taken in a summary manner. And in default of payment of any fine so imposed, such police justice or magistrate shall commit such offender to the city prison for a period not to exceed thirty days, unless such fine is sooner paid.

11. In case any person shall trespass on any part of the embankment of the Croton Aqueduct Reservoirs, or go or remain on the same, without permission of the proper persons having charge of the same; or in case any person does not comply with the regulation of the Croton Aqueduct Board, as to the times they shall leave the embankments of said reservoirs, or the grounds or buildings attached to said reservoirs, that then, and in that case, such person shall be subject to a fine of twenty-five dollars, to be levied and collected in the manner aforesaid; and in default of payment, imprisonment, as in like manner, not to exceed twenty days, in the city prison.

12. All existing provisions in any ordinance, or ordinances, inconsistent herewith, are hereby repealed.

Only such parts of the above ordinance are given as remain unrepealed, or are not affected by subsequent enactments.

ARTICLE I.

OF THE CROTON AQUEDUCT DEPARTMENT AND ITS BUREAUX, GENERALLY.

§ 350. The Croton Aqueduct Department is invested by the laws of this State, with the following powers and duties :

1. With the direction and settlement of all suits, claims and demands, against the Corporation, or against the Water Commissioners of the City of New York, created by the act for the appointment of Water Commissioners by the Governor and Senate, for the City of New York, passed May 2, 1834.

2. With the charge of the Croton Aqueduct, and all structures and works, and property connected with the supply and distribution of water to the city of New York, and the underground drainage of the same; and of the public sewers of the city; and the collection of the revenues arising from the sale of the water, with such other powers and duties as shall or may be prescribed by law.

3. With the preservation of the Croton lake and waters; with the preservation of the banks of the Croton river from injuries or nuisances; with the execution of such measures as may be necessary to preserve and increase the quantity of water, and keep it pure; with the management, preservation and repairs of the dam, gates, aqueduct, high bridge, reservoirs, mains, pipes, pipe-yard, and property of every description belonging to the water-works; and they shall have the construction of *such new works, and the purchase and laying down of such mains and pipes as the Common Council may authorize*; and also the construction, repairs and cleansing of all the sewers and underground drains, *but subject to the orders and directions of the Common Council, as to the times and places of building new sewers, and to the general plan which has been, or may be adopted for the sewerage and drainage of the city.* They shall be responsible for the supply of water, and the good order and security of all the works, from the Croton lake to the city, inclu-

sive, for the exactness and durability of the structures which may be erected, and of the daily work to be performed, and for the sufficiency of the supply in the pipe-yard to meet every casualty, and for the fidelity, care and attention of all persons employed by the department in watching the works, and in making constructions and repairs; and shall inspect thoroughly the interior of the aqueduct, and make the necessary repairs at least twice in each year.

§ 351. There shall be two bureaux in the Croton Aqueduct Department.

1. A bureau for the collection of the revenue derived from the sale of the Croton water, to be called the Bureau of Water Rents.

2. A bureau for the superintendence of the laying and repairing of the water pipes, and for the construction, repairing and cleaning of the sewers and underground drains, to be called the Bureau of Pipes and Sewers.

ARTICLE II.

OF THE CROTON AQUEDUCT BOARD.

§ 352. The chief officers of the Croton Aqueduct Board shall be called the President, Engineer, and Assistant Commissioner.

§ 353. The mode of their appointment, the tenure of their office, their qualifications, their powers and duties, and the manner of removing them from office and of filling vacancies in their respective offices, are prescribed by the

act to amend the charter of the city of New York, passed April 2, 1849, and by the act to create the Croton Aqueduct Department in the city of New York, passed April 11, 1849.

§ 354. All contracts for materials or work for the Croton Aqueduct, or for the construction, repair or cleansing of sewers and underground drains, shall be made by the Croton Aqueduct Board, and bonds for the faithful performance thereof, shall be taken and approved by them.

§ 355. All moneys payable by the Corporation for the performance of the contracts mentioned in the last section, or for work done by authority of the Croton Aqueduct Department, and all bills or accounts for the salaries of the officers and men attached thereto, and for blank books, paper, and contingencies of the department, shall be paid by the warrant of the Comptroller, upon the requisition of the Croton Aqueduct Board, against the appropriation applicable thereto; and all such contracts and accounts shall be kept and filed in the office of the Croton Aqueduct Board.

§ 356. No new works connected with the Croton Aqueduct, shall be constructed, nor shall any mains or pipes be purchased or laid down, or new sewers constructed, except with the authority of the Common Council; and except, also, that in case of any unexpected casualty or damage to the pipes, reservoirs, or other structures connected with the aqueduct, the Croton Aqueduct Board shall take immediate measures for the preservation and repair of the same, the expense of which shall be paid, on their requisition, by the warrant of the Comptroller.

§ 357. All sewers and drains in any of the streets, avenues or public places in the city, shall be under the charge of the Croton Aqueduct Board, who shall keep the same in good order and condition, and clean and free from obstructions; and shall cause such repairs to be made to them and to the receiving basins, culverts and openings connected therewith, as may from time to time become necessary.

§ 358. The Croton Aqueduct Board shall prescribe the mode of piercing or opening any of the sewers or drains, and the form, size and material of which connections made therewith shall be composed.

§ 359. They may, with the consent of the Street Commissioner, grant permission to persons to construct, at their own expense, sewers or drains, or to lay pipes to connect with any sewers or drains built in any of the streets or avenues in the city, on being furnished with the written consent of the owners of a majority of the property upon the street through which such sewer, drain or pipe is to pass; but such permission shall not be granted, except upon the agreement, in writing, of the persons applying therefor, that they shall comply with the ordinances in relation to excavating the streets; that they will indemnify the Corporation for any damages or costs to which they may be put by reason of injuries resulting from neglect or carelessness in performing the work so permitted, and that no claim will be made by them or their successors in interest against the Corporation, if the work so permitted be taken up by authority of the Common Council, or for exemption from an assessment lawfully imposed for constructing sewers or drains in the same vicinity; and

upon the further condition that the Common Council may at any time revoke such permission, and direct such sewers, drains or pipes to be taken up or removed.

