

New Orleans Republican OFFICIAL JOURNAL OF THE UNITED STATES CITY COUNCIL—OFFICIAL REGULAR MEETING.

CITY HALL, NEW ORLEANS, Monday, May 21, 1872.

The Council met in regular session at noon. Present—Mayor Ben. F. Flanzer, the chair, and Administrators H. Bonzano, James Lewis, John S. Walton, (Finance), James Lewis (Police), F. C. Remick (Commerce), L. T. Delassize (Waterworks and Public Buildings), and John Cockrem (Improvements).

The minutes of the previous meeting were approved and their reading dispensed with.

Department Reports. By Mr. Walton: DEPARTMENT OF FINANCE, May 21, 1872.

To the City Council of New Orleans: In accordance with official notice, the following proposals for the sale to the city of eight wharf improvement bonds were received and opened in the Mayor's parlor at 11 A. M. the twentieth instant, viz: Robert Hartley, four bonds at 78 1/2.

John Klinc & Co., eight bonds at 74 1/2. Charles W. Cammack, two bonds at 80. S. F. Green, two bonds at 74 1/2-100. S. F. Green, two bonds at 74 1/2-100. S. F. Green, two bonds at 75 49-100. S. F. Green, two bonds at 75 49-100. S. F. Green, two bonds at 75 49-100.

The proposal of S. F. Green for four bonds, two at 75 99-100 and two at 74 1/2-100, and the proposal of John Klinc & Co. for four bonds at 74 1/2-100, were the lowest and in accordance therewith the bonds were purchased and duly canceled.

JOHN S. WALTON, Administrator. Received and ordered printed.

By Mr. Shaw: DEPARTMENT OF PUBLIC ACCOUNTS, May 20, 1872.

To the City Council of New Orleans: I have authorized the following officers of this department to sign in the cases named for me: N. C. Sneathen and Henry A. Antz, to sign appropriation certificates.

ALFRED SHAW, Administrator. Received and ordered printed.

By Mr. Delassize: DEPARTMENT OF WATERWORKS AND PUBLIC BUILDINGS, May 21, 1872.

To the City Council of New Orleans: I yesterday received a communication from the foreman of the Grand Jury, asking me to present to the Council a request made by a number of citizens that arrangements be made to supply with water those in need thereof, either by opening the fire plugs at state periods, or by opening water from the river into the gutters, or by opening the sluices, so that the water from the river may course through them.

In reference to that part of the communication that relates to the fire department, I would state that I have anticipated the request therein made, having caused the fire plugs to be opened during certain periods of the winter the twelfth instant.

L. T. DELASSIZE, Administrator. Received and ordered printed.

Financial Business. By Mr. Shaw: An ordinance providing for the payment of the several accounts therein named.

Be it ordained, That the following appropriations be and are hereby made, and that the Administrator of Public Accounts warrant on the Administrator of Finance in payment of the same: New Orleans Republican Printing Company, balance due for printing orders, \$50.

Be it ordained, That the following appropriations be and are hereby made, and that the Administrator of Public Accounts warrant on the Administrator of Finance in payment of the same: J. A. Brette, juror warrants, \$60.

Be it ordained, That the following appropriations be and are hereby made, and that the Administrator of Public Accounts warrant on the Administrator of Finance in payment of the same: J. T. Michel, coroner jury warrants, \$2.

Be it ordained, That the following appropriations be and are hereby made, and that the Administrator of Public Accounts warrant on the Administrator of Finance in payment of the same: J. A. Brette, juror warrants, \$50.

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tion or non-collection of assets provided for in the plan of Louisiana, session of 1871, to bear eight per cent per annum interest; and it is given and received with the understanding that it shall be paid within one year from the date of the drainage tax and assets, it shall be fundable in new consolidated bonds of the city of the drainage series, bearing seven per cent interest, and payable semi-annually, having fifty years to run, principal and interest payable in gold, according to the terms and provisions of act No. 1872, approved April 25, 1872. The city, if there be not on hand, within twelve months, cash to pay this warrant in its regular term among the warrants outstanding, may fund the same at the rate for said bonds of ninety cents on the dollar, and if not voluntarily presented, may, on thirty days' public notice, giving the number or series of numbers in which it is embraced, recall and discount interest upon the same, and any holder of a similar warrant may demand new consolidated bonds at said price.

