

PROCEEDINGS  
OF THE  
COMMON COUNCIL.  

---

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL, }  
*Monday, April 1st, 1878—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, Dill, Izor, Layman, Marsee, Morse, McGinty, Pouder, Reading, Sindlinger, Stoner, Thomas, Tucker, Walker, Watts, Wood, A. L. Wright, and W. G. Wright—18.

Absent—Councilmen Brown, Bugbee, Byram, Case, Cochran, Reed, and Steinhauer—7.

The proceedings of the regular session, held March 18th, 1878, and of the called sessions, held March 22d and March 27th, 1878, having been printed, and placed on the desks of the Councilmen, the reading of the same was dispensed with.

His Honor, the Mayor, stated that he had been informed that it was the wish of several of the members to obtain leave of absence at an early hour, and therefore suggested that the order of business be suspended, for the purpose of taking up and passing the appropriation ordinances.

Councilman Marsee moved that the order of business be suspended, in accordance with Mayor Caven's suggestion; which motion was adopted by the following vote:

Affirmative—Councilmen Bagby, Dill, Izor, Layman, Marsee, Morse, McGinty, Reading, Sindlinger, Stoner, Thomas, Tucker, Walker, Watts, Wood, A. L. Wright, and W. G. Wright—17.

Negative—None.

#### APPROPRIATION ORDINANCES.

The Fire Board, through Councilman Layman, introduced the following ordinance; which was read the first time:

Ap. O. 19, 1878—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department.

The Hospital Board, through Councilman Izor, introduced the following ordinance; which was read the first time:

Ap. O. 20, 1878—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch.

The Board of Police, through His Honor, the Mayor, introduced the following ordinance; which was read the first time:

Ap. O. 21, 1878—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station Houses.

The Committee on Accounts and Claims, through Councilman Layman, introduced the following ordinance; which was read the first time:

Ap. O. 22, 1878—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis.

The Committee on Printing, Stationery, and Advertising, through Councilman Reading, introduced the following ordinance; which was read the first time:

Ap. O. 23, 1878—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. 19, 1878, was then read the second time, ordered to be engrossed, read the third time, and passed by the following vote:

Affirmative—Councilmen Bagby, Dill, Izor, Layman, Marsee, Morse, McGinty, Reading, Sindlinger, Stoner, Thomas, Tucker, Walker, Watts, Wood, A. L. Wright, and W. G. Wright—17.

Negative—None.

Appropriation ordinance No. 20, 1878, was then read the second time, ordered to be engrossed, read the third time, and passed by the following vote:

Affirmative—Councilmen Bagby, Dill, Izor, Layman, Marsee, Morse, McGinty, Reading, Sindlinger, Stoner, Thomas, Tucker, Walker, Watts, Wood, A. L. Wright, and W. G. Wright—17.

Negative—None.

Appropriation ordinance No. 21, 1878, was then read the second time, ordered to be engrossed, read the third time, and passed by the following vote:

Affirmative—Councilmen Bagby, Dill, Izor, Layman, Marsee, Morse, McGinty, Reading, Sindlinger, Stoner, Thomas, Tucker, Walker, Watts, Wood, A. L. Wright, and W. G. Wright—17.

Negative—None.

Appropriation ordinance No. 22, 1878, was then read the second time, ordered to be engrossed, read the third time, and passed by the following vote:

Affirmative—Councilmen Bagby, Dill, Izor, Layman, Marsee, Morse, McGinty, Reading, Sindlinger, Stoner, Thomas, Tucker, Walker, Watts, Wood, A. L. Wright, and W. G. Wright—17.

Negative—None.

Appropriation ordinance No. 23, 1878, was then read the second time, ordered to be engrossed, read the third time, and passed by the following vote :

Affirmative—Councilmen Bagby, Dill, Izor, Layman, Marsee, Morse, McGinty, Reading, Sindlinger, Stoner, Thomas, Tucker, Walker, Watts, Wood, A. L. Wright, and W. G. Wright—17.

Negative—None.