§ 360. If any connection or opening be made into any sewer or drain, without the permission authorized in the last section, or in a mode different from that prescribed therefor, the person making such connection or opening, and the owner directing it, shall respectively be liable to a penalty of fifty dollars.

§ 361. All openings into sewers or drains for the purpose of making a connection therewith, from any house, cellar, vault, yard or other premises, shall be made by persons to be licensed, in writing, for that purpose, by the Croton Aqueduct Board.

§ 362. Every person who shall be licensed, as provided in the last section, shall, before performing any work authorized thereby, execute a bond to the Corporation, in such sum as the Croton Aqueduct Board may prescribe, with one or more sufficient sureties, to be approved by the President of the Board, conditioned that he will faithfully make the openings into such sewers or drains; that he will leave no obstructions of any description whatever therein; that he will properly close up the sewers or drains so opened; that he will make no opening into the arch of any sewer or drain; that he will properly restore the earth or pavement taken up for excavating, and repave the same, should it settle or become out of order within three months thereafter, or if he fail to do so within twenty-four hours after being notified thereof, that it may be repaved at his expense, by direction of the Croton

Aqueduct Board; that he will comply with the ordinances in relation to excavating the streets, and that he will indemnify the Corporation for any damages or costs to which they may be put, by reason of injuries resulting from neglect or carelessness in making such opening, or in performing any work connected therewith.

§ 363. There shall be paid to the President of the Croton Aqueduct Board, for the use of the Corporation, for every permit to connect with a sewer or drain from any house, store or building, the sum of ten dollars; and for every hotel, boarding-house or public building, covering more than twenty-five feet by fifty feet, an additional sum in that proportion.

§ 364. There shall be paid to the President of the Croton Aqueduct Board, for the use of the Corporation, for every permit to connect with a sewer or drain from a manufactory, brewery, distillery, or the like, for the purpose of carrying off water or fluid which shall not deposit sediment or obstruction, such sum as shall be fixed by the Croton Aqueduct Board.

§ 365. Any person obtaining a permit as provided in the last section, who shall permit any substance which shall form a deposit or obstruction in a sewer, drain or receiving basin to flow into the same, shall be liable to a penalty of fifty dollars for each offense.

§ 366. The President of the Croton Aqueduct Board shall keep a record of all permits granted by that Board for connections with sewers or drains, in which he shall enter the names of all persons from whom he may receive money for such permits, with the amount received from each per-

son, and the time when it was received. He shall render an account thereof, under oath, item by item, to the Comptroller, on Thursday of each week, and shall thereupon pay over the amount so received to the Chamberlain. He shall also, thereupon, receive from the Chamberlain a voucher for the payment thereof, which he shall forthwith, on the same day, exhibit to the Comptroller, and shall, at the same time, leave with him a copy thereof. In case the President shall be temporarily absent, the Assistant Commissioner shall act in his stead.

§ 367. The Croton Aqueduct Board is hereby directed to report to the Common Council, on or before the first day of November next, a scale of annual rents for the supply of the Croton water, to be called the regular rents, and apportioned to different classes of buildings in the city of New York, in reference to their dimensions, value, exposure to fires, ordinary uses for dwellings, stores, shops, private stables, and other common purposes, number of families or occupants, or consumption of water, as near as may be practicable. To enable the Board to obtain the information necessary for this purpose, an enumeration, and classification of the buildings within the water district, in such tabular form as the Croton Aqueduct Board shall prescribe, shall be made under the direction of the Aldermen and Assistant Aldermen of the respective wards, the expense of which shall be audited by the Croton Aqueduct Board, and paid on the warrant of the Comptroller.

CHAPTER I.

THE BUREAU OF WATER RENTS.

§ 368. This bureau, of which the Water Register is the

chief officer, is charged with the duty of collecting the revenues derived from the sale of the Croton water; and has the especial charge and superintendence of the accounts of the department, under the direction of the Croton Aqueduct Board.

§ 369. The Water Register, before entering upon the duties of his office, shall execute a bond to the Corporation, with two sufficient sureties, to be approved by the Comptroller, in the penal sum of fifteen thousand dollars, conditioned for the faithful performance of the duties of his office.

§ 370. He shall, on Thursday of each week, render to the Comptroller an account, under oath, item by item, of all moneys received by him, containing the names of the persons from whom they were received, the amounts received, and on what account and when paid, and shall thereupon pay over the amount so received, to the Chamberlain.

§ 371. There shall be in this bureau, a Deputy Register, an Accountant, and two Clerks.

§ 372. The Deputy Register shall superintend, under the direction of the Register, the keeping of the accounts, the receiving of the water rents, and the issuing of permits for the use of the water, and shall generally assist the Register in the performance of his duties.

§ 373. The Accountant shall keep the accounts of the Bureau of Water Rents, under the direction of the Register, and in such manner as shall be prescribed by the Croton Aqueduct Board.

§ 374. The Clerks shall respectively prepare and copy such papers appertaining to this bureau as may be directed by the Water Register, and shall generally perform such other duties connected therewith as may be assigned them by that officer.

CHAPTER II.

THE BUREAU OF PIPES AND SEWERS.

§ 375. This bureau, of which the Water Purveyor shall be the chief officer, is charged with the superintendence of the laying and repairing of the water pipes, and the construction, repairing and cleaning of the sewers and underground drains.

