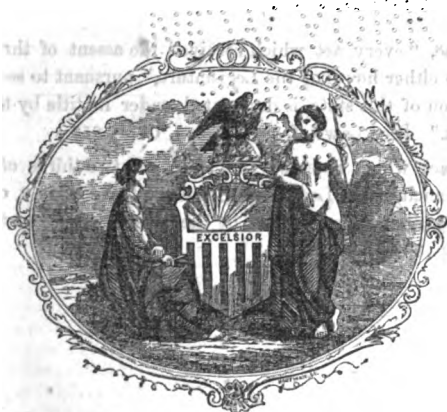


**L A W S**  
**OF THE**  
**STATE OF NEW-YORK**

**PASSED AT THE**  
**SEVENTY-SEVENTH SESSION**  
**OF THE**

**LEGISLATURE,**

**BEGUN THE THIRD DAY OF JANUARY, AND ENDED THE SEVENTEENTH DAY OF  
APRIL, 1854, AT THE CITY OF ALBANY.**



**ALBANY:**  
**GOULD, BANKS & CO., 475 BROADWAY.**

**NEW-YORK :**  
**BANKS, GOULD & CO., 144 NASSAU-STREET.**

**1854.**

## Chap. 195.

### AN ACT to amend the charter of the village of Ogdensburgh.

PASSED April 10, 1854, three-fifths being present.

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

§ 1. The second section of the act entitled "An act extending the boundaries and amending the charter of the village of Ogdensburgh," passed June twentieth, one thousand eight hundred and fifty-one, is hereby amended by striking out the words "Cherry-street," wherever they occur in said section, and inserting "Cedar-street" in place thereof. Cedar-street.

§ 2. The fifteenth section of said act is hereby amended by adding thereto the following subdivision :

7. For purchasing grounds for public cemeteries. Cemeteries.

§ 3. Subdivision three of section thirty-one of said act is hereby amended so as to read as follows :

3. To organize, and keep under good and sufficient organization, such and so many fire companies, and such hose, hook and ladder, and other companies as they may deem proper for the extinguishment of fires, and for the security and protection of property thereat. Fire companies.

§ 4. Subdivision eighteen of section thirty-two of said act is hereby amended so as to read as follows :

18. To prohibit all exhibitions of any natural or artificial curiosities, caravans, circuses, theatrical and other shows or exhibition or performances for money, within the bounds of the village, or if the trustees deem advisable, to license, or authorize the president to license, the same on such terms as they may think proper. Shows.

§ 5. The thirty-second section of said act is amended by adding thereto the following subdivision :

20. To construct, establish and maintain bulk-heads, wharves and docks upon any of the streets which extend into the river, and to regulate and charge for the use thereof, or to lease the same. Wharves.

21. To make such regulations as they may deem proper to prevent riots, disturbances and disorderly assemblages ; to restrain and punish vagrants, mendicants, common prostitutes, gamblers and disorderly persons, and for the protection Disorderly assemblages.

of the public property, and the regulation and protection of the streets and public highways in said village.

§ 6. The thirty-seventh section of said act is hereby amended so as to read as follows :

**Side-walks.**

The board of trustees shall have the power, upon the application in writing of a majority of the resident owners of lots upon or along which side-walks in any street are proposed to be built, and on which side-walks have not already been built, to cause any side-walks embraced in such application to be raised, leveled, graded, curbed, flagged or planked, in such manner and with such material as they may deem proper ; and to assess the expense of such improvement on each lot against the owner of such lot along or adjoining which such work shall be done, and which shall be a lien upon such lots, and a charge against the owners respectively thereof. Before doing such work, it shall be the duty of the trustees to cause a notice to be served on each of the resident owners, personally or at their residences, stating the manner in which they require the same to be done, and the time, not exceeding sixty days, in which the owners may do such work along their respective lots. The board of trustees may also, in their discretion, cause common sewers and drains to be made in any part of the village, upon the application in writing in each case of a majority of the resident owners of the lots along which the proposed sewer or drain is to be built, and may determine what share or proportion, if any, of the expense of the same shall be paid by the village, and may require the assessors to apportion and assess the expense thereof, or the residue of such expense, upon the owner or owners of or others interested in the buildings, tenements, lots and real estate which they shall deem benefited thereby, in proportion, as near as may be, to the benefits and advantages which each shall acquire thereby. A certificate of such assessment and apportionment, signed by the assessors making the same, shall be filed in the office of the village clerk, and shall be binding and conclusive upon the owner or owners and others interested, and the amount assessed against the owners of and persons interested in each of such lots and real estate, respectively, shall be a lien upon such lots and real estate. And for all such liens and charges the trustees shall issue their warrants, and cause the same to be collected, with interest from the date of the assessment, in the same manner as other village taxes and assessments are collected. Any person in possession of any

real estate, under a contract for the purchase thereof, may, in the discretion of the trustees, be deemed to be the owner thereof, for all the purposes of this act.

Whenever a side-walk shall have been built in accordance with the orders of the trustees, or to their acceptance, the same shall thereafter be kept in repair from the highway fund.

§ 7. Section forty-seven of said act is hereby amended so as to read as follows:

No lease or license shall be granted by said board for any one period of over ten years, and such lease or license shall, in all cases, be granted to terminate on the first Monday of April. Before the expiration of any lease or license of such ferries, the said board of trustees shall meet and determine the price per annum to be paid for each lease, which shall not be less than fifty nor over one hundred dollars, the kind of boats to be used, the number of ferries to be allowed, the places where the same shall land, and the period for which the same shall continue and the ferry be let or licensed. The terms so fixed upon by said board, together with a notice that sealed proposals will be received for letting and taking a license of one or more of said ferries on the terms fixed by said board, shall be published for two weeks in at least two newspapers published in said village; at the time appointed by the notice, the said board shall meet and open any proposals that may have been offered, and the person or persons offering to carry passengers and property at the lowest rates, for one or more ferries, upon complying with all the provisions of the law and the regulations of the said board, shall be entitled to receive from said board a lease for the use of and a license to run such ferry for the period mentioned in such proposals, and at the rates fixed according to the proposals, unless he shall sooner forfeit the same. No such lease shall preclude the same or any other board from leasing ferries from any other points in the village.

Lease of  
ferries.

§ 8. The seventy-ninth section of said act is amended so as to read as follows:

Such police justice shall have no jurisdiction to try civil actions, except such as are brought to recover a fine, penalty or forfeiture for the violation of this act, or of some by-law, ordinance rule or regulation of said village. Every such action brought in the police justice court shall be in the name of the corporation, and may be commenced in such manner as provided by law. If judgment be given against

Police  
justice.

the defendant in such action, execution may be issued thereon immediately, and shall require, if the officer to whom it is issued cannot find goods or chattels of the defendant whereof the judgment can be collected, that the defendant be imprisoned in close custody in the county jail or village lock-up for a term therein to be mentioned, not exceeding thirty days. Or such execution may, in the discretion of the police justice, require that the defendant be subjected, for a term not exceeding thirty days, to work upon the streets or public works of said village, or otherwise for the corporation, under such superintendence and restraints as said justice may deem advisable.

Highway  
assessments.

§ 9. A resolution may be adopted, at any annual meeting, that the highway assessment shall be payable in money; and thereafter, in each year, until such resolution shall be rescinded, the assessors shall assess against every person liable to a poll tax in said village, except firemen, one dollar; and the residue of the money which they shall deem necessary, or which may be directed in accordance with section seventeen of this act, for the improvement of the highways for the current year, not exceeding the rate of twenty cents upon every one hundred dollars of the valuation of property upon the assessment roll, shall be assessed by them in the same manner as they are required by law to assess other taxes voted at such meeting. Such taxes, for highway purposes, may be included in the same tax list with the general and special taxes, if any, and be enforced and collected in the same manner.

They shall specify in their certificate the amount included for the highway fund, which shall be kept separate from other funds, and shall only be appropriated to the purposes for which highway labor in said village is allowed by law to be applied. The collector shall, from time to time, add to such lists the names of new inhabitants, and of any persons liable to be assessed who may have been omitted, assessing against each the sum of one dollar, subject to an appeal to the trustees.

Collector.

§ 10. The provisions of the twenty-ninth section of the act entitled "An act to reduce the number of town officers, and town and county expenses, and to prevent abuses in auditing town and county accounts," passed May 10, 1845, shall only apply to the collector of said village in the collection of taxes apportioned pursuant to section fifty-six of the village charter. Under all other warrants issued to said collector, he shall collect interest, from the date of

the warrant, at the rate of seven per cent, upon all sums required thereby to be collected.

§ 11. Whenever there shall be a vacancy in the office of the police justice, and in case of his absence or inability to act, by reason of sickness, or interest or other disability, every justice of the peace in said village shall have the same jurisdiction of civil actions which is conferred by law upon said police justice, and shall be entitled to the fees prescribed by law for his services.

Police justice.

§ 12. Whenever water-works shall be constructed, supplying said village with water for public purposes, the board of trustees shall lay out and establish a water district, and from time to time, as may be necessary, extend the same, so that the boundaries thereof shall at all times be outside of, and not more than fifteen hundred feet beyond the line of the outermost hydrants. In each year thereafter, the said board shall certify to the assessors, during the time in which they are by law required to make their roll, the amount of the expense of furnishing water for one year in said district, for public purposes, which amount shall be assessed upon the taxable property in the district, and be collected and paid over to the treasurer with other taxes, if any.

Water-works.

§ 14. This act shall take effect immediately.

## Chap. 196.

*AN ACT to amend an act entitled "An act to provide for the licensing and government of the pilots, and regulating pilotage of the port of New-York," passed June 28, 1853.*

PASSED April 11, 1854.

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

§ 1. The ninth section of the act entitled "An act to provide for the licensing and government of the pilots, and regulating pilotage of the port of New-York," passed June twenty-eight, eighteen hundred and fifty-three, is hereby amended and shall read as follows: