NEW ORLEANS:
THURSDAY MORNING, NOV'R 18, 1852.

SUPPLEMENT TO THE DAILY CRESCENT.

Official
BOARD OF ASSISTANT ALDERMEN.

TUESDAY, November 16, 1852.

The roll was called at twenty minutes past six o'clock P. M., and the following member answered to their names:

The Hon. F. Alpuente, President; Messrs. Bailey, Derbes, Delhonde, Heermann, Leeds, McCormack, Mackey, Nixon, Place, Sykes, Watkins and Willson—13.

No quorum being present, the Board, on motion of Mr. Leeds, took a recess of ten minutes.

At the expiration of said recess the roll was again called, when the following members answered to their names:

The Hon. F. Alpuente, President; Messrs. Andrews, Bailey, Burthe, Derbes, Delhonde, Heermann, Leeds, McCormack, Mackey, Nixon, Place, Shaw, Stetson, Summers, Sykes, Watkins and Willson—18.

Absent: Messrs. Eustis, Forbes, Lanata, Lusto, Philbrick, Ramos, Relf, Siewersen and Wilts—9.

The reading of the journal was on motion dispensed with.

The following message of the Mayor was read, and that part relative to the affair of Peter Kaiser was referred to the Judiciary Committee, and that relative to the protest of Messrs. Jackson & McLanathan to the Committee on Streets and Landings:

MAYORALTY OF NEW ORLEANS, }
November 16, 1852. }

To the Honorable President and Members of the Board of Aldermen, and the Board of Assistant Aldermen of the City of New Orleans:

GENTLEMEN—I have been requested to transmit the enclosed communication from the City Attorney to Mr. Mazureau, the Notary of the corporation, in which the former refuses to give his approval to the act passed between Peter Kaiser and the city of New Orleans for laying a plank road on Felicity street, in consequence of certain discrepancies connected with the adjudication of the contract. It will be necessary, therefore, to insure the performance of the work, that the requisite corrections should be made by the Common Council.

I enclose a protest from Messrs Jackson & McLanathan, contractors for the work now in progress on the wharves at the foot of St. Joseph street, in which they say that they are compelled to stop with their labors on account of the steamships moored in that locality. On the receipt of this communication I addressed a note to the Harbor Master of the First District, requesting him, if possible, to give the steamers a temporary berth elsewhere, so that the work might be brought to a speedy termination.

I have the honor to be, very respectfully, your obedient servant, A. D. CROSSMAN, Mayor.

A communication from the Surveyor, submitting, agreeably to Resolution No. 358, an estimate of the probable cost for the improvement of Canal street, viz: $157,244 20, was read and referred to the Committee on Streets and Landings.

Another communication from the same officer, representing the unsuitable nature of the office appropriated to him, and asking that he be provided with another, was read and referred to the Special Committee on the Location of Offices, etc., appointed on the 29th of April last.

The report of the Street Commissioner, showing the number of laborers employed in his department, was read and referred to the Committee on Streets and Landings.

A communication from the City Attorney, transmitting his opinion in the matter of Annunciation Square, was read and referred to the Committee on Improvement and Building.

Another communication from the same officer, enclosing his opinion in relation to the obligation of the Council to manumit slaves, etc., was read and received.

Another communication from the same officer, transmitting his opinion in relation to the claim of J. H. Maddox, official printer, for extra compensation, etc., was read and referred to the Committee on Finance.

On motion of Mr. Heermann, the rules were suspended and the memorial to the Board of Aldermen, presented by him at the last meeting, was taken up and amended by striking out of the list of resolutions, those numbered 34, 428, 443, 449 and 506, the Board of Aldermen having acted on them, and ordered to be sent to that body.

MESSAGES FROM THE BOARD OF ALDERMEN.

A message was received from the Board of Aldermen announcing the concurrence of that body in the following resolutions and amendments:

A resolution relative to the South-West Pass Telegraph Company.

A resolution accepting the securities of J. Worrall and J. Bennett.

A resolution to pay J. Cannell $66 77.

A resolution authorizing the payment of sundry accounts, No. 583.

A resolution refunding $60 to J. W. Zellweger.

A resolution refunding $60 to E. Rupretch.

A resolution releasing security of R. L. Murphy.

A resolution directing the several clerks of the Recorders to make monthly reports of the amount of fines assessed, and amount collected by them.

A resolution for sale of contract for Plank Road in Greatmen street.

A resolution to sell contract for laying brick sidewalks in the Third District.

A resolution to sell contract for round stone paving in Claiborne street, between Canal and Common streets.

A resolution to sell contracts for brick sidewalks on both sides of Common street, between Claiborne and Galvez streets.

A resolution relative to repair of Common street Shell Road.

A resolution to place two policemen in the Vegetable Market of the Second District.

A resolution requesting the Surveyor to prepare plans of cost of wooden and iron railing for Clay Square, Fourth District.

A resolution appropriating $300 for House of Refuge for girls.

A resolution requesting the Mayor to send copies of ordinances and resolutions of the Council to parties to whom they may relate.