§ 376. The Water Purveyor shall, before entering upon the duties of his office, execute a bond to the Corporation, with one or more sureties, to be approved by the Comptroller, in the penal sum of two thousand dollars, conditioned for the faithful performance of the duties of his office.

§ 377. He shall make all estimates necessary to the laying and repairing of the water pipes, and the construction, repairing and cleaning of the sewers and underground drains, when required by the Croton Aqueduct Board.

§ 378. He shall keep correct accounts of the time of the men employed, and the work upon which they are engaged, and the expense attending the same, when it is not done by contract, and shall report the same, under oath, once in each week, to the Croton Aqueduct Board.

§ 379. He shall examine, audit and certify to the Croton Aqueduct Board, all accounts for supplies furnished, or

work done under his supervision, and as to the fulfillment or breach of any contract to be performed under his direction.

§ 380. He shall, from time to time, examine the state of the water pipes, sewers and underground drains, and report all repairs thereof, which in his judgment may be necessary, to the Croton Aqueduct Board.

§ 381. He shall, in all matters connected with his bureau, be under the control, direction and supervision of the Croton Aqueduct Board, and in addition to the duties prescribed by this chapter, shall perform such other duties, appertaining to the Croton Aqueduct Department, as may be required of him by that Board.

3

AN ORDINANCE

TO AMEND AN ORDINANCE TO REGULATE THE WATER WORKS
OF THE CITY OF NEW YORK.

(Passed September 7, 1842.)

§ 1. Any person or persons who shall obstruct the access to the different stop-cocks connected with the water pipes, by placing thereon stone, brick, lumber, dirt or any other materials, or who shall permit any such materials to be placed thereon by those in his or their employ, shall be subject to the penalty of fifty dollars for each offense, with an additional sum of twenty-five dollars for each day the same shall be continued, after notice for removal shall have been served.

§ 2. Any penalties herein prescribed shall be imposed on the offender, in like manner as is provided in the first section of the seventh title of the ordinance hereby amended, in respect to the penalty therein prescribed, and in default of the payment, the offender shall be subject to the like punishment by imprisonment, as is in said section prescribed.

Adopted by the Board of Aldermen, December 2, 1844.

Adopted by the Board of Assistants, December 11, 1844.

Approved by the Mayor, December 14, 1844.

D. T. VALENTINE, *Clerk C. C.*

4

AN ORDINANCE

TO AMEND AN ORDINANCE ENTITLED AN ORDINANCE RELATIVE
TO THE USE OF CROTON WATER FOR STREET WASHING, &C.

(Passed July 3, 1844.)

The Mayor, Aldermen and Commonalty of the city of New York, do ordain as follows:

So much of the ordinance entitled "An ordinance relative to the use of Croton water for street washing," &c., as allows the use of Croton water for washing streets, side-walks, steps or buildings, after 8 o'clock, A. M., from the first day of May to the first day of November; and after 9 o'clock, A. M., from the first day of November to the

first day of May. in each and every year, be, and the same is hereby repealed.

Adopted by the Board of Aldermen, February 11, 1853.

Adopted by the Board of Assistants, February 12, 1853.

Approved by the Mayor, February 14, 1853.

D. T. VALENTINE, *Clerk C. C.*

The ordinance as amended reads as follows:

AN ORDINANCE

RELATIVE TO THE USE OF CROTON WATER FOR STREET
WASHING, &C.

Be it ordained by the Mayor, Aldermen and Commonalty of the city of New York, in Common Council convened, that from and after the date of the passage of this ordinance, until the first day of November next, ensuing, and in each and every succeeding year, from the first day of May to the first day of November, all persons are forbid to use the Croton water for washing streets, sidewalks, steps or buildings, after 8 o'clock, A. M., and from the first day of November to the first day of May following, after 9 o'clock, A. M., under the penalty of five dollars for each offense.

It is the duty of policemen to see the above ordinance rigidly enforced.

AN ORDINANCE

TO AMEND AN ORDINANCE TO REGULATE THE WATER-WORKS
OF THE CITY OF NEW YORK.

(Passed April 13, 1843.)

§ 1. No person or persons except the Mayor, Aldermen or Assistants of the respective Wards, shall, without previous permission, in writing, from the Croton Aqueduct Board, unscrew or open any hydrant belonging or attached to the Croton Aqueduct Works, erected for the extinguishment of fires, except in case of fire in the neighborhood, nor shall leave said fire hydrant open for a longer time than shall be limited in said permission, nor shall use the water for other purposes than may be mentioned in said permission, under the penalty of not less than five dollars, nor more than twenty-five dollars for each offense, in the discretion of the magistrate before whom the complaint shall be made.

§ 2. No person or persons, except such as may be licensed by the Croton Aqueduct Board to sell water to shipping, shall take the water from any hydrant erected or to be erected in the city of New York, and attached to the Croton water pipes, for the purpose of selling the said water, or offering it for sale, under the penalty of twenty-five dollars for each offense.

§ 3. Any penalties herein prescribed shall be imposed on the offender in like manner as is provided in the first section of the seventh title of the ordinance hereby amended, in respect to the penalty therein prescribed, and in default of the payment, the offender shall be subject to the

like punishment by imprisonment as in the said section prescribed.

§ 4. It shall be the duty of the Street Inspectors, constables, marshals, police officers and watchmen, to enforce the observance of this ordinance to the utmost of their abilities, and to make complaint of any violation thereof to the proper authority.

Adopted by the Board of Assistants, November 15, 1847.

Adopted by the Board of Aldermen, December 6, 1847.

Approved by the Mayor, December 9, 1847.

D. T. VALENTINE, *Clerk C. C.*

The Mayor, Aldermen, and Commonalty of the city of New York, in Common Council convened, do ordain as follows:

§ 1. The Croton Aqueduct Board shall continue to grant licenses to such persons as it may deem proper, and who will comply with the conditions of this ordinance, for permission to use Croton water, from such of the public hydrants, as may be designated by said Board for the purpose of sprinkling the public streets of said city.

