

PROCEEDINGS
OF THE
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL, }
Monday, March 18th, 1878—7 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, Reed, Reading, Sindlinger, Steinhauer, Stoner, Thomas, Tucker, Walker, Wood, A. L. Wright, and W. G. Wright—24.

Absent—Councilman Watts—1.

The proceedings of the regular session, held March 4th, 1878, having been printed, and placed on the desks of the Councilmen, the reading of the same was dispensed with.

Sealed proposals for making the below described improvements were received, opened, read, and referred to the Committee on Contracts :

1. For erecting lamp-posts, lamps, and fixtures, complete to burn gas, except the service-pipes, on Olive street, from Prospect street to Pleasant Run; and on Fletcher avenue, from Dillon street to Linden street.
2. For building stone abutments on the Central Canal, at the crossing of Vermont street.

REPORT FROM COMMITTEE ON CONTRACTS.

The Committee on Contracts, through Councilman Bugbee, submitted the following report; which was concurred in, and the contract duly awarded, as recommended:

Indianapolis, March 18, 1878.

To the Mayor and Common Council:

Gentlemen:—Your Committee on Contracts, to whom were referred the proposals presented to Council Monday evening, March 4th, 1878, "for grading and graveling the first alley east of the lower arm of the canal, from Washington street to its southern terminus," have examined such proposals, and find them to be as follows, to-wit:

Geo. W. Buchanan, 29 cents per lineal foot front on each side.

R. P. Dunning, 29 cents per lineal foot front on each side.

Fred. Gansberg, 24 cents per lineal foot front on each side.

John Greene, 24 cents per lineal foot front on each side.

James Mahoney, 23 cents per lineal foot front on each side.

McKnight & Co., 19½ cents per lineal foot front on each side.

D. A. Haywood, 18 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,

T. C. READING,

Committee on Contracts.

COMMUNICATIONS, ETC., FROM THE MAYOR.

His Honor, the Mayor, submitted the following report; which was approved:

Indianapolis, March 18, 1878.

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

Gentlemen:—The amount of fines collected by me during the month of Feb-

ruary, 1878, due the City Treasury, is \$38.30; which I have paid the City Treasurer, and file, herewith, his duplicate receipt for the same.

Respectfully submitted,

J. CAVEN, Mayor.

Also, presented the following communication; which, on motion, was referred to the Committee on Judiciary and City Attorney, and the Board of Aldermen were requested to instruct its Committee on Judiciary to act in conjunction with said referees :

INDIANA STATE BOARD OF AGRICULTURE, }
Indianapolis, March 18, 1878. }

To the Mayor and City Council of Indianapolis:

Gentlemen:—During the last three months, the opinion has been quite frequently expressed by the citizens, that an exchange of the State Fair Grounds and Exposition Building for the "Southern Park" would result to the mutual advantage of all concerned.

The matter having been presented to the Board of Agriculture for their consideration, I am thereby instructed to make the following proposition: The Indiana State Board of Agriculture hereby offers to the City of Indianapolis the land known as the State Fair Grounds, containing thirty-six acres, with the Exposition Building thereon, with a mortgage encumbrance of \$60,000, in exchange for the Southern Park, said to contain eighty-four acres, clear of encumbrance.

Respectfully submitted,

W. B. SEWARD, President.

Attest: ALEX. HERON, Sec'y.

REPORTS, ETC., FROM CITY OFFICERS.

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

Indianapolis, March 18, 1878.

To the Mayor and Common Council:

Gentlemen:—I herewith report a second and final estimate, allowed William L. Roney, for grading, and paving with brick, the sidewalks of Fletcher avenue, from Dillon to Linden street, except in front of lots 130, 131, and 132, Spann & Co.'s Woodlawn Addition—

1978.7 lineal feet, at 29 $\frac{3}{4}$ cents.....	\$588 66
Less former payment.....	269 23
Balance due	\$319 43

Also, a first and final estimate, allowed Thomas Niland, for grading and graveling the first alley west of Illinois street, from Morris street to the first alley south of Morris street—

320 lineal feet, at 10 cents	\$32 00
Extra work, draining alley	4 87
Total.....	\$36 87

Respectfully submitted,
BERNHARD H. DEITZ, City Civil Engineer.
By R. M. PATTERSON, Assistant.

The following estimate resolution was then offered :

Resolved, by the Common Council and Board of Aldermen, That the foregoing second and final estimate, allowed William L. Roney, for grading, and paving with brick, the sidewalks of Fletcher avenue, between Dillon and Linden streets, except in front of lots 130, 131, and 132, in Spann & Co.'s Woodlawn Addition, 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 Bagby, Brown, Bugbee, Byram, Case, Dill, Izor, Layman, Marsee, Morse, McGinty, Reed, Reading, Sindlinger, Steinhauer, Stoner, Thomas, Tucker, Walker, Wood, A. L. Wright, and W. G. Wright—22.

Negative—None.

The following estimate resolution was also offered :

Resolved, by the Common Council and Board of Aldermen, That the foregoing first and final estimate, allowed Thomas Niland, for grading and graveling the first alley west of Illinois street, from Morris street to the first alley south of Morris street, 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 Bagby, Brown, Bugbee, Byram, Case, Dill, Izor, Layman, Marsee, Morse, McGinty, Reading, Reed, Sindlinger, Steinhauer, Stoner, Thomas, Tucker, Walker, Wood, A. L. Wright, and W. G. Wright—22.

Negative—None.

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

Indianapolis, March 18, 1878.

To the Mayor and Common Council:

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

Contract and bond of James H. Hart, for grading, and paving with brick, the sidewalks of First street, from Illinois street to Meridian street. Bond, \$150; bondsman, Geo. W. Seibert.

Contract and bond of Anderson Bruner, for constructing a brick sewer in and along Pearl street, first alley east of Delaware street, and Maryland street, to connect with the Virginia avenue sewer. Bond, \$2,500; bondsman, James Loucks.

[Accompanying this contract and bond is a bond of \$5,000, securing the city from all damages that may accrue by reason of any caving or falling in of said sewer.]

Contract and bond of Indianapolis Stove Company, for erecting lamp-posts, lamps, and fixtures, complete to burn gas, on Stevens street, from East street to Virginia avenue. Bond, \$150; bondsman, Deloss Root.

Respectfully submitted,

BERNHARD H. DEITZ, City Civil Engineer.

By R. M. PATTERSON, Assistant.

The same officer submitted the following report; which was received:

Indianapolis, March 18, 1878.

To the Mayor and Common Council:

Gentlemen.:—In compliance with your instructions, I have prepared, and herewith present, special ordinances Nos. 8, 9, and 10—providing for the improvement of Ohio street, from Alabama street to East street; West street, from Washington street to Kentucky avenue; and North street, from East street to Liberty street.

Respectfully submitted,

BERNHARD H. DIETZ, City Civil Engineer.

By R. M. PATTERSON, Assistant.

The following ordinances were then read the first time:

S. O. 8, 1878—An ordinance to provide for re-graveling Ohio street, bowldering the gutters, and curbing with stone the sidewalks thereof, from Alabama street to East street;

S. O. 9, 1878—An ordinance to provide for bowldering West street, and curbing with stone the sidewalks thereof, from Washington street to Kentucky avenue;

S. O. 10, 1878—An ordinance to provide for re-graveling North street, from East street to Liberty street.

By consent, Councilman Wood presented the following remonstrance; which was referred, together with special ordinance No. 9 (title given above), to the Board of Public Improvements:

Indianapolis, March 18, 1878.

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

Gentlemen:—The undersigned, owners of the real estate fronting on S. West street, between Washington street and Kentucky avenue, respectfully remonstrate against the passage of an ordinance providing for the curbing of the sidewalks and bowldering of the street between points named, because the cost of the improvement, as contemplated by the proposed ordinance, would be much greater than we could bear; and besides this street, between Washington and Georgia street, is in as good condition as the majority of the city streets.

And your petitioners will ever pray, etc.

John MacIntire 32½ feet, Sarah Perrott (Samuel Perrott, agent) 38 feet, Samuel Perrott 36 feet, Tim Greenrod 30 feet, Potentia Rauser 30 feet, B. A. Splan 32½ feet, J. S. Cary 210 feet, John Rodney 30 feet, Peter Dietz 100 feet, Mrs. Fox (guardian of Cassie Fox) 32 feet, Mary Goddard 29½ feet, James Dick 32 feet, Thomas Kenney 84 feet, Scott & Nicholson 356½ feet, Timothy Splan 326½ feet, Sarah McCoy (by J. B. Mann) 96 feet, Ernest H. L. Kuhlmann 195 feet, Isaiah Mansur 100 feet, Wm. Wambach 32 feet, John A. Mayer — feet, John McCaffery 72½ feet, Richard Moore 28½ feet, J. J. Armbruster 32½ feet, John Ebert 67½ feet, Thos. D. Kingan 211 5-12 feet, Kingan R. R. Co. 60 feet.

The same officer presented the following proposition; which, on Councilman Thomas's motion, was laid on the table:

Indianapolis, March 14, 1878.

To the Mayor and Common Council:

Gentlemen:—Hearing that you have taken down the Delaware street bridge, and presuming that the whole or parts of the same will not be put to any use in the future, I desire to make the following proposition to your honorable body, hoping that you will promptly consider the matter and give me a reply.

I propose to buy the whole or any portions of the iron part of said bridge at a fair market price, said price to be agreed upon by any committee appointed by you to confer with me on the subject.

As the iron is more valuable and saleable now than it would be after rusting in the yard for a time, I beg your early consideration of my proposition.

Yours respectfully,

AARON COHN, 451 S. Tenn. street.

The City Attorney submitted the following report; and the recommendation, therein contained, was duly concurred in:

Indianapolis, March 18, 1878.

To the Mayor and Members of the Common Council and Board of Aldermen:

Gentlemen:—I would report that the case of James Muse v. The City has been tried in the Superior Court, and resulted in a judgment against the city, for \$435.

This was an action brought by Muse for dirt that he claimed under his contract with the city in 1875, for cleaning out the State Ditch, and also for certain extra work that he claimed he had performed for city, and also for a balance due under the contract. I was able to defend all of the claims except the one for balance due under the contract. Muse made a bid for the work by sections, and was only able to complete a part of it. In preparing the contract there was a mistake made by the persons drawing the same on behalf of the city, or else, by collusion between the contractor and Engineer's Clerk, the contract was made to read that he was to receive ninety-eight cents per foot for what he had bid to do for seventy-five cents per foot. Muse was paid seventy-five cents (which he bid), but he obtained a judgment for the difference between that amount and the amount mentioned in the contract.

I am of the opinion that the city is under no legal or moral obligation to pay him any more, and would recommend that the case be appealed.

Respectfully submitted,

R. O. HAWKINS, City Attorney.

The same officer submitted the following reports; which were severally approved:

Indianapolis, March 18, 1878.

To the Mayor, and Members of the Common Council and Board of Aldermen :

Gentlemen :—I would report that the case of John S. Kennedy et al. v. The City and others has been tried in the United States Circuit Court, since your last meeting, and resulted in a judgment in favor of the city.

This was a case involving the title to Missouri street, from Market street to Merrill street, being the bed of the old Central Canal.

I would also report that the case of Charles B. McGaw v. The City and The Citizens' Gas-Light & Coke Company has been tried in the Superior Court, and resulted in a verdict in favor of the city.

This was a suit for damages sustained by the plaintiff in falling into an excavation made by said gas company.

Respectfully submitted,

R. O. HAWKINS, City Attorney.

Indianapolis, March 18, 1878.

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

Gentlemen :—I would report that the case of Ovid Butler v. The City, in the Superior Court, has been tried since the last meeting of your bodies, and resulted in a judgment in favor of the city for \$100, and against the city for the costs of the case.

Mr. Butler has paid into court the \$100, and I have collected the same of the clerk, less the amount of the costs in the case, which were \$40.10, and paid the same to the City Treasurer, and herewith submit his duplicate receipt for the same.

This was an appeal case from the action of the City Commissioners in assessing benefits against Mr. Butler in the opening of Rohampton street. The Commissioners assessed Mr. Butler \$1,035 as benefits upon four lots owned by him upon the line of the street. He appealed, and the court reduced the amount of the assessment from \$1,035 to \$100.

Respectfully submitted,

R. O. HAWKINS, City Attorney.

REPORTS FROM BOARD OF PUBLIC IMPROVEMENTS.

The Board of Public Improvements, through President Byram, submitted the following report ; which was approved :

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

Gentlemen :—We have the honor to submit the following report of work done in our Department for the month of February, 1878:

CARPENTER WORK DONE :

New foot bridges put down in place of old ones—1 on Hosbrook and Grove streets; 1 on the northwest corner of North and Liberty streets; 1 on east side of Alabama street, between Merrill and McCarty streets; 1 on southwest corner of Vermont street and Massachusetts avenue; 1 at corner of Virginia avenue and Noble street; 1 on southwest corner of Vermont and New Jersey streets; 2 on south side of Wilkins and Union streets.

New foot bridges placed where none were before: 1 on northeast corner of Washington and Winston streets; 1 on southeast corner of Union and Hanway streets; 4 on crossings of Orange and Laurel streets; 2 on east side of Olive street, at crossing of Woodlawn avenue; 2 on east side of High and Coburn streets; 2 on east side of Broadway and Ninth streets; 1 on east side of High street, at Coburn street; 1 between Short and McKernan streets, on Coburn street; 2 on west side of Tennessee street, between Maryland and Washington streets; 2 on south side of Williams and Tennessee streets; 2 on east side of Columbia and W. New York streets; 2 on north side of Vermont and Agnes streets; 1 on northwest corner of Wyoming and Alabama streets.

Repaired 30 bridges.

Moved a number of stumps out of streets and sidewalks.

Cleaned some culverts and crossings.

WORK DONE BY BOWLDERMEN :

Raised two stone crossings on Delaware and McCarty streets; raised one stone crossing on Delaware and Bicking streets.

Put down stone crossing on Massachusetts avenue, at intersection of Delaware street; put down stone crossing on Market street, at intersection of Pennsylvania street.

WORK DONE BY THE CATCH BASINMEN :

Cleaned Shelby street sewer; cleaned Fletcher avenue sewer; cleaned Court street sewer; cleaned sewer-pipe on Georgia and Maryland streets; cleaned sewer pipe on Home avenue and Delaware street; cleaned sewer pipe on Blake and Michigan streets.

Moved plank sewer out of Huron and Pine streets, and re-placed pavement.

Lowered manhole on Illinois and Pratt streets; fixed manhole on Maple and Ray streets.

Built catch basin on Stevens and Greer streets.

Repaired 4 water fountains.

Repaired sewer on Missouri street, between Maryland and Georgia streets.

Cleaned tunnel, and fixed manhole on S. Illinois street.

Cleaned 26 catch-basins.

Fixed trap in catch-basin, Maryland and Missouri streets.

WORK DONE BY THE CHAIN-GANG :

Cleaned Meridian street, between Washington and Louisiana streets ; cleaned Louisiana street, between Meridian and Illinois streets ; cleaned Delaware street, between Virginia avenue and Louisiana streets ; cleaned Virginia avenue, between Maryland street and Cincinnati R. R. tracks ; cleaned Maryland street, between Delaware and Meridian streets ; cleaned Wabash street, between Delaware and Alabama streets ; cleaned Pearl street, between Meridian and Illinois streets ; cleaned Georgia street, between Meridian and Pennsylvania streets ; cleaned Market street, between Circle and Illinois streets ; cleaned alley between Meridian and Illinois streets ; cleaned street around the Governor's Circle ; cleaned gutter on Washington street, in front of Court House ; cleaned Bird's alley.

WORK DONE BY GRAVEL AND CINDER TEAMS :

2 cinder crossings on Prospect and Laurel streets ; 2 cinder crossings on Prospect and Olive streets ; 2 cinder crossings on Prospect and Reid streets ; 2 cinder crossings on Woodlawn avenue and Dillon street ; 3 cinder crossings on Delaware street and Madison avenue ; 2 cinder crossings on Illinois and North streets ; 1 cinder crossing on California and Chesapeake streets ; 2 cinder crossings on Liberty and Michigan streets ; 2 cinder crossings on Liberty and Vermont streets ; 1 cinder crossing on Michigan street and Peru Railroad.

Repaired Noble street with gravel, between Georgia and Louisiana streets ; repaired Fletcher avenue with gravel, between Noble and Pine streets ; repaired the gutter on West and Scheerer streets, with gravel ; repaired a ditch on corner of Blake and New York streets, with cinders.

Hauled spals, and repaired Kentucky avenue, between Maryland and Georgia streets.

Pay roll for week ending February 7th... ..	\$155 28
Pay roll for week ending February 14th... ..	201 13
Pay roll for week ending February 21st... ..	408 92
Pay roll for week ending February 28th... ..	363 45
Total.....	\$1,128 78
Hicks & Holmes, stone crossing.....	19 80
W. W. Lowe & Co., stone crossing.....	56 25

Wolford Bros., tinware	1 05
Tim Greenrod, 75 loads of spals	7 50
Jacob Miller, bowlders	9 00
	\$1,222 38

Respectfully submitted,

N. S. BYRAM,
T. C. READING,
H. COBURN,

Board of Public Improvements.

The same official board also submitted the following reports; which were severally received, and the recommendations, therein contained, were duly concurred in:

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

Gentlemen:—The undersigned, to whom was referred the motion of Councilman Dill, to grant permission to W. N. Ford to place a pair of hay-scales on Market street, between Illinois and Tennessee streets, have given the matter due consideration, and would recommend that the motion be passed, and that the said Ford have permission to erect said scales under the supervision of the City Civil Engineer.

Respectfully submitted,

H. COBURN,
T. C. READING,
Board of Public Improvements.

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

Gentlemen:—Under the provisions of an ordinance passed by your honorable bodies, creating a Board of Public Improvements, the undersigned, having examined the several streets below named, and finding them in bad condition and sadly in need of repair, would recommend that the City Civil Engineer be instructed to prepare and report an ordinance to bowlder Georgia street from Meridian street to Illinois street; also to report an ordinance to re-gravel St. Clair street, from Massachusetts avenue to the Peru Railroad.

Respectfully submitted,

N. S. BYRAM,
T. C. READING,
H. COBURN,
Board of Public Improvements.

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

Gentlemen:—Your Board of Public Improvements, to whom were referred sundry motions, have given due attention to the same, and beg leave to report as follows:

FIRST—Was a motion by Councilman McGinty, to have the Street Commissioner fill a mud-hole at intersection of McCarty and Ann streets.

On examination, we find that the mud-hole complained of is on private property. Would, therefore, recommend against the passage of the motion.

SECOND—Was a motion by Councilman Stoner, for the Street Commissioner to fill chuck-holes in St. Clair street, between East street and Peru Railroad.

We find that part of St. Clair street which lies between Massachusetts avenue and the railroad is worn out, and think it a waste of money to undertake to carry out the provisions of the motion as contemplated. Would, therefore, report against the passage of the same.

THIRD—Was a motion of Councilman Tucker, to have a double-stone foot-crossing laid from the northeast corner of South and East streets to the southwest corner of the same streets.

On examination, we find no need of any crossing, at the points named, as all the crossings of the several streets are amply provided for. Would, therefore, recommend against the passage of the motion.

FOURTH—Was special ordinance No. 7, 1878, to provide for grading, and paving with brick, the west sidewalk of Pennsylvania street, from Louisiana to South street.

We have examined the line of the contemplated improvement, and are of the opinion that the same would be of public utility, and would, therefore, recommend the passage of said ordinance.

Respectfully submitted,

N. S. BYRAM,
T. C. READING,
H. COBURN,

Board of Public Improvements.

REPORTS FROM STANDING COMMITTEES.

The Committee on Bridges and City Attorney, through Councilman Morse, submitted the following report; which was duly concurred in:

Indianapolis, March 18, 1878.

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

Gentlemen :—Your Committee on Bridges and City Attorney, to whom was referred the matter of the insurance of the wooden bridge over White River at the intersection of Washington street, would report that we have examined the matter, and find that the bridge was originally purchased of the Gravel Road Company by the County Commissioners, but, being inside of the corporate limits of the city, the law places it under the control of the city, and the city is liable for any damages occasioned by its being out of repair, etc. For the purpose of settling any question that might arise as to the legal ownership, the County Commissioners have executed to the city a quit-claim deed of all their interest in it.

The city has been, for a number of years, carrying \$10,000 insurance on the bridge. We are of the opinion that the amount should be reduced, and would, therefore, recommend that insurance, to the amount of \$4,000, be placed upon the bridge in the future.

Respectfully submitted,

THOS. J. MORSE,
MARTIN MCGINTY,
WM. M. COCHRAN,

Committee on Bridges.

R. O. HAWKINS, City Attorney.

The Committee on Finance, through Councilman A. L. Wright, submitted the following report; which was duly approved :

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

Gentlemen :—Your Committee on Finance respectfully submit the following report :

1st. We have examined the reports of the City Treasurer (showing receipts and payments) and the reports of the Clerk (showing amount of orders drawn upon the Treasurer during the months of January and February, 1878), and find all of said reports correct, as shown by the books in their respective offices.

2d. We have examined the coupons Nos. one and two, detached from city bonds issued to the Union Railroad Transfer and Stock-Yard Company, Nos. 401 to 500, and find them correct, and to correspond with the report of W.

M. Wiles, City Treasurer, made to this Council January 7th, 1878, and have destroyed the same.

Respectfully submitted,

A. L. WRIGHT,
J. THOMAS,
N. S. BYRAM,
MARTIN MCGINTY,
Committee on Finance.

The Council and Aldermanic Committees on Gas-Light, through Councilman Izor, submitted the following report; which was duly approved:

Indianapolis, March 18, 1878.

To the Mayor, Common Council, and Board of Aldermen:

Gentlemen:—The Council and Aldermanic Committees on Gas-Light, who were authorized to disposed of the gas fixtures and stoves used on the third floor of the old City Hall Building to the Indianapolis Mænnerchor, as per their proposal, presented to Council February 18, 1878, have attended to the duties intrusted to them, and made the sale to said society for \$100; which amount has been paid into the City Treasury, as is evidenced by the receipt of the City Treasurer, filed herewith.

Respectfully submitted,

ALBERT IZOR,
W. H. TUCKER,
T. C. READING,
Council Committee on Gas-Light.
WM. WALLACE,
W. H. SNIDER,
H. COBURN,
Aldermanic Committee on Gas-Light.

The Committee on Judiciary and City Attorney, through Councilman Byram, submitted the following report; which was duly concurred in:

Indianapolis, March 18, 1878.

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

Gentlemen:—Your Committee on Judiciary and City Attorney, who were instructed to investigate and report what, if any, liability the city is under to John Lander, on account of injuries received by him by falling upon a street crossing, and to report what, if any, settlement could or ought to be made, would report that we have investigated the matter, and find that Mr. Lander,

while crossing McNabb street, upon S. Illinois street, in the evening, fell, and sustained a fracture of his leg. His fall was caused (partly, at least) by the iron crossing over the gutter being out of place. He was pretty badly hurt, and is placed in a serious position, from the fact that he has already lost one leg and is obliged to walk with a crutch.

Mr. Lander assured your committee that he only desired to be paid his expenses and for the time that he will necessarily be confined and unable to work.

Your committee do not admit that, technically, the city is liable; but, owing to the expense and uncertainty of litigation of that kind, they are of the opinion that the city should compromise the matter, if possible. Mr. Lander has notified your committee that he is willing to take \$800 in full settlement of the same, if paid at once. Your committee are of the opinion that his proposition should be accepted; and we would, therefore, recommend that \$800 be paid to him, in full compromise and settlement of all claims against the city for damages. And as he is a stranger in the city, and is now confined at a hotel and in a need of money to pay his necessary expenses, we herewith report an ordinance appropriating \$800 for him, and recommend that the rules be suspended, and the same be passed at once.

Respectfully submitted,

N. S. BYRAM,

ROBT. B. BAGBY,

J. W. BUGBEE,

Committee on Judiciary.

R. O. HAWKINS, City Attorney.

The following appropriation ordinance was then introduced, and read the first time :

Ap. O. 16, 1878—An ordinance appropriating money for the payment of a certain claim against the City of Indianapolis, in full of settlement and satisfaction of damages for bodily injuries received by John Lander.

By consent, permission was given for the introduction of the following ordinances :

The Board of Public Improvements, through President Byram, introduced appropriation ordinance No. 17, 1878, which was read the first time.

The Committee on Finance, through Councilman A. L. Wright

introduced appropriation ordinance No. 18, 1878, and general ordinance No. 7, 1878, which were read the first time.

The Committee on Railroads, through Councilman Case, introduced general ordinances Nos. 8 and 9, 1878; which were read the first time.

The rules were then suspended, for the purpose of now reading the above several ordinances the second and third times, and placing them on their passage, by the following vote:

Affirmative—Councilmen Bagby, Brown, Bugbee, Byram, Case, Cochran, Dill, Izor, Layman, Marsee, Morse, McGinty, Pouder, Reading, Reed, Sindlinger, Steinhauer, Stoner, Thomas, Tucker, Walker, Wood, A. L. Wright, and W. G. Wright—24.

Negative—None.

The following ordinance was read the second time, ordered to be engrossed, and then read the third time:

Ap. O. 16, 1878—An ordinance appropriating money for the payment of a certain claim against the City of Indianapolis, in full settlement and satisfaction of damages for bodily injuries received by John Lander;

And was passed by the following vote:

Affirmative—Councilmen Bagby, Brown, Bugbee, Byram, Case, Cochran, Dill, Izor, Layman, Marsee, Morse, McGinty, Pouder, Reading, Reed, Sindlinger, Steinhauer, Stoner, Thomas, Tucker, Walker, Wood, A. L. Wright, and W. G. Wright—24.

Negative—None.

The following ordinance was also read the second time, ordered to be engrossed, and then read the third time:

Ap. O. 17, 1878—An ordinance appropriating money on account of the Street-Repair Department of the City of Indianapolis;

And was passed by the following vote:

Affirmative—Councilmen Bagby, Brown, Bugbee, Byram, Case,

Cochran, Dill, Izor, Layman, Marsee, Morse, McGinty, Pouder, Reading, Reed, Sindlinger, Steinhauer, Stoner, Thomas, Tucker, Walker, Wood, A. L. Wright, and W. G. Wright—24.

Negative—None.

The following ordinance was also read the second time, ordered to be engrossed, and then read the third time :

Ap O. 18, 1877—An ordinance appropriating money for the payment of Salaries and Compensations of City Officers and Employes ;

And was passed by the following vote :

Affirmative—Councilmen Bagby, Brown, Bugbee, Byram, Case, Cochran, Dill, Izor, Layman, Marsee, Morse, McGinty, Pouder, Reading, Reed, Sindlinger, Steinhauer, Stoner, Thomas, Tucker, Walker, Wood, A. L. Wright, and W. G. Wright—24.

Negative—None.

The following ordinance was also read the second time, ordered to be engrossed, and then read the third time :

G. O. 7, 1878—An ordinance to provide for the Assessment of Real and Personal Property in the City of Indianapolis, for the purpose of Taxation for the year 1878 ;

And was passed by the following vote :

Affirmative—Councilmen Bagby, Brown, Bugbee, Byram, Case, Cochran, Dill, Izor, Layman, Marsee, Morse, McGinty, Pouder, Reading, Reed, Sindlinger, Steinhauer, Stoner, Thomas, Tucker, Walker, Wood, A. L. Wright, and W. G. Wright—24.

Negative—None.

The following ordinance was also read the second time, ordered to be engrossed, and then read the third time :

G. O. 8, 1878—An ordinance amendatory of an ordinance entitled " An ordinance ratifying and confirming the Contracts heretofore entered into between The City of Indianapolis and The Cleveland, Columbus, Cincinnati and Indianapolis Railway Company and The Indianapolis, Peru and Chi-

ago Railway Company, and empowering said Companies to carry out the provisions of the same, and for other purposes"; duly passed by the Common Council March 4th, 1878;

And was passed by the following vote :

Affirmative—Councilmen Bagby, Brown, Bugbee, Byram, Case, Cochran, Dill, Izor, Layman, Marsee, Morse, McGinty, Pouder, Reading, Reed, Sindlinger, Steinhauer, Stoner, Thomas, Tucker, Walker, Wood, A. L. Wright, and W. G. Wright—24.

Negative—None.

The following ordinance was also read the second time, ordered to be engrossed, and then read the third time :

G. O. 9, 1878—An ordinance requiring the Pittsburg, Cincinnati and St. Louis Railway Company and the Cincinnati, Hamilton and Indianapolis Railway Company to place a flagman at the crossing of said railways, on Grant street;

And was passed by the following vote :

Affirmative—Councilmen Bagby, Brown, Bugbee, Byram, Case, Cochran, Dill, Izor, Layman, Marsee, Morse, McGinty, Pouder, Reading, Reed, Sindlinger, Steinhauer, Stoner, Thomas, Tucker, Walker, Wood, A. L. Wright, and W. G. Wright—24.

Negative—None.

The Committee on Judiciary and City Attorney, through Councilman Byram, also submitted the following report; which was concurred in :

Indianapolis, March 18, 1878.

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

Gentlemen:—Your Committee on Judiciary and City Attorney, to whom were referred the petitions of Mary E. Johnson, Hannah Kay, Elizabeth Hennessey, Sallie A. Norris, Eliza Cussin, Mrs. N. A. Hawthorn, Mary M. Slaughter, Alice Deery, Margaret Petty, Margaret Schmidt, and Harriet Slevin, asking that certain taxes be refunded to them, would report that we have examined the same, and find that the petitioners, or most of them, are persons who, as either widows or heirs of deceased persons, hold real estate

in common with other parties, which, if divided, might reduce the valuation below \$1,000; but as they have allowed the same to remain upon the duplicate undivided, neither the Assessor nor any other city officer is able to say or determine who is exempt, and as these parties have paid their taxes, the city is not liable, and can not be compelled to re-pay it. In all cases where application is made before the payment of taxes, the Assessor allows the exemption of \$500, as required by law. As the taxes asked to be refunded by the petitioners have been paid (some of them for a number of years), we recommend that the prayer of the petitioners be not granted.

Respectfully submitted,

N. S. BYRAM,
ROB'T B. BAGBY,
J. W. BUGBEE,

Committee on Judiciary.

R. O. HAWKINS, City Attorney.

The same committee and officer also submitted the following report; which, on Councilman Bagby's motion, was referred to the Committee on Printing, etc.:

Indianapolis, March 18, 1878.

To the Mayor and Common Council:

Gentlemen:—Your Committee on Judiciary and City Attorney, who were "instructed to investigate and report if a new edition [of the Charter and Ordinances] can be procured, by the city agreeing to take three hundred copies, at not to exceed \$3.50 a volume," would state that the proposition is a commendable one, and will save the city nearly *one thousand dollars*, when compared with the volume-cost of the edition of 1875.

The edition of 1875 contained, in the aggregate, less than one hundred and twenty-five pages of legislative enactments and of general ordinances which do not appear in the edition of 1869. For this inconsiderable work of preparing and arranging these few pages for the printer, the then Committee Clerk, Charles P. Fant, was allowed and paid five hundred dollars.

After a critical and full consideration of the editions of 1869 and 1875, your committee would report against a mere re-printing of our general ordinances in the exact form and language in which they were passed. Much of our present law is awkwardly expressed, several of the ordinances are in conflict with other legislation on the same subject, many of the provisions are incomplete and confusing, the supplemental and amendatory ordinances are numerous and perplexing, and the variety of subjects treated of under one ordinance-title renders a clear following and understanding both onerous.

and difficult. The only way to bring order and sense out of the present confused mass of city law, is to re-write and codify the section-provisions under liberal chapter headings, and, while doing so, supply every unmistakable omission and correct all obvious defects. Thus the enactments of our predecessors and ourselves would be made plain, concise, intelligible, convenient for use, and easy of reference.

It will require heavy labor and considerable skill to prepare this codification of the city laws, but the work will be undertaken and rapidly forwarded, if a guarantee is given that the proposed city edition shall only be issued to members of the Board and Council and to city officers, or sent, as exchanges, to sister-cities, and, at the same time, granting the City Attorney the power to allow the publishing of additional copies, with the privilege of selling the same to lawyers and other citizens, and thus to secure enough to compensate for the labor performed without cost to the city treasury.

We do now recommend that a contract for this important work, upon the plan herein set forth, be closed at once.

Respectfully submitted,

N. S. BYRAM,
ROB'T B. BAGBY,
J. W. BUGBEE,

Committee on Judiciary.

R. O. HAWKINS, City Attorney.

The Committee on Sewers, through Councilman Brown, submitted the following report; which was considered and concurred in by clauses:

Indianapolis, March 18, 1878.

To the Mayor, Common Council, and Board of Aldermen:

Gentlemen.—Your Committees on Sewers, to whom was referred sundry matters, beg leave to report as follows:

1st. Is a petition of citizens on the line of the South street sewer, asking an abatement of the nuisance caused by the drainage of the Gas Company's Works into said sewer.

Your committee have made an examination of the matter, and failed to arrive at any conclusion, and recommend that the matter be referred to the Board of Health, with instructions to make a thorough examination, and report the result to these bodies.

2d. Is a remonstrance of J. K. Sharpe against the building of a proposed sewer, from the Station House to connect with the Virginia avenue sewer.

Would beg leave to report that we consider the sewer an absolute necessity, and as said sewer has been petitioned for by all the property holders on the proposed line, your committee would recommend that the remonstrance be not entertained.

Respectfully submitted,

M. L. BROWN,
J. L. CASE,
G. SINDLINGER,
Council Committee on Sewers.

H. COBURN,
W. H. SNIDER,
G. C. KRUG,
Committee on Sewers, Board of Aldermen.

MESSAGE FROM THE BOARD OF ALDERMEN.

The following message was read :

Indianapolis, March 18, 1878.

To the Mayor and Common Council :

Gentlemen:—At a regular session of the Board of Aldermen, held Tuesday evening, March 5th, 1878, action was had upon certain papers transmitted from your honorable body, as follows, to-wit :

1st. G. O. No. 5 ("An ordinance granting W. F. Bird the privilege to stand his baggage-wagons or omnibuses in front of his office on N. Illinois street"), was read the first, second, and third times, and failed to pass, by a vote of two in the affirmative and eight in the negative.

2d. The report from the Council Committee on Streets and Alleys, recommending the changing of the name of that part of "South street" between East and Noble streets, from "South street" to "Fletcher avenue," was referred back to your honorable body, with the request that you adopt a formal resolution making the change recommended in said report.

Respectfully submitted,

GEO. T. BREUNIG,
Clerk of Board of Aldermen.

On motion, the Common Council determined to adhere to its action of the 4th instant, by and through which it passed the general ordinance referred to in the first clause of preceding message.

The second clause was received.

INTRODUCTION OF ORDINANCES.

Councilman Izor introduced the following ordinance ; which was read the first time :

S. O. 11, 1878—An ordinance to provide for grading and graveling Michigan street and sidewalks, from the east line of the C., C., C. & I. R. R. Company's grounds to Archer street.

The same gentleman presented the following petition ; which was duly received :

Indianapolis, March 18, 1878.

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

Gentlemen :—The undersigned owners of the real estate fronting on Railroad street, between Market street and St. Clair street, respectfully petition for the passage of an ordinance providing for grading and graveling of Railroad street and sidewalks, between Market street and Massachusetts avenue
And your petitioners will every pray, etc.,

Wm. Henry 28 feet, Henry Prigg 40 feet, W. D. Metzger 80 feet, A. Hart 40 feet, Gottlieb Grieb 40 feet, James Stewart 40 feet, Wm. Hert 80 feet, Kasper Kern 35 feet, M. Duvald 40 feet, G. F. Blajch 40 feet, F. Stahlhuth 40 feet, Mrs. Henry Lippert (per J. H. L.) 40 feet, George Schmitt 40 feet, Christian F. Miller, 42 feet, John F. Brinkmeyer 35 feet, George H. Brinkmeyer 35 feet, John Moran 35 feet, Caroline Zehringer 35 feet, Valentine Schlotzhauer 35 feet, Fred. Schildmeier 40 feet, Jeff. Springstein 40 feet, William Kœhler 43½ feet, Thos. M. Dickson 35 feet, Wm. Aufderheide 70 feet, Henry Hartwig 70 feet, Mrs. Koether 40 feet, J. M. Frietag 40 feet, H. C. Buddenbaum 38 feet, James Mason 35 feet, Anna F. Steinhilbu 40 feet, John Welsh 33½ feet, Wm. Kothe 70 feet, John Metzler 40 feet, Eliza M. Stelzel 40 feet, Charles Stuckey 40 feet, Ferdinand Dold, 40 feet, M. Staebler 40 feet, Charles Nuerze 40 feet, Robert Jerusalem 21 feet, C. W. Herman 40

feet, H. R. Martzeig 80 feet, Camille Mary 40 feet, Edward Mahhan 40 feet, John Gelzenlechte 40 feet, Edward Mast 40 feet, Christ. Fahrion 40 feet, Anthony Prange 35 feet.

Also, introduced the following ordinance; which was read the first time:

S. O. 12, 1878—An ordinance to provide for grading and graveling Railroad street and sidewalks, from Market street to St. Clair street.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Bagby presented the following petition; which was referred to the Committee on Opening, etc., Streets and Alleys, and the City Attorney:

STATE OF INDIANA, *County of Marion, ss:*

Jacob W. Hoagland vs. J. H. Vajen, J. C. & C. E. Geisendorff and others. Before their Honors, the Mayor and Common Council and Board of Aldermen of the City of Indianapolis, Indiana:

Petition to vacate all the streets and alleys in Metcalf & Cook's Subdivision of blocks 2, 3, 4, 5, and 6, of William T. H. and Almira D. Brooks' Addition to the City of Indianapolis into eighty-five lots. Sizes of lots and width of streets and alleys are all shown in feet and decimals of a foot on plat recorded on Plat-Book No. 6, page 133 (a correct draft of which is filed herewith). And to cancel the same, Jacob W. Hoagland, your petitioner, shows your honors that heretofore, to-wit, on the 3d day of October, A. D. 1873, William H. Metcalf and George B. Cook placed on file with the Recorder of Marion county, a plat of certain lands in said county, viz., blocks Nos. 2, 3, 4, 5, and 6, of Wm. T. H. Brooks and Almira D. Brooks' Addition to the City of Indianapolis, laid out as pasture lots, and being part of northwest quarter of section thirty-five (35), town sixteen (16), north of range three (3) east, lying west of the middle of Fall Creek and north of the Lafayette State Road—said blocks containing twelve and one one hundredths of an acre. (See Record of Plats, Plat-Book No. 2, page 110, under date of October 10th, 1863.)

Your petitioner shows said lands are farm lands, lying west of the city; and while streets and alleys remain, said lands can not be utilized for any purpose, nor tilled or otherwise made remunerative.

That your petitioner owns said lands described in said plat, no lot or parcel being now owned by any other person; that J. H. Vajen owns the lands on

the west side, J. C. & C. E. Geisendorff on the south, and Burr & Miller's Addition being on the north—the east line of the tract being the centre of Fall Creek.

And your petitioner shows your honors that he desires to vacate, and that all the streets and alleys in said Subdivision (as shown by said plat) be vacated; and that said plat be set aside, cancelled, and declared of none effect; and that your petitioner be authorized to take hold and resume possession of the whole of said tract, as it was prior to October 3d, 1873.

And your petitioner shows that there are no parties interested in any way in said matter than himself, J. H. Vajen, J. C. & C. E. Geisendorff, and the Addition known as Burr & Miller's to the City of Indianapolis.

Your petitioner, therefore, prays that said Subdivision be cancelled, and said streets and alleys, etc., as above described, be vacated.

And he will ever pray.

J. W. HOAGLAND.

March 6, 1878.

J. C. & C. E. GEISENDORFF.

We consent to the vacation above prayed for, with the understanding and agreement that said Jacob W. Hoagland will donate thirty feet in width along his west line, which, with thirty feet off the opposite side, will make a sixty feet road.

March 6th, 1878.

J. H. VAJEN.

Councilman Brown presented the following remonstrance; which, on motion, was referred to the City Commissioners:

Indianapolis, March 18, 1878.

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

Gentlemen:—We, the undersigned property owners on Shelby street and vicinity, most respectfully remonstrate against the proposed widening of Shelby street, from Prospect street to its southern corporation line, as we do not feel able to pay for said proposed improvement, and do not believe there is a necessity for said opening and widening of said street, during the present hard times.

David Munson, I F Makenhort, John Barnhard, Mrs John Mescall, J S Surbey, Ellen E. Baker, Francis M Surbey, Emma E Brado, B Atkinson, Patrick Walsh, H W Lunt, M A Dickey, William Bray, Anton Schmidt, Peter Jeck, Henry F. Roll, S G. Leonard, Barth Heirs'; John Fisher, Nick Gerardy, Fred Strangmeier, John F Suelmann, Elenore Kuhlmann, Henry Budenz, Frederike Lensmann, Henry Schaub, John F Breuning, John T Budenz, William Adcock, John Krupp, Peter Dennis, Mary Wehn.

Also, the following claim; which, on Councilman Steinhauer's motion, was laid on the table :

THE CITY OF INDIANAPOLIS TO THOMAS C. BOWLER AND MARY BOWLER, DR.:

To building 23 cubic yards of stone wall, at \$6.00 per cubic yard (built in 1876, to protect their lot No. 78, in Hubbard, McCarty & Martindale's Subdivision of lots 1, 2, 7, and 8, in square 11, in the Southeast Addition, necessary to protect said lot from the washing of Pleasant Run) \$138 00

[By the estimate of a competent person, it will require 60 cubic yards more of stone wall, to be a safe protection against the wash of said Run as to said lot 78, which can now be done at \$5 per cubic yard, which said Bowler will undertake to build at \$5 per cubic yard; and asks the city to pay him said sum of \$138 for the work already done, and build the additional wall, or allow him \$5 per cubic yard for building it.]

THOMAS C. BOWLER,
MARY BOWLER.

March 11th, 1878.

Councilman Bugbee offered the following motion; which was referred to the Board of Public Improvements :

Moved, That the Street Commissioner be instructed to fill the chuck-holes in Hill avenue, between Columbia avenue and Beeler street.

Councilman Cochran offered the following motion; which, on Councilman Layman's motion, was referred to the Board of Public Improvements, with power to act :

Moved, That the Street Commissioner be directed to place in repair the street gutter on Bellefontaine avenue, at the intersection of Ninth street, on the west side.

Councilman Izor offered the following motion; which was adopted :

Moved, That the property owners on E. Michigan street have permission to grade and gravel the street and sidewalks, between Winston street and the first alley east, at their own expense, under the direction of the City Civil Engineer.

Also, the following motion; which was referred to the Board of Public Improvements :

Moved, That the City Civil Engineer be instructed to contract for repairing the stone abutments on E. Ohio street, at the crossing of Pogue's Run, so the iron bridge can be placed in position.

Also, the following resolution; which, on Councilman Marsee's motion, was referred to the Committee on Streets and Alleys:

Resolved, That the streets now known as Pine, Cady, Winston, and Charles streets, have the names changed of those portions of the streets now known as Cady, Winston, and Charles streets to that of "Pine," as the streets are all one, and the citizens would prefer having them all under one name; and that the City Assessor and City Civil Engineer be instructed to change the names on the plat-books.

Councilman Layman presented the following petition; which, on Councilman Reed's motion, was laid on the table:

Indianapolis, March 18, 1878.

To the Honorable, the Common Council of the City of Indianapolis:

Gentlemen:—Your petitioner respectfully represents that he is being seriously damaged by the English sparrows, at his residence on N. Delaware street; that he has used all lawful means to drive them away and prevent them from building nests on said residence, and, having utterly failed, now asks for permission to shoot them on said premises.

Very respectfully,

H. BATES.

Councilman McGinty offered the following motion; which was referred to the Board of Public Improvements:

Moved, That the Board of Public Improvements be directed to give the poor laboring class a week about in cleaning the streets and alleys, irrespective of party. There is a power of the laboring class very destitute.

Councilman Reading offered the following motion; which was, also, referred to the Board of Public Improvements:

Moved, That Samuel E. Moran have permission to lay a stone-crossing, from his place of business, at the corner of McNabb street, to the southwest entrance of the Union Depot—said work to be done at his own expense, and within thirty days, and under the directions of the City Civil Engineer.

Councilman Stoner presented the following petition ; which petition was referred to the City Civil Engineer, with instructions to prepare and introduce the necessary improvement ordinance :

Indianapolis, March 11, 1878.

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

We, the undersigned property owners on Winston street, respectfully petition your honorable body to have the sidewalks on said Winston street, from the first alley south of St. Clair street to St. Clair street, laid with brick and stone curb, as on the balance of said Winston street.

Robert McClelland, Levi Marshall, Timothy Sullivan, Louis Plaffinn, Philip Magel, E. J. Beerbower, J. M. Bruner.

Also, offered the following motion ; upon which no action was had :

Moved, That the prayer of the petitioners be granted, and that the City Civil Engineer be directed to set the stakes for the same, and that said improvement be made at the expense of the property holders, and within sixty days.

Also, submitted a bill for the sum of \$100, in favor of James Pierson and William Green, "for the detection, arrest, and conviction of one Hulda Moore for the crime of arson, according to the provisions of the proclamation of the Mayor, dated October 25th, 1871 ; and the same was referred to the Committee on Accounts and Claims and the City Attorney.

Councilman Thomas offered the following motion ; which was referred to the Board of Public Improvements :

Moved, That the Street Commissioner be instructed to clean out the gutters and otherwise clean the alley running north and south between Madison avenue and Pennsylvania street, commencing at South street.

Councilman Tucker offered the following motion ; which was adopted :

Moved, That the Street Commissioner be instructed to notify the property owners on the southside of Fletcher avenue, between Pine and Dillon streets, to repair the sidewalks where the bricks have been kicked out and taken

away; and if not repaired within ten days, to repair the same, and charge expense to the property holders.

The same gentleman offered the following resolution :

WHEREAS, The utter disregard, by railroad engineers and other attaches of trains, of city ordinances prohibiting the blowing of whistles within the city limits, and regulating the speed of trains through the city, has become an abominable nuisance;

AND WHEREAS, The crossing, in safety, of a railroad track in the City of Indianapolis has come to be regarded as a wonderful feat;

AND WHEREAS, The law prohibiting the jumping on or off of trains while in motion is daily defied, endangering life and rendering coroner's inquests and consequent costs inevitable: Therefore, be it

Resolved, That the City Marshal and Chief of Police be explicitly instructed to use the utmost diligence in enforcing each and every provision contained in the city ordinances bearing upon this subject.

Which was adopted by the following vote :

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

Negative—None.

Also, offered the following resolution; which, on Councilman Marsee's motion, was laid on the table :

Resolved, That the name of "South street," from East street to Noble street, be changed to "Fletcher avenue," and the necessary changes be ordered made on the city maps.

Councilman Walker presented the following petition :

To the Common Council of the City of Indianapolis :

Gentlemen :—I respectfully petition your honorable body to pass an order or resolution, authorizing me to lay a brick pavement walk on the north side of my lot on Butler street—the walk to commence at the southeast corner of Park avenue and Butler street, and thence, east to the alley. I also desire that the City Engineer be directed to give me the grade, and set the stakes indicating the same. I wish the walk to be about six feet wide, that being the width of the walks on Butler street on the west side of Park avenue.

I would, also, be glad to have the Council pass an ordinance providing for the grading and graveling of said Butler street, from Central avenue to College avenue. This improvement is needed, and can be done very cheaply at this time.

Respectfully,

G. H. VOSS.

On Councilman A. L. Wright's motion, the permission asked for in the first paragraph of the above petition was duly granted; and the matter of the improvement to be provided for through an ordinance was referred to the Board of Public Improvements.

Councilman Wood offered the following motion; which, on Councilman A. L. Wright's motion, was referred to the Committee on Gas-Light:

Moved, That the City Civil Engineer be instructed to re-advertise for bids for the erection of lamp-posts and fixtures on R. y street (west of White River) between Washington street and the river, in accordance with ordinance No. 39, 1874—which contract was awarded May 4th, 1874, to one W. H. D. Merrill, who has failed to do or perform any of the work under said contract.

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

Moved, That the City Commissioners be directed to suspend all proceedings looking to the opening or changing of Dillon street, until the further order of this Council.

Also, the following petitions; which were severally referred to the Committee on Judiciary, City Attorney, and City Assessor:

Indianapolis, March 18, 1878.

To his Honor, the Mayor, and Members of the Common Council and Board of Aldermen:

Gentlemen:—Your petitioner would respectfully represent that, at the public tax-sale, held on February 12th, 13th, 14th, and 15th, 1877, he purchased, on the 15th day of February, from the City Treasurer, under certificate No. 20,761, the following described property,—Fifteen feet on Circle street, south of eight feet the north side, and twelve feet on alley, lot 12, square 56, sold in the name of Ingram M. Wood, for the sum of one hundred and thirty-three dollars and seventy-eight cents (\$133.78). This sale proves to have been erroneous, from the fact that the property above described in the certificate

of tax-sale was, at the same time, embraced in a description in the same duplicates in the name of Tompkins A. Lewis, and was paid in that name.

Your petitioner would, therefore, ask and demand that the purchase money (\$133.78), with interest at 6 per cent. from February 15th, 1877, be refunded. And as in duty bound, your petitioner will ever pray.

CLARA TURNER.

Indianapolis, March 18, 1878.

To his Honor, the Mayor, and Members of the Common Council and Board of Aldermen :

Gentlemen :—Your petitioner would respectfully represent that, at the public tax-sale, held by the City of Indianapolis on the 12th, 13th, 14th, and 15th days of February, 1877, he purchased, on the 13th day of February, 1877, from the City Treasurer, under tax certificate No. 5,993, lot No. ninety (90), in Young's subdivision, in out-lot No. one hundred and eighty-one (181), in the City of Indianapolis, taxed in the name of Fred W. Faut. The above sale was made on account of delinquent personal property.

Now comes Fred W. Faut, and produces his receipt from the Treasurer for his personal property (a copy of which is herewith submitted), and which receipt covers the delinquency for which the property was sold, thus making the sale void.

Your petitioner asks that the purchase money by him paid (\$51.60) be refunded, with interest at 6 per cent. from date of sale, February 13th, 1877.

And as in duty bound, your petitioner will ever pray,

JACOB P. DUNN, JR.

Also, the following petition ; which was referred to the Committee on Judiciary and the City Attorney :

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

Your petitioners, the undersigned, respectfully represent that they are citizens of the City of Indianapolis, and by trade are regular bootblacks. That others, from time to time, adopt the same business temporarily, being persons of bad character, and such as bring disrepute on the profession, making the preservation of order more difficult throughout the city, and especially in those places where strangers are to be found.

Your petitioners say that a license fee of one dollar per year, with suitable penalties for blacking boots without license, and with suitable regulations as to soliciting in public places, would, in their opinion, not be a burden to any one regularly engaged in the business, and would be of great advantage to the preservation of order in the city.

Your petitioners, therefore, pray that such license be required, and for other proper legislation in the matter.

And your petitioners will ever pray, etc.

Frank Duffy, Dan. Lucey, Perry Patten, Toney Louhan, Henry Cottrill, Eliel Cottrill, Charles Day, Hugh Garrity, James Garrity, Thomas Kelly, Thomas Dwire, Edward Dwire, William Brickley, James Phelan, Dick Mutz, D. M. Sullivan, Criss Zimmerman, John Collins, Anthony Williams, Louis Richters, M. White, Malky Mullen.

On motion, the Common Council then adjourned.

JOHN CAVEN, Mayor.

Attest:

BENJ. C. WRIGHT, City Clerk.