A resolution relative to the tax on flatboats in the Third District.

A resolution relative to the paving of St. Mary and Forest streets.

A resolution relative to the employment of prisoners by the Warden of the Work-house.

A resolution directing the renovation of the several rooms attached to the several District Courts.

And the amendments to—

A resolution authorizing the Surveyor to repair Treme Post, and to put a new pair of stairs to the Police Jail.

A resolution requesting the Surveyor to furnish this Board a plan of all the real estate belonging to the city.

A resolution accepting the securities of Jos. Genois, jr., and L. Bozonier, clerks of the Recorder of the Second District.

A resolution relative to Orleans Fire Company No. 21, for an appropriation of $1200 relative to a new fire engine.

By another message, this Board was informed of the adoption of, and invited to concur in, the following resolutions and substitute, viz:

A resolution directing the Mayor to refuse a license to Mr. Dan Rice for the circus establishment in St. Charles street.

A resolution relative to the repairing and altering of the building known as the Mayoralty of NewOrleans.

A resolution allowing fifteen dollars to Thos. Magner for batture sand.

A resolution authorizing the Comptroller to sell at auction the contract for the construction of an iron railing to Washington Square.

A resolution prohibiting the use of horses for loading and unloading vessels.

A resolution granting the right of way through Jackson street to the Lafayette and Pontchartrain Railroad Company.

A substitute for the resolution of the Board of Assistant Aldermen appropriating $5000 for completing a book of plans for the use of the Assessors.

The amendments to the substitute for the resolution of the Board of Aldermen, altering the names of various streets.

By another message, the Board was informed of the rejection of the resolution providing for the arrangement of the halls of the First and Second Districts for courts and municipal offices.

On motion, the amendments of the Board of Aldermen to the substitute for the resolution of that body, altering the names of various streets, were severally concurred in.

The resolution refusing a license to Dan Rice, for a circus on St. Charles street, was read and referred to the Committee on Police.

The resolution relative to the repairing and altering of the building known as the Mayoralty of NewOrleans—

The resolution authorizing the Comptroller to sell at auction the contract for the construction of an iron railing to Washington Square—were read and referred to the Committee on Improvement and Building.

The resolution prohibiting the use of horses for loading and unloading vessels, was read, and, on motion of Place, rejected.

The resolution allowing fifteen dollars to Thos. Magner for batture sand, was read, and referred to the Committee on Finance.

The resolution granting the right of way through Jackson street to the Lafayette and Pontchartrain Railroad Company having been read—

Mr. Shaw moved to amend by striking out the words, "accepted by said Railroad Company," which was carried, and the resolution as amended, was concurred in.

The substitute for the resolution appropriating five thousand dollars for completing a book of plans having been read—

Mr. Bailey moved to appoint a Committee of Conference on said subject, to consist of six members, three from each Board, which motion prevailed.

The President appointed on the part of this Board, Messrs. Bailey, Watkins and Leeds.

PETITIONS, ETC.

A statement from the Recorder of the Third District, of the amount of fines collected by him, to wit: nine hundred and seventy-eight dollars and fifty cents, was read, and received.

A bill of Thomas Hunton for professional services in batture suit, amounting to one hundred dollars; of G. L. Turgeau, for payment of balance due him as Secretary of the late Third Municipality Council; of Jean Derete, for payment of amount of assessment awarded him for the exappropriation of his property for widening Ursuline street; a bill of John Ball, for stationery furnished the Public Schools of the Third District; of Col. H. Parlongue, for payment of the appropriation due the Ninth Brigade, Louisiana Militia—were read, and referred to the Committee on Finance.

Of L. P. Catoir, to be allowed to erect a temporary pavilion on Canal street, for the sale of fire-works; of sundry residents and property owners on St. Charles street, in favor of the location of Dan Rice's Circus on said street, near Commercial Place; and of sundry citizens in the rear of Camp street, for night watchmen, etc.—were read, and referred to the Committee on Police.

Of sundry property holders of the Fourth District, for brick banquettes on the West side of Jersey street; of sundry tax payers of the same District, for sundry improvements; of sundry property owners in the rear of the old Second and Fourth Wards, First District, asking that the resolution to construct sundry banquettes, passed by the late Second Municipality Council, be carried out, etc.; of sundry property holders of the First District, for the planking of Euphrosyne street, from Hercules to Howard streets; of Geo. Cronan, representing that in consequence of the profuse watering of Levee and Chartres streets, he, as contractor, is compelled to make additional repairs to said streets, and asking to be refunded amount already expended by him, viz: four hundred dollars; and of property holders on Tchoupitoulas street, between Race and Richard streets, for the removal of the paving blocks obstructing said neighborhood—were read, and referred to the Committee on Streets and Landings.

Of residents and property owners in the vicinity of the Dryades Market, for the opening of a street in the rear of said market, was read, and referred to the Committee on Improvement and Building.

A petition of Maurice Power, for remission of a fine, was read and laid on the table, by the casting vote of the President.