§ 2. Every person who shall thus obtain a license, shall pay to the Croton Aqueduct Department at the rate of one cent for every hundred gallons that shall be respectively used by them for such purpose.

§ 3. The sprinklers used by every such person shall be as follows, that is to say: a ten cylinder of six feet in length, and two and one-half inches in diameter; it shall contain not exceeding four rows of holes, which shall be at least one half inch apart, and of the size of eighteen inch wire gauge, or sixteen holes to the inch, and shall be made so as to throw the water directly on the street; the end of the cylinder shall be without holes.

§ 4. Any person licensed to use Croton water for the purpose of sprinkling the streets as aforesaid, who shall violate the provisions of this ordinance, shall, in the discretion of the said Board, have his said license revoked.

§ 5. All ordinances or parts of ordinances or resolutions, conflicting with this ordinance, are hereby repealed.

Adopted by the Board of Aldermen, May 8, 1850.

Adopted by the Board of Assistants, May 10, 1850.

Approved by the Mayor, May 11, 1850.

D. T. VALENTINE, *Clerk C. C.*

7

AN ORDINANCE

ESTABLISHING A SCALE OF WATER RENTS FOR THE CROTON
AQUEDUCT DEPARTMENT.

*The Mayor, Aldermen, and Commonalty of the city of New
York, in Common Council convened, do ordain:*

That the annual rents to be collected by the Croton
Aqueduct Department, shall be as follows, to wit:

On all tenements coming within the provisions of the law of April 11, 1849, having a front width of sixteen feet and under, and of not more than one story high, the sum of four dollars; of not more than two stories high, the sum of five dollars; of not more than three stories high the sum of six dollars; of not more than four stories high, the sum of seven dollars; and of five stories high and over, the sum of eight dollars.

On all tenements having a front width of not more than eighteen feet, and over sixteen, and of not more than one story high, the sum of five dollars; of not more than two stories high, the sum of six dollars; of not more than three stories high, the sum of seven dollars; of not more than four stories high, the sum of eight dollars; and of five stories high and over, the sum of nine dollars.

On all tenements having a front width of not more than twenty feet, and over eighteen, and of not more than one story high, the sum of six dollars; of not more than two stories high, the sum of seven dollars; of not more than three stories high, the sum of eight dollars; of not more than four stories high, the sum of nine dollars; and of five stories high and over, the sum of ten dollars.

On all tenements having a front width of not more than twenty-two feet six inches, and over twenty feet, and of not more than one story high, the sum of seven dollars; of not more than two stories high, the sum of eight dollars; of not more than three stories high, the sum of nine dollars; of not more than four stories high, the sum of ten dollars; and of five stories high and over, the sum of eleven dollars.

On all tenements having a front width of not more than twenty-five feet, and over twenty-two feet six inches, and of not more than one story high, the sum of eight dollars; of not more than two stories high, the sum of nine dollars; of not more than three stories high, the sum of ten dollars; of not more than four stories high, the sum of eleven dollars; and of five stories high and over, the sum of twelve dollars.

On all tenements having a front width of not more than thirty feet, and over twenty-five feet, and of not more than one story high, the sum of ten dollars; of not more than two stories high, the sum of eleven dollars; of not more than three stories high, the sum of twelve dollars; of not more than four stories high, the sum of thirteen dollars; and of five stories high and over, the sum of fourteen dollars.

On all tenements having a front width of not more than thirty-seven feet six inches, and over thirty feet, and not more than one story high, the sum of twelve dollars; of not more than two stories high, the sum of thirteen dollars; of not more than three stories high, the sum of fourteen dollars; of not more than four stories high, the sum of fifteen dollars; and of five stories high and over, the sum of sixteen dollars.

On all tenements having a front width of not more than fifty feet, and over thirty-seven feet six inches, and of not more than one story high, the sum of fourteen dollars; of not more than two stories high, the sum of fifteen dollars; of not more than three stories high, the sum of sixteen dollars; of not more than four stories high, the sum of seventeen dollars; and of five stories high and over, the sum of eighteen dollars.

In the apportionment of regular rents upon a dwelling-house, the family or families occupying the same, to number not more than fifteen persons; for every ten persons beyond that number, an additional rent of two dollars and fifty cents per year shall be charged.

The rent of all tenements which shall exceed in width fifty feet, shall be the subjects of special contract with the Croton Aqueduct Board.

And do further ordain: That the extra and miscellaneous rates shall be as follows, to wit:

BAKERIES—For the average daily use of flour, for each barrel, the sum of three dollars per annum.

BATHING-TUBS in private houses, beyond one, at three dollars per annum each, and five dollars per annum each, in public houses, boarding houses, bathing establishments and barbers' shops.

BOARDING-SCHOOLS shall be charged at the rate of from fifteen to fifty dollars each; and school-houses at the rate of from ten to twenty dollars each per annum.

BUILDING PURPOSES—For each one thousand bricks laid, the sum of ten cents per thousand.

COW STABLES—For each and every cow, the sum of seventy-five cents per annum.

FOUNTAINS—Ordinarily used three hours per day, for a period of not more than four months in the year, shall be charged as follows: a one-sixteenth of an inch jet, the sum of seven dollars per annum; for a one-eighth of an inch jet, the sum of fifteen dollars per annum;

for a one-quarter of an inch jet, the sum of forty dollars per annum; for a one-half inch jet, the sum of ninety dollars per annum; and for an inch jet, the sum of two hundred dollars per annum. No fountain shall be permitted on any premises where the water is not taken for other purposes, and to an extent sufficient for those purposes; and if the water from the jet or fountain be permitted to flow into premises adjacent to or in the neighborhood where it may be used for other purposes, the supply shall be stopped and the amount of payment forfeited.

