

PROCEEDINGS
OF THE
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL, }
Monday, July 9th, 1877—7½ o'clock P. M. }

The Common Council of the City of Indianapolis met in regular session.

PRESENT :

His Honor, the Mayor, John Caven, in the chair, and the following members :

Councilmen Bagby, Brown, Bugbee, Byram, Case, Cochran, Dill, Izor, Layman, Marsee, Morse, McGinty, Pouder, Reading, Sindlinger, Steinhauer, Stoner, Tucker, Walker, Watts, Wood, Wright, A. L., and Wright, W. G.—23.

Absent—Councilmen Reed and Thomas—2.

The proceedings of the regular session, held July 2, 1877, were read and approved.

Sealed proposals for grading and graveling the street and bowldering the gutters of Clifford avenue, between Massachusetts avenue and the northwest corner of the United States Arsenal grounds, were received, opened, read, and referred to the Committee on Contracts.

REPORT FROM COMMITTEE ON CONTRACTS.

The Committee on Contracts, through Councilman Bugbee, made the following report; which was concurred in, and the contracts severally awarded, as recommended:

Indianapolis, July 9, 1877.

To the Mayor and Common Council:

Gentlemen:—Your Committee on Contracts, to whom were referred sundry proposals, presented to the Council July 2d, 1877, have examined the same, and find them to be as follows, to-wit:

First. For grading and graveling Maryland street and sidewalks, from Helen street, west, to White River—

R. H. Patterson, 37 cents per lineal foot front on each side.

Richard Carr, 32 cents per lineal foot front on each side.

James Mahoney, 27 cents per lineal foot front on each side.

John Low, 26 cents per lineal foot front on each side.

Wm. Murphy, 23½ cents per lineal foot front on each side.

McKnight & Co., 23 cents per lineal foot front on each side.

Fred. Gansberg, 21 cents per lineal foot front on each side.

John Greene, 19 cents per lineal foot front on each side.

John Greene being the lowest and best bidder, your committee recommend that he be awarded the contract.

Second. For grading, curbing, and bowldering the gutters, and graveling the street and sidewalks on Court street, between East and Noble streets—

R. H. Patterson, \$1.01 per lineal foot front on each side.

Fred. Gansberg, 90 cents per lineal foot front on each side.

John Greene, 88 cents per lineal foot front on each side.

Richard Carr, 87 cents per lineal foot front on each side.

James Mahoney, 85 cents per lineal foot front on each side.

James W. Hudson, 82 cents per lineal foot front on each side.

C. S. Roney, 76 cents per lineal foot front on each side.

D. A. Haywood, 71 cents per lineal foot front on each side.

D. A. Haywood being the lowest and best bidder, your committee recommend that he be awarded the contract.

Respectfully submitted,

J. W. BUGBEE,
M. L. BROWN,
Committee on Contracts.

REPORTS FROM CITY OFFICERS.

The City Civil Engineer submitted the following report; which was concurred in:

Indianapolis, July 9, 1877.

To the Mayor and Common Council:

Gentlemen:—I herewith report the following estimate for work done:

A first and partial estimate allowed John W. Richardson, for grading and graveling Church street and sidewalks, between Ray and Morris streets—

780 lineal feet at 36 cents.....\$280 80

Respectfully submitted,

BERNHARD H. DIETZ,
City Civil Engineer.

By R. M. PATTERSON,
Asst. C. C. Eng.

Also, the following estimate resolution:

Resolved, by the Common Council and Board of Aldermen, That the foregoing first and final estimate allowed John W. Richardson, for grading and graveling Church street and sidewalks, between Ray and Morris streets, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen, and that the property owners are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote :

Affirmative—Councilmen Brown, Bugbee, Byram, Case, Cochran, Izor, Layman, Morse, McGinty, Poudler, Sindlinger, Stoner, Tucker, Wood, Wright, A. L., and Wright, W. G.—15.

Negative—None.

The same officer submitted the following report; which was referred to the Committee on Contracts :

Indianapolis, July 9, 1877.