A petition in favor of granting permission to Homes & Bennett to establish a blacksmith shop and foundry on the corner of Benton and Euphrosyne streets—having been read,

Mr. Leeds moved to grant said permission.

Mr. Derbes moved to amend by granting permission, subject to the Fire and Police regulations.

And on motion of Mr. Summers, it was referred to the Committee on Streets and Landings.

STANDING COMMITTEES.

Mr. Place, on behalf of the Committee on Finance, presented the following report, which was read and adopted:

The Finance Committee, to whom was referred sundry claims, petitions, etc., respectfully submit the following report and resolutions, and ask to be discharged from the further consideration of the matter.

The petition of G. Derelle, asking payment of one hundred and nineteen dollars and forty-six cents, for proportion of the late Third Municipality, due him for the making of a pavilion on the Place d'Armes, on the reception of Gen. P. F. Smith, in 1848. The Council of the Third Municipality having refused to pay the claim at that time, your committee cannot recommend the payment now.

The claims of Victor Hebert & Co., amounting to two thousand four hundred and seventy-three dollars and forty-eight cents, for French books ordered by the late Superintendent of the Board of Public Schools of the late First Municipality, on the 28th April, and 1st Sept. last; your committee recommend their rejection, inasmuch as they were purchased without authority, and are unaccompanied by any certificate.

The securities offered by W. H. Waters, Keeper of the Police Jail, your committee recommend their approval, and annex the necessary resolution.

The letters of Theodore Braun and H. F. Pelster, each requesting payment for services as Health Wardens for one month; your committee have approved the same, and offer the necessary resolution.

L. H. PLACE,
THOS. L. LEEDS,
FRS. SIEWERSSEN,

The following resolution, presented by Mr. Place, on behalf of the Finance Committee, were read twice, and severally adopted unanimously by yeas and nays:

Resolved, That the securities offered by W. H. Waters, Keeper of the Police Jail, viz.: Messrs. J. M. Relf & Co., be, and the same are hereby, accepted, and the Mayor is hereby authorized to enter into the necessary bonds with said parties.

Resolved, That the Treasurer pay the following sums on the warrant of the Comptroller, viz.:

To Theodore Braun, thirty dollars for one month's services as Health Warden.

To H. F. Pelster, thirty dollars for one month's services as Health Warden.

Resolved, That the Treasurer pay the following sums on the warrant of the Comptroller, viz.:

To the NewOrleans Gas Co., for gas and fixtures to 1st Sept. 1852, eight thousand nine hundred and twenty-one dollars and seventy-three cents.

Wm. Merer, for boarding orphan boy George, four months, forty dollars.

Thos. McGovern, for cab hire for two months, while in the discharge of his official duties, thirty-one dollars.

A. F. Cochrane & Co., for twenty-five barrels winter strained oil, one thousand one hundred and sixteen dollars.

M. Broderick, for repairs to bridge, Fourth District, two dollars and fifty cents.

George A. Horsch & Co., for wood furnished Jail, Parish of Jefferson, twenty dollars and eighty cents.

J. H. Maddox, for advertising, twenty-four dollars.

NewOrleans Bee, for advertising, seventy-six dollars.

The Orleanian, for advertising and subscription for one copy for Mayor's Office, fifty-six dollars and fifty cents.

Carey & Young, for painting watch-house corner of Annunciation and Robin streets; also, seventy watchmen's caps, one hundred and ten dollars.

C. McLaughlin, for conveying one sick person to the Charity Hospital, one dollar and fifty cents.

Florent Hass, for sundry repairs to the Recorder's office, Fourth District, five dollars.

C. Flint & Jones, for one chair for Recorder's office, Fourth District, twenty-five dollars.

A. J. Perkins, for ice furnished the Recorder's office, Fourth District, nineteen dollars and twenty-five cents.

J. Jarbne, for binding two volumes of Gazettes for Board of Aldermen, twenty dollars.

Jos. Lanata, for one box of sperm candles for Board of Aldermen, sixteen dollars and one cent.

G. Dellaye, for cab hire and sundry expenses incurred by him in attending to public business, fifteen dollars.

Resolved, That the Comptroller be, and he is hereby, instructed to audit the account of Patk. Carmody, and to issue a warrant for the same, for the whole amount of work done by him on the contract of Gorman & McGrath, upon the said Carmody executing his bond with good security, payable to the Mayor, and his successors in office, in the sum of two thousand dollars.

Resolved, That the Treasurer pay, on the warrant of the Comptroller, to sundry persons, as per pay-roll, three hundred and seventy-two dollars and eighteen cents, being for sundry purchases made for the House of Refuge in October.

Whereas, the amount collected for fines by the Recorders of the Second and Fourth District has not been paid into the Treasury, as required by resolutions of the Council, therefore, be it resolved, that the Attorney of the city take the necessary legal steps to recover said amounts, still due.