Administrator of Public Accounts. SEC. 3. Be it further ordained, etc. That until further orders of the Council the Mayor and Administrator of Finance may, at the desire of holders, effect the exchange of warrants now or hereafter issued without interest, for new consolidated bonds of the drainage series in the manner prescribed by ordinance No. 1307, Administration series.

Passed two readings. By Mr. Shaw: An ordinance to provide for the more efficient collection of back city taxes, and to amend an ordinance in that behalf.

SEC. 1. Be it ordained by the Council of the City of New Orleans, That the Council proceed to nominate and appoint two persons, who shall, for the purpose of this ordinance, be termed collectors of city taxes.

SEC. 2. Be it further ordained, etc. That said collectors, with such persons as they may associate with, or empower to act for them, shall be authorized to collect the delinquent taxes due in 1871 and previous years, and after the first of November, 1872, those of the current year.

SEC. 3. Be it further ordained, etc. That said collectors shall give bond to the city with good and solvent security, in the sum of \$10,000, to be approved and accepted by the City Council, conditioned for the faithful performance of their duty as such collectors, their associates and employees; and guaranteeing the city against any loss or damage from malfeasance, negligence, default or breach of duty.

SEC. 4. Be it further ordained, etc. That a letter of authority shall be placed in the hands of said collectors by the Mayor, according to the terms and conditions of this ordinance, to which the said collectors shall enter into notarial contract with the city, based on the several particulars and conditions herein set forth.

SEC. 5. Be it further ordained, etc. That the said collectors shall make returns of all cash received, notices served, suits brought, and other proceedings, according to forms as prescribed by the Administrators of Finance and Public Accounts.

SEC. 6. Be it further ordained, etc. That said collectors be authorized, by attorneys or otherwise, to bring and prosecute suits and to employ attorneys, clerks and sheriff's costs, including printing in case of execution; provided, they shall be entitled to receive, in full, all such costs.

SEC. 7. Be it further ordained, etc. That the emoluments of said collectors be fixed as follows: Upon the taxes due in 1871 and 1872, ten per cent upon the principal and interest realized, and ten per cent of all costs recovered which the city may have paid previous to the passage of this ordinance.

SEC. 8. Be it further ordained, etc. That upon the taxes due in 1873, twenty per cent upon the principal and interest realized, and twenty per cent upon costs previously disbursed, and recovered by said collectors as aforesaid.

SEC. 9. Be it further ordained, etc. That the settlement with the Finance Department shall be only entitled to percentage upon net receipts, deducting sheriff's and clerk's costs, printing, etc., now due and payable by the city, or hereafter incurred or disbursed by them, and shall not charge percentage upon fees claimed by any ex-collector or attorney upon the same, but shall reduce the basis upon which they collect, to the net amount of cash received, and shall make prompt payment and return of costs and expenses due the city, whether bearing percentage or not.

SEC. 10. Be it further ordained, etc. That this contract shall be and exist for and during the pleasure of the Council, to which is reserved the right, by a majority vote, at any time to rescind and terminate the contract, except for the cause of non-performance of section thirteen of this ordinance of 1872. And on the approval of the Mayor and Administrator of Finance, certificates redeemable in bonds shall be issued to holders of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 11. Be it further ordained, etc. That the said contractors shall agree in case the Legislature shall at any time remit, or allow in favor of the taxpayers any portion of the amount claimed herein allowed to be incurred on behalf of the city, by said collectors, the said collectors shall hold the city harmless, and as not incurring any responsibility on account thereof; it being the intent of the Council, that no attempt to make any legislative power, or to occasion any expense to the city in consequence of incurring costs that may be incurred under the provisions of this ordinance.

SEC. 12. Be it further ordained, etc. That it will be the duty of the said collectors to collect all bills and accounts herein authorized to be placed in their hands, and the Administrator of Finance shall place in their hands all facilities at his command for so doing; and all collections and payments to be placed in their hands, and the Department of Finance, made at the office of the Administrator of Finance, during the term of this contract, will be presumed to be collections in full, and shall not be subject to any claim of compensation upon portions of taxes and costs claimed to be due to previous officers or attorneys, or remitted heretofore by the Legislature, so long as any question of the responsibility of the city to pay or refund any costs or taxes to said previous officers and attorneys or otherwise; say, unless previously provided for by law, or by any act of the Legislature, or by any act of the Council, within the time the said claim would otherwise arise.

