

# PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—JULY 1, 1878.

The Common Council of the City of Indianapolis met in the Council Chamber, on Monday evening, July 1st, A. D. 1878, at eight o'clock, in regular session.

PRESENT—Hon. John Caven, Mayor, and, *ex officio*, President of the Common Council, in the Chair, and the following members: Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, O'Brien, Off, Reading, Rodibaugh, Showalter, Sindlinger, Steeg, Tucker, Walker, Wiese, and Wright—24.

ABSENT—Councilman Reasner—1.

## REPORTS, ETC., FROM CITY OFFICERS.

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

To the Mayor and Common Council:

*Gentlemen*:—I herewith report the following estimates:

A first and final estimate in behalf of William Earls, for grading and graveling the first alley west of Tennessee street, from McCarty street to the second alley south of McCarty street—

776 lineal feet, at 10½ cents. ----- \$81 48

Also, first and final estimates in behalf of John A. Buchanan, for placing in position that portion of the Delaware street viaduct set apart for that purpose, on the stone abutment already erected on the canal at the crossing of Fifth street—

Contract price,..... \$199 00

Respectfully submitted,

R. M. PATTERSON,  
City Civil Engineer.

July 1, 1878.

The following estimate resolution was then offered:

*Resolved, by the Common Council and Board of Aldermen, That the foregoing first and final estimate, allowed William Earls for grading and graveling the first alley west of Tennessee street from McCarty street to the second alley south of McCarty 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.*

And was adopted by the following vote :

AYES, 23—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, O'Brien, Off, Reading, Rodibaugh, Showalter, Sindlinger, Steeg, Tucker, Walker, and Wiese.

NAYS—None.

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

To the Mayor and Common Council :

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

David A. Haywood vs. Charles W. Daggy, for.....	\$ 11 50
David A. Haywood vs. Charles W. Daggy, for.....	11 50
David A. Haywood vs. Charles W. Daggy, for.....	11 50
David A. Haywood vs. Charles W. Daggy, for.....	11 50
David A. Haywood vs. Charles W. Daggy, for.....	11 50
David A. Haywood vs. Curry C. Maguire, for.....	11 31
David A. Haywood vs. Chris. F. Weaver, for.....	13 34
David A. Haywood vs. Wiley J. Brown, for.....	13 34
David A. Haywood vs. Winslow S. Pierce, for.....	35 10
David A. Haywood vs. Johnson & Works (christian names unknown), for	11 31
David A. Haywood vs. Simon S. Wiseman's heirs, viz: Martha J. Faulkner, George W. Wiseman, Simon R. Wiseman, Walter F. Wiseman, Ervie J. Jones and John J. Jones, her husband, and Maggie A. Slusher and Owen A. Slusher, her husband, for.....	35 10

And recommend that you order the precepts to issue.

Respectfully submitted,  
 BENJ. C. WRIGHT, City Clerk.

And the precepts, therein recommended, were ordered to be issued by the following vote :

AYES, 23—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, O'Brien, Off, Reading, Rodibaugh, Showalter, Sindlinger, Steeg, Tucker, Walker, and Wiese.

NAYS—None.

The same officer submitted the following reports; which were severally referred to the Committee on Finance :

To the Mayor and Common Council :

*Gentlemen* —I herewith submit an itemized statement of the amount of orders issued on the City Treasurer, from May 16th to July 1st, 1878.

Board of Health.....	\$ 150 00
Bridges.....	1,447 44
City Assessor's Assistants.....	774 50
City Civil Engineer's Department.....	213 76
City Hospital and Branch.....	970 19
Elections.....	637 50
Fire Department.....	7,781 22
Gas.....	2,019 43
Incidentals.....	402 70

Interest on bonds.....	\$ 8,163 50
Office fixtures .....	127 16
Parks .....	79 69
Police .....	5,511 82
Posting bills.....	11 00
Salary.....	32 00
Sewers .....	362 83
Station Houses.....	289 69
Street improvements.....	23 65
Street repairs.....	5,749 '89
Taxes refunded .....	55 62
Tomlinson annuity.....	3,500 00
Tomlinson estate repairs.....	36 90
Water rent.....	6,251 50
Total.....	<u>\$ 44,591 99</u>

Respectfully submitted,

BENJ. C. WRIGHT, City Clerk.

*Report of Wm. M. Wiles, City Treasurer, from May 16, 1878, to June 30, 1878,  
(inclusive):*

## RECEIPTS.

Balance on hand May 15, 1878, as per report.....	\$309,199 57
From delinquent taxes.....	10,589 35
From benefits.....	303 00
From auction license .....	20 00
From interest on bonds (Belt R. R.).....	15,000 00
From dog licenses.....	512 25
From dray licenses.....	7 00
From express licenses.....	110 00
From fines and fees.....	25 30
From hack licenses.....	88 00
From market rents.....	247 00
From peddlers' licenses .....	70 00
From promiscuous .....	128 80
From show licenses.....	60 00
From tapping sewers .....	60 00
	<u>\$336,420 27</u>

## DISBURSEMENTS.

For Fire Department.....	\$ 7,710 44
For Police.....	5,415 32
For street repairs .....	5,695 27
For City Hospital and Branch.....	1,091 32
For Civil Engineer's Department.....	241 59
For City Assessor's Assistants.....	808 50
For Board of Health .....	150 00
For interest on bonds.....	8,163 50
For bridges.....	1,447 44
For City Commissioners.....	48 00
For elections .....	547 00
For gas .....	2,019 43
For lighting and extinguishing street lamps .....	2 00
For incidentals.....	403 93

For levee .....	\$	5 52
For office fixtures .....		132 36
For parks.....		79 69
For posting bills.....		11 00
For printing, stationery, and advertising .....		3 00
For rent.....		750 00
For salary.....		1,290 12
For sewers .....		362 83
For Station House.....		306 17
For street improvement.....		26 96
For taxes refunded .....		70 12
For Tomlinson annuity .....		3,500 00
For water rent.....		6,251 50
Balance cash on hand.....		289,887 26
		<u>\$336,420 27</u>

## TOMLINSON ESTATE.

Balance on hand, May 15, 1878, as per report .....	\$	16,314 36
From Rents.....		537 00
		<u>\$ 16,851 36</u>
For repairs.....		36 90
Balance on hand .....		16,814 46
		<u>\$ 16,851 36</u>
Balance on hand, general fund.....	\$	289,887 26
Balance on hand, Tomlinson estate.....		16,814 46
Total balance.....	\$	<u>306,701 72</u>

Respectfully submitted,

WM. M. WILES, City Treasurer.

To BENJ. C. WRIGHT, City Clerk.

The same officer submitted the official bond of Wm. H. Davis, M. D., Superintendent of City Hospital and Branch (penalty of bond, \$2500; sureties, John M. Bramwell and W. H. H. Hamilton), and said bond was duly approved.

Also, the following contracts and bonds; which were severally concurred in and approved:

THIS AGREEMENT, made and entered into this first day of July, 1878, by and between J. A. Dynes & Co., publishers of "The Southside," of Marion county, Indiana, of the first part, and the Common Council and Board of Aldermen of the City of Indianapolis, said County and State, of the second part,

*Witnesseth*, That the said parties of the first part do covenant and agree to do the general advertising of the City of Indianapolis for twelve and one-half (12½) cents per square of nine lines of nonpariel type, as set forth in their bid, marked "Exhibit A," which is made a part of this agreement; such work to be performed to the satisfaction of the Committees on Printing of said Common Council and Board of Aldermen, and according to specifications of said committees, herewith made a part of this contract, and marked "Exhibit B." This contract to continue

and be in force for the term of one year from the 24th day of June, 1878, and until a new contract may be awarded for doing such work.

J. A. DYNES & CO.

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

BENJ. C. WRIGHT, City Clerk.