Mr. Bailey, on behalf of the Committee on Streets and Landings, presented the following report, which was received:

The Committee on Streets and Landings offer the following report:

Upon the resolution for opening certain streets, offered by Mr. Watkins, the committee report in favor of the passage of the same, except St. Charles street and Delord street, which the committee think it advisable to defer for the present.

They also offer a resolution approving the action of the Street Commissioner on Ward's contract, and in repairing markets.

Upon the petition of citizens of the Fourth District, complaining of Nuisance Wharf, the committee recommend the erection of a new wharf between Pleasant and Toledano streets, and that a nuisance boat be placed at the wharf to carry the filth into the stream, for at present, it is awful to behold, and worse to smell.

The committee also recommend the approval of the sale of the contract for opening Orleans street, and offer a resolution accordingly.

They also recommend the re-sale of the contract for cleaning Marigny Canal, on account of the former purchaser, James Clinton.

They also report in favor of granting the petition for brick sidewalks in Perdido street, as the street is thickly settled, and they are much wanted, and they offer a resolution authorizing the sale of the contract to make them.

N. E. BAILEY, Ch'n.
J. B. DOLHONDE,
R. B. SYKES.

The following resolutions, presented by Mr. Bailey on behalf of said committee, were read twice, and severally adopted by yeas and nays unanimously:

Resolved, That it is the intention of the Common Council, provided no satisfactory opposition be made thereto, to cause the following streets to be opened:

Dryades street to be opened and widened into Carroll street.

Bacchus street into Coffee street.

Felicity Road, from Religious street into Tchoupitoulas, under the act of April 8, 1852, providing for the opening, laying out and improving streets in the , of NewOrleans, and the act amendatory thereof, approved May 3, 1847; and the Mayor is hereby authorized to give public notice, in French and English, of said intention, during thirty days, in the Bee and Crescent—said street to be opened according to plans and specifications, to be furnished by the Surveyor.

Resolved, That the Surveyor be, and he is hereby, authorized to have a wharf constructed between Pleasant and Toledano streets, suitable for a nuisance wharf, and that the same be, and it is hereby, appropriated and established as the nuisance wharf of the Fourth District, instead of the one now used at the head of Pleasant street.

Resolved, That the Mayor be, and he is hereby, authorized to enter into the necessary contract with John Paul, for the construction of two, instead of one nuisance boat, with the necessary buoys, chains, etc., in accordance with terms and specifications under which the sale was made, and at the price of adjudication, viz: eleven hundred dollars.

Resolved that the action of the Street Commissioner, in employing men and carts to perform the work of cleaning and repairing the streets, on account of T. Ward, and also having the necessary repairs done to the Poydras and Beef markets, injured by the late storm, be, and the same is hereby, approved.

Mr. Bailey, from the same committee, presented the following, which was read twice, the rules being suspended, and moved its adoption:

Resolved, That the Mayor be, and he is hereby, authorized to enter into the necessary contract with Patrick Mooney, principal, and Michael Hussy, security, for the clearing and ditching of Orleans street, from the Matairie Ridge to the Lake, in accordance with the specifications under which the sale was made, and at the price of adjudication, viz: Thirty-one dollars and seventy cents per acre for clearing and grading, and forty-eight cents per running foot for ditching.

The yeas and nays being called on the motion to adopt the said resolution, resulted as follows:

Yeas—Messrs. Alpuente, Bailey, Burthe, Eustis, Heermann, Mackey, Sykes and Watkins—8.

Nays—Messrs. Leeds, McCormack, Nixon, Place, Shaw, Stetson, Summers and Willson—8.

A majority not voting in favor of the resolution, it was consequently not adopted.

Mr. Bailey presented the following resolutions, which were laid over:

Resolved, That the Comptroller be directed to sell at auction, after ten days' notice, on account and risk of Jas. Clinton, the contract for cleaning out and deepening Marigny Canal, in accordance with specifications in the Surveyor's office, by which the previous contract was sold.

Resolved, That the Comptroller be and he is hereby directed to sell at auction, to the lowest bidder, after ten days' notice, the contract for the construction of brick side-walks, with wooden gutters, on Perdido street, from St. Mark to Galvez street; work to be done in accordance with specifications on file in the Surveyor's office.

Mr. Heermann having voted with the majority, moved to reconsider the vote on the resolution authorizing the contract for the opening of Orleans street, which motion prevailed.

The resolution being again before the Board, was, on motion of the same member, laid over to Tuesday next, the 23d inst.

Mr. Nixon moved to suspend the rules, which was carried, and offered the following resolution, which was read twice and adopted:

Resolved, That when this Board adjourns, it adjourns to meet on Friday evening next, and at said meeting the following subjects shall be made the special order of the day, in the order in which they are named, viz:

1. Report of Police Committee, increasing the Police force, presented September 15, 1852.
2. Ordinance for the government of the Fire Department, presented October 19, 1852.
3. Report of Judiciary Committee, October 19, on the subject of a bridge over the New Canal.
4. Report of Committee on Improvements and Buildings, November 4, 1852, respecting the Vegetable Market on Tchoupitoulas street.
5. Ordinance reported by Police Committee, November 9, on the subject of Public Balls.
6. Ordinance for the government of House of Refuge, reported October 15, 1852.
7. Report of Committee on Streets and Landings, October 12, 1852, on the subject of Sprinkling Streets.