#### REPORT FROM COMMITTEE ON CONTRACTS.

The Committee on Contracts, through Councilman Reading, submitted the following report ; which was concurred in, and the contracts mentioned in the first clause were duly awarded, as recommended :

*Indianapolis, April 1, 1878.*

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

*Gentlemen* :—Your Committee on Contracts, to whom were referred the proposals presented to Council Monday evening, March 18th, 1878, have examined the same, and find them to be as follows, to-wit :

FIRST. For erecting lamp-posts, lamps, and fixtures, complete to burn gas, except the service-pipes, on the following streets, viz. :

Olive street, from Prospect street to Pleasant Run, and on Fletcher avenue, from Dillon street to Linden street—

Indianapolis Stove Company, sixteen dollars and ninety cents (\$16.90) for each lamp-post, lamp, and fixtures, complete to burn gas, except the service-pipe.

John Knight, sixteen (16) dollars for each lamp-post, lamp, and fixtures complete.

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

SECOND. For building stone abutments on the Central Canal, at the crossing of Vermont street—

Wm. Petrie, stone work, \$9.00 per cubic yard; excavation, \$1.50 per cubic yard.

August and Frederick Richter, stone work, \$7.00 per cubic yard; excavation, 40 cents per cubic yard.

Koss and Fritz, stone work, \$6.75 per cubic yard; excavation, \$2.30 per cubic yard; dry excavation, 20 cents per cubic yard.

Helm and Holle, stone work, \$6.00 per cubic yard; excavation, \$1.10 per cubic yard.

John Stumph, stone work, \$5.25 per cubic yard; excavation, 35 cents per cubic yard.

Ferdinand Sickel, stone work, \$3.90 per yard. (No bid for excavation.)

Your committee find that the bid of Mr. Ferdinand Sickel is irregular, there being no bid for excavation; and we consider the other bids too high. We, therefore, recommend that the City Civil Engineer be instructed to re-advertise for proposals for doing such work.

Respectfully submitted,

J. W. BUGBEE,

M. L. BROWN,

T. C. READING,

Committee on Contracts.

REPORTS, ETC., FROM CITY OFFICERS.

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

*Indianapolis, April 1, 1878.*

To the Mayor and Common Council:

*Gentlemen*:—I herewith report the following estimates for work done:

A first and final estimate allowed James W. Hudson, for grading, graveling, and curbing the west sidewalk of Missouri street, from New York street to Vermont street—

420 lineal feet, at 32c..... \$134 40

A first and final estimate allowed James H. Hart, for grading, and paving with brick, the sidewalks of First street, from Illinois street to Meridian street—

847.3 lineal feet at 19c..... \$160 98

Respectfully submitted,

BERNHARD H. DEITZ, City Civil Engineer.

The following estimate resolution was then offered :

*Resolved, by the Common Council and Board of Aldermen, That the foregoing first and final estimate, allowed James W. Hudson, for grading, graveling, and curbing the west sidewalk of Missouri street, from New York street to Vermont 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, Dill, Izor, Layman, Marsee, Morse, McGinty, Reading, Sindlinger, Stoner, Thomas, Tucker, Walker, Watts, Wood, A. L. Wright, and W. G. Wright—17.

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 James H. Hart, for grading, and paving with brick, the sidewalks of First street, from Illinois street to Meridian 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, Dill, Izor, Layman, Marsee, Morse, McGinty, Reading, Sindlinger, Stoner, Thomas, Tucker, Walker, Watts, Wood, A. L. Wright, and W. G. Wright—17.

Negative—None.

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

*Indianapolis, April 1, 1878.*

To the Mayor and Common Council :

*Gentlemen:*—In compliance with your instructions, I have prepared, and herewith present, the following special ordinances :

To grade, pave with brick, and curb with stone, the sidewalks of Winston street, from St. Clair street to the first alley south of St. Clair street.

To re-gravel St. Clair street, from Massachusetts avenue to the Indianapolis, Peru and Chicago Railroad tracks.

To grade and bowlder Georgia street, from Meridian street to Illinois street.

Respectfully submitted,  
 BERNHARD H. DIETZ, City Civil Engineer.

