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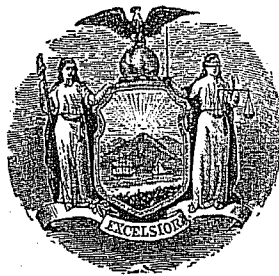
STATE OF NEW YORK,

PASSED AT THE

ONE HUNDRED AND TENTH SESSION

OF THE COURT OF CLAIMS,  
LEGISLATURE,

BEGUN JANUARY FOURTH, AND ENDED MAY TWENTY-SIXTH, 1887,  
IN THE CITY OF ALBANY.



ALBANY:  
BANKS & BROTHERS, PUBLISHERS.  
1887.

Local board of managers, how appointed.

Laws applicable to board.

Provisions to academic department restricted.

Erection of buildings. Plans for, how approved. Appropriation limited.

§ 2. Upon the acceptance of such conveyance, the Superintendent of Public Instruction shall appoint a local board of managers, for such school consisting of not less than three persons, who shall have the powers of and, respectively, hold their offices as now provided by law for such boards, and all and every of the provisions of chapter four hundred and sixty-six of the laws of eighteen hundred and sixty-six, not inconsistent with this act, shall apply to said normal and training school, and the location, establishment, conduct and management thereof, and shall have full force and effect in respect thereto, and to all matters connected therewith, in the same manner and with the like effect as though said normal and training school had been established under the provisions of that act. Into the academic department of said normal and training school there shall be admitted only such pupils as pay reasonable tuition fees and are resident in the town of Oneonta.

§ 3. Upon the appointment of such board of managers there shall be erected upon such site suitable buildings for such normal and training school and academic department, under the direction of the board of managers, upon plans, contract and security, to be approved by the Superintendent of Public Instruction and Comptroller and at an expense not to exceed forty-five thousand dollars, which shall complete the same, and said sum of forty-five thousand dollars is hereby appropriated for that purpose.

§ 4. This act shall take effect immediately.

## Chap. 375.

AN ACT to establish and organize the St. Lawrence State Asylum for the Insane, and making an appropriation for purchase of site and erection and construction of buildings and sewers, and improvement of grounds.

PASSED May 18, 1887 ; three-fifths being present.

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

Site for new insane asylum.

Name of asylum. Managers, for appointment and terms of.

SECTION 1. There shall be established near the city of Ogdensburg, St. Lawrence county, upon the site recommended by Letchworth and Wise, commissioners appointed under chapter two hundred and thirty-eight, laws of eighteen hundred and eighty-six, to locate an asylum in northern New York, an institution to be designated as the St. Lawrence State Asylum for the Insane, which shall be under the control of ten managers, to be appointed by the Governor, by and with the advice and consent of the Senate, and the Governor shall designate, at the time of such appointment, their respective terms of office with reference to the following classification, to wit: Two of said managers shall serve for two years, two for three years, two for four years, two for five years and two for six years from the time of their appointment, and they shall hold their offices until others are appointed in their stead, and shall be subject to be removed at any time by the Senate upon the recommendation of the Governor. Their successors shall be appointed by the Governor, with the advice and consent of the Senate, and shall hold their offices for six years and until others are appointed

in their stead, and subject to be removed in the manner aforesaid, and in case of a vacancy in said board the Governor shall appoint in manner aforesaid to fill the unexpired term.