To the Mayor and Common Council :

Gentlemen :—At a meeting of the Common Council, June 25th, 1877, a contract for grading and graveling Herbert street and sidewalks, between Illinois and Meridian streets, was awarded to Mr. John Low, who has, thus far, failed to file his contract and bond.

I would respectfully ask as to whether I shall re-advertise said work.

Respectfully submitted,

BERNHARD H. DIETZ,

City Civil Engineer.

By R. M. PATTERSON,

Asst. C. C. Eng.

The same officer submitted the following report; which was received, contracts concurred in, and bonds severally approved :

Indianapolis, July 9, 1877.

To the Mayor and Common Council :

Gentlemen :—I herewith report the following contracts and bonds :

Contract and bond of Jno. W. Richardson, for grading and graveling Carlos street and sidewalks, between Morris and Ray streets. Bond \$1,000; bondsman, James W. Hudson.

Contracts and bonds of James Mahoney, for grading and graveling the first alley north of English avenue, between Cedar and Dillon streets. Also,

the first alley west of Japan or East street, from Yeiser street to the first alley north of Yeiser street. Each bond \$400; bondsman, Jas. W. Hudson.

Respectfully submitted,

BERNARD H. DEITZ,
City Civil Engineer.

By R. M. PATTERSON,
Asst. C. C. Eng.

The City Clerk submitted the following report; which was received:

Indianapolis, July 9, 1877.

To the Mayor and Common Council:

Gentlemen:—I herewith report the following affidavits, now on file in my office, for the collection of street assessments by precept, to-wit:

John Low vs. Frederick Ruschaupt, for	\$69 49
Richard Carr vs. Laura Hardesty, for ..	6 00

And respectfully recommend that you order the precepts to issue.

Respectfully submitted,

BENJ. C. WRIGHT, City Clerk.

The precepts were then ordered to be issued, by the following vote:

Affirmative—Councilmen Brown, Bugbee, Byram, Cochran, Izor, Layman, Morse, McGinty, Pouder, Sindlinger, Stoner, Tucker, Wood, Wright, A. L., and Wright, W. G.—15.

Negative—None.

The City Attorney submitted the following report; which was concurred in:

Indianapolis, July 9, 1877.

To the Mayor and Common Council:

Gentlemen:—I herewith report the contract for the leasing of the Sellers Farm, with the several changes ordered, excepting that I have not inserted any clause in relation to the "Dead Animal" contract, for the reason that I

have been unable to find any contract upon that subject that in any manner affects the rights of parties occupying the Sellers Farm.

If the lease, as now prepared, meets with your approval, I would recommend that the Mayor be instructed to execute the same in the name of the city.

Respectfully submitted,

R. O. HAWKINS,

City Attorney.

The following report was received from the Board of Health :

Report of deaths in the City of Indianapolis from the 30th day of June, 1877, to the 7th day of July, 1877:

Under 1 year	28
1 to 2 years.....	6
2 to 3 "	4
3 to 4 "	0
4 to 5 "	1
5 to 10 "	0
10 to 20 "	0
20 to 30 "	4
30 to 40 "	2
40 to 50 "	3
50 to 60 "	2
60 to 70 "	0
70 to 80 "	0
80 to 90 "	1
90 to 100 "	0
Above 100 years.....	0
Unknown	0
Total.....	51

Respectfully submitted,

T. N. BRYAN, President.

WILLIAM WANDS,

H. JAMESON, Secretary.

Also, the following communication and petition; which were received, and referred to the City Civil Engineer, with instructions to prepare the necessary improvement ordinance :

OFFICE OF BOARD OF HEALTH, }
Indianapolis, July 9, 1877. }

To the Honorable, the Common Council :

We respectfully recommed to your honorable body that Sixth street, between Alabama and Delaware streets, be graded and graveled, as a sanitary measure to the surrounding neighborhood. At present it is made up of a number of sink-holes, which are used for the deposition of filth and slops, rendering it exceedingly unwholesome.

Respectfully submitted,

HENRY JAMESON,
 Secretary Board of Health.

T. N. BRYAN,
 President Board of Health.

Indianapolis, July 2, 1877.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—The undersigned, owners of the real estate fronting on Sixth, between Delaware and Alabama streets, respectfully petition for the passage of an ordinance providing for the grading and graveling of Sixth street and sidewalks, from the west line of Alabama street to the east line of Delaware street.

And your petitioners will ever pray, etc.

HATTIE WATTS,
 L. N. WATTS.
 J. D. HAMILTON.

His Honor, the Mayor, submitted the following notice and claim; which, on motion of Councilman A. L. Wright, were referred to the Committee on Judiciary and the City Attorney:

To the Honorable John Caven, Mayor of the City of Indianapolis, Indiana :

Sir :—You are hereby notified that the construction and manner of operating the cell-doors in the new addition to the Central Station House, on South Alabama street, in said city, which were constructed, erected, and put in use and operation in said Station House at the request and by the procurement of said city, through her properly constituted authorities, were so constructed, erected, and put in use and operation in utter and total disregard of the rights and privileges of John E. Thomas and Rudolph Richter, given, granted, and secured to them in and by virtue of certain letters patent

of the United States, dated the twenty-third day of November, A. D. 1875, and numbered 170,400, and issued to said Richter, as inventor, and said Thomas, as assignee, jointly.

The said Thomas and Richter, patentees, claim the sum of one hundred dollars (\$100), as royalty for the use of each one of said doors, and further claim the sum of twelve hundred dollars (\$1200), as their damages, by reason of the infringement, usurpation, and violation of the rights and privileges given, granted, and secured by the letters patent aforesaid.

And you, and the said city through you, are hereby further notified not to use the said doors as now constructed and operated, nor permit the same to be used by any person or persons whomsoever in the employ of said city, or for the use of said city, in any manner whatever, until the claim of the said Thomas and Richter, herewith presented, is paid.

THOMAS & RICHTER,
by T. J. LOGAN,
C. BRADFORD,
Their Attorneys.

Indianapolis, July 9, 1877.

The City of Indianapolis, to Thomas & Richter.	Dr.
To royalty on four cell doors in the Central Station House, in said city, at \$100 each.....	\$ 400 00
To damages sustained by the infringement of U. S. letters patent, No. 170,400, owned by said Thomas & Richter.....	1,200 00
Total.....	\$1,600 00

MESSAGES FROM THE BOARD OF ALDERMEN.

The following message was received from the Board of Aldermen:

To the Mayor and Members of the Common Council:

Gentlemen:—At an adjourned session of the Board of Aldermen, held Friday evening, July 6th, 1877, concurrent action was had upon the following papers, transmitted from your honorable body:

- Report from City Civil Engineer, submitting contract and bond of Fred. Gansberg, for grading and graveling California street and sidewalks from Washington street to Maryland street; also, contract and bond of John Schier, for grading and paving the west sidewalk on Mississippi street' between Tinker and Herbert streets.
- Report from City Clerk, submitting an itemized statement of orders issued on the City Treasurer from June 1st to June 30th, 1877, inclusive.
- Report from City Treasurer, showing receipts and disbursements during the month of June, 1877.
- Report from City Treasurer in relation to the sale of \$300,000 of "Time Warrants of 1877."
- Report from Street Commissioner, showing work done by, and expenditures on account of, his Department, from May 15th to July 2d, 1877.
- Report from Superintendent of City Hospital and Branch, showing expenditures for month of June, 1877.
- Report from Committee on Contracts, recommending the awarding of two certain contracts to James Mahoney, and one certain contract to John W. Richardson.
- Report from the Committee on Streets and Alleys, in relation to the report of the City Commissioners in the matter of opening an alley running north from St. Clair street, between East street and Park avenue.
- Report from the Committee on Streets and Alleys, in relation to certain papers to it referred.
- Report from the Committee on Judiciary, in relation to claims of John Greene and W. H. Brown, and petition of J. George Stilz, et al.
- Report from the Committee on Water Works, the Fire Board, and the City Attorney, relative to connecting the drinking-fountains with water-plugs.
- Report from the Fire Board and the City Attorney, in relation to the fire cistern built by Wm. L. White at corner of Dakota and Morris streets, and draft of notice to be served on said Wm. L. White to repair the same.
- Report from the Board of Police, accompanied by a communication from His Honor the Mayor, on the subject of transferring female prisoners from the Station House to the House of the Good Shepherd.

Motion, granting W. H. Craft an auctioneer's license.

Motion, instructing the City Marshal to notify the Street Railway Company to repair Fort Wayne and Central avenues, between their tracks, from New Jersey street to Christian avenue.

Appropriation ordinance No 47, 1877—"An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis on account of the Fire Department, for the month of June, 1877."

Appropriation ordinance No. 48, 1877—"An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis on account of City Hospital and Branch, for the month of June, 1877."

Appropriation ordinance No. 49, 1877—"An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station House, for the month of June, 1877."

Appropriation ordinance No. 51, 1877—"An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of printing, stationery, and advertising."

Appropriation ordinance No. 50, 1877—"An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, for the month of June, 1877," was passed, after striking out the claim of Fulton & Vance for re-roofing and repairing the East Market House; which claim was referred to the Aldermanic Committee on Markets.

Respectfully submitted,

GEO. T. BREUNIG,

Clerk of Board of Aldermen.

The Common Council concurred with the Board of Aldermen in its striking out the claim of Fulton & Vance from appropriation ordinance No. 50, 1877.

The following message was, also, received :

To the Mayor and Common Council:

Gentlemen:—At an adjourned session of the Board of Aldermen, held Friday evening, July 6th, 1877, the following proceedings were had, and I herewith submit the several papers for your action upon the same:

1st. A report from the Aldermanic Committee on Tunnels, to whom was referred the motion adopted by your honorable body, instructing the City Clerk to advertise for proposals for lighting Military Park and South Illinois street tunnel with coal oil lamps or gas.

2d. A resolution recommending certain sanitary measures.

3. A resolution recommending that the Street Commissioner be instructed to report the names of all persons to whom he has sold dirt, etc.

Respectfully submitted,

GEO. T. BREUNIG,

Clerk of Board of Aldermen.

PAPERS FROM BOARD OF ALDERMEN—ACTION UPON.

Report from Aldermanic Committee on Tunnels, recommending non-concurrence in Councilman Tucker's motion, relative to advertising for bids for lighting Military Park and Illinois street tunnel, and which had been adopted by the Common Council, June 25th, 1877 [see Proceedings of Board of Aldermen, page 108], was read, and the action of the Board of Aldermen, in refusing concurrent action upon such motion, was approved by the Common Council.

Alderman Stratford's resolution, recommending the Common Council to order all streets, alleys, and gutters to be cleaned as rapidly as possible, under the direction of the Board of Health, and to instruct the City Marshal to notify all persons to prevent and avoid the discharge of waste water into the gutters [see Proceedings of Board of Aldermen, page 115], was read, and after being amended, upon motion of Councilman A. L. Wright, by striking out the words "Board of Health," and inserting "Committee on Streets and Alleys," in first provision, said resolution, as amended, was adopted by the following vote:

Affirmative—Councilmen Brown, Bugbee, Byram, Case, Cochran, Dill, Izor, Layman, Marsée, Morse, McGinty, Pouder, Read-

ing, Sindlinger, Stoner, Tucker, Walker, Watts, Wood, Wright, A. L., and Wright, W. G.—21.

Negative—None.

Alderman Stratford's resolution requiring the Street Commissioner to report to the Common Council all sales of dirt and other refuse material belonging to the city, etc. [see Proceedings of Board of Aldermen, page 115], was read, and the Common Council adopted such resolution by the following vote:

Affirmative—Councilmen Brown, Bugbee, Byram, Case, Cochran, Dill, Izor, Layman, Marsee, Morse, McGinty, Pouder, Reading, Sindlinger, Stoner, Tucker, Walker, Watts, Wood, Wright, A. L., and Wright, W. G.—21.

Negative—None.

INTRODUCTION OF ORDINANCES.

The Committee on Markets, through Councilman Cochran, introduced appropriation ordinance No. 52, 1877, entitled

An ordinance appropriating money for the payment of a certain claim against the City of Indianapolis, in favor of Fulton & Vance,

Which was read the first time; and then, on Councilman A. L. Wright's motion, the rules were suspended, for the purpose of now reading said ordinance the second and third times, and passing same, by the following vote:

Affirmative—Councilmen Bagby, Brown, Bugbee, Byram, Case, Cochran, Dill, Izor, Layman, Marsee, Morse, McGinty, Pouder, Reading, Sindlinger, Stoner, Tucker, Walker, Watts, Wood, Wright, A. L., and Wright, W. G.—22.

Negative—None.

Appropriation ordinance No. 52, 1877, was then read the second time, ordered to be engrossed, read the third time, and passed by the following vote :

Affirmative—Councilmen Bagby, Brown, Bugbee, Byram, Case, Cochran, Dill, Izor, Layman, Marsee, Morse, McGinty, Pouder, Reading, Sindlinger, Stoner, Tucker, Walker, Watts, Wood, Wright, A. L., and Wright, W. G.—22.

Negative—None.

ROLL CALL.

Councilman Bagby offered the following resolution :

Resolved, That the Police Board be, and are hereby, instructed to investigate the shooting of Jerry Reed by officer Durham, and to report to Council the facts developed, and the action of the Board thereon.

Which the Common Council refused to adopt by the following vote :

Affirmative—Councilmen Bagby, Dill, Layman, Reading, and Tucker—5.

Negative—Councilmen Brown, Bugbee, Byram, Case, Cochran, Izor, Marsee, Morse, McGinty, Pouder, Sindlinger, Stoner, Walker, Watts, Wood, Wright, A. L., and Wright, W. G.—17.

Councilman Brown offered the following motion ; which was referred to the Committee on Streets and Alleys :

Moved, That the Street Commissioner be, and is hereby, instructed to clean the gutter on the east side of Shelby street, from Virginia avenue to Pleasant run.

Councilman Byram presented the following communication; which was referred to the Committee on Judiciary and the City Attorney:

To the Common Council of the City of Indianapolis :

Gentlemen :—I am the owner of a lot of ground abutting upon Court street in this city, and I have a large brick stable, which will stand upon the line of that street when extended from East to Noble street, as ordered by you.

Upon the first survey of the line for the extension of the street, it was reported that a part of my stable wall would be only a few inches in the street, and that it would not be necessary to take it down or remove the wall at present, and this was reported to the City Commissioners, and acted upon by them in making up their judgment. The result was, they assessed me \$167 for enhancement of values, and allowed me \$30 for land taken, making no appraisal of, or allowance for, damages to the stable.

The new route determined upon by the City Engineer, made since the Commissioners reported their assessment, takes much more of my land, and cuts off almost one-third of my stable, and this will damage my building at least \$200. This changes the aspect of affairs seriously; and I insist upon compensation being made to me before my property is thus taken for public uses. I respectfully ask that I be allowed \$200 for damages to my stable building, and that I may receive such other relief as is proper in the premises.

I attach hereto a letter received by me from the clerk of the Board of City Commissioners, and ask that the matter may receive prompt attention.

Respectfully submitted,

July 9, 1877.

ISAAC HODGSON.

Indianapolis, June —, 1877.

To Isaac Hodgson, Esq.:

By order of the City Commissioners, I make the following statement for you:

When the papers came into the hands of the commissioners in the case of opening Court street, from East to Noble streets, the accompanying plat or plan of the opening showed that your stable was about five or six inches within the line on one corner, and *on* the line at the other corner of the proposed street; and when the commissioners viewed the ground, in order to assess damages and benefits, the City Engineer, and several of the parties owning property on the line of said opening, said it would not be necessary

to move the stable until you wished to improve the building. Hence, the commissioners did not assess any damages to the building.

Respectfully yours.

G. W. HILL,

Clerk of Board of City Commissioners.

The same gentleman presented the following memorial; which, upon Councilman A. L. Wright's motion, was referred to the Committee on Judiciary and City Attorney:

Indianapolis, July 9, 1877.

To the Honorable Mayor and Common Council of the City of Indianapolis:

In view of the fact that a part of the property for the possession of which the Noble heirs instituted suit, belongs to the city; and furthermore, in view of the fact that this suit involves the question whether property in this city, bought and paid for after the title has been examined and the court has sanctioned the sale, be still a doubtful possession; and, furthermore, as many of the property holders sued by the Noble heirs are in rather narrow circumstances, and, therefore, can not afford to pay for the defense of their possessions, the undersigned, committee appointed for that purpose, respectfully petition your honorable body to take the defense of said suit into your own hands.

FRED OSTERMEYER,
J. M. RIDENOUR,
FERD. DIETZ,
HENRY GEISEL,
VICTOR PLOGSTERT,
CLEMENS VONNEGUT.

Councilman Cochran presented the following petition; which was referred to the Committee on Streets and Alleys:

Indianapolis, July 7, 1877.

To the Honorable Council, City of Indianapolis:

The undersigned would respectfully represent that the street improvement on New Jersey street, between Eighth and Ninth streets, is incomplete, so that water is not drained in front of lots 165 to 169, Root & Allen's addition leaving a pond, to the damage of said lots.

He, therefore, asks that the City Civil Engineer be ordered to place, as intended, the drain pipes from this pond to the State Ditch, northward (150 feet).

L. D. WATERMAN.

Councilman Cochran offered the following motions; which were adopted:

Moved, That the Street Railway Company be, and are hereby, ordered to remove the surplus gravel, taken from College avenue in excavating for the track-way, and deposit it in the low places in said street.

Moved, That the Street Commissioner be, and is hereby, ordered to put in repair the drinking-fountain located on the corner of College avenue and Seventh street; also, provide, and attach to the same, a waste pipe, to lead the waste water down to the gravel.

Councilman Dill presented the following petition; which was received:

Indianapolis, June 20, 1877.

To His Honor, the Mayor, and Common Council of the City of Indianapolis:

Gentlemen:—Mr. L. Englander is a very poor man. He has been suffering for the last year, a serious bodily affliction, which could only be removed under the use of the knife. So harrassing has this trouble become to him, that during the early part of this month, I was compelled to perform the operation, and the result promises him an early recovery. He paid for license to sell goods in our city for the year ending June, 1877, but in consequence of his disease and the operation, he has not been able to avail himself of its privileges—at least to any great amount. He will be able in a few days to resume his business; and in consideration of his misfortune and affliction I hope, in renewing his license, you will extend to him some compensation for the money he has paid for the year, as he is very little, if any, benefitted by it. He has three young children depending on his labor for support, and he has never asked any assistance of the Township Trustee. Whatever kindness you may be able to extend to him, in the matter above referred to, is merited by his circumstances, and will be approved by common justice.

Very respectfully,

W. CLINTON THOMPSON.

I heartily endorse the above statement of Dr. Thompson, as I understand the case, having been interested as an assisting physician in Mr. Englander's case.

GEO. W. NEW.

The same gentleman presented the following petition; which was referred to the Committee on Finance and the City Attorney:

Indianapolis, July 9, 1877.

To the Honorable Mayor and Common Council of the City of Indianapolis :

Having failed to raise the necessary funds, by subscription, to send a committee to Mississippi to perfect arrangements for emigration of our unemployed working men and their families, and being continually put off with the, on our part, unanswerable question, Why don't the city appropriate the amount? claiming, as they do, that one hundred dollars would not amount to a fourth of a cent to each tax-payer, would, therefore, request this honorable body to take this matter into consideration, as some of our best citizens seem to think that this move will be a mutual benefit to the city as well as the unemployed.

Amount received	\$46 00
Have the promise of	11 00
Total	\$57 00
Total amount necessary	150 00

B. F. ABBOTT,
E. F. ULMER,
T. R. GALE,
Committeemen.

The same gentleman offered the following motion ; which was referred to the Committee on Streets and Alleys :

Moved, That the Street Commissioner be directed to put a single line stone crossing across Illinois street, at alley between Market and Ohio streets.

Councilman Marsee offered the following motion ; which was adopted :

Moved, That the Street Railway Company be, and is hereby, notified to fill up between their tracks, on Virginia avenue, from New Jersey to Dillon street, within ten days from the time of receiving this notice ; and, in case of failure of said company so to do, the Street Commissioner is directed to do said work, and collect the cost thereof from said company.

Councilman Pouder offered the following motions ; which were adopted :

Moved, That the Street Commissioner be instructed to clean gutters on Ohio street, between Liberty and New Jersey streets, as stagnant water is liable to make it unhealthy for the residents in that locality.

Moved, That Gustav Keller be granted permission to move a small frame house, from corner of Court and East streets to corporation line and South Meridian street.

Moved, That the Committee on Parks be instructed to inquire into the pasturing of cattle at the Southern Park, and to report amount received, and what disposition is made of the same.

Councilman Reading offered the following motion; which was adopted:

Moved, That A. G. Jackson and the Transfer Stables have permission to grade, and pave with bowlders, the gutters in front of their stables on Maryland street, between Meridian and Pennsylvania, at their own expense; work to be done within sixty days, and under the direction of the City Civil Engineer.

Councilman Steinhauer offered the following motion; which was adopted:

Moved, That the Hospital Board be, and are hereby allowed to advertise for bids for enclosing the City Hospital grounds with a new fence. The old one is entirely down, and about one-fourth of the grounds are now without enclosure.

Councilman Stoner offered the following motions; which were severally adopted:

Moved, That the Street Commissioner be ordered to take off covering of the foot-bridge on St. Clair street east of Massachusetts avenue, and clean the same, as, in its present condition, it obstruct the flow of water.

Moved, That the Street Commissioner be ordered to clean the gutters on Vine street, between Broadway and Plum streets, and grade the same, as, in its present condition, the water does not flow.

Moved, That the Street Commissioner be ordered to clean the gutters on Railroad street, between North and St. Clair streets, as, in its present condition, the water does not flow.

Moved, That the Street Commissioner be ordered to clean bridge and gutters on Broadway, between Cherry and St. Clair streets, and grade the same, that the water may flow.

Councilman Tucker submitted the following proposal; which, upon Councilman Reading's motion, was referred to the Committee on Parks:

Indianapolis, July 9, 1877.

To the Common Council and Board of Aldermen of the City of Indianapolis:

Gentlemen:—We, the undersigned, being desirous of leasing the tract of land belonging to the city, known as the Southern Park, beg leave to make the following proposition:

In consideration of a five year's lease of said tract of land, we propose to put the trotting track, fences, bridges, buildings, water-gates, and grounds in good condition, and keep them in good condition, and so deliver them to the city at the termination of our lease, all at our own expense, and pay the city five hundred dollars rent for the last year.

We are to have the exclusive control of the buildings and grounds, and trotting-track, but any owner or driver of a horse or horses can have the use of the trotting-track or stables on the grounds, by paying a reasonable fee and conforming to the rules in general use among trotting associations. At all times, except those days upon which premiums may be given for trotting or running contests, where an admission fee is charged, the grounds, with the exception of the trotting-track, will be kept open for the enjoyment of the general public.

This lease not to interfere with the city using any portion of the grounds for a work-house or any other purpose; provided that the trotting-track, stabling, amphitheatre, or any other buildings occupied by us, are not interfered with.

GEO. W. SCOTT & CO.

The same gentleman presented the following petition; which, upon Councilman Walker's motion, was referred to the Committee on Streets and Alleys:

Indianapolis, July 9, 1877.

Mayor and Common Council of the City of Indianapolis:

Gentlemen:—We, the undersigned, petitioned to the Board of Health of this city, to take some action in regard to abating the nuisance of Bond & Alderdice's hide and grease factory, situated on the corner of South and Meridian streets. The smell from it, this warm weather, is fearful, and we are injured thereby; also, by the great amount of salt used in the establishment, so that our water is ruined for drinking and steam purposes, so much so, that it has rendered our boiler unsafe for use.

The said Board of Health having taken no notice of the petition of the property holders in the neighborhood, we hereby appeal to your honorable body.

Hoping you will grant our request, we remain,

Yours respectfully,

HETHERINGTON & BERNER.

The same gentleman presented the claim of J. Updike, for work done in and around Circle Park; which was referred to the Committee on Parks.

Councilman Watts offered the following motion; which was adopted:

Moved, That Chris. Gall have permission to move a two-room frame house, from Charles Kuhn's butcher shop, on Michigan street, west, on Michigan street to No. 377 Blake street.

Councilman A. L. Wright offered the following motion; which was adopted:

Moved, That the Street Commissioner notify the Citizens' Street Railway Co. to repair their track on Massachusetts avenue, between Alabama and New Jersey streets, and remove an unused switch from the same location.

The same gentleman offered the following resolution :

Resolved, That the City Clerk be instructed to make and preserve a record of all city orders that have been executed, but not delivered to the parties in whose favor the same were issued, that are dated previous to May 15th, 1875; and, after making such record, that he be instructed to deliver the same to the City Treasurer, and take his receipt therefor, and charge the same to his account.

Which was adopted by the following vote :

Affirmative—Councilmen Bagby, Brown, Bugbee, Byram, Case, Cochran, Dill, Izor, Layman, Marsee, Morse, McGinty, Pouder, Reading, Sindlinger, Steinhauer, Stoner, Tucker, Walker, Watts, Wood, Wright, A. L., and Wright, W. G.—23.

Negative—None.

Councilman W. G. Wright offered the following motion ; which was referred to the Committee on Streets and Alleys :

Moved, That the Street Commissioner be, and is hereby, instructed to clean the gutters on Stevens street, from Virginia avenue to East street.

Councilman Pouder moved that the Common Council do now adjourn ; upon which motion, Councilman Walker demanded a call of the “ayes and noes,” and the motion to “adjourn” was lost by the following vote :

Affirmative—Councilmen Brown, Bugbee, Case, Cochran, Morse, McGinty, Pouder, Reading, Sindlinger, and Wood—11.

Negative—Councilmen Bagby, Byram, Dill, Izor, Layman, Marsee, Steinhauer, Stoner, Tucker, Walker, Watts, Wright, A. L., and Wright, W. G.—12.

CALL OF COMMITTEES.

The Committee on Markets, through Councilman Pouder, submitted the following report; which was concurred in:

Indianapolis, July 9, 1877.

We, the Committee on Markets, have examined the report of Wm. Show, late Market Master, and find it correct. We, therefore, recommend its adoption.

MILTON POWDER,
ALBERT IZOR,
WM M. COCHRAN,
Committee on Markets.

The Committee on Railroads, through Councilman Case, submitted the following report; which was concurred in:

Indianapolis, July 9, 1877.

To the Mayor and Members of the Common Council:

Gentlemen:—Your Committee on Railroads, to whom was referred general ordinance No. 27, 1877, entitled "An ordinance requiring a flagman to be stationed at the intersection of Georgia and Missouri streets," do now report back said ordinance, with the recommendation that it be *not* passed.

J. L. CASE,
M. STEINHAUER,
A. L. WRIGHT,
Committee on Railroads.

The Hospital Board, through Councilman Izor, presented the manuscript of the Annual Report of the Indianapolis City Hospital, for the year ending June 30th, 1877; and, on motion, the City Clerk and Committee on Printing were instructed to have said report published in pamphlet form.

The Hospital Board, through same gentleman, submitted the following report from the late Superintendent of the City Hospital; which was received;

Indianapolis, July 2, 1877.

To the Honorable Mayor, Common Council, and Board of Aldermen of the City of Indianapolis:

Gentlemen :—I would respectfully report that I have collected, during the month of June, and paid to the City Treasurer, the amount of \$23.79, received from the following sources, to-wit :

Pay patients'	\$6 75
Sale of old iron, soap grease, etc.,.....	7 18
Found on the person and in the baggage of J. H. Cruther, deceased..	9 86
	<hr/>
Total	\$23 79

T. J. VAN VORHIS, M. D.

On motion, the Common Council then adjourned.

JOHN CAVEN, Mayor.

Attest:

BENJ. C. WRIGHT, City Clerk.