Also, introduced the following ordinances ; which were read the first time :

S. O. 13, 1878—An ordinance to provide for re-graveling St. Clair street, from Massachusetts avenue to the Indianapolis, Peru and Chicago Railroad tracks;

S. O. 14, 1878—An ordinance to provide for grading and bowldering Georgia street, from Meridian street to Illinois street;

S. O. 15, 1878—An ordinance to provide for grading, paving with brick, and curbing with stone the sidewalks of Winston street, from St. Clair street to the first alley south of St. Clair street.

The City Clerk submitted the following report; which was referred to the Committee on Finance :

To the Mayor and Common Council: Indianapolis, April 1, 1878.

Gentlemen :—I herewith submit an itemized statement of the amount of orders issued on the City Treasurer, during the month of March, 1878:

NATURE OF CLAIM.	AMOUNT.
Board of Health .....	\$ 150 00
Bridges.....	479 00
City Assessor's Assistants .....	60 00
City Civil Engineer's Department .....	195 17
City Commisioners.. ..	240 00
City Hospital and Branch.....	994 03
City Janitor's Assistants.....	42 30
Costs .. ..	31 75
Damages .. ..	800 00
Fire Department.....	5,524 49
Gas .....	8,733 93
Incidentals.....	17 10
Office-Fixtures.....	744 84
Parks.....	77 80
Police.....	3,608 50
Posting Bills .....	7 00
Rent.....	166 66

Salary .....	\$ 56 00
Station Houses .....	495 54
Street Repairs.....	3,003 40
Transfers.....	139 80
Tunnels.....	46 50
Water Rent .....	6,251 50
Total.....	<u>\$31,865 31</u>

Respectfully submitted,

BENJ. C. WRIGHT, City Clerk.

The same officer submitted the following report from the City Treasurer; which was also referred to the Committee on Finance:

*Report of Wm. M. Wiles, City Treasurer, for the month of March, 1878 (1st to 31st, inclusive).*

RECEIPTS.

Balance on hand as per last report, February 28th, 1878.....	\$154,802 22
From current taxes.....	84,701 52
From delinquent taxes.....	1,771 41
From tax-sales.....	43,329 07
From benefits.....	59 90
From coal licenses.....	50 00
From dog licenses.....	3 75
From dray licenses .....	8 00
From express licenses.....	40 00
From hack licenses.....	40 00
From peddlers' licenses .....	24 00
From fines and fees (City Court).....	38 30
From tapping sewers .....	10 00
From promiscuous .....	123 25
Total receipts.....	<u>\$285,001 42</u>

DISBURSEMENTS.

For Fire Department.....	\$ 5,528 32
For Police.....	3,608 50
For street repairs.....	3,023 96
For City Hospital and Branch.....	993 08
For Civil Engineer's Department.....	195 17
For assisting City Assessor.....	60 00
For City Janitor's Assistants.....	42 30
For Board of Health.....	225 00
For Bridges .....	479 00
For City Commissioners.....	76 00
For costs.....	31 75

For damages.....	\$ 800 00
For gas.....	8,733 93
For Home for Friendless Women.....	49 35
For incidentals.....	19 10
For office fixtures.....	729 44
For parks.....	77 80
For posting bills.....	7 00
For rent.....	166 66
For salary.....	206 00
For Station Houses.....	472 64
For transfers.....	139 80
For tunnels.....	46 50
For water rent.....	6,251 50
Balance on hand.....	253,038 62
	<u>\$285,001 42</u>

## TOMLINSON ESTATE.

Balance on hand as per last report, February 28th, 1878.....	\$15,645 96
From rents.....	494 00
	<u>\$16,139 96</u>
Balance on hand.....	16,139 96
Balance on hand, general fund.....	\$253,038 62
Balance on hand, Tomlinson estate.....	16,139 96
Total balance on hand.....	<u>\$269,178 58</u>

Respectfully submitted,

WM. M. WILES, City Treasurer.

To BENJ. C. WRIGHT, City Clerk.

## REPORTS, ETC., FROM OFFICIAL BOARDS.

The Board of Health submitted the following report; which was duly approved:

*Indianapolis, March 29, 1878.*

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

*Gentlemen:*—At the request of your honorable bodies, the Board of Health has examined into the matter with reference to the waste at the city gas works being conducted into the sewers.