§ 2. The said board of managers shall have the general direction and control of all the property and concerns of the institution, not otherwise provided for by law, and shall take care of its general interests and see that its design be carried into effect and everything done faithfully, according to the requirements of the Legislature and the by-laws, rules and regulations of the asylum. They shall have the power, on the nomination of the superintendent of the said asylum, to appoint a special pathologist to said asylum, whose salary shall be determined and paid in the same manner as provided by law in relation to the other officers of said asylum. The said managers may take and hold in trust for the State any grant or devise of land, or any donation or bequest of money or other personal property, to be applied to the maintenance of insane persons and the general use of the said St. Lawrence State Asylum for the Insane. Said managers are hereby directed and empowered to establish such by-laws as they may deem necessary and expedient for regulating the appointment and duties of officers, attendants and assistants, for fixing the conditions of admission, support and discharge of patients, and for conducting in a proper manner the business of the institution; also to ordain and enforce a suitable system of rules and regulations for the internal government, discipline and management of the institution. They shall keep in a bound book, to be provided for that purpose, a fair and full record of their doings, which shall be open at all times to the inspection of the Governor of the State and of all persons whom he or either house of the Legislature may appoint to examine the same. They shall also maintain an effective inspection of the asylum, for which purpose they shall make frequent visitations, a majority of them once every quarter and the whole board once a year, at the times and in the manner prescribed in the by-laws. In a book kept by the managers for this purpose the visiting manager or managers shall note the date of each visit, the condition of the house and patients, with remarks of commendation or censure, and all the managers present shall sign the same. The general results of the inspection, with suitable hints, shall be inserted in the annual report, detailing the past year's operations and actual state of the asylum, which the managers shall make to the Legislature in the month of January in each year, accompanied with the annual reports of the superintendent and treasurer. Said managers shall receive no compensation for their services but shall receive actual and necessary traveling and other expenses, to be paid on the warrant of the Comptroller on the rendering of their accounts.

Board of managers, powers and duties of.

Special pathologist, appointment of. Managers may take and hold lands, etc.

May establish by laws, rules, and regulations.

To keep book of records.

Inspection of asylum.

Annual report to Legislature.

Managers to receive actual expenses only.

Medical superintendent and treasurer, appointment of.

Steward, matron and assistant physicians.

§ 3. The managers shall appoint a medical superintendent, who shall be a well educated physician of experience in the treatment of the insane, and a treasurer, who shall reside in the city of Ogdensburg, and give bonds for the faithful performance of his trust, in such sum and with such sureties as the Comptroller of the State shall approve. They shall also appoint, at their discretion, and upon the nomination of the medical superintendent, a steward and a matron, and one or more assistant physicians, as the necessities of the asylum shall from time to time require, all of whom and the medical superintendent shall constantly reside in the asylum or on the premises, and shall be designated the resident officers.

Superintendent,  
duties and  
powers of.

§ 4. The superintendent shall be the chief executive officer of the asylum, he shall have the general superintendence of the buildings, grounds and farm, together with their furniture, fixtures and stock, and the direction and control of all persons therein, subject to the laws and regulations established by the managers. He shall daily ascertain the condition of all the patients and prescribe their treatment in the manner directed in the by-laws. He shall have the nomination of his co-resident officers, with power to assign them their respective duties, subject to the by-laws; also to appoint, with the managers' approval, such, and so many other officers, assistants and attendants as he may think proper and necessary for the economical and efficient performance of the business of the asylum, and to prescribe their several duties and places, and to fix, with the managers' approval their compensation, and to discharge any of them at his sole discretion; but in every case of discharge he shall forthwith record the same, with the reasons, under an appropriate head, in one of the books of the asylum. He shall also have power to suspend until the next meeting of the managers, for good and sufficient cause, a resident officer; but in such case he shall forthwith give written notice of the fact, with its causes and circumstances, to one of the managers, whose duty thereupon shall be to call a special meeting of the board, to provide for the exigency. He shall also from time to time give such orders and instructions as he may judge best calculated to insure good conduct, fidelity and economy in every department of labor and expense; and he is authorized and enjoined to maintain salutary discipline among all who are employed by the institution, and to enforce strict compliance with such instructions and uniform obedience to all the rules and regulations of the asylum. He shall further cause full and fair accounts and records of all his doings and of the entire business and operations of the institution, to be kept regularly from day to day, in books provided for that purpose, in the manner and to the extent prescribed in the by-laws; and he shall see that all such accounts and records are fully made up to the last day of November in each year, and that the principal facts and results, with his report thereon, be presented to the managers within thirty days thereafter. The first assistant physician shall perform the duties and be subject to the responsibilities of the superintendent in his sickness or absence.

Of first  
assistant  
physi-  
cian.

Managers  
to have  
free ac-  
cess to  
asylum.

§ 5. It shall be the duty of the resident officers to admit any of the managers into every part of the asylum, and to exhibit to him or them, on demand, all the books, papers, accounts and writings belonging to the institution, or pertaining to its business, management, discipline or government, also to furnish copies, abstracts and reports whenever required by the managers.

Treasur-  
er, duties  
of.

Deposits  
by.