KNOW ALL MEN BY THESE PRESENTS, That we, J. A. Dynes & Co., David D. Long, John Reynolds, N. Yoke, and D. B. Hosbrook, of Marion County and State of Indiana, are held and firmly bound to the Common Council and Board of Aldermen of the City of Indianapolis, in the sum of *One Thousand Dollars*, the payment whereof, well and truly to be made, we bind ourselves, our heirs, executors, and administrators, firmly by these presents.

The conditions of this obligation are such, that if the above bound J. A. Dynes & Co. shall faithfully comply with the foregoing contract, and fulfill all the conditions and stipulations therein contained, according to the true intent and meaning thereof, then this obligation to be void; otherwise to remain in full force and virtue in law.

Witness our hands and seals, this 1st day of July, 1878.

J. A. DYNES & CO. [SEAL.]  
DAVID D. LONG, [SEAL.]  
JOHN REYNOLDS, [SEAL.]  
N. YOKE, [SEAL.]  
D. B. HOSBROOK. [SEAL.]

EXHIBIT A.

Indianapolis, June 17, 1878.

To the Council Committee on Printing:

Gentlemen:—We propose to do the advertising of the City of Indianapolis for twelve and one-half cents per square of nine lines of Nonpareil type, and to publish the delinquent tax-list at eleven cents per description or line.

Circulation, fifteen hundred copies weekly.

J. A. DYNES & CO., Publishers of "The Southside."

STATE OF INDIANA, *Marion County*, ss:

Personally appeared J. A. Dynes, and being duly sworn before me, upon his oath says, that the matters and things above stated are true, so help him God.

[SEAL.]

B. F. WATTS, Notary Public.

EXHIBIT B.

*Specifications for General City Printing.*

IN DAILY NEWSPAPERS—Price per square, each insertion: [A square shall consist of nine (9) lines of Nonpareil type, or its equivalent (240 ems) of other type.]

IN WEEKLY NEWSPAPERS—Same as above.

\* \* \* \* \*

All bids for the above advertising must be accompanied by the sworn statement of the publisher as to the *actual* general daily or weekly circulation of his newspaper within the limits of the City of Indianapolis, averaged by the three months last past; and said affidavit shall contain an agreement to verify each and every bill rendered by an oath as to actual circulation during the period in which the charged-for advertising was done, with a pledge that a *pro rata* compensation on original circulation will be accepted, in the contingency of a decline from proposal-figures.

Every bill for advertising must also be accompanied, at time of filing with City Clerk, by a printed copy of each advertisement charged for in such bill.

When "proof of publication" of any advertisement is required, such proof shall be furnished by the contracting publisher without expense to the city.

All city advertisements must be set up in solid type, have only run-in display, and not more than one-half square shall be allowed for the distributing-heading "City Advertisements," under which heading all official advertisements for the city must be arranged.

THIS AGREEMENT, made and entered into this 1st day of July, 1878, by and between John Edwards, of Marion County, Indiana, of the first part, and the Common Council and Board of Aldermen, of the City of Indianapolis, said County and State, of the second part :

*Witnesseth*, That the said party of the first part does covenant and agree to do the work of posting city bills in accordance with the laws and ordinances governing such matters and to the satisfaction of the said party of the second part, through her proper committees and city officers, at the prices fully set forth in his certain bid hereto attached, marked "Exhibit A," and which bid is made a part of this contract. This contract to continue and be in force for the term of one year from the 24th day of June, 1878, and until a new contract may be awarded for doing such work.

JOHN EDWARDS.

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

BENJ. C. WRIGHT, City Clerk.

*Know all Men by These Presents*, That we, John Edwards, E. J. Hardesty, and G. W. Hill, of Marion County, Indiana, are held and firmly bound to the Common Council and Board of Aldermen of the City of Indianapolis, in the penal sum of *Five Hundred Dollars*, the payment whereof, well and truly to be made, we bind ourselves, our heirs, executors, and administrators, firmly by these presents..

The conditions of this obligation are such, that if the above bound John Edwards shall faithfully comply with the foregoing contract, and fulfill all the conditions and stipulations therein contained, according to the true intent and meaning thereof, then this obligation to be void; otherwise to remain in full force and virtue in law.

Witness our hands and seals, this 1st day of July, 1878.

E. J. HARDESTY, [SEAL.]  
G. W. HILL, [SEAL.]  
JOHN EDWARDS. [SEAL.]

EXHIBIT A.

*Indianapolis*, June 17, 1878.

To the Mayor and Common Council :

*Gentlemen*.:—I propose to do the city bill posting for the following prices arranged, to-wit:

Street Improvement Notices, twenty bills, more or less, as the law and ordinance require, to a street, in both English and German, for the sum of twenty (20) cents per street.

Notice to Contractors, — number bills, as the law and ordinance require, to a street, for the sum of twenty cents per street.

Notice of Opening of Streets and Alleys, for the sum of twenty cents per street, for as many as the laws and orders of Council require.

I further propose to do miscellaneous posting for the sum of seventy-five (75) cents per one hundred for quarter sheets, and one dollar and fifty (\$1 50) cents per one hundred for half sheets; also (if used by the city), the sum of three dollars per one hundred for whole sheets.

Included in the quarter and half sheets (mostly used) are "Dog Licenses," "Marshal's Notices," "Election Notices," etc.; and such notices as Proclamations for whole sheets.

I will agree to furnish good and approved surety for the above work.

Yours truly,

JOHN EDWARDS.

The City Attorney submitted the following report, accompanying same with appended deed; and both papers were referred to the Judiciary Committee:

*Indianapolis*, July 1, 1878.

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

*Gentlemen*.:—In the matter of the contract between the city and the C., C., C. & I., and I., P. & C. Railroad Companies, I would report that the said companies have executed and delivered to me a deed to the city, of the grounds occupied by East St. Clair, Biddle, North, Michigan, and Vermont streets, where the same cross the grounds of said companies, and a decree has been entered of record in the case of the C., C., C. & I. Company vs. City et al. in the Superior court, covering the provisions of the contract and ordinance passed by the Council and Board upon that subject.

I herewith submit the deed, and recommend that the Clerk be instructed to have the same recorded.

I would also report that the decree provides that the \$15,000 to be paid by the city shall be paid to F. M. Churchman and Edward King, as purchase money for lands conveyed by them to the railroad company.

Respectfully submitted,

R. O. HAWKINS; City Attorney.

THIS INDENTURE WITNESSETH, That the Cleveland, Columbus, Cincinnati & Indianapolis, and the Indianapolis, Peru & Chicago Railway Companies, respectively, according to their titles herein, convey to the City of Indianapolis the following real estate in the City of Indianapolis, Marion county, Indiana, in pursuance and fulfillment of the provisions of certain contracts made between said railway companies and said city, and the ordinance confirmatory thereof, passed on the second day of April, A. D., 1878 (which contracts and ordinance are set forth in order book number 58, page — of Superior Court of Marion county, Indiana,) the following real estate in said city, for the use of the public as streets forever, on the condition, that the said companies shall and do severally and jointly have and retain the right, for themselves and their successors and assigns, to lay, use, and maintain their tracks and switches across said streets, as in said contracts and ordinance provided, to-wit:

Beginning at a point three hundred and ninety-three feet and seven inches (393 7-12) east of the east line of Charles street, measured on the center line of East St. Clair street extended; thence south,  $1^{\circ}$  east, thirteen feet and five inches, (13 5-12); thence north,  $63^{\circ} 45'$  east, one hundred and thirty-seven feet (137); thence, in an easterly direction, two hundred and seventeen feet (217), to the west line of the first alley west of Dorman street; thence north on said west line of said alley twenty (20) feet; thence west, parallel with the south line of St. Clair street, two hundred and twenty-four (224) feet; thence, northwesterly forty-one (41) feet; thence south,  $63^{\circ} 45'$  west, one hundred and twenty-four (124) feet and three (3) inches, to the east line of East Second street (sometimes called Hanna street); thence south  $1^{\circ}$  east, fifty-one (51) feet, to the place of beginning. The grounds contained within the limits of this description are the grounds now occupied, opened, and improved, and known as part of East St. Clair street.