We find that it can not be deleterious to health, but the reverse—containing carbolic acid, which is an excellent disinfectant. It also contains sulphide of ammonium, which is undoubtedly offensive in odor, but not injurious to health. Moreover, we can not suggest any method of removal that

would not be more objectionable than passing it through the sewers, as at present.

Respectfully submitted,

HENRY JAMESON, Secretary of Board.

The Hospital Board, through Councilman Izor, submitted the following reports from the Superintendent of the City Hospital and Branch; which were duly received:

The following report of the City Hospital and Branch, for the month ending March 31st, 1878, is respectfully submitted:

NO. OF BEDS IN HOSPITAL—100.						
	First Week.	Second Week.	Third Week.	Fourth Week.	Three Days.	Total.
Number of Patients at last report—adults.....	62	64	63	60	56	.....
Number of Patients at last report—infants .....	4	3	5	4	4	.....
Received New Patients—adults.....	11	6	16	8	5	46
Births, or Received—infants.....	1	2	1	3	.....	7
Discharged—adults.....	9	7	18	12	1	47
Discharged—infants.....	2	.....	2	3	.....	7
Died—adults.....	.....	.....	1	.....	1	2
Died—infants.....	.....	.....	.....	.....	.....	.....
Number of Patients remaining—adults.....	64	63	60	56	59	.....
Number of Patients remaining—infants..	3	5	4	4	4	.....
Number of Patients in Branch—adults.....	.....	.....	.....	.....	.....	.....
Number of Patients in Branch—infants.....	.....	.....	.....	.....	.....	.....
Aggregate No. days of Patients in Hospital—adults.....	458	460	455	427	176	1966
Aggregate No. of days Patients in Hospital—infants.....	21	34	36	43	12	146

Total Expenditures for month .....	\$ 992 34
Collected and paid to City Treasurer... ..	\$ 28 12
Net Expenditures for subsistence, etc., during month.....	964 22
Aggregate number of days subsistence furnished.....	2649
Average net expense per capita per diem of patients and employes..	35.3 cts

W. H. DAVIS, M. D., Superintendent.

The Board of Health also submitted the following report; which was duly received:

Deaths registered during the Half Year, commencing August 11, 1877, and ending February 11, 1878:

Under 1 year .....	229
1 to 2 years.....	36
2 to 3 " .....	25

3 to 4 years.....	19
4 to 5 " .....	5
5 to 10 " .....	49
10 to 20 " .....	47
20 to 30 " .....	79
30 to 40 " .....	70
40 to 50 " .....	29
50 to 60 " .....	48
60 to 70 " .....	27
70 to 80 " .....	25
80 to 90 " .....	6
90 to 100 " .....	1
Above 100 years.....	0
Unknown .....	16
Total.....	<u>711</u>

T. N. BRYAN, M. D, President  
 WILLIAM WANDS, M D,  
 H. JAMESON, M. D., Secretary.

REPORTS FROM STANDING COMMITTEES.

The Committee on Accounts and Claims and City Attorney, through Councilman Layman, submitted the following report; which was considered by clauses, and duly concurred in:

*Indianapolis, April 1, 1878.*

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

*Gentlemen* :—Your Committee on Accounts and Claims and City Attorney, to whom was referred the petition of Frank McWhinney, asking to have money paid for a tax-certificate refunded, would report that we have examined the same, and find that the property was erroneously described, and therefore the sale is not valid.

We, therefore, recommend that he be allowed the amount of his purchase, to-wit: \$102.69, and interest from February 14th, 1877, and that the Treasurer be directed to see that the tax is assessed against the proper property, and that the cost of the erroneous sale and treasurer's percentage be collected from the late City Treasurer, H. W. Tutewiler.

2. The petition of James Pearson and Henry Green, asking that they be allowed \$100 on account of reward offered for convictions of persons of arson, was also referred to us.

We find that, in this case, the party arrested was not convicted of arson; and as the petitioners are members of the Police Force, and the order of the Council, offering a reward, was made October 23, 1871, we would, therefore, recommend that the prayer of the petition be not granted.