HORSES, PRIVATE—For two horses there shall be charged the sum of six dollars per annum; and for each additional horse, the sum of two dollars.

HORSES, LIVERY—For each horse up to, and not exceeding thirty in number, the sum of one dollar and fifty cents each per annum; and for each additional horse, the sum of one dollar.

HORSES, OMNIBUS AND CART—For each horse, the sum of one dollar per annum.

HORSE TROUGHS—For each trough on sidewalks, the sum of five dollars per annum.

HOTELS AND BOARDING HOUSES shall, in addition to the regular rate for private families, be charged for each lodging room at the discretion of the Croton Aqueduct Board.

PORTER HOUSES, TAVERNS AND GROCERIES shall be charged an extra rate of from three to thirty dollars.

PRINTING OFFICES shall be charged at such rates as may be determined in the discretion of the Croton Aqueduct Board.

REFECTORIES shall be charged at such rates as may be determined in the discretion of the Croton Aqueduct Board.

SLAUGHTER-HOUSES shall be charged at the rate of from ten to twenty dollars per annum each.

STEAM ENGINES shall be charged by the horse power, as follows: for each horse power up to, and not exceeding ten, the sum of ten dollars per annum; for each exceeding ten, and not over fifteen, the sum of seven dollars and fifty cents each; and for each horse power over fifteen, the sum of five dollars.

STREET WASHERS—For each street washer on the sidewalk, the sum of two dollars per annum.

WATER CLOSETS—For every water closet beyond one, the sum of two dollars per annum.

All manufacturing and other business requiring a large supply of water, are to be charged therefor, per one hundred gallons, on the average estimated quantity during the year; the year to be estimated at three hundred days, as follows:

When the quantity used averages two hundred gallons per day, or less, at the rate of five cents per one hundred gallons.

When the quantity used averages from two hundred to

three hundred gallons per day, at the rate of four cents per one hundred gallons.

When the quantity used averages from three hundred to one thousand gallons per day, at the rate of three and a half cents per one hundred gallons.

When the quantity used averages from one thousand to two thousand gallons per day, at the rate of three cents per one hundred gallons.

When the quantity used averages from two thousand to ten thousand gallons per day, at the rate of two cents per one hundred gallons.

When the quantity used exceeds ten thousand gallons per day, the price shall be fixed by the Croton Aqueduct Board, but in no case at less than one cent per one hundred gallons.

All matters not hereinbefore mentioned, are reserved for special contract by and with the Croton Aqueduct Board.

All ordinances and parts of ordinances, inconsistent with this ordinance, are hereby repealed.

Adopted by the Board of Aldermen, February 4, 1851.

Adopted by the Board of Assistants, March 18, 1851.

Approved by the Mayor, March 20, 1851.

D. T. VALENTINE, *Clerk C. C.*

AN ORDINANCE.

Be it ordained by the Mayor, Aldermen and Commonalty of the city of New York, in Common Council convened :

That the Croton Aqueduct Board be, and they are hereby authorized and directed to employ a sufficient number of casks with water-tight boxes, for the immediate removal of the refuse matter taken from the sewers and receiving basins, and to use for the purpose of dumping the same, any and all dumping grounds set apart for the use of the Commissioner of Streets and Lamps.

And be it further ordained, for the purposes of this ordinance, that the sum of four thousand dollars be, and it is hereby appropriated, the same to be added to the appropriation for sewers, repairs and cleaning, as an additional appropriation therefor.

Adopted by the Board of Councilmen, May 25, 1855.

Adopted by the Board of Aldermen, June 8, 1855.

Approved by the Mayor, June 11, 1855.

D. T. VALENTINE, *Clerk C. C.*

RESOLUTIONS OF THE COMMON COUNCIL.

1. *Resolved*, That the Croton Aqueduct Department be, and is hereby authorized to lay down water pipes, from the passage of this resolution to the 31st of December next, in such streets and avenues as require the same, to the extent of the appropriations heretofore made for that object, and no further, provided such water pipes be laid only in streets and avenues where the rents to be received from

the water will equal the interest on the cost of laying the pipes.

Adopted by the Board of Aldermen, September 24, 1849.

Adopted by the Board of Assistants, October 1, 1849.

Approved by the Mayor, October 6, 1849.

2. *Resolved*, That the nine lots of land belonging to the city situate on the westerly side of avenue A, and between Twenty-fourth and Twenty-fifth streets, be, and the same are set apart for the use of the Croton Aqueduct Department, to be used as a proving yard, and that the Comptroller be directed to obtain possession of the same forthwith, from the lessee.

Adopted by the Board of Assistants, November 19, 1849.

Adopted by the Board of Aldermen, December 10, 1849.

Approved by the Acting Mayor, December 13, 1849.

3. *Resolved*, that the Croton Aqueduct Board be, and is hereby requested to abate all trespasses on the Croton Aqueduct property, and prevent the lands of the Croton Aqueduct being used for roads, except at crossings; also, to inclose the Croton Aqueduct lands through all the villages, and at such other places, as, in their opinion, the proper preservation of the work, and the city title to the lands, may require.

Adopted by the Board of Aldermen, December 17, 1849.

Adopted by the Board of Assistants, December 28, 1849.

Approved by the Acting Mayor, December 29, 1849.

4. *Resolved*, That the public schools and public institu-

tions and public offices, within the city and county, be charged for Croton water, at the same rate as to individuals.

Adopted by the Board of Aldermen, February 20, 1850.

Adopted by the Board of Assistants, March 1, 1850.

Approved by the Mayor, March 7, 1850.

I

RULES AND REGULATIONS ADOPTED BY THE CROTON AQUEDUCT BOARD IN RELATION TO WATER.