Also, beginning at the northeast corner of lot number twenty-six (26) of Bid-  
dle's Subdivision of out-lot number forty-five (45); thence, east, with the south line of Biddle street, six hundred and thirty-five (635) feet, to the west line of the first alley west of Dorman street; thence, north, on the west side of said alley, forty (40) feet; thence, west, five hundred and fifty-five (555) feet; thence, south, twenty (20) feet; thence, west, eighty (80) feet; thence, south, twenty (20) feet, to the place of beginning. The grounds contained within the limits of this description are the grounds now occupied, opened, and improved, and known as part of Biddle street.

Also, beginning at a point in the east line of the first alley east of Winston street that would be intersected by the south line of North street extended its present course east to said east line of said alley; thence, east, on the south line of North

street extended, eight hundred and twenty-five (825) feet, to the west line of Dorman street; thence, north, on the west line of Dorman street, sixty (60) feet; thence west, eight hundred and twenty-five (825) feet, to a point in the east line of the first alley east of Winston street, aforesaid, that would be intersected by the north line of North street extended its present course east to the east line of said alley; thence, on the east line of said alley, south, sixty (60) feet, to the place of beginning. The grounds contained within the limits of this description are the grounds as now occupied, opened, and improved, and known as part of North street.

Also, a strip or parcel of land commencing on the east line of the first alley east of Winston street, said strip or parcel of land being sixty (60) feet wide, or thirty (30) feet wide on each side of the center line of Michigan street, which said center line bears north  $87^{\circ} 45'$  east, from said east side of said alley, a distance, measured on the said center line, having said bearing, four hundred and fifty-nine (459) feet, to a certain line known as the East Donation Line of the City of Indianapolis. The grounds contained within the limits of this description are the grounds now occupied, opened, and improved, and known as part of Michigan street.

Also, beginning at a point in the east line of the first alley east of Winston street that would be intersected by the south line of Vermont street extended its present course to said east line of said alley; thence, east, on the south line of Vermont street extended, four hundred and twenty-five (425) feet; thence, north, sixty (60) feet; thence, west, four hundred and twenty-five (425) feet, to a point in the east line of the first alley east of Winston street, as aforesaid, at a point that would be intersected by the north line of Vermont street extended its present course east to said east line of said alley; thence, south, on said east line of said alley, sixty (60) feet, to the place of beginning. The grounds contained within the limits of this description are the grounds now occupied, opened, and improved, and known as a part of Vermont street.

*In Witness Whereof*, The Cleveland, Columbus, Cincinnati & Indianapolis Railway Company, by its President and Secretary, and the Indianapolis, Peru & Chicago Railway Company, by its President and Secretary, have set their hands and official seals, this fourth day of June, A. D. 1878.

THE CLEVELAND, COLUMBUS, CINCINNATI &  
INDIANAPOLIS RAILWAY COMPANY.

[SEAL.]

By J. H. DEVEREUX, President.  
Geo. H. RUSSELL, Secretary.

Signed, sealed and delivered in presence of F. Ford and W. C. Irwin, as to J. H. D., and Geo. H. R.

INDIANAPOLIS, PERU & CHICAGO  
RAILWAY COMPANY,

[SEAL.]

By DAVID MACY, President.

Attest: L. G. CANNON, Secretary.

This deed examined and found correct.

F. FORD, Chief Engineer.

Cleveland, Ohio, June 4, 1878.

STATE OF OHIO, *Cuyahoga County*, ss.

Before me, a notary public within and for said county, personally appeared the above named J. H. Devereux, President, and Geo. H. Russell, Secretary, who acknowledged that they did sign and seal the foregoing instrument, and that the same is their free act and deed.

*In Testimony Whereof*, I hereunto set my hand and official seal, this fourth day of June, A. D. 1878.

[SEAL.]

F. FORD, Notary Public.

STATE OF INDIANA, *Marion County*, ss:

Before me, Charles E. Coffin, a notary public in and for said County, this fifth day of June, 1878, The Indianapolis, Peru & Chicago Railway Company, by David Macy, President, and L. G. Cannon, Secretary, acknowledged the execution of the foregoing deed.

Witness my hand and notarial seal.

[SEAL.]

CHARLES E. COFFIN, Notary Public.



The City Assessor made the following request ; which was granted :

To the Mayor and Common Council and Board of Aldermen :

*Gentlemen*.—The 24th section of the City Charter requires that I should return to the City Clerk a list of the taxable property, real and personal, on the first Monday in June of each year, unless otherwise directed by your honorable body. In order to legalize the assessment, it will be necessary for you to grant me further time. I, therefore, ask you to extend the time to the second Monday in August.

Respectfully,

WILLIAM HADLEY, City Assessor.

The same officer submitted the following claim and accompanying documents ; and the same were referred to the Committee on Finance :

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

*Gentlemen* :—I herewith present to your honorable body the enclosed bill with accompanying certificates, asking you to make an allowance for the use of my plats, which are being brought into constant requisition for the public use. The old plats belonging to the office having been used so long that they are so effaced and worn that they can not longer be used.

Respectfully,

WILLIAM HADLEY, City Assessor.

THE CITY OF INDIANAPOLIS,

To WILLIAM HADLEY, Dr.

June 29, 1878. For plat-books of the city, 3 vols..... \$675 00

Indianapolis, May 16, 1878.

Having for the past two years been employed as clerk for the City Civil Engineer, and the major part of my duties being those heretofore performed by the Council Committee Clerk, I can not fail to recognize the necessity of the plats made by Mr. Hadley, City Assessor, as an important aid in making up correct estimates for street improvements. Without them, this office would be compelled to incur the expense of making similar plats, which, if made, would be most difficult to maintain, in so far as noting the constant changes taking place in property ownership is concerned—a matter the Assessor only is competent to take ready cognizance of.

B. W. SULLIVAN, Clerk for City Civil Engineer.

By almost daily reference to the plats of squares, out-lots, and additions made by Mr. Hadley, we can testify to their value as a source of information regarding location and ownership of property, and, in our opinion, they should become the property of the city.

BERNHARD H. DIETZ, City Civil Engineer.

R. M. PATTERSON, Ass't City Civil Engineer.

WM. M. WILES, City Treasurer.

BENJ. C. WRIGHT, City Clerk.

The Superintendent of the City Hospital and Branch submitted the following reports ; which were duly received :

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

The following report of the City Hospital and Branch, for the month ending June 30th, 1878, is respectfully submitted :

	First Week.	Second Week.	Third Week.	Fourth Week.	Two Days.	Total.	
NO. OF BEDS IN HOSPITAL—100.							
Number of Patients at last report—adults.....	53	54	51	52	48	.....	
Number of Patients at last report—infants .....	3	2	1	3	4	.....	
Received New Patients—adults.....	6	9	13	8	1	37	
Births, or Received—infants.....	.....	.....	3	1	1	5	
Discharged—adults.....	5	12	11	11	3	42	
Discharged—infants.....	1	1	1	.....	.....	3	
Died—adults.....	.....	.....	1	1	.....	2	
Died—infants.....	.....	.....	.....	.....	.....	.....	
Number of Patients remaining—adults.....	54	51	52	48	46	.....	
Number of Patients remaining—infants.....	2	1	3	4	5	.....	
Number of Patients in Branch—adults.....	.....	.....	.....	.....	.....	.....	
Number of Patients in Branch—infants.....	.....	.....	.....	.....	.....	.....	
Aggregate No. days of Patients in Hospital—adults.....	380	373	375	347	95	1570	
Aggregate No. of days Patients in Hospital—infants.....	20	14	21	23	10	88	
Total expenditures for month.....						\$970	73
Net expenditures for the month.....						970	73
Aggregate number of days subsistence furnished.....						2168	
Average expense per capita per diem.....						44.7	

W. H. DAVIS, Superintendent.

#### REPORTS, ETC., FROM OFFICIAL BOARDS.

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

Deaths registered during the two weeks ending Sunday, June 30, 1878:

Under 1 year.....	20
1 to 2 years.....	1
2 to 3 ".....	1
3 to 4 ".....	0
4 to 5 ".....	2
5 to 10 ".....	1
10 to 20 ".....	2
20 to 30 ".....	5
30 to 40 ".....	0
40 to 50 ".....	4
50 to 60 ".....	2
60 to 70 ".....	2
70 to 80 ".....	2
80 to 90 ".....	0
90 " 100 ".....	0
Above 100 ".....	0
Unknown.....	1
Total.....	43

HENRY JAMESON, M. D., President.  
JOSEPH W. MARSEE, M. D.  
WILLIAM WANDS, M. D., Secretary.