Mr. Stetson moved to suspend the rules for the purpose of taking up an ordinance presented by him on the 15th of September last, increasing the Police force, etc., which motion was lost by the following vote—a vote of two-thirds being required to suspend them:

Yeas—Messrs. Bailey, Heermann, Mackey, McCormack, Shaw, Stetson, Summers, Sykes, Watkins and Willson—10.

Nays—Messrs. Andrews, Burthe, Derbes, Delhonde, Leeds, Nixon and Place—7.

Mr. Watkins moved to suspend the rules for the purpose of taking up the ordinance concerning the Markets, etc., presented at the last meeting by the Finance Committee, which motion prevailed.

The first article was read and adopted without amendement.

On the second article being read,

Mr. Derbes moved to amend, by inserting after the words "farmers or lessees" the words "immediately;" to strike out, after the word "shall," the words "within two days;" to strike out the word "Council" and insert in lieu thereof the words "Finance Committee;" and to insert after the words "to be made" the word "forthwith," which motion prevailed.

And the article as amended was read and adopted.

On the third article being read,

Mr. Place moved to strike out of it and each subsequent article, the words "two bits," which motion prevailed.

And the section as amended was read and adopted.

The fourth and fifth articles were read and adopted without amendment.

On the sixth act being read,

Mr. Bailey moved to amend by striking out "from the 1st of April to the 1st of November, and at 1 o'clock in the afternoon during the remainder of the year," which motion prevailed.

And the article as amended, was read and adopted.

The seventh, eighth, ninth, tenth and eleventh articles were read and adopted—without amendment.

Mr. Eustis appeared and took his seat.

On the twelth article being read,

Mr. Derbes moved to strike it out.

Mr. Leeds moved to amend by striking out "or shall steelyards be used within said market under any circumstances whatever," which motion was carried.

And the article as amended was read and adopted.

On the thirteenth article being read,

Mr. Shaw moved to strike it out, which was carried.

The fourteenth article was read and adopted without amendment.

On the fifteenth article being read,

My Sykes moved to strike it out, which was carried.

On the sixteenth article being read,

Mr. Place moved to strike out all after the words "for each offence," which motion prevailed.

And the article as amended was read and adopted.

On the seventeenth article being read,

Mr. Sykes moved to strike it out, which was carried.

On the eighteenth article being read,

Mr. Sykes moved to amend by prohibiting irregular vendors from selling in the vicinity of and during market hours.

Mr. Derbes called for the previous question, which was carried.

The previous question being ordered, the yeas and nays were called on the adoption of the article as read, and resulted as follows:

Yeas—Messrs. Andrews, Bailey, Derbes, Delhonde, Eustis, Heermann, Leeds, Nixon, Place, Stetson and Watkins—11.

Nays—Messrs. Burthe, Mackey, M'Cormack, Shaw, Summers, Sykes and Wilson—7.

Consequently the article was adopted.

The 19th article was adopted without amendment.

On the 20th article being read,

Mr. Place moved to strike out all after the words "penalty of two dollars"—which motion prevailed.

And the article as amended was read and adopted.

The 21st, 22d, 23d and 24th articles were read and adopted without amendment.

On the 25th article being read,

Mr. Summers moved to insert after the words "in the," the words "German, Spanish"—which motion was lost.

Mr. Watkins moved to strike out the words "French language."

On said motion, Mr. Derbes called for the yeas and nays, which resulted as follows:

Yeas—Messrs. Mackey and Summers—2.

Nays—Messrs. Andrews, Bailey, Burthe, Derbes, Delhonde, Eustis, Heermann, Leeds, McCormack, Nixon, Place, Shaw, Stetson, Sykes, Watkins and Willson—16.

Consequently the words "French language" were not stricken out.

Mr. Derbes moved the adoption of the article, which was carried by the following vote:

Yeas—Messrs. Andrews, Bailey, Berthe, Derbes, Delhonde, Eustis, Heermann, Leeds, McCormack, Nixon, Place, Shaw, Stetson, Sykes, Watkins and Willson—16.

Nays—Messrs. Mackey and Summers—2.

On the 26th article being read,

Mr. Summers moved to amend by designating the dimensions of the trays to be used, which motion was lost.

And the article was read and adopted by the following vote:

Yeas—Messrs. Andrews, Bailey, Burthe, Derbes, Delhonde, Eustis, Heermann, Leeds, McCormack, Nixon, Place, Shaw, Stetson, Sykes, Watkins and Willson—16.

Nays—Messrs. Mackey and Summers—2.

Mr. Andrews moved to adjourn, which was lost.

The 27th, 28th, 29th, 30th, 31st, 32d and 33d articles were read and adopted without amendment, on motion of Mr. Heermann.

On the 34th article being read,

Mr. Summers moved to amend by inserting after the words "spirit gas," the words "or charcoal," which motion prevailed.