No owner or tenant will be allowed to supply water to other persons or families, except for domestic purposes.

No addition or alteration whatever, in or about any tap, pipe or water cock, shall be made or caused to be made, by any person, without permission first had from this Board.

All persons taking the water, must keep their own service pipes, including the tap in the street, and all fixtures connected with such service, in good repair, and protected from frost, at their own risk and expense, and shall *prevent all waste of water*.

Street washers shall be used only within the hours named in the above ordinance, nor must they be converted into jets, or the water suffered to run to waste, or leak, or used to wash the filth of gutters down upon neighbors, or into the receiving basins of sewers, or used to throw floods of water on the streets, but merely to sprinkle them.

Caps upon street washers must be kept in good order, and not projecting more than three-fourths of an inch above the sidewalk.

It will not be permitted to use a *hose* to wash off *coaches*, *omnibuses* or other *vehicles*, or *horses*, under any circumstances; they must be washed from a pail or box, in the old way.

No horse-watering fixtures will be permitted in the street, or on the sidewalk, except upon a license taken out for that purpose; these licenses to be annually renewed on the first of May.

No hydrant will be permitted on the side-walk, or in the front area, and if standing in a yard or alley, attached to any dwelling or building, will not be permitted to be left running when not in actual use, and if the drip or waste from such hydrant, overruns the sidewalk, and freezing, becomes dangerous in winter, the supply will be shut off.

Taps at wash-basins, water-closets, baths, and urinals, must not be left running. The use of self-acting urinals is prohibited; wherever they are now in use they must be removed without delay. It is sufficient to wash the basins once or twice a day with a quart of water, instead of allowing the taps to run day and night, wasting, upon an average, not less than fourteen hogsheads of water every twenty-four hours.

Yard fountains must not be permitted to play more than three hours each day, for four months in the year.

No fountains or jets in hotels, porter-houses, eating-

houses, confectioneries, or other buildings, must be in use more than three hours in the day, for four months in the year, without a special permit for that purpose, and an additional payment beyond the established rates. By an investigation made in 1851, it was shown that an annual waste of one hundred millions of gallons took place from these small jets alone, in consequence of their abuse. The Board reserves the right to suspend the use, or to abolish all private fountains and jets, and street-washers, whenever, in its opinion, the public interests require it.

No ferry-boat to permit the transportation of Croton water across the river for sale, or for the use of any individual, or family; nor must any person attached to such ferry take it across either river for his own, or the use of others, or for sale.

Applications for water must state fully and truly, all purposes for which it is required, and when paying the annual charges for it, parties must frankly, and without concealment, answer all questions put to them relating to its consumption.

The officers of the department personally, and every person by them delegated for the purpose, to have free access, at proper hours of the day, to all parts of every building and steam vessel in which Croton water is delivered and consumed.

The penalty for a violation of any of the preceding ordinances, rules and requirements, in addition to the fine, will be the prompt stoppage of the supply of water; nor will it be restored, except upon payment of the expense of shutting it off and putting it on, and a satisfactory understand-

ing with the party, that no future cause of complaint shall arise.

2

RULES AND REGULATIONS ADOPTED BY THE CROTON AQUEDUCT BOARD.

The following rules and regulations have been adopted by the Croton Aqueduct Board, for the government of Plumbers licensed by them:

1. The party applying for license, must be a citizen of the United States, residing in the city of New York, of the age of twenty-one years, and at the time of application, furnish the Board with a satisfactory certificate, signed by at least two licensed Plumbers, that the applicant is known to them as a person regularly educated to the business, and qualified to receive a license.

2. At the time of receiving a license, the party shall file a bond, in accordance with the following ordinance of the Common Council:

Be it ordained by the Mayor, Aldermen and Commonalty of the city of New York:—That every Plumber heretofore licensed by the Croton Water Board be, and he is hereby required, on or before the 1st day of May next, to execute and deposit in the Croton Aqueduct Department a bond with one or more sureties, to be approved by the President of that Department, in the sum of one thousand dollars, conditioned that he will indemnify and save harmless, the Mayor, Aldermen and Commonalty of the city of New

York, of and from all accidents and damage consequent thereupon, for or by reason of any opening in any streets, lanes or avenues, made by him, or by those in his employment, for the purpose of putting down any service pipe or pipes, for the introduction of the Croton water, or for making any connection with any public or private sewer, or for any other purpose or object whatever; and that he will also replace and restore the street pavement over such opening to as good state and condition as he found it, and keep and maintain the same in good order, to the satisfaction of the Superintendent of Pavements, for the period of six months next thereafter.

And be it further provided, That every Plumber hereafter to be licensed by the Croton Aqueduct Department, shall, before he receives such license, and before entering upon his duties as such Plumber, execute and deposit, as above required, a like bond.

Adopted by the Board of Assistants, April 5, 1850.

Adopted by the Board of Aldermen, April 6, 1850.

Approved by the Mayor, April 8, 1850.

D. T. VALENTINE, *Clerk C. C.*

“No street shall be opened, nor pipes bored, nor connection made, unless under the direction of the Croton Aqueduct Board, under the penalty of fifty dollars for each offense.”

“All persons are forbid to open any street pavement, and bore any water pipe, for the purpose of conducting the water into any dwelling, or other edifice, or any other use,

under the penalty of fifty dollars for each offense, unless with the written permission of the President of the Croton Aqueduct Board."—*Extract from Ordinances of 1845.*

It is to be understood by licensed parties, that the above restrictions of 1845, in relation to the opening of streets without permission, is not to prevent them rendering assistance, in case of accident to the service pipes occurring during the night, or at hours when the office is closed—the Board only requiring, in such cases, that the permit shall be taken out immediately after the opening of the office thereafter.