SEC. 13. Be it further ordained, etc. That the said collectors will be entitled, at their own expense, to take copies of any and all orders in the Department of Public Accounts made under the provisions of act No. 73, approved April 25, 1872.

SEC. 14. Be it further ordained, etc. That the Mayor and Administrator of Finance may, at the desire of holders, effect the exchange of warrants now or hereafter issued without interest, for new consolidated bonds of the drainage series in the manner prescribed by ordinance No. 1307, Administration series.

SEC. 15. Be it further ordained, etc. That until further orders of the Council the Mayor and Administrator of Finance may, at the desire of holders, effect the exchange of warrants now or hereafter issued without interest, for new consolidated bonds of the drainage series in the manner prescribed by ordinance No. 1307, Administration series.

SEC. 16. Be it further ordained, etc. That until further orders of the Council the Mayor and Administrator of Finance may, at the desire of holders, effect the exchange of warrants now or hereafter issued without interest, for new consolidated bonds of the drainage series in the manner prescribed by ordinance No. 1307, Administration series.

SEC. 17. Be it further ordained, etc. That until further orders of the Council the Mayor and Administrator of Finance may, at the desire of holders, effect the exchange of warrants now or hereafter issued without interest, for new consolidated bonds of the drainage series in the manner prescribed by ordinance No. 1307, Administration series.

SEC. 18. Be it further ordained, etc. That until further orders of the Council the Mayor and Administrator of Finance may, at the desire of holders, effect the exchange of warrants now or hereafter issued without interest, for new consolidated bonds of the drainage series in the manner prescribed by ordinance No. 1307, Administration series.

SEC. 19. Be it further ordained, etc. That until further orders of the Council the Mayor and Administrator of Finance may, at the desire of holders, effect the exchange of warrants now or hereafter issued without interest, for new consolidated bonds of the drainage series in the manner prescribed by ordinance No. 1307, Administration series.

SEC. 20. Be it further ordained, etc. That until further orders of the Council the Mayor and Administrator of Finance may, at the desire of holders, effect the exchange of warrants now or hereafter issued without interest, for new consolidated bonds of the drainage series in the manner prescribed by ordinance No. 1307, Administration series.

SEC. 21. Be it further ordained, etc. That until further orders of the Council the Mayor and Administrator of Finance may, at the desire of holders, effect the exchange of warrants now or hereafter issued without interest, for new consolidated bonds of the drainage series in the manner prescribed by ordinance No. 1307, Administration series.

SEC. 22. Be it further ordained, etc. That until further orders of the Council the Mayor and Administrator of Finance may, at the desire of holders, effect the exchange of warrants now or hereafter issued without interest, for new consolidated bonds of the drainage series in the manner prescribed by ordinance No. 1307, Administration series.

SEC. 23. Be it further ordained, etc. That until further orders of the Council the Mayor and Administrator of Finance may, at the desire of holders, effect the exchange of warrants now or hereafter issued without interest, for new consolidated bonds of the drainage series in the manner prescribed by ordinance No. 1307, Administration series.

SEC. 24. Be it further ordained, etc. That until further orders of the Council the Mayor and Administrator of Finance may, at the desire of holders, effect the exchange of warrants now or hereafter issued without interest, for new consolidated bonds of the drainage series in the manner prescribed by ordinance No. 1307, Administration series.

SEC. 25. Be it further ordained, etc. That until further orders of the Council the Mayor and Administrator of Finance may, at the desire of holders, effect the exchange of warrants now or hereafter issued without interest, for new consolidated bonds of the drainage series in the manner prescribed by ordinance No. 1307, Administration series.

of taxes, costs, interest or expenses of any kind due or claimed by or in behalf of the city. The right to do so in cases of error or manifest injustice, or other cause justifying the same, is solely vested in the Mayor, Administrators of Finance and Assessors, and they shall be authorized to do so on behalf of the city, a majority of whom concurring shall be necessary to any act. And it shall be further agreed that the collector shall be entitled to no payment, reimbursement, percentage or compensation whatever for any sums remitted under the provisions of this ordinance, whether before or after the termination of the contract, it being the true intent and meaning hereof that this contract shall be terminable at any time, at the option of the contractor or of a majority of the City Council, whenever cause of dissatisfaction shall exist, both parties being governed in the meanwhile by the terms of their contract and of this ordinance.