Respectfully,

JAMES T. LAYMAN,  
JOHN THOMAS,  
JAMES E. WATTS,

Committee on Accounts and Claims

R. O. HAWKINS, City Attorney.

The Committee on Streets and Alleys, through Councilman Watts, submitted the following report; which was considered by clauses, and duly concurred in:

*Indianapolis, April 1, 1878.*

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Streets and Alleys beg leave to submit the following:

1st. We report adversely to the passage of a motion asking for the construction of a culvert under the I. C. & L. R. R. tracks, on line with east gutter of East street.

2d. That no action be taken upon a resolution to change the names of "Pine," "Cady," "Winston," and "Charles" streets to the name of "Pine street," and that the matter be referred back to Councilman Izor, with the request that he present a sufficiently signed petition for the proposed change of name.

Respectfully submitted,

JAS. E. WATTS,  
JAMES T. LAYMAN,  
GEO. P. WOOD,

Committee on Streets and Alleys.

The same committee also submitted the following report; which was duly received:

*Indianapolis, April 1, 1878.*

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

*Gentlemen:*—Your Committee on Streets and Alleys, to whom was referred the petition of the Citizens' Street Railway, asking that certain changes be made in their charter, would report that, together with the Board of Public

Improvements, we have had the matter under consideration. We are of the opinion that the charter should not be changed exactly as asked for by the company, but are of the opinion that it would be for the interest of the city and said company to have some changes made. We have, therefore, had an ordinance prepared by the City Attorney, which we think covers, substantially, what the company desire, and also protects the interests of the city better than the one now in force. It also provides for the extension of the lines of the road, which is very much needed in certain parts of the city.

Respectfully submitted,

JAMES E. WATTS,  
JAMES T. LAYMAN,  
GEO. P. WOOD,

Committee on Streets and Alleys.

Also, presented the following remonstrance; which was, also, received:

*Indianapolis, March 14, 1878.*

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

We, the undersigned freeholders, resident on Meridian street and Russell avenue, do hereby remonstrate against the city granting the right-of-way to the Citizens' Street Railway Company to put down a line of rails, and operate the same, on S. Meridian street and Russell avenue, in said City of Indianapolis, for the reason that it will seriously impede travel on said streets, and interfere with the business interests of those doing business on said S. Meridian street and Russell avenue, and that the interests of the traveling public do not require the grant asked for in the petition (about to be presented to Council) for said right-of-way.

D. Mussmann, Louise Mussmann, Charles Schwicho, F. W. Dunmeyer, Charles Fleitz, George Grune, Anne Berrk, Ahlrich Ahldeer, Catharina Frankstein, John Bossert, George Ohleyer, August Plank, F. Engalking, Meyer Efroymsen, Geo. Griffin, Fred Bruning, Chr. Renner, Jacob Efroymsen, Christina Kuhlmann, Herman Weinberger, John Meyers, Eve Wagner, Kate Reinhart, E. R. Lake, John Weigand, Herman Hørst, Henry Avels, Charles Hanson (agent for Jos. and Caroline Morris), Maurice Ferriter, Henry Harting, F. R. Richter.

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

G. O. 10, 1878—An ordinance to amend sections five (5) and six (6) of an ordinance entitled "An ordinance authorizing the construction, extension, and operation of certain Passenger Railways, in or upon the streets of the City of Indianapolis (ordained and established January 18, 1864)."

Councilman Layman moved that above entitled ordinance be printed in the proceedings, and that printed copies of the same be sent to each Councilman within one week of this date.

On Councilman Thomas's motion, the City Clerk was, also, directed to print sections five and six of the ordinance of 1864, and mail same with the amendatory ordinance.

Both of above motions were duly adopted.

[Later in the evening, the votes by which above motions had been adopted were reconsidered, and the ordinance passed.]