And it is further ordered by the Croton Aqueduct Board:

1. That every Plumber, on receiving his license, shall have recorded his actual place of business, the name under which the business is transacted, and shall immediately notify the Board of every change of either thereafter. Removal of residence from the city shall act as a forfeiture of license.
2. Applications for water must state, fully and truly, all purposes for which it is required.
3. Notice must be left at the office of the Croton Aqueduct Department, by the Plumber, about to lay down service pipe, fixing the day on which he wishes the ferrule inserted. This notice must be at least at or before four o'clock, P.M., two days previous to the excavation for the insertion of the ferrule.
4. The ferrule inserted in the distributing pipes, will be of the size specified in the permit and order. No service pipe will be permitted of larger dimensions than one and

a quarter inches, nor tap larger than five-eighths of an inch, except by special agreement.

5. The street must be opened, and the paving stones and earth deposited in a manner that will occasion the least inconvenience to the public, and provide for the passage of water along the gutters.

6. Six and twelve inch pipe must be tapped on the band, where there are bands, and the opening must be made for that purpose; larger pipe may be tapped at any part, except the hub.

7. After the ferrule is inserted, the earth must be carefully rammed with suitable rammers, under the distributing pipes, to a level with the top of the pipe, before the connection is made, and covered with a cast iron box, furnished by this department.

8. The pavement and flagging are to be restored to at least as good condition as previous to excavation, and the paving must be done by a paver who understands his business.

9. The Superintendent of Tapping and the Superintendent of Streets are authorized to supervise and direct these operations, and, with the Water Police, from time to time, report on the manner the Plumbers perform their work, and the condition in which they find the parts repaved, for six months thereafter.

After notice has been sent from the office to any Plumber complained of by the above parties, no more permits will be granted said Plumber, until a certificate from the Superintendent of Streets shall have been filed by him, that

the defect in the pavement complained of, has been repaired in a workmanlike manner.

10. No alteration or addition whatever, in or about any conduit, pipe or water-cock, shall be made, or caused to be made, by persons taking the water, without notice thereof being previously given to, and permission had from, the Board.

11. No hydrant will be permitted on the sidewalk, or placed in such manner in an area as to cast its waste on the pavement.

12. Every Plumber is further required, on the first day of each month, to make a return to this office of all work done by him, calculated in any wise to affect, either by increase or decrease, a change in the water rate on the premises where said work has been executed, with the date when, and the name of the party for whom, said work was done—for the proper return of which, blanks will be furnished on application. A full return for all work done in newly erected buildings will be required.

13. No Plumber shall allow his name to be used by any other person or party, either for the purpose of obtaining permits, or doing any other work under his license.

14. Any Plumber who shall be guilty of a violation of any of the preceding regulations, will be immediately deprived of his license, or the same may be revoked, at the pleasure of the Croton Aqueduct Board.

15. These regulations will be rigidly and in all cases enforced to the very letter

RULES AND REGULATIONS FOR THE GOVERNMENT OF THE CROTON WATER POLICE.

The Water Police are required to make daily reports in writing, at 12, M., to the Water Purveyor or Register:

1. Of all *leaks* or *breaks* in the Croton mains and service pipes, hydrants and street washers.

2. Of all street washers without a cover, and of all violations of the ordinance prescribing the times during which street washers may be used.

3. Of any extravagant or wasteful use of water, or accidental or willful injury to property in charge of the Croton Aqueduct Department.

4. Of all persons using the Croton water for building purposes, or for any purpose not distinctly mentioned in their permit.

5. Of all connections made with sewers or main pipes, and by whom.

6. Of all openings made in the streets or avenues, for repairs to service pipes and drains, and the name of the person doing the work.

7. And of all new buildings erected since the first of January, 1856, and hereafter erected, giving their width in front, height in stories, street number where there is any; if none, then the distance and direction from the nearest intersecting street or avenue, and for what purpose the same is to be occupied.

8. To attend all fires in their respective districts, and to see that the fire hydrants are properly closed when no longer in use, and report the number of buildings destroyed and location of the fire.

N. B. The reports must be plainly written, and contain the names of the plumber, builder, owner or occupant, and the location of the premises described, with such other information as may be necessary.

Industry and vigilance in the discharge of these, and all duties appertaining to the appointment, will be required, and neglect or carelessness will be followed by loss of place.

WATER COMMISSIONERS,

APPOINTED BY THE GOVERNOR WITH THE CONSENT OF THE SENATE.

1834.	1840.
Stephen Allen,	Samuel Stevens,
Benjamin M. Brown,*	Zebedee Ring,
Saul Alley,	John D. Ward,
William W. Fox,	Benjamin Birdsall,
Charles Dusenberry,	Samuel R. Childs.
Thomas S. Woodruff.†	
* Resigned in 1837.	
† Appointed to fill a vacancy occasioned by the resignation of B. M. Brown.	

1843.	1848.
Stephen Allen,	Philip Hone,
Saul Alley,	Ambrose C. Kingsland,
William W. Fox,	Nathaniel Weed,
Charles Dusenberry,	J. H. Hobart Haws,
Thomas S. Woodruff.	Marshall O. Roberts.

ENGINEERS IN CHIEF UNDER THE ABOVE COMMISSION.

1834 to 1836, David B. Douglass,
1836 to 1849, John B. Jervis.

The above offices were abolished by the law of 1849.

CROTON AQUEDUCT BOARD,

AS CREATED UNDER ORDINANCE OF 1842.

1842.	1844.
John L. Lawrence, President,	James A. Coffin, President,
Myndert Van Schaick,	Myndert Van Schaick,
Cornelius W. Lawrence,	Horatio Allen,
Samuel B. Ruggles,	Samuel B. Ruggles,
J. Phillips Phoenix.	Harvey Hunt.