§ 6. The treasurer shall have the custody of all moneys, bonds, mortgages and other securities and obligations belonging to the asylum. He shall open with one of the banks in Ogdensburg, to be selected with the approbation of the Comptroller of the State, an account in his own name, as treasurer of the asylum; and he shall deposit all moneys, immediately upon receiving them, in said bank, and shall draw for the same only for the uses of the asylum and in the manner prescribed in the by-laws, upon the written order of the steward, specifying the object of the payment. He shall keep full and accurate accounts of receipts and payments in the manner directed in the by-laws, and such other accounts as the managers shall prescribe. He shall balance all the accounts on his books annually, on the last day of November, and make a statement of the balances thereon, and an abstract of the re-

Annual  
statement  
by, how  
audited.

ceipts and payments of the past year, which he, shall within three days deliver to the auditing committee of the managers, who shall compare the same with his books and vouchers, and verify the results by further comparison with the books of the steward, and certify the correctness thereof within the next five days to the managers. He shall further render a quarterly statement of his receipts and payments on the first day of March, June and September in each year, to the auditing committee, who shall compare and verify the same as aforesaid, and report the results, duly certified, to the managers, who shall cause the same to be recorded in one of the books of the asylum. He shall further render an account of the state of his books, and of the funds and other property in his custody, whenever required to do so by the managers.

Quarterly  
state-  
ments by.

§ 7. The treasurer of the St. Lawrence State Asylum for the Insane shall be vested with the same powers, rights and authority which are now by law given either to superintendents of the poor or to overseers of the poor in any county or town of the State, so far as may be necessary for the indemnity and benefit of the asylum, and for the purpose of compelling a relative or committee to defray the expenses of a lunatic's support in the asylum, and reimburse actual disbursements for his necessary clothing and traveling expenses, according to the by-laws of the institution; also for the purpose of coercing the payment of similar charges, when due, according to said by-laws, from any town, city, or county that is liable for the support of any lunatic in said asylum.

Powers  
of treas-  
urer as to  
enforcing  
collec-  
tions for  
keeping  
patients,  
etc.

§ 8. Said treasurer is also authorized to recover, for the use of the asylum, any and all sums which may be due, upon any note or bond in his hands, belonging to the asylum; also any and all sums which may be charged and due, according to the by-laws of the asylum, for the support of any patient therein, or for actual disbursements made in his behalf for necessary clothing and traveling expenses, in an action to be brought in said treasurer's name, as treasurer of the St. Lawrence State Asylum for the Insane, which action shall not abate by his death or removal, against the individual town, city or county legally liable for the maintenance of said patient, and having neglected to pay the same when demanded by the treasurer; and judgment shall be rendered for such sum as shall be found due, with interest from the time of the demand made as aforesaid. Said treasurer may also, upon the receipt of the money due upon any mortgage in his hands belonging to the asylum, execute a release and acknowledge full satisfaction thereof, so that the same may be discharged of record.

May bring  
actions to  
recover  
upon  
bonds,  
etc.

§ 9. The steward, under the direction of the superintendent, shall make all purchases for the asylum, and preserve the original bills and receipts thereof, and keep full and accurate accounts of the same, and copies of all orders drawn by himself upon the treasurer; he shall also, under like directions, make contracts in the superintendent's name, with the attendants and assistants, and keep and settle their accounts; he shall also keep the accounts for the support of patients and expenses incurred in their behalf, and furnish the treasurer every month with copies of such as fall due; he shall make quarterly abstracts of all accounts to the last day of every February, May, August and November for the treasurer and manager; he shall also be accountable for the careful keeping and economical use of all furniture, stores and other articles provided for the asylum.

May exe-  
cute re-  
lease of  
mort-  
gages.

Steward,  
duties and  
powers of.

§ 10. The superintendent shall make, in a book kept for the purpose, at the time of reception, a minute, with date of the name, residence, office and occupation of the person, by whom and by whose authority each insane person is brought to the asylum, and have all the orders, war-

Quarterly  
abstracts  
of ac-  
counts by.

"Case  
book" as  
to recep-  
tion of  
patients,  
etc.

rants, requests, certificates, and other papers accompanying such person forwith copied into the same.

§ 11. No patient shall be admitted into the asylum for a shorter period than six months, except in special cases, as specified in the by-laws.

§ 12. Whenever there are vacancies in the asylum, the managers may authorize the superintendent to admit, under special agreements, such recent cases as may seek admission under peculiarly afflictive circumstances or which, in his opinion, promise speedy recovery.

§ 13. All purchases for the use of the asylum shall be made for cash, and not on credit or time; every voucher shall be taken, duly filled up at the time it is taken; with every abstract of vouchers for money paid shall be proof on oath that the voucher was filled up and the money paid therefor at the time the voucher was taken; and the managers shall make all needful rules and regulations to enforce the provisions of this section.

§ 14. The price to be paid for keeping the poor or any person in indigent circumstances, in the asylum shall be annually fixed by the managers, and shall not exceed the actual cost of support and attendance, exclusive of officers' salaries. The managers may, at their discretion, require payments made quarterly or semi-annually in advance.

§ 15. Every insane person supported in the asylum shall be personally liable for his maintenance therein and for all necessary expenses incurred by the institution in his behalf. And the committee, relative, town, city or county, that would have been bound by law to provide for and support him if he had not been sent to the asylum shall be liable to pay the expenses of his clothing and maintenance in the asylum, and actual and necessary expenses to and from the same.

§ 16. The expenses of clothing and maintaining in the asylum a patient, who has been received upon the order of any court or officer, shall be paid by the county from which he was sent to the asylum. The treasurer of said county is authorized and directed to pay to the treasurer of the asylum the bills for such clothing and maintenance as they shall become due and payable according to the by-laws of the asylum, upon the order of the steward; and the supervisors of said county shall annually levy and raise the amount of such bills and such further sum as will probably cover all similar bills for one year in advance. Said county, however, shall have the right to require any individual, town, city or county, that is legally liable for the support of such patient, to reimburse the amount of said bills with interest from the day of paying the same.

§ 17. Whenever the managers shall order a patient removed from the asylum to the poor house of the county whence he came, the superintendent of the poor of said county shall audit and pay the actual and reasonable expenses of such removal as part of the contingent expenses of said poor house. But, if any town or person be legally liable for the support of such patient, the amount of such expenses may be recovered for the use of the county by such superintendent. If such superintendents of the poor neglect or refuse to pay such expenses on demand, the treasurer of the asylum may pay the same and charge the amount to the said county; and the treasurer of the said county is authorized to pay the same, with interest after thirty days; and the supervisors of the said county shall levy and raise the amount as other county charges.

§ 18. Every town or county paying for the support of a lunatic in the asylum, or for his expenses in going to or from the same, shall

Term of admission.

Admission of recent cases.

Purchases for asylum.

Cost of keeping poor patients to be fixed annually.

Liability for maintenance of patients.

Maintenance and clothing of patients confined by courts, etc., how paid.

Duty of boards of supervisors.

Removals to poor house, expenses of, how paid.

Duty of board of supervisors.

Rights and remedies of

have the like rights and remedies to recover the amount of such payments, with interest from the time of paying each bill, as if such expenses had been incurred for the support of the same at other places under existing laws.

towns and counties supporting lunatics.

§ 19. The managers shall from time to time determine the annual salary and allowances of the treasurer and resident officers subject to the approval of the Governor of the State, Secretary of State and the Comptroller, provided that such salary shall not exceed in the aggregate ten thousand dollars for any one year.

Salaries of resident officers, how approved. Limitation.

§ 20. The managers shall procure plans, drawings and specifications for the construction of an administration building, general kitchen, bakery, employee's dining room, engine room, boiler house, laundry, repair shop, pump house and two buildings or cottages for thirty patients of each sex; also for laying trunk sewers to accommodate the above-mentioned buildings and for the repairing and preparation of farm and garden building for the accommodation of sixty patients and the improvement of the grounds and shall contract for the erection and repairing of the buildings in accordance with such plans and specifications, and on such terms as they may deem proper, provided such plans, drawings, specifications, contracts and the terms thereof, shall be approved by the Governor, State Engineer and Comptroller and further provided that the managers shall not adopt any plan for said buildings nor alter or change plans adopted, without the assent of the State officers aforesaid.

Plans for buildings, etc., and improvements, how approved.

Contracts for buildings, etc.

§ 21. The managers and other officers shall have no interest, direct or indirect, in the furnishing of any building materials, or in any contracts for the same, or in any contracts for labor, in the repairing or erection of said buildings.

Managers to have no interest in contracts, etc.

§ 22. The Treasurer of the State shall pay to the managers, on the warrant of the Comptroller, out of any moneys in the treasury not otherwise appropriated, such sum or sums of money as they may require for reconstruction and repairing of old buildings and erection of said new buildings, improving grounds, and laying sewers at such time as such money may be required therefor, in the aggregate not exceeding the sum of one hundred thousand dollars, which sum of one hundred thousand dollars, or so much thereof as may be necessary for the purposes aforesaid, is hereby appropriated out of any moneys not otherwise appropriated, and the expenditures thereof shall be duly and fully accounted for to the Comptroller, with the vouchers and full details of the items.

Appropriation for buildings and improvements.

Expenditures, how accounted for.

§ 23. It shall be the duty of the managers to make a detailed report of all the moneys received by them by virtue of this act, and the progress which shall have been made in the erection of said buildings, to the Legislature in January of each year, and, also, to the Comptroller, as often and in such manner as the Comptroller shall or may, from time to time, require.

Reports to Legislature and Comptroller.

§ 24. For the purpose of purchasing a site for such St. Lawrence State Asylum, comprising about nine hundred and forty eight and nine-hundredths acres of land, situated at Point Airy, in the towns of Oswegatchie and Lisbon, the sum of eighty-eight thousand four hundred and fifty-eight dollars is hereby appropriated out of any moneys in the treasury not otherwise appropriated, and the treasurer shall pay the same, on the warrant of the Comptroller, to the several grantors, when the Attorney-General shall certify and approve the deeds conveying the same to the State,

Location of site.

Appropriation for purchase of land.

Title, how approved.

Managers  
to pur-  
chase and  
take title  
to lands.

Proceed-  
ings to ac-  
quire title  
in case of  
disagree-  
ment.

§ 25. The said managers shall have power to purchase for and in the name of the State of New York, the said lands recommended by said Letchworth and Wise, commissioners as aforesaid for the purposes of said St. Lawrence Asylum, situated at Point Airy, in the towns of Oswegatchie and Lisbon, comprising about nine hundred and forty-eight and nine one-hundredths acres, at not exceeding the prices reported by said commissioners Letchworth and Wise; and take conveyances thereof to the State of New York, subject to the approval of the Attorney-General as to the title and form of conveyance, and in case the said managers shall be unable, within three months after their appointment, to agree with the owners of the said lands or any part or portion thereof, for the purchase thereof, or to acquire good and perfect title thereto, they shall acquire title in fee thereto, in the manner and by the proceedings provided by law for acquiring title to lands for railroad use by railroad corporations, under the provisions of chapter one hundred and forty of the acts of the Legislature of the State of New York, passed April second, eighteen hundred and fifty, entitled "An act to authorize the formation of railroad corporations and to regulate the same," and the several acts amending the same or supplemental thereto, so far as the same are applicable thereto, except that, in any of the proceedings authorized by the provisions of this section, it shall not be necessary that the petition to the supreme court shall make any allegations of, or reference to, any incorporation, or capital stock, or to any surveys, or maps, further than to describe the property proposed to be taken, or to the filing of any certificate of location, and upon the payment or deposit by the State Treasurer, pursuant to the order of the supreme court made in said proceedings, of the several sums of money specified in said order, the title to said lands shall be vested in the State, in fee simple, and all persons who shall have been made parties to the proceeding shall, be divested and barred of all right, estate and interest in such real estate for ever.

§ 26. This act shall take effect immediately.

## Chap. 376.

AN ACT to amend chapter five hundred and thirty-one of the laws of eighteen hundred and eighty-four, entitled "An act in relation to the office of the register of the city and county of New York."

PASSED May 18, 1887; three-fifths being present.

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

SECTION 1. Section four of chapter five hundred and thirty-one of the laws of eighteen hundred and eighty-four, entitled "An act in relation to the office of the register of the city and county of New York," is hereby amended by striking out the eleventh sub-division of said section, which is in the words following: For searching and certifying the title to and incumbrances upon real property, for each year for which the search is made, for each name and each kind of conveyance or lien, five cents, and inserting in lieu thereof the words following: For searching and certifying the title to and incumbrances upon real property, for each year for which the search is made, for each name, and

Fees for  
searches  
as to in-  
cumbrances  
upon  
real prop-  
erty.