The Committee on Opening, etc., Streets and Alleys, through Councilman Stoner, submitted the following report; which was duly received:

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

*Gentlemen:*—Your Committee on Opening Streets and Alleys, to whom was referred the petition of Henry Kruse, asking the vacation of all the streets and alleys in Howland & Webb's Second Addition to the City of Indianapolis, the same being a subdivision of lot number two (2) in Hermann Heinrich Schroer's subdivision of 27 90-100 acres in section 13, township 15, range 3 east, in Marion county, Indiana, would respectfully report, that they have had the same under consideration, and recommend that the prayer of the petition be granted.

Your committee herewith submit proofs of the giving of notice of the pendency of said petition, according to law.

And your committee herewith submit a resolution vacating said streets and alleys, as prayed for in said petition, and recommend that the same be adopted.

A. L. STONER,  
W. G. WRIGHT.

The same committee, also, presented the following notice, and proof of publication; which were, also, duly received:

NOTICE IS HEREBY GIVEN that I have filed with the City Clerk of the City of Indianapolis, and have had the same presented to the Common Council of said city, a petition to vacate all the streets and alleys in what is known as Howland & Webb's Second Addition to said city, being a subdivision of lot number two (2) in Hermann Heinrich Schroer's subdivision of twenty seven and ninety one-hundredths (27 90-100) acres in section thirteen (13), township fifteen (15), range three (3) east, in Marion County, Indiana.

The names of the streets proposed to be vacated are Mozart street, Ransdell street, Webb street, and a part of Madison avenue, and all the alleys in said addition. I am the owner in fee simple of all the lots in said addition.

HENRY KRUSE.

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

Before me, LEWIS W. BENDRE, a Notary Public within and for said county, personally appeared Samuel N. Bannister, who being by me first duly sworn, upon his oath says: that he is a publisher of The Saturday Herald, a public weekly newspaper of general circulation, printed and published in Indianapolis, in the county of Marion, State of Indiana; that the notice, of which the attached is a true copy, was duly published in said paper for one week, successively, the first issue of which publication was on the 23d day of February, 1878, and the last on the — day of —, 187—.

SAMUEL N. BANNISTER.

Subscribed and sworn to before me, this 23d day of February, 1878.

[SEAL.]

L. W. BENDRE, N. P.

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Also, the following notice, and proof of posting; which were, also, duly received:

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

Henry Kruse, being duly sworn, on his oath says, that he posted up three notices, of which the attached is a copy, in the immediate neighborhood of Webb & Howland's Second Addition to the City of Indianapolis, Indiana, one of which was on said premises, on the 2d day of March, 1878.

H. KRUSE.

Subscribed and sworn to before me, a Notary Public in and for said county, on this 30th day of March, 1878.

[SEAL.]

CALEB S. DENNY, Notary Public.

NOTICE IS HEREBY GIVEN that I have filed with the City Clerk of the City of Indianapolis, and have had the same presented to the Common Council of said

city, a petition to vacate all the streets and alleys in what is known as Howland & Webb's Second Addition to said city, being a subdivision of lot number two (2) in Hermann Heinrich Schroer's subdivision of twenty-seven and ninety one-hundredths (27 90-100) acres in section thirteen (13), township fifteen (15), range three (3) east, in Marion County, Indiana.

The names of the streets proposed to be vacated are Mozart street, Ransdell street, Webb street, and a part of Madison avenue, and all the alleys in said addition. I am the owner in fee simple of all the lots in said addition.

HENRY KRUSE.

Also, offered the following resolution :

WHEREAS, It appears to the satisfaction of the Common Council and Board of Aldermen of the City of Indianapolis, that Henry Kruse is the absolute owner, in fee simple, of all the lots in what is known as Howland & Webb's Second Addition to the City of Indianapolis, the same being a subdivision of lot number two (2) of Hermann Heinrich Schroer's subdivision of twenty-seven and ninety one-hundredths acres in section thirteen (13), township fifteen (15), range three (3) east, in Marion County, Indiana; and,

WHEREAS, It further appears to the satisfaction of this Council and Board of Aldermen that said lots are totally unimproved, and are beyond the limits of the city where lots are desirable for building purposes; and,

WHEREAS, It is reasonable to suppose that said lots would not be desirable for building purposes for many years to come, if, indeed, at all; and,