Mr. Andrews moved to amend by inserting after the word "coffee," the words "chocolate, tea, milk, etc," which motion prevailed.

And the article as amended was read and adopted.

The 35th article was read and adopted without amendment.

On the 36th article being read,

Mr. Delhonde moved to amend by inserting after the words "vegetable table," the words "of four feet," which was carried.

Mr. Place moved to strike out the words "twelve and a half cents, or one bit," and insert in lieu thereof "fifteen cents," which motion was carried.

Mr. Summers moved to strike out the words "double price," and insert in lieu thereof "twenty cents," which motion prevailed.

Mr. Delhonde moved to amend by adding after the words "twenty cents," the clause, "and it shall be the duty of the Surveyor to designate which are corner tables, etc.," which motion prevailed.

Mr. Andrews moved the adoption of the article as amended, and said motion was carried by the following vote:

Yeas—Messrs. Andews, Bailey, Burthe, Eustis, Heermann, Leeds, Mackey, Nixon, Place, Shaw, Sykes, Watkins and Willson—13.

Nays—Messrs. Derbes, Delhonde, McCormack and Summers—4.

The 37th article was read, and adopted without amendment.

Mr. Place presented the following additional section as an amendment, which was read a second time, and adopted.

Article —. All ordinances or resolutions contrary to, or conflicting, with the foregoing, are hereby repealed.

The question being, on a motion of Mr. Place, for the adoption of the ordinance as a whole, was carried, and it was adopted as follows:

An Ordinance Concerning the Markets, and Providing for Farming the Revenue thereof.

The Common Council, of the City of New Orleans, ordain as follows:

ARTICLE 1. On the first Monday of December, in each year, the Comptroller shall adjudicate, or cause to be adjudicated, at his office, the collection of the revenue of the markets for one year. He shall give ten days' notice, in the official gazette of the city, of the day and hour at which said adjudications shall take place.

ART. 2. The farmers or lessees shall immediately after said adjudications furnish their promissory notes, endorsed to the satisfaction of the Finance Committee, payable from the 1st January, at one, two, three, four, five, six, seven, eight, nine, ten, eleven, and twelve months. Should any farmer or lessee refuse, or neglect to furnish his notes, as aforesaid, the Comptroller is authorized to cause a new adjudication to be made forthwith, for the account and risk of said farmer or lessee.

ART. 3. The farmer or lessee of said revenue shall not be entitled to collect other dues than those hereinafter mentioned, to-wit:

For every head of large horned cattle ninety cents.

For every head of veal, mutton, pork or venison, twenty-five cents, or two bits. (It being well understood that when the fore quarter of a veal shall weigh more than forty pounds, the farmer or lessee of the revenue may levy, for the sale of said veal, ninety cents.

For each stall and half table, including the frames with hooks on which to hang the meat, twenty-five cents per day.

For every bench for the sale of fish, twenty-five cents per day.

All butchers, and retailers of fish, shall be answerable for the frames with hooks so rented to them by said farmer.

ART. 4. All kinds of meat, fowl, game, fish, vegetables, and all other articles destined for the daily supply of the city, may be bought and sold at the markets, excepting the Beef Market of the Second District, at which no fish, or vegetables, shall be sold.

ART. 5. Every vendor of meat, vegetables, or other articles permitted to be sold in the markets of this city, is hereby required to have his or her name painted on a tin sign, in a plain and legible manner, with a number on the same, and to be affixed in a conspicuous place over the stall or place occupied; and, in case any vendor, as aforesaid, shall not comply with this resolution within thirty days from its passage, or shall thereafter, at any time, for more than three days consecutively, not have such sign so exposed, said vendor shall be liable to a fine of ten dollars, recoverable before any Court of competent jurisdiction, for the benefit of the city.

ART. 6. Said markets shall open at the dawn of day, and shall close at twelve o'clock M. precisely; and the closing of the markets shall be announced by the market bell, which it shall be the duty of the Commissary to ring, or cause to be rung.

ART. 7. During the half hour immediately following the closing of said markets, the butchers and other persons hiring or occupying stalls, shall be bound to scrape, wash, and cleanse their respective stalls and tables, so as to keep the same in the highest state of cleanliness, and every person neglecting to comply punctually with the disposition of the present article, or who shall not quit the said market at the hours specified in article six of the present ordinance, shall pay a fine of five dollars for each offence. And no person shall be permitted to sub-lease any stall or table, under a penalty of fifty dollars. Any butcher, or other person, vending in said market, if absent therefrom three days, leaving his stall or table unoccupied, shall be deemed to have abandoned the same, and the farmer may hire it to another.

ART. 8. It shall be the duty of the farmer, or other person authorized by the city, to collect the above established duties, to keep an exact register of the persons to whom he lets the stalls, stands, tables, and frames with hooks, at market hours, and deliver certificates thereof to persons occupying the same. Any person occupying any table, stand, or stall, without the consent of the said farmer or collector, and who shall refuse to deliver up the same, on the first request which shall be made to them by the Commissary of the market, shall pay a fine of ten dollars for each offence, and shall be compelled to conform to the provisions of the present enactment.

ART. 9. It shall not be lawful for any person to erect or keep any stand, or other incumbrance, on any of the banquettes of the markets of the city, without permission of the Common Council, under a fine of less than five dollars per day for each stand, and if said stand be not removed after six days' notice, it shall be the duty of the Surveyor to cause the same to be removed, as an incumbrance, at the expense of the owner or occupant: Provided, no stand now erected shall be removed, except on the written request of three or more residents of the vicinity. It is hereby made the duty of the Commissaries of the markets to have this ordinance executed.

ART. 10. If any person shall sell, or expose for sale, within the market aforesaid, any blown, stale, imperfect, or unwholesome provision, or meat of any animal that died of disease, such provision or meat shall be seized by the Commissary and shall be thrown into the nuisance boat, and the offender shall be fined from ten to fifty dollars for the first offence, and for the second, he shall be deprived of vending in said markets, or of hiring any stall. It shall be the duty of the Commissaries of the markets, alone, or with two assistants, appointed by the Recorders, and sworn before them, daily to make a strict inspection of the butchers' meat, and of other provisions exposed for sale at the said markets, and to enforce the strict observance of this regulation.

ART. 11. Butchers, or other retailers of butchers' meats, shall not expose them for sale elsewhere than at the markets established by law, under a penalty of twenty-five dollars for each offence. They shall be compelled to saw the bones of the meat; and they shall not, under any pretext, break them down with a hatchet, or cleaver, under a penalty of five dollars for each offence.

ART. 12. It shall be obligatory on the Commissaries of the markets, always to have in the said markets scales and weights, to be used at the request of any person, who, at the time of purchase, may desire to prove the weight of any meat or other provision, and no scales and weights shall be used in said markets, unless they are proved and stamped according to law. Any violation of the provisions of this section, or selling by false weights, shall subject the offender to a fine of ten dollars for each and every offence.

ART. 13. It is expressly forbidden, under a penalty of fifty dollars for each offence, to sell, or cause to be sold, within said markets, or on the footways which surround it, any spiritous or ardent liquors.

ART. 14. It is forbidden to all hawkers and peddlers to sell any sort of goods or merchandise in the said markets, or on the footways surrounding the same, under a penalty of ten dollars for each offence.

ART. 15. All vegetables, melons, potatoes, onions, fish, shrimp, crabs, crawfish, turtle, and game, destined for the daily supply of the city, shall be brought to the markets established by law for the sale thereof, and all persons exposing for sale any of said articles in the streets or in any other part, than at said markets, during the hours prescribed by this ordinance, shall incur a fine of from five to fifteen dollars for every offence. And the Commissaries, and Police of the city, are hereby ordered to seize and detain all such articles exposed for sale in contravention thereof, until the fine and expenses thereon are paid.

ART. 16. Carts or wagons, for the conveyance of all supplies whatever to said markets, shall be placed under the inspection of the Commissaries of the markets.

ART. 17. All persons are forbidden to stand, sit or lie, on the stalls or tables of the markets, under a penalty of two dollars, if the offender be free, and ten lashes, if a slave.

ART. 18. It shall be the duty of the Commissaries of the markets, to see that the ordinances relating thereto are fully enforced, and that no offence is perpetrated against the farmer of the dues of the markets, to keep order in the markets, to have arrested all persons who disturb the public peace, and to conduct them before the Mayor, Recorder, or any other magistrate, to be punished according to law. The said Commissaries shall always be present in said markets, during market hours, except in case of sickness; and in such case he or they shall give notice to the Mayor, who shall place another to do his duty until the Council shall act thereon. In case of neglect of his duties, the Commissary shall pay a fine of twenty dollars for each offence, and further, he shall be liable to be removed by the Council.

ART. 19. The farmers shall be bound to comply with all the regulations contained in this ordinance, in all that relates to them. They shall not be entitled to any indemnification from the Council, under the pretext that the ordinances by virtue of which they formed their contracts, are not sufficiently clear or are not enforced, either by the negligence of the officers or the Police nominated to protect them, or by violence committed by individuals; the farmers having the right to prosecute the said officers or individuals, as the case may be, and have them punished with the fine or other penalties fixed for these offences.

ART. 20. The farmers shall not, under any pretext whatever, exact or receive fees of any person selling in any other places than those designated by the present ordinance, under a penalty of twenty dollars for each offence.

ART. 21. All fines fixed by this ordinance shall be recoverable before any Court of competent jurisdiction, for the benefit of the city.

ART. 22. It shall be the duty of the Commissaries of the markets to cause to be posted up, at all times, in at least six places in each market, this ordinance, in the French and English languages.

ART. 23. Butchers or other persons having salt or corned beef, or pork, for sale, shall not exhibition the stalls, unless in a clean white tray, not painted, twenty-six inches long, sixteen inches wide, and six inches deep; they may also keep a harness cask, or tight box, of the same dimensions as the butchers' block.

ART. 24. No vegetables shall be washed within said markets.

ART. 25. That the dues which the farmers of the markets are entitled to collect for tables, stands, and stalls, shall be payable to them daily; and they are hereby empowered to take possession of any table, stand, or stall, the lessees of which shall have allowed one day to pass without paying the dues for the same, after a demand made for the said dues; and no person dispossessed of a table, stand or stall, for non-payment of the dues, shall be permitted to occupy any place in the markets, until he pay all arrears to the farmer.

ART. 26. That after the first day of January next, no grocery stands shall be allowed in any of the markets of the city.

ART. 27. It shall not be lawful for any person to sell, or offer for sale, any article of groceries by retail, in the streets of the city, either in carts or otherwise, under a penalty of twenty-five dollars for each offence, recoverable before any court of competent jurisdiction, for the benefit of the city.

ART. 28. That it shall not be lawful for any lessee of a market to demand, or receive from any person, desiring to rent, or renting any stall or stand in a market, any greater sum than that fixed by the ordinances, or for back rent which may be due to such lessee for such stall or stand from any person other than the person who may desire to rent, or who may have rented the same, under a penalty of fifty dollars for each offence, recoverable before any court of competent jurisdiction, for the benefit of the city.

ART. 29. That from and after the 31st December next, it shall not be lawful to sell oysters in any of the markets of this city.

ART. 30. That all venders of vegetables, fruit or other articles authorized to be sold in the markets, who shall obstruct or cause to be obstructed the thoroughfares thereof on the sidewalks, with boxes, barrels, or other articles whatever, or who shall not remove such obstructions from said markets or the sidewalks thereof within half an hour after market hours, shall be liable to a fine of five dollars for each offence, recoverable before any court of competent jurisdiction, for the benefit of the city; and the Commissaries of the markets are hereby authorized to cause such obstructions to be removed at any time, at the expense and risk of the owner.

ART. 31. That it shall not be lawful to light or keep any fire in the markets, except oil, spirit gas or charcoal, and these only for the purpose of heating chocolate, tea, milk and coffee; and any person who shall violate this article shall pay a fine of not less than five dollars for the first offence, nor less than ten dollars for each subsequent offence, provided no fine shall be more than twenty-five dollars for each offence.

ART. 32. That any person who shall disobey any order of the Commissaries authorized by this ordinance, or by other ordinances regulating said markets, shall be liable to a fine of ten dollars, recoverable before any court of competent jurisdiction, for the benefit of the city.

ART. 33. That the farmers or lessees of the Vegetable markets of the Second District, shall not be entitled to collect other dues than those hereinafter mentioned, to-wit:

For each vegetable table of four feet, and each stand for the sale of poultry, game, bread and fruit, fifteen cents; it being understood that for every table or stand situated at the end of any of the rows of tables in the market, the farmer shall be entitled to charge twenty cents, and it shall be the duty of the Surveyor to designate which are corner tables; and for each coffee stand one dollar.

ART. 34. All kinds of game, poultry, vegetables, and all other articles destined for the daily supply of the city, except meat, may be bought and sold at said market.

ART. 35. All ordinances or resolutions contrary to or conflicting with the foregoing, are hereby repealed.

The yeas and nays being called on the final passage of the above ordinance, resulted as follows:

Yeas—Messrs. Andrews, Bailey, Burthe, Derbes, Eustis, Heermann, Leeds, Mackey, Nixon, Place, Shaw, Summers, Sykes, Watkins and Willson—15.

Nays—Messrs. Delhonde and McCormack—2.

Mr Derbes having voted with the majority, moved to reconsider the vote on the adoption of said ordinance, which motion was lost.

Mr. Shaw moved to adjourn, which was lost.

The President appointed Messrs. Place, Burthe and Heerman on the committee to inquire into the expediency of selling the slave Shadrick, by virtue of the resolution adopted by the Board on the 12th of October last.

Mr. Summers presented the following, and moved its adoption, which motion was lost:

Resolved, That the City Attorney be, and is hereby, instructed to give his opinion whether or not the claim of the city of New Orleans to the following squares or islets of ground, comprised within the boundaries of the following streets has been set aside:

1. Square or islet bounded by Race, Colliseum, Robin and Coliseum Walk.
2. Square or islet bounded by Robin, Colliseum, Colliseum Place and Colliseum Walk.

And also, whether or not the title of the city of NewOrleans to Colliseum Circle or Place, is clear and indisputable.

On motion of Mr. Eustis the Board adjourned.

WALTER H. PETERS, Sec'y.

Governor Ramsey arrived at St. Paul, Minnesota, on the 25th ult., from Washington, with $260,000, the first instalment to be paid the Sioux Indians for their lands.

GEN. SCOTT HUNG IN EFFIGY.—A locofocofin Detroit hung Gen. Scott in effigy on Wednesday night last! This was to pay the old General for whipping the British after Hull's surrender.

"TAKING TIME BY THE FORELOCK!