SEC. 15. Be it further ordained, etc. That the license or cause of dissatisfaction of the year 1872, and all licenses for the balance of the year 1872, also all licenses of any future years, during the existence of the contract, shall be in the name of the Mayor and Administrator of Finance, and shall be placed in the hands of said collectors, subject to all the directions, restrictions and conditions applicable in cases of other city taxes of the same year, according to this ordinance.

SEC. 16. Be it further ordained, etc. That the said contractors shall agree to cause all unrecorded judgments existing against any real estate or owner of real property in the city, heretofore or hereafter existing during their contract, to be recorded in the mortgage office, at their own expense and cost, and shall be responsible in actual and exemplary damages for not doing as soon as practicable; and they shall be entitled to reimbursement in the same form and on the same conditions as for Sheriff's and clerk's costs incurred by the city.

SEC. 17. Be it further ordained, etc. That the said collectors, except as to costs due them, shall be required to settle with taxpayers in such manner as to term as shall be allowed by the city, to pay to the city treasurer, and shall only be entitled to their percentage from the city in hand. Upon all cash payments into the treasury of the collectors, they shall be entitled to the interest thereon at six per cent per annum, from the second of June, 1866 to date of settlement: Cash warrant No. 7302, dated May 22, 1862, for \$223.52.

Cash warrant No. 7300, dated May 22, 1862, for \$322.23. After a long discussion the matter was referred to the Mayor.

By Mr. Shaw: An ordinance relative to signing appropriation certificates and tax bills. Be it ordained by the Council of the city of New Orleans, That the Mayor and Administrator of Finance be and are hereby authorized to sign for the said Administrator of Finance in payment of the same:

BUREAU OF STREETS. John Coleman, setting crossings, \$693 10. M. Gendron, oyster shells, 316 20. J. Root, lumber and ballast, 911 00. J. C. Sneathen, oyster shells, 229 40. J. C. Sneathen, oyster shells, 229 40. J. C. Sneathen, oyster shells, 229 40. J. C. Sneathen, oyster shells, 229 40.

BUREAU OF WHARVES AND LANDINGS. Cothell & Brady, repairing nuisance boat, 1340 00.

BUREAU OF CITY DRAINAGE. J. J. Clarke, pine wood, 13 00. H. Oertling, lumber, 623 15. J. C. Sneathen, oyster shells, 229 40. H. T. Venard, lumber, 500 37. New Orleans Republican Printing Company, printing, 10 00. O. V. Wagner, oyster shells, 64 00. Peter Markey, lumber, 30 00. J. O'Brien, oyster shells, 229 40. Henry Laaky, levee work, 2000 00.

Total, \$14,326 66. Passed two readings. By Mr. Shaw: An ordinance declaring fundable certain classes of debts.

Be it ordained by the Council of the city of New Orleans, That all seventy-three certificates outstanding, issued under ordinance No. 882, all appropriation certificates issued in 1871, and \$30,000 first certified of those issued in 1872, be and are hereby declared fundable, and shall be paid in full, on or before the first of October, 1872.

SEC. 2. Be it further ordained, etc. That the certificates of 1871 for revenues proper for 1872, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 3. Be it further ordained, etc. That the certificates of 1872 for revenues proper for 1873, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 4. Be it further ordained, etc. That the certificates of 1873 for revenues proper for 1874, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 5. Be it further ordained, etc. That the certificates of 1874 for revenues proper for 1875, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 6. Be it further ordained, etc. That the certificates of 1875 for revenues proper for 1876, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 7. Be it further ordained, etc. That the certificates of 1876 for revenues proper for 1877, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 8. Be it further ordained, etc. That the certificates of 1877 for revenues proper for 1878, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 9. Be it further ordained, etc. That the certificates of 1878 for revenues proper for 1879, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 10. Be it further ordained, etc. That the certificates of 1879 for revenues proper for 1880, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 11. Be it further ordained, etc. That the certificates of 1880 for revenues proper for 1881, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 12. Be it further ordained, etc. That the certificates of 1881 for revenues proper for 1882, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 13. Be it further ordained, etc. That the certificates of 1882 for revenues proper for 1883, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 14. Be it further ordained, etc. That the certificates of 1883 for revenues proper for 1884, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 15. Be it further ordained, etc. That the certificates of 1884 for revenues proper for 1885, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 16. Be it further ordained, etc. That the certificates of 1885 for revenues proper for 1886, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 17. Be it further ordained, etc. That the certificates of 1886 for revenues proper for 1887, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 18. Be it further ordained, etc. That the certificates of 1887 for revenues proper for 1888, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 19. Be it further ordained, etc. That the certificates of 1888 for revenues proper for 1889, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 20. Be it further ordained, etc. That the certificates of 1889 for revenues proper for 1890, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 21. Be it further ordained, etc. That the certificates of 1890 for revenues proper for 1891, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

to return to Joseph H. Wilson the amount of \$40 tax upon \$3000 erroneously assessed upon capital in square No. 127, third assessment district, for the year 1870, and paid by him February 23, 1872, by giving him a warrant receivable for licenses and taxes in the same form.