The Police Board, through Councilman Brown, submitted the following report and inventory; which were duly received:

Indianapolis, July 1, 1878.

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

*Gentlemen*:—We herewith report an inventory of articles on hand at Sixth Street and Central Station Houses.

Respectfully submitted,

W. D. WILES,  
M. L. BROWN,  
T. J. MORSE,  
Board of Police.

### INVENTORY OF CENTRAL STATION HOUSE.

#### CHIEF'S OFFICE.

1 desk (damaged).	1 fire-alarm card (framed).
3 tables.	3 common chairs.
1 spring lounge (Brussels top).	6 dining-room chairs.
1 scrap book.	6 picture frames (Rogue's Gallery).
1 book—Record of Information.	1 book—Record of Warrants.
1 book—Record of Stolen Property.	2 city directories.
1 clock.	5 window curtains and fixtures.
1 map, United States.	1 spittoon.
1 map, City of Indianapolis.	1 waste basket.
1 book—Police Board.	1 stove.
$\frac{1}{2}$ ream letter-heads and paper.	2 carpets.
100 envelopes.	1 mucilage stand.
1 box of pens.	1 inkstand.
1 bottle of ink.	3 pen holders.
1 looking glass.	1 lot of certificates of appointment.

#### RECEPTION ROOM.

1 table.	4 pictures.
3 common chairs.	2 window curtains.
1 fire-alarm card (framed).	1 Brussels carpet (old).

#### ROLL-CALL ROOM.

1 stove.	1 letter rack.
1 inkstand.	2 roll-call time-books.
1 map of United States.	1 walnut bracket.
2 window curtains and fixtures.	1 wooden bench.
19 dining-room chairs.	1 spanner.
1 plain desk.	1 wardrobe, with 12 apartments.
1 box—Dead Animal Man.	1 pay-roll book.

#### PRISON OFFICE.

1 large walnut desk.	1 large chair.
1 small table.	2 dining-room chairs.
1 washstand.	1 window curtain.
1 desk (with pigeon-holes).	1 book—Prisoners' Effects.
2 books—Register of Prisoners.	1 large iron safe.

#### KITCHEN.

2 cups, china.	5 pie pans.
4 saucers, china.	1 glass pepper bottle.
5 plates, china.	1 dish pan.
4 spoons.	4 tin cups.
6 forks.	1 broom.
3 knives.	1 table.

2 coffee pots.	1 sideboard.
1 coffee mill.	1 cooking range.
1 coffee box.	1 copper heater.
1 pepper box.	3 coal buckets.
1 large coffee boiler (brass).	1 bread box.
30 small grub pans.	1 pair scales.
1 large grub pan.	$\frac{1}{2}$ box German soap.
2 iron pots.	$\frac{1}{3}$ barrel salt.
2 frying pans.	$\frac{1}{3}$ barrel coffee.
1 large iron boiler.	20 bushels of potatoes.
1 bread pan.	1 tin water bucket.

## OFFICERS' POSSESSION.

79 badges.	65 fire keys.
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## STATION HOUSE, GENERAL.

8 mattresses.	1 fire gauge.
58 blankets.	1 ice cooler.

The Board of Public Improvements, through President McKay, submitted the following report; which was duly considered and concurred in by clauses :

To the Mayor and Common Council.

*Gentlemen*.:—The Board of Public Improvements, to whom were referred sundry papers, would report as follows thereon :

1st. Is a motion directing the Street Commissioner to fill the chuck-holes in Blake street, between Washington and New York streets.

On examination of this street we find it in need of repair, and it being close to the gravel bed we think one team will be able to put ten yards of gravel on the street in one day. We therefore recommend that it be repaired, at a cost not to exceed ten (10) dollars.

2d. Is a motion directing the Street Commissioner to fill the chuck-holes in Michigan street, between California and Blackford streets.

We recommend this work be done, at a cost not to exceed ten (10) dollars.

3d. Is a motion instructing the Street Commissioner to clean Maryland street and gutters, and fill chuck-holes in said street, from Tennessee street to California street.

We find that this part of Maryland street has not been cleaned for more than a year and is needing repair. The street is used a great deal, and we would recommend that it be cleaned, and not to exceed ten loads of gravel to the square be put on that part of said street.

4th. Is a motion instructing the Street Commissioner to spend twenty dollars per square in repairing Mississippi street, from New York street to North street.

After careful examination we are of the opinion that the three squares indicated should be repaired, believing that it would be a proper expenditure of money at present, as the street has a pretty good foundation and a little attention would put it in good shape. We would, therefore, recommend that the three squares be repaired, at a cost not to exceed fifty dollars.

5th. Is a motion directing the Street Commissioner to clean the gutters, and fill the chuck-holes with gravel, in Fort Wayne avenue, between New Jersey street and the intersection of Christian avenue.

There were several bad chuck-holes in this street, to which the attention of the Street Commissioner had been called, and, recognizing the necessity of prompt action, he had them filled. The gutters are in a bad condition, not having been cleaned for a long time. We would recommend that they be cleaned.

6th. Is a proposition of J. N. Boutwell to place the names of streets upon the public lamps at street intersections.

We are of the opinion that the material proposed to be used will not be of sufficient durability to warrant the outlay; therefore would recommend the proposition be not accepted.

Respectfully submitted,

M. H. MCKAY,  
JOHN L. MARSEE,  
HENRY COBURN,

July 1, 1878.

Board of Public Improvements.

REPORTS, ETC., FROM COMMITTEES.

The Committee on Benevolence and Hospitals, through Councilman Walker, submitted the following report; which was concurred in:

*Indianapolis, July 1, 1878.*

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

*Gentlemen:*—Your Committee on Benevolence and Hospitals would recommend that William B. Fletcher, M. D., be continued as Superintendent of the City Dispensary for the ensuing year, and that two thousand dollars be appropriated out of the city treasury for defraying the expenses of said Dispensary, and that said amount be paid in monthly installments, payable to the Superintendent of the City Dispensary. We would further recommend that said Superintendent be required to make monthly reports to the Common Council, showing the number of visits made and such other information as he may be able to furnish; also, to report expenditures for each month, and to keep and file away vouchers for supplies furnished said Dispensary.

ISAAC C. WALKER,  
J. B. DILL,

The same committee presented the following reports; which were duly received:

*Report of the City Dispensary for June, 1878.*

Number of visits made in District "North" .....	52
Number of visits made in District "South" .....	80
Number of Patients treated at Dispensary .....	358
Number of surgical cases .....	66
Number of teeth extracted .....	14
Number of vaccinations .....	7
Number of Prescriptions filled .....	617

NATIVITY OF PATIENTS:

United States .....	227	Denmark .....	1
Ireland .....	77	Scotland .....	1
Germany .....	7	Italy .....	1
England .....	5	Of these, 18 were colored.	
France .....	2		

CONDENSED REPORT:

Number of visits made North .....	52
Number of visits made South .....	80
Number of Patients treated at Dispensary .....	358
Number of prescriptions filled .....	617
Number of surgical cases .....	66
Number of teeth extracted .....	14

Number of vaccinations .....	7
Number of births .....	5
Number of deaths .....	1

## DISBURSEMENTS.

May 9, 1878—Applied to drug account .....	\$ 25 00
T. A. Wagner .....	60 00
A. O. Lawrence .....	60 00
Otto Mueller .....	80 00
Lorenz Schmidt .....	100 00
Chas. Stepp (Janitor work) .....	8 00
Total disbursements .....	\$333 00

Respectfully submitted,

OTTO E. MUELLER, Ph. G.

*Indianapolis, July 1, 1878.*

The Judiciary Committee and City Attorney, through Councilman McKay, submitted the following reports; which were severally duly considered and concurred in:

*Indianapolis, July 1, 1878.*

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

*Gentlemen:*—Your Committee on Judiciary, together with the City Attorney, to whom was referred sundry papers and petitions, make thereon the following report:

*First.* Is a petition of Anna M. Mather and others, asking to have refunded six dollars and eighty-two cents (\$6.82), erroneously collected as delinquent tax on lot 15, square 12.

We find attached to the petition a copy of the City Treasurer's receipt, for the tax on lot 15, square 12, amounting to \$20.54, collected as current tax for the year 1877. We also find that the current tax was only \$13.72, and that the delinquent tax on the lot first above was \$6.82, showing beyond question that it had been charged erroneously against the petitioners. We recommend that the prayer of the petitioners be granted.

*Second.* Is a petition of Anna M. Winter, asking that the sum of \$28, which was collected from her by the City Treasurer, for tax on lot one, Scanlan & Carlton's Addition, for the year 1876, be refunded.

As she was not responsible for said tax for that year, also that the tax had already been paid by Mr. Lieber, on Treasurer's assessments on said lot, we find the statement of the petitioner to be true, and the case is clearly one of double assessment and collection, and we recommend that the prayer of the petitioner be granted.

*Third.* Is a petition of Michael A. Toohey to have set aside a sale of property made under precept for street improvement on January 2d, 1875. The petitioner claims that the property was not properly described, and that the deed from the city does not convey a good title to the property that was held for the improvement.

This being a case that will need the attention of the Civil Engineer and City Clerk, we recommend that the petition be referred to them for report at the next regular session of the Council.

*Fourth.* Is a petition of John Jordan, asking to have refunded the sum of \$10.08, collected as tax on the improvements on lot 7, square 29.

There being no improvement on said lot, and the charge evidently being an erroneous one, we recommend that the prayer of the petitioner be granted.

*Fifth.* Is a petition of J. M. W. Langsdale to have refunded \$7.09, with interest at six per cent. per annum from February 11th, 1865, to date—that amount having been paid at that date on erroneous tax sale.

It appears that Mr. Langsdale bought lot No. 403, in out-lot 97, at that sale, said lot being sold in the name of Meni Devin. It is also a fact that David L. Peltier owned lot No. 403, in out-lot 98, at the time above mentioned. He had paid the tax on his lot for the years 1863 and 1864, and attaches a copy of the Treasurer's receipts therefor to the petition. We find that lot No. 403, in out-lot 97, and lot 403, in out-lot 98, to be the same, and that this is evidently a case of double assessment. It also appears on the petition that J. M. W. Langsdale has assigned his interest in said lot to David L. Peltier.

We, therefore, recommend that the money be refunded to said David L. Peltier.

*Sixth.* Is a petition of the Trustees of the M. E. Church on Central avenue to have refunded money paid as taxes on church property, to the amount of \$30.83, for the years 1870, 1871, 1872, 1873, 1874, 1875, and 1876.

We find that, by statutory act, this property is exempt from taxation. We, therefore, recommend that the money be refunded.

*Seventh.* Is a claim of Thomas C. Bowler and wife against the City of Indianapolis for \$138, for constructing twenty-three cubic yards of stone wall at \$6 per yard, for the purpose of protecting their property against damage by the overflow of Pleasant Run.

After careful examination, we find the claim greatly in excess of work done. We are also of the opinion that the Run was there when the claimants purchased their property, and that they must have known that, at high water, their property would be likely to damage. We think the city is in no way responsible for said damage, and recommend that the claim be not allowed.

*Eighth.* Is a communication from the City Civil Engineer, stating that he had ordered the improvement of Michigan street stopped, in view of the fact that two hundred and twenty-two feet at the west end of the line of said improvement is private property, that part of the street never having been opened.

We would recommend that the City Civil Engineer get the written permission of Mr. Fred. Gansberg, the contractor for said proposed line of improvement, to the effect that the city shall have control of the two hundred and twenty-two feet of private property on said line of improvement, until the proper steps can be taken to open said street according to law, and bring it fully under the control of the city.

*Ninth.* Is a petition of the property holders in Brookside and Oak Hill Additions to the City of Indianapolis, to be set outside the corporate limits of said city.

After careful examination of the question involved, and recognizing the importance to the property holders of granting their request, we find no statutory provision that will permit of our doing so. We, therefore, recommend that the prayer of the petitioners be not granted.

*Tenth.* Are the petitions of Elizabeth Vanslack, Johanna Cleary, and Catharine Corbutt, to money refunded under the "Widows' Exemption Act."

In view of the resolution passed by the Common Council on May 6th, 1878—(which reads as follows: "Resolved, That in the future no more taxes be refunded under what is known as the 'Widows' Exemption Act,' and that all persons claiming such exemption be required to make such claim to the City Assessor before paying their taxes")—we recommend that the prayer of the petitioners be not granted.

*Eleventh.* We recommend that the Committee on Accounts and Claims be instructed to include the claims herein allowed in their next appropriation ordinance.

Very respectfully submitted,

M. H. MCKAY,  
JOHN L. MARSEE,  
JOHN L. F. STEEG,

Judiciary Committee.  
R. O. HAWKINS, City Attorney.

Indianapolis, July 1, 1878.

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

*Gentlemen:*—Your Committee on Judiciary and City Attorney, to whom was referred the petition of A. Louise and Bennett F. Morris, asking that the city pay them the sum of \$1,100, on account of certain lands condemned in the opening of Rohampton street; and, also, the second petition of same parties, asking or proposing to sell to the city the judgment they hold against Joseph W. Bugbee and against the property, a part of which was condemned, would report that we have examined the matter, and find that, in 1875, the necessary and proper steps were taken by the Council to open Rohampton street; the matter was referred to the City Commissioners to assess benefits and damages, which they did, and reported the same to the Council on the 3d of January, 1876; that, on the 24th of January, the matter was referred back to the Commissioners to examine a remonstrance presented by Ovid Butler against the assessment of benefits made against his property; that the Commissioners met again on the 21st day of February, 1876, and further considered the matter, and on the 13th of March reported again, confirming the former report.

The mortgage which the petitioners hold against the property was executed on the 1st of March, 1876, after all the necessary steps for the condemnation of the property had been taken, and all persons notified that the statute requires to be notified, and the city had no notice of the petitioners' mortgage.

The final resolution adopting the action of the Commissioners was not passed by the Council until the 13th of March, 1876. The damages were not paid to Mr. Bugbee until January, 1877. At this time, the abstract of title to the property showed petitioners' mortgage to be a lien, and an indemnifying bond was executed to the city; but Mr. Russell, the signer of said bond, now claims that the same is a forgery and that he never signed the same.

The legal questions involved, as to the liability of the city in this case, are not entirely free from doubt, but your committee are of the opinion that the city is not liable to the petitioners for the amount of damages already paid by her to Bugbee, and would therefore recommend that the prayer of the petitioners be not granted.

Respectfully submitted,

M. H. MCKAY,

JOHN L. F. STEEG,

JOHN L. MARSEE,

Judiciary Committee.

R. O. HAWKINS, City Attorney.

Indianapolis, June 24, 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 was referred the petition of Owen Burns, would report that we have examined the matter, and find that the street in front of Burns's property was improved, and the contractor has precepted the same and had it sold. The petitioner does not claim that he has paid all that is due, but insists that the property was sold for a larger sum than was due.

The statute requires the contractor to make affidavit of the amount due; and when that is done it becomes the duty of the Council and city officers to proceed to sell the property. If the contractor has procured the petitioner's property to be precepted for greater amount than there was due, it is a question for the petitioner and contractor to settle. And your committee are of the opinion that neither they or the Council should undertake to settle the dispute between these parties, as the courts are the only places in which they can be finally settled.

We would, therefore, recommend that the Council take no further action upon the petition.

Respectfully submitted,

R. O. HAWKINS, City Attorney.

M. H. MCKAY,

JOHN L. MARSEE,

JOHN L. F. STEEG,

Judiciary Committee.



The Committee on Markets, through Councilman Rodibaugh, submitted the following report; which was duly approved:

The Committee on Markets would report on the papers referred to them, in reference to having the gardeners, grocers, etc., separated on the market-space, that it is the opinion of said committee that the new market ordinance covers said complaints.

Respectfully,

OMER RODIBAUGH,  
GEORGE ANDERSON,  
J. M. BRUNER.

The Committee on Parks, through Councilman Tucker, submitted the following report:

To the Common Council and Board of Aldermen:

*Gentlemen* :—Your Committee on Parks, to whom was referred the motion to investigate the complaints made against the lessees of the Southern Park, would respectfully report that in our opinion the said lessees have violated their contract, by charging certain sums for the use of said park at times when no premiums were being offered and admission fees charged at the gate, thereby preventing the public from using the right, guaranteed them in the lease, of visiting said park.

Said lessees have also permitted stock to run at large, the hitching of horses to trees in the park, damaging some and destroying others.

We would also report that we regard the securities given by the said lessees as insufficient.

Respectfully submitted,

W. H. TUCKER,  
I. C. WALKER,  
T. C. READING,  
R. S. FOSTER,  
H. COBURN,  
W. H. SNIDER,

Committees on Parks of Common Council and Board of Aldermen.

July 1, 1878.

On Councilman Marsee's motion, the City Marshal and Chief of Police were instructed to attend the Southern Park on the Fourth of July, and keep its gates open for free admission of the public.

The Committee on Parks, through Councilman Tucker, submitted the following report, and accompanying official document:

To the Mayor and Common Council:

*Gentlemen* :—Your committee would respectfully report that we have obtained, from the proper State authorities, permission to open Circle Park, and use the same as a city park. An order from the State Auditor is herewith submitted.

Respectfully submitted,

W. H. TUCKER,  
I. C. WALKER,  
T. C. READING,  
Committee on Parks.

July 1, 1878.

STATE OF INDIANA, OFFICE OF AUDITOR OF STATE, }  
Indianapolis, June 22, 1878. }

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

*Gentlemen* :—At your request, I consent, officially, to place under the City Gov-

ernment the control and protection of the "Governor's Circle," to be used as a city park.

All orders or commissions, heretofore given, are hereby revoked.

[SEAL.]

E. HENDERSON, Auditor of State.

On motion, the foregoing report was received, and the custody and control of "Circle Park," transferred to the city by Auditor of State Henderson, was duly accepted.

The Committee on Parks, through Councilman Tucker, submitted the following report; and the recommendation, therein contained, was duly concurred in :

To the Common Council and Board of Aldermen :

*Gentlemen:*—We would most respectfully report that we have improved University Square Park, and opened the same to the public, as ordered by the Common Council and Board of Aldermen, upon recommendation of Councilmen Tucker, Walker, and Reading.

The total expense of all improvements, consisting of sixty benches, new walks, gates, and tools, such as rakes, lawn mower, etc., which had to be purchased, will not exceed \$250, all labor employed up to this date included.

Your committee would recommend, and ask that they be authorized to employ, a watchman to take care of said park, together with Circle Park, and that he be allowed \$1.50 per day during the months of April, May, June, July, August, September, and October.

Respectfully submitted,

W. H. TUCKER,  
I. C. WALKER,  
T. C. READING,  
Committee on Parks.

July 1, 1878.

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

*Indianapolis, July 1, 1878.*

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

*Gentlemen:*—Your Committee on Streets and Alleys, to whom was referred the motion of Mr. Showalter, to number the new extension to Pratt street, heretofore known as Eutaw street, would most respectfully recommend that the work be done, and that it take its usual course,

S. MORRIS,  
MARTIN MCGINTY,  
C. H. O'BRIEN,  
Committee on Streets and Alleys.

The Select Committee on removing track of the Indianapolis, Cincinnati & Lafayette Railroad from Louisiana street, submitted the following report and the appended communication; which were duly received :

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

Your special committee, to whom was referred a motion made by Alderman Stratford in the Board of Aldermen on April 2d, 1878 (see Proceedings, page 373, viz., "That the Committee on Railroads are hereby directed to confer with the management of the I., C. & L. Railroad, with a view to procuring the removal of their track from Louisiana street, so that they will enter the city on the Union

Railway track," etc.), and which motion was, on the 15th day of April, 1878, amended in the Common Council, enlarging the committee (see Proceedings, page 885), would report that we have had the same under consideration, and procured from the president and receiver of said road a statement of what would be necessary to do, and the cost, and at whose expense. He estimates the expense at \$100,000, and that the expense must be entirely borne by the city.

We submit Receiver Ingalls's communication (marked "Exhibit A") as a part of this report.

The change is one very much to be desired, and the main question to be considered is the expense.

J. CAVEN, Chairman.

A. L. WRIGHT, Secretary.

INDIANAPOLIS, CINCINNATI & LAFAYETTE R. R. Co., }  
PRESIDENT'S OFFICE, *Cincinnati*, June 4th, 1878. }

Hon. John Caven, Mayor, Indianapolis :

*Dear Sir* :—I have had our Engineer look at the feasibility of uniting our track with the Cincinnati, Hamilton & Indianapolis, and Pan-Handle, and then vacate Louisiana street. He reports that it can be done, but it would involve extensive damages for right-of-way, in order to get from our tracks to the shops of the Cincinnati and Indianapolis road, and this would require an extension of the Union tracks to that point. It would require the purchase of property at the corner of Delaware street and Pogue's Run, and the tearing down of our freight depot, and erecting it at that point.

I should give, as a rough estimate, the total cost, at one hundred thousand dollars. I do not think our Company will be so well accommodated then as now. We are willing to do anything that is reasonable, to adapt ourselves to the wants of the city. This Company is not in a condition to expend any money, and whatever expense such change and removal would necessitate would have to be borne by the city.

If you would allow me the suggestion, I think the city could erect stone viaducts over Delaware street and Virginia avenue that would accommodate the tracks as they are now, and save the public any annoyance and far less expense than the proposed change.

If your committee should desire to consider the matter further, I will be pleased to meet you at almost any time you may fix.

Yours truly,

M. E. INGALLS, Receiver.

#### MESSAGE FROM THE BOARD OF ALDERMEN.

The following message from the Board of Aldermen was read :

To the Mayor and Common Council:

*Gentlemen* :—At a regular session of the Board of Aldermen, held on June 4th, 1878, said body non-concurred in the action of your honorable body, in adopting the following resolution viz. :

"Resolved, That the office of Wood-Measurer be, and the same is hereby, abolished."

For the Board of Aldermen :

GEO. T. BREUNIG, Clerk.

And the Common Council receded from its action of June 3d [see page 77, *ante*], and agreed to the non-concurrent action of the Board of Aldermen, by the following vote :

**AYES, 14**—viz.: Councilmen Anderson, Bermann, Brown, Cummings, Dill, Layman, Marsee, Morris, Morse, McKay, Rodibaugh, Tucker, Walker, and Wright.

**NAYS, 10**—viz.: Councilmen Bruner, Maus, McGinty, O'Brien, Off, Reading, Showalter, Sindlinger, Steeg, and Wiese.

The following message was also read, and the Aldermanic action, therein set forth, was duly concurred in :

To the Mayor and Common Council :

*Gentlemen*:—At a meeting of the Common Council, held on April 15th, 1878, the following motion was adopted, viz.:

“*Moved*, That as the Street Railway Company have raised their track in the tunnel above the regular floor, thereby endangering the gas-fixtures, said company be held responsible for any and all damages done to said fixtures by their passing through the tunnel with their cars.”

On the 16th day of April, 1878, the above motion was transmitted to the Board of Aldermen, and by said body referred to the Board of Public Improvements.

On the 21st day of May, 1878, the Board of Public Improvements submitted a report, recommending that the motion be amended; and on the 4th day of June, 1878, the Board of Aldermen adopted the following motion, as an amendment to the motion adopted by your honorable body, viz.:

*Moved*, That the Citizens' Street Railway Company be, and they are hereby, held responsible for any and all damages that may be done to the Illinois street tunnel, by reason of the passage of their cars through the same.

Which matter I herewith submit, for your further consideration.

For the Board of Aldermen :

GEO. T. BREUNIG, Clerk.

The following message was also read, and the request therein preferred was duly consented to :

To the Mayor and Common Council :

*Gentlemen*:—At a regular session of the Board of Aldermen, held Tuesday evening, June 4th, 1878, the following motion was adopted, which I herewith submit for your action upon the same, viz.:

*Moved*, That property owners throughout the city be required to cut out and destroy all burdock, sourdock, thistles, and all other noxious weeds and grasses, from or along either side of any sidewalk, or from any lot or parcel of ground within the city limits; and that the Common Council be requested to cause to be prepared an ordinance with these provisions, which ordinance should be sufficient notice, and provide penalties for violations in that behalf.

For the Board of Aldermen :

GEO. T. BREUNIG, Clerk.

The following message was also read :

To the Mayor and Common Council :

*Gentlemen*:—The Board of Aldermen, at its regular session, held on June 18th, 1878, non-concurred in the first clause of the report of the Council Committee on Finance, adopted by your honorable body on June 17th, 1878. The clause referred to reads as follows, viz.:

“Upon the petition of one John Petry, praying for the refunding of taxes paid by him in behalf of another person with similar name, your Committee on Finance would report:

"That the petitioner is alone at fault in making the erroneous payment; that the property owned by John Petry, the petitioner, and by John Pettrie, for whom the petitioner paid, consists only of personalty; and that the city, if she refund the erroneous payment, would be unable to collect from the other person. The only just way to settle this error lies between the individuals interested. We, therefore, recommend that the prayer of the petitioner be not granted."

For the Board of Aldermen :

GEO. T. BREUNIG, Clerk.

On Councilman Walker's motion, the Common Council determined to adhere to its action of June 17th [see page 110, *ante*].

The following message was also read :

To the Mayor and Common Council :

*Gentlemen:* At a regular session of the Board of Aldermen, held on June 18th, 1878, Special Ordinance 12, 1878, entitled "An Ordinance to provide for grading and graveling Railroad street and sidewalks, from Ohio street to St. Clair street," passed by your honorable body on April 22d, 1878, was taken up on its second reading, and amended, by striking out the word "St. Clair," and inserting, in lieu thereof, the word "North," thus providing for the grading and graveling of said Railroad street and sidewalks, from Ohio street to North street.

I herewith submit the ordinance, as amended, for your action upon the same.

For the Board of Aldermen :

GEO. T. BREUNIG, Clerk.

And the Common Council concurred in the Aldermanic amendment, by the following vote :

AYES, 22—viz.: Councilman Anderson, Brown, Bruner, Cummings, Dill, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, O'Brien, Off, Reading, Rodibaugh, Showalter, Sindlinger, Tucker, Walker, Wiese, and Wright.

NAYS, 2—viz.: Councilmen Bermann and Steeg.

The following message was also read :

Indianapolis, July 1, 1878.

To the Mayor and Common Council :

*Gentlemen:*—I herewith submit for your action S. O. 30, 1878, entitled "An Ordinance granting the Board of State House Commissioners the right to build and construct a Sewer in, along, and upon W. Market street, from the State House grounds to, and connecting with, the Missouri street sewer," as amended by the Board of Aldermen at their meeting held this date.

For the Board of Aldermen :

GEO. T. BREUNIG, Clerk.

The amended ordinance was then read, for information, and the Common Council concurred in the amendments made, by the following vote :

AYES, 24—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, O'Brien, Off, Reading, Rodibaugh, Showalter, Sindlinger, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS—None.

Councilmen Brown and Dill were granted leave of absence for the balance of this session.

#### INTRODUCTION OF ORDINANCES.

On roll-call had, the following entitled ordinances were introduced, and severally read the first time :

The Fire Board, through Councilman Layman, introduced—

Ap. O. 40, 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 Walker, introduced—

Ap. O. 41, 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 Police Board, through Councilman Morse, introduced—

Ap. O. 42, 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—

Ap. O. 43, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis.

The Committee on Benevolence and Hospitals, through Councilman Walker, introduced—

Ap. O. 44, 1878—An Ordinance appropriating money on account of the City Dispensary, for the months of May and June, 1878.

The Committee on Printing, through Councilman Wright, introduced—

Ap. O. 45, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Advertising, and Stationery.

Councilman McKay introduced—

G. O. 29, 1878—An Ordinance granting the Board of State House Commissioners the right to build and construct a Railroad Switch in and upon certain streets and alleys of the City of Indianapolis.

Councilman Tucker introduced—

G. O. 30, 1878—An Ordinance to provide for the establishment of Dog-Pounds in the City of Indianapolis, and to regulate the Arresting, Taking up, and Impoundage of Dogs.

Councilman Bruner introduced—

S. O. 33, 1878—An Ordinance to provide for the erection of lamp-posts, lamps, and fixtures (complete to burn gas, except the service-pipes), on John street, between Peru avenue and Hanna street.

With above entitled ordinance the following petition was presented; which was duly received :

*Indianapolis*, July 1, 1878.

To the Mayor and Common Council of Indianapolis:

*Gentlemen* :—The undersigned, owners of the real estate fronting on John street, between Peru avenue and Hanna street, respectfully petition for the passage of an ordinance providing for the lighting of said street with gas, between the points above named.

And your petitioners will ever pray, etc.,

E. B. Jones, 72 feet; Robt. H. Gustin, 36 feet; Levi P. Leas, 36 feet; Michael White, 36 feet; James Holmes, 36 feet; Daniel Ward, 36 feet; Datus E. Myers, 36 feet; John C. Barnhill, per D. E. M., agent, 36 feet; John Greilich, 36 feet; Jacob K. Pfeleger, 36 feet; Chs. Grab, 36 feet; Michael Ryan, 36 feet; Fredr. Ruskaup, 36 feet; Pat Carr, 36 feet; E. N. Marble, 32 feet; Louise M. Hanna, M. S. Fritchie, William Pendergrist, 36 feet; Joseph Riegger, T. D. Amos, J. Burnside, 36 1-2 feet; Zoltique Pariseau, 85 feet.

Councilman Morris introduced—

S. O. 34, 1878—An Ordinance to provide for improving Lawrence street, from Beech street to Rural street, by grading and graveling the roadway thereof.

S. O. 35, 1878—An Ordinance to provide for improving Valley Drive, from Hill avenue to Beech street, by grading and graveling the roadway thereof.

S. O. 36, 1878—An Ordinance to provide for improving Beech street, from Valley Drive to Lawrence street, by grading and graveling the roadway thereof.

With above entitled ordinances, the following petition was presented; which was duly received :

*Indianapolis*, July 1, 1878.

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

*Gentlemen* :—The undersigned, owner of the real estate fronting on Valley Drive, Beech, and Lawrence streets, between Hill avenue and Rural street, respectfully petition for the passage of an ordinance providing for the grading and graveling of Valley Drive, from Hill avenue to the intersection of Beech street; also, the grading and graveling of Beech street to Lawrence street; also, the grading and graveling of Lawrence street, from Beech street to Rural street.

And your petitioner will ever pray, etc.

INGRAM FLETCHER.

PENDING ORDINANCES—PROCEEDINGS HAD THEREON.

This being the regular appropriation night, Appropriation Ordinances

40, 41, 42, 43, 44, and 45 were severally read second time, and ordered to be engrossed.

On Councilman McKay's motion, the rules were suspended, for the purpose of now reading General Ordinance 29, 1878, the second and third times, and placing same on its passage, by the following vote :

**AYES**, 19—viz.: Councilmen Anderson, Bermann, Bruner, Cummings, Layman, Marsee, Maus, Morris, McGinty, McKay, Off, Reading, Rodibaugh, Sindlinger, Steeg, Tucker, Walker, Wiese, and Wright.

**NAYS**, 3—viz.: Councilmen Morse, O'Brien, and Showalter.

Aforesaid ordinance was then read the second time, and ordered to be engrossed.

Councilman Tucker moved that the rules be suspended in behalf of General Ordinance 30, 1878; which motion failed of adoption for want of a two-third vote, viz. :

**AYES**, 13—viz.: Councilmen Anderson, Bermann, Bruner, Layman, Marsee, Maus, Morris, McGinty, McKay, Off, Tucker, Walker, and Wright.

**NAYS**, 9—viz.: Councilmen Cummings, Morse, O'Brien, Reading, Rodibaugh, Showalter, Sindlinger, Steeg, and Wiese.

Councilman Maus called up the following entitled ordinance; and it was read the second time, viz. :

S. O. 27, 1878—An Ordinance to provide for the erection of lamp-posts, lamps, and fixtures (complete to burn gas, except the service-pipes), on Agnes street, between New York and North streets.

An "aye and nay" vote was demanded on the order for engrossment; and such order was made by the following vote :

**AYES**, 12—viz.: Councilmen Bruner, Marsee, Maus, Morris, Morse, McGinty, O'Brien, Off, Reading, Sindlinger, Steeg, and Wiese.

**NAYS**, 10—viz.: Councilmen Anderson, Bermann, Cummings, Layman, McKay, Rodibaugh, Showalter, Tucker, Walker, and Wright.

Councilman Layman moved that all final action upon gas ordinances be postponed until the Committees on Gas-Light should report as to their success in inducing the Indianapolis Gas-Light and Coke Company to reduce the expense of public gas.

Councilman Maus moved that preceding motion be laid on the table; upon which, an "aye and nay" vote was taken, resulting as follows :

**AYES**, 11—viz.: Councilmen Anderson, Bermann, Bruner, Maus, Morse, McGinty, O'Brien, Off, Reading, Sindlinger, and Steeg.

**NAYS**, 11—viz.: Councilmen Cummings, Layman, Marsee, Morris, McKay, Rodibaugh, Showalter, Tucker, Walker, Wiese, and Wright.



The above being a tie vote, the City Clerk called for an expression from His Honor, the President; who gave an affirmative vote, and thereupon Councilman Layman's motion was not laid on the table.

Said motion was then adopted by a *viva voce* vote.

Councilman McGinty then called up Special Ordinance 28, 1878, and it was read the second time, and ordered to be engrossed.

The following ordinance was then read the third time :

Ap. O. 40, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$903.75.]

And was passed by the following vote :

AYES, 22—viz.: Councilmen Anderson, Bermann, Bruner, Cummings, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, O'Brien, Off, Reading, Rodibaugh, Showalter, Sindlinger, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS—None.

The following ordinance was also read the third time :

Ap. O. 41, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch. [Amount appropriated, \$970.73.]

And was passed by the following vote :

AYES, 22—viz.: Councilmen Anderson, Bermann, Bruner, Cummings, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, O'Brien, Off, Reading, Rodibaugh, Showalter, Sindlinger, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS—None.

The following ordinance was also read the third time :

Ap. O. 42, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station-Houses. [Amount appropriated, \$268.36.]

And was passed by the following vote :

AYES, 22—viz.: Councilmen Anderson, Bermann, Bruner, Cummings, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, O'Brien, Off, Reading, Rodibaugh, Showalter, Sindlinger, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS—None.

The following ordinance was also read the third time :

Ap. O. 43, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$15,228.86.]

And was passed by the following vote :

AYES, 22—viz.: Councilmen Anderson, Bermann, Bruner, Cummings, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, O'Brien, Off, Reading, Rodibaugh, Showalter, Sindlinger, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS—None.

The following ordinance was then read the third time :

Ap. O. 44, 1878—An Ordinance appropriating money on account of the City Dispensary, for the months of May and June, 1878. [Amount appropriated, \$333 33.]

And was passed by the following vote :

AYES, 22—viz.: Councilmen Anderson, Bermann, Bruner, Cummings, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, O'Brien, Off, Reading, Rodibaugh, Showalter, Sindlinger, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS—None.

The following ordinance was also read the third time :

Ap. O. 45, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Advertising, and Stationery. [Amount appropriated, \$685.25.]

And was passed by the following vote :

AYES, 22—viz.: Councilmen Anderson, Bermann, Bruner, Cummings, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, O'Brien, Off, Reading, Rodibaugh, Showalter, Sindlinger, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS—None.

The following ordinance was also read the third time :

G. O. 29, 1878—An Ordinance granting the Board of State House Commissioners the right to build and construct a Railroad Switch in and upon certain streets and alleys of the City of Indianapolis.

And was passed by the following vote :

AYES, 22—viz.: Councilmen Anderson, Bermann, Bruner, Cummings, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, O'Brien, Off, Reading, Rodibaugh, Showalter, Sindlinger, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS—None.

The following ordinance was also read the third time :

S. O. 28, 1876—An Ordinance to provide for grading and graveling the first alley south of South street, between Missouri and Mississippi streets.

And was passed by the following vote :

AYES, 22—viz.: Councilmen Anderson, Bermann, Bruner, Cummings, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, O'Brien, Off, Reading, Rodibaugh, Showalter, Sindlinger, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS—None.

## INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Bermann offered the following motions; which were severally referred to the Board of Public Improvements:

*Moved*, That the Street Commissioner be directed to clean the gutters of Merrill street, between Delaware and East streets.

*Moved*, That the Street Commissioner be directed to clean Alabama street, between Merrill and McCarty streets.

*Moved*, That the Street Commissioner be directed to clean the gutters of New Jersey street, between Merrill and McCarty streets.

*Moved*, That the Street Commissioner be directed to finish cleaning Madison avenue.

Councilman Cummings offered the following motion; which was duly adopted:

*Moved*, That the I. C. & L. R. R. Company be ordered to plank their crossing at North street.

Also, the following motion; which was referred to the Committee on Sewers:

*Moved*, That the Street Commissioner be ordered to put grates at the mouth of the catch basins on Illinois street, at North street, as children are liable to be drawn in the same in case of high water.

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

*Moved*, That the Street Commissioner be instructed to take up and re-lay the bowlders of the gutter in front of Nos. 353, 355, and 357 N. Illinois street, in order to allow the water to run off.

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

*Moved*, That the City Clerk and Treasurer be instructed to keep separate accounts of all moneys and expenses paid, pertaining to the Gregg-will case.

*Moved*, That the Board of Public Improvements be hereby instructed to examine the approaches to the Michigan street bridge across White river, and report what amount of expense will be necessary to make the same in a safe condition. It is now reported that the approaches to this bridge are in a dangerous condition, and the city may possibly have suits to defend from this cause.

Councilman Marsee offered the following motion; which was duly adopted:

*Moved*, That the matter of the lease of the Southern Park be referred to the Judiciary Committees of this body and the Board of Aldermen, together with City Attorney, with instructions to report as to the right of the city to declare the same forfeited.

Councilman McGinty offered the following motion ; which was duly adopted :

*Moved*, That the Sanitary Policeman be directed to pay a friendly visit to the first alley east of Tennessee street, between McCarty and Ray streets, and find out who is depositing ashes and garbage in said alley, and bring the guilty parties to justice.

Councilman McKay offered the following motion ; which was duly adopted :

*Moved*, That the Street Commissioner be instructed to connect the two pieces of fence on the west bank of White river, near Ray street, also that the fence be extended about two hundred feet further up the river the same as the one already there.

Councilman O'Brien offered the following motion ; which was duly adopted :

*Moved*, That the Fertilizing Company be required to haul the offal from Kingan & Co.'s pork house between the hours of 11 o'clock P. M. and 4 o'clock A. M., unless carted away in close iron