WHEREAS, It would be to the interest of the owner of said lots, as also to the public at large, that the streets and alleys in said Addition should be vacated, and that said real estate should be fenced in and cultivated; and,

WHEREAS, Said Henry Kruse has petitioned this Common Council and Board of Aldermen to vacate said streets and alleys for the purposes aforesaid; now therefore,

*Be it resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That Mozart street, Webb street, and Ransdell street, together with all the alleys included within the boundaries of said lot number two (2) of Hermann Heinrich Schroer's subdivision of 27 90-100 acres in section 13, township 15, range 3 east, in Marion County, Indiana, the same being within the limits of the City of Indianapolis, be, and the same are hereby, vacated.*

Which was adopted by the following vote :

Affirmative—Councilmen Bagby, Dill, Izor, Layman, Marsee, Morse, McGinty, Pouder, Reading, Sindlinger, Stoner, Thomas,

April 1, 1878.]

COMMON COUNCIL.

Tucker, Walker, Watts, Wood, A. L. Wright, and W. G. Wright  
—18.

Negative—None.

The Committee on Supplies, through Councilman Stoner, presented the following communication; which was referred back to said committee, with power to act:

*Indianapolis, March 22, 1878.*

To the Committee on Supplies:

*Gentlemen*:—The undersigned city officers respectfully request you, gentlemen, to purchase window curtains for our respective offices. It is necessary that we should have them.

By giving this matter your early attention, you will oblige,

WM. HADLEY, City Assessor.

WM. M. WILES, City Treasurer.

R. O. HAWKINS, City Attorney.

(Per WRIGHT.)

A. D. HARVEY, City Marshal.

BENJ. C. WRIGHT, City Clerk.

J. CAVEN, Mayor.

INTRODUCTION OF ORDINANCES.

Councilman Bagby presented the following petition; which was received:

To His Honor, the Mayor, and Members of the City Council:

*Gentlemen*:—We, the undersigned property owners, respectfully petition your honorable body to pass an ordinance to grade and gravel the first alley west of Blake street, between New York and Michigan streets.

Respectfully,

Samuel Keers, Ch. F. Berner, Fred. Card, Janes Weller, John Balfour, John Joyce, John F. Deerfeld, Sam. Laing, Wm. Weller, Elizabeth Fatout, J. H. Eyman, C. W. Rhoads, Elizabeth Keers, John Whitehead, James Barnett, William Wachs, Jos. H. Church.

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

S. O. 16, 1878—An ordinance to provide for grading and graveling the first alley west of Blake street, from New York street to Michigan street.

Councilman A. L. Wright moved to reconsider the vote by which action upon general ordinance No. 10, 1878, had been deferred until same could be printed. [See page 852, *ante*.]

Councilman Thomas moved to lay above motion on the table. Lost.

Councilman Wright's motion was then adopted by the following vote:

Affirmative—Councilmen Bagby, Izor, Layman, Morse, McGinty, Pouder, Reading, Stoner, Tucker, Walker, Watts, Wood, A. L. Wright, and W. G. Wright—14.

Negative—Councilmen Dill, Marsee, Sindlinger, and Thomas—4.

Councilman A. L. Wright moved that the rules be now suspended, for the purpose of taking up aforesaid ordinance, and placing it on its passage.

Councilman Thomas moved to lay above motion on the table. Lost.

The rules were then suspended, for the purpose of now reading the above ordinance the second and third times, and placing it on its passage, by the following vote:

Affirmative—Councilmen Bagby, Izor, Layman, Morse, McGinty, Pouder, Reading, Sindlinger, Stoner, Tucker, Walker, Watts, Wood, A. L. Wright, and W. G. Wright—15.

Negative—Councilmen Dill, Marsee, and Thomas—3.

Councilman Thomas moved to postpone further consideration of this matter until the first regular session in May. Lost.

Aforesaid ordinance, entitled as follows, was then read the second time, ordered to be engrossed, and was read the third time, viz.:

G. O. 10, 1878—An ordinance to amend sections five (5) and six (6) of an ordinance entitled "An ordinance authorizing the construction, extension and operation of certain Passenger Railways, in or upon the streets of the City of Indianapolis (ordained and established January 18, 1864)";

And was passed by the following vote :

Affirmative — Councilmen Bagby, Izor, Layman, Morse, McGinty, Poudier, Reading, Sindlinger, Stoner, Tucker, Walker, Watts, Wood, A. L. Wright, and W. G. Wright—15.