OFFICERS OF THE DEPARTMENT.

PRESIDENTS.

Samuel Stevens,.....July 7, 1842, to September 14, 1842.
 John L. Lawrence,....September 15, 1842, to August 3, 1843.
 James A. Coffin,.....August 3, 1843, to July 23, 1848.
 Myndert Van Schaick,..July 24, 1848, to November 1, 1848.
 Uziah Wenman,.....November 1, 1848, to July 18, 1849.

REGISTERS OF WATER RENTS.

1842. Alonzo B. Bigelow,	1844. Henry L. Robertson.
1843. Charler E. Peterson.	1847. Drake B. Palmer.

WATER PURVEYORS.

1840. Crandal Rich.	1844. John P. Flender.
1842. William A. Freeborn.	1845. Jesse Brush.
1843. Wilson Small.	1847. Samuel B. Warner.

[The above organization was abolished on the organization of the Department under the provisions of the act of April 11, 1849.]

ORGANIZATION OF THE CROTON AQUEDUCT DEPARTMENT, UNDER THE ACT OF APRIL 11, 1849.

CROTON AQUEDUCT BOARD.

Nicholas Dean, Pres't, Comm'er,	July 18, 1849, to Aug. 31, 1853.
Elias L. Smith, " "	Dec. 1, 1853, to Jan. 1, 1855.
M. Van Schaick, " "	Jan. 1, 1855, to Jan. 25, 1860.
Thos. Stephens, " "	April 12, 1860.
Theo. R. De Forest, Ass't "	July 18, 1849, to Aug. 10, 1859.
Thos. B. Tappen, " "	Aug. 11, 1859.
Alfred W. Craven, Eng'r, "	July 18, 1849.

REGISTER OF WATER RENTS.

Revo C. Hance.....August 1, 1849.

WATER PURVEYOR.

John P. Flender.....July 25, 1849, to Sept 30, 1859.
 Aaron B. Rollins.....Oct. 1, 1859.

CROTON AQUEDUCT COMMITTEES.

1840—1841

[Aldermen.

Peter Cooper,
 William Chamberlain,
 Samuel Nichols.

Assistant Aldermen.

David Vandervoort,
 Moses G. Leonard,
 William L. Wood.

1841 - 1842.

Moses G. Leonard,
 Richard S. Williams,
 Frederick R. Lee.

Henry Brevoort,
 Daniel Ward,
 William Adams.

Aldermen.

Henry E. Davies,
Edward D. West,
Charles W. Smith.

1842—1843.

Assistant Aldermen.

George F. Nesbitt,
William Dodge,
Daniel Ward.

Frederick R. Lee,
William V. Brady,
David Vandervoort.

1843—1844.

Daniel Ward,
Samuel Nichols,
William Dodge.

William B. Cozzens,
Thomas Winship,
Elias G. Drake.

1844—1845.

James Smith,
Peter P. Voorhis,
John J. V. Westervelt.

David S. Jackson,
Thomas B. Tappen,
William V. Brady.

1845—1846.

George H. Purser,
John J. V. Westervelt,
Nathan Roberts.

Emanuel B. Hart,
James Walsh,
William V. Brady.

1846—1847.

James Robertson,
Edwin Nichols,
Stephen H. Feeks.

Theodore R. De Forest,
William Adams,
Thomas B. Tappen.

1847—1848.

George F. Clark,
James Robertson,
John P. Cumming.

1848—1849.

Aldermen.

Theodore R. De Forest,
William Adams,
Frederick D. Kohler.

Assistant Aldermen.

Charles Webb,
Timothy R. Hibbard,
Joseph Jamison.

Jonathan W. Allen,
Alexander M. Schultz,
Charles Webb.

1849.

Charles G. Dean,
Warren Brady,
Asahel A. Denman.

Edmund Griffin,
Joseph Britton,
Patrick Kelly.

1850.

Charles G. Dean,
Joseph Rogers,
Thomas J. Barr.

The same.

1851.

Samuel R. Mabbatt,
John Boyce,
Robert A. Sands.

Jacob F. Oakley,
Abraham Moore,
John Boyce.

1852.

Charles H. Ring,
Timothy O'Brien,
William H. Wright.

The same.

1853.

Daniel H. Hunt,
Helmus M. Wells,
Samuel R. Mabbatt.

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1854.

Aldermen.

William Chauncey,
Cummings H. Tucker,
Henry H. Hoffmire.

Councilmen.

Worthington Hodgkinson.
Daniel D. Conover,
John McIntyre,
Alfred Brush,
Peter Crawford.

1855.

Josiah W. Brown,
Samuel H. Moser,
John Kelly.

Alfred Brush,
Thomas B. Ridder,
George W. Jenkins,
William M. Vermilye,
Thomas Dunlap.

1856.

Nathan C. Ely,
Peter P. Voorhis,
Peter Moneghan.

Samuel Hopper,
Ledyard K. Avery,
William Floyd,
Henry W. Colyer,
James Wallace, Jr.

1857.

Peter Moneghan,
William Coulter,
James Owens.

Benjamin T. Rhodes,
W. H. Doherty,
James E. Clark,
James Wallace, Sr.,
Andrew J. Campbell.

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1858.

Aldermen.

Thomas W. Adams,
Michael Tuomey,
James Owens.

Councilmen.

Benjamin T. Rhodes,
Edward Costello,
James Webb.

1859.

William J. Peck,
Thomas Stephens,
Henry Smith.

John McConnell,
William Laimbeer, Jr.,
Gilbert M. Platt.

1860.

Michael Tuomey,
John T. Henry,
Henry Smith.

John Hogan,
Daniel Townsend,
James Burns.

1861.

Michael Tuomey,
Andre Froment,
John H. Brady.

John Hogan,
Michael C. Gross,
Henry A. Smith.

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