Referred to the Administrator of Assessments. By Mr. Shaw: An ordinance for the settlement of two Jefferson City warrants.

Be it ordained by the Council of the city of New Orleans, That the Administrator of Public Accounts be and is hereby authorized to issue to John T. Michel, transferee, a warrant for \$46, receivable for licenses and taxes for the lease of the powder house and grounds, \$200 per annum.

For the lease of the grounds in the rear, \$300 per annum. The powder magazine is situated in an objectionable locality, on account of its proximity to the public road and national cemetery.

The land in the rear of the powder magazine is stocked with valuable timber, over which the city should not relinquish its control. I therefore recommend that both bids be rejected, that the property be put in charge of the Administrator of Police.

H. BONZANO, Administrator. Adopted. By Mr. Shaw: An ordinance to complete settlement with other city taxes of the year 1872.

Be it ordained by the Council of the city of New Orleans, That the Mayor and Administrator of Finance be authorized and directed to settle, under provisions of law for finding, with Mrs. Witlow Avila, for balance of registered bill No. 343, dated March 7, 1870, in favor of late Coroner Avila, \$245.

Adopted. By Mr. Shaw: An ordinance to provide for the settlement of the account therein named.

Be it ordained by the Council of the city of New Orleans, That the Mayor and Administrator of Finance be and are hereby authorized to settle, in new consolidated bonds, or by warrants receivable for licenses and taxes, with George Hamming, Bidder for the following item, and interest thereon at six per cent per annum, from the second of June, 1866 to date of settlement: Cash warrant No. 7302, dated May 22, 1862, for \$223.52.

Cash warrant No. 7300, dated May 22, 1862, for \$322.23. After a long discussion the matter was referred to the Mayor.

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BUREAU OF CITY DRAINAGE. J. J. Clarke, pine wood, 13 00. H. Oertling, lumber, 623 15. J. C. Sneathen, oyster shells, 229 40. H. T. Venard, lumber, 500 37. New Orleans Republican Printing Company, printing, 10 00. O. V. Wagner, oyster shells, 64 00. Peter Markey, lumber, 30 00. J. O'Brien, oyster shells, 229 40. Henry Laaky, levee work, 2000 00.

Total, \$14,326 66. Passed two readings. By Mr. Shaw: An ordinance declaring fundable certain classes of debts.

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SEC. 2. Be it further ordained, etc. That the certificates of 1871 for revenues proper for 1872, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 3. Be it further ordained, etc. That the certificates of 1872 for revenues proper for 1873, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 4. Be it further ordained, etc. That the certificates of 1873 for revenues proper for 1874, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

SEC. 5. Be it further ordained, etc. That the certificates of 1874 for revenues proper for 1875, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

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SEC. 8. Be it further ordained, etc. That the certificates of 1877 for revenues proper for 1878, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

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SEC. 16. Be it further ordained, etc. That the certificates of 1885 for revenues proper for 1886, be declared fundable, at the option of the Mayor and Administrator of Finance, in payment of the same, at the rate for paid bonds of ninety cents on the dollar.

of the Council, and if under the charter he could not vote, he could not vote at all. The resolution was declared adopted.

Mr. Lewis called up a resolution giving permission to Mr. Adams to open a cemetery for the lease of the powder house and grounds, \$200 per annum.

By Mr. Bonzano: DEPARTMENT OF ASSESSMENTS, May 20, 1872. To the City Council of New Orleans: The following are the highest bids received for the lease of the powder house and grounds, \$200 per annum.

For the lease of the grounds in the rear, \$300 per annum. The powder magazine is situated in an objectionable locality, on account of its proximity to the public road and national cemetery.

The land in the rear of the powder magazine is stocked with valuable timber, over which the city should not relinquish its control. I therefore recommend that both bids be rejected, that the property be put in charge of the Administrator of Police.