

L A W S

OF THE

S T A T E O F N E W Y O R K ,

P A S S E D A T T H E

O N E H U N D R E D A N D T E N T H S E S S I O N

O F T H E

L E G I S L A T U R E ,

B E G U N J A N U A R Y F O U R T H , A N D E N D E D M A Y T W E N T Y - S I X T H , 1 8 8 7 ,  
I N T H E C I T Y O F A L B A N Y .



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1887.

tion, and of the Comptroller. Said sum or so much thereof as may be necessary from time to time, shall be paid out of any money in the treasury not otherwise appropriated, for the aforesaid purposes, or either of them, by the Treasurer, on the warrant of the Comptroller to the order of the treasurer of said institution, whenever the executive committee of said institution shall certify to the necessity therefor, and upon vouchers to be approved by the Comptroller.

How approved and expended.

§ 2. Said trustees are hereby authorized and empowered to purchase and take title to, by deed or otherwise, land suitable for the uses of said institution, and to erect suitable buildings thereon, subject, however, to the approval of the Superintendent of Public Instruction, and the Comptroller. The title to said land shall be vested in the corporation of the Northern New York Institution for Deaf-Mutes, and the deeds therefor shall contain provisions which, in the opinion of the Attorney-General, will vest such title in the State upon the dissolution of such corporation or whenever the said corporation shall cease to use the land for the purposes herein designated.

Trustees may purchase lands and erect buildings.

Title how vested and approved.

§ 3. This act shall take effect immediately.

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## Chap. 212.

AN ACT modifying and amending chapter three hundred and six of the laws of eighteen hundred and eighty-five, entitled "An act relating to the further supply of pure and wholesome water for the city of Albany, and modifying and amending parts of chapter two hundred and seventy-six of the laws of eighteen hundred and eighty-four, entitled 'An act in addition to and amendatory of the several acts relating to a supply of water in the city of Albany.'"

PASSED April 26, 1887; three-fifths being present.

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

SECTION 1. If the special water commission appointed by and under chapter three hundred and six of the laws of eighteen hundred and eighty-five, entitled "An act relating to the further supply of pure and wholesome water for the city of Albany, and modifying and amending parts of chapter two hundred and seventy-six of the laws of eighteen hundred and eighty-four, entitled 'An act in addition to and amendatory of the several acts relating to a supply of water in the city of Albany,'" shall at any time, before the completion of the work provided for by said act, deem it advisable, and for the best interests of the city of Albany, to change or modify the plan proposed by said commission and approved by the common council of said city, as prescribed by section two of said act, they shall make a report to the common council, specifying the changes or modifications proposed, and in case the same be approved of by resolution of the common council, the work may be thereafter prosecuted and completed in accordance with the plan as so changed or modified; provided, however, that the whole expense of the work, including any and all modifications and changes

Modification of plans, to be approved by common council.

Limitation of expense.

so made, shall not exceed the sum specified in and limited by said act, namely, the sum of one million two hundred thousand dollars.

Right of water commission to contract without advertising.

§ 2. In case the original plan proposed by said commission and approved by the common council, or in case the plan as modified or changed as provided for in section one of this act, shall embrace or require for its successful execution any patented inventions or improvement, the said special water commission are hereby authorized to contract for the work, or any part or portion thereof, as they deem advisable, without advertising for proposals as required by section two of said act, chapter three hundred and six of the laws of eighteen hundred and eighty-five.

Purchase of pumping engines.

§ 3. The water commissioners of the city of Albany are hereby authorized to purchase a pumping engine or engines of sufficient power and capacity to pump at least fifteen millions of gallons of water every day of twenty-four hours, with boilers and all necessary appurtenances; also to purchase the necessary land and to erect thereon a suitable building or buildings in which to place said engine and boilers for the purpose of pumping water for the use of the city and in order to maintain a full and adequate supply; and also shall have power to employ such engineers, surveyors and other assistants as may be necessary in the prosecution of said work. Provided, however, that the whole cost and expense of said work shall not exceed the sum of two hundred and fifty thousand dollars; and for the purpose of paying for the expenditure thus incurred, the said water commissioners are hereby authorized to make requisition upon the board of finance of said city from time to time, specifying the amount required, and said board of finance are hereby authorized and required to raise the amount of each requisition by a sale at public auction, by the chamberlain, of bonds of the city of Albany; such bonds, however, shall not be sold at less than their par value, and the aggregate amount of said bonds shall not exceed said sum of two hundred and fifty thousand dollars. The moneys raised by the sale of bonds shall be paid into the city treasury, and shall be disbursed by the chamberlain upon presentation of bills audited by the water commissioners, and accompanied by their warrant directing the payment thereof. It shall be the duty of said water commissioners to so fix and regulate the charges for water in said city as to collect sufficient money to meet and pay at maturity the bonds so issued, together with the interest thereon, in addition to the amount already chargeable upon and payable out of the money so collected. The principal of all bonds issued to pay for the work referred to or authorized by this act, shall, each issue thereof, be made payable in nineteen consecutive annual payments, as nearly equal in amount as possible; the first of which payments shall be provided to be made at the end of one year from and after the date of issue of such bonds. The bonds shall bear such rate of interest, not to exceed three and one-half per centum per annum, as the commission directing their issue shall authorize.

Erection of boiler-house.

Employment of engineers, etc.

Limitation of cost thereof.

Issue of city bonds to meet cost.

Avails, how disbursed.

Water rates to be applied in paying bonds, etc.

Bonds, when payable.

Rate of interest.

Location of engine, decision as to.

§ 4. In case any difference of opinion shall arise between the special water commission and the water commissioners of the said city, as to the location of the engine herein provided for, or in regard to any other matter, such matters in difference shall be submitted to the joint water board or commissioners, together with the mayor and the president of the common council and the city engineer and surveyor, and the decision of the said joint board so constituted shall be final and conclusive.

§ 5. This act shall take effect immediately.