Negative — Councilman Thomas—1. [Councilman Dill not voting].

#### INTRODUCTION OF MISCELLANEOUS BUSINESS.

By consent, Councilman Dill offered the following motion; which was adopted:

*Moved*, That the trustees of the Fourth Christian Church be granted permission to move their building from Fayette street, west, on St. Clair street, to West street, and thence, north, to First street.

Councilman Stoner presented the following remonstrances; which, together with special ordinances Nos. 10, 12, and 13, were ordered to be referred to the Board of Public Improvements:

*Indianapolis*, March 26, 1878

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

*Gentlemen* :—The undersigned, owners of the real estate fronting on North street, between East street and Liberty street, respectfully remonstrate against the passage of an ordinance providing for the re-graveling of said North street, from said East street to said Liberty street, for the reason that said real estate fronting on said part of said North street has heretofore been assessed for the graveling of said street, in accordance with an ordinance providing for such improvement thereof, and for the further reason that there is no occasion for any ordinance or contract for re-graveling the same, and all that is necessary is the ordinary repair of the same by the Street Commissioner.

And your petitioners will ever pray, etc.

Anthony F. Resener 187 feet, James P. Fowler  
25 feet, Mary Baker 25 feet, Ed. Longerich 45  
feet, G. H. Voss 115 feet, Adam Helm 187 feet,  
G. F. Adams 101 feet, C. H. Bennerscheidt 30  
feet, T. D. Amos 32½ feet.

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 remonstrate against the passage of an ordinance providing for the grading and graveling of said street, for the reason that we are at this time unable to pay the cost of said work.

And your petitioners will ever pray, etc.

Chauncey Aldrich 160 feet, John Davidson 105 feet, Wm. H. Vincent 35 feet, Nicholas Kline 80 feet, Thomas P. Miller 20 feet, Dessire Lendormy 80 feet, Louis Many 35 feet, Trustees Ninth Presbyterian Church 87½ feet, Thos. A. Nelson (by one his attorney in fact), Thos. Nelson 160 feet, John Schier 162 feet, Fred Dold (my wife signed the improvement without my consent) 40 feet, Carl Ficher 40 feet, George Shillinger 40 feet, Hiermann Westerfeld 40 feet, H. K. Martz (since signing the petition for grading, etc., I have reconsidered my former action and hereby sign this remonstrance) 60 feet front, (after a due consideration I sign this remonstrance) Jeff Springsteen 40 feet, Mary Wonderly 35 feet, Katharine Staub 35 feet, John Welsh (signed the former one through misrepresentation) 32½ feet, Geo. Martin 40 feet, Butsch & Dickson on 20 years' lease (and responsible for street improvement) for 640 feet between North and St. Clair, on Railroad street.

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

*Gentlemen*.—The undersigned, owners of the real estate fronting on St. Clair street, and between Massachusetts avenue and Peru Railroad track, respectfully remonstrate against the passage of an ordinance providing for the grading and graveling of said street, for the reason that we are not able to pay for the work at this time.

And your petitioners will ever pray, etc.

John Frick 217 feet, William Enners 80 feet, Christ Trendelman 25 feet, Henry Howard 48 feet, Elizabeth Hainey 24 feet, Martin L. Coyner

48½ feet, J. S. Larue 24½ feet, Charles Rupp 40 feet, Cornelius King 144 feet, Chauncey Aldrich 40 feet, Geo. W. Wagner 40 feet, Mrs. Walter S. Brown 48 feet, Mrs. Elizabeth W. Walker 36 feet, Davis & Cole 30 feet.

Councilman Tucker submitted two contracts and bonds of John Knight, 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; and, on motion, said contracts were concurred in, and the bonds duly approved.

On motion, the Common Council then adjourned.

JOHN CAVEN, Mayor.

Attest:

BENJ. C. WRIGHT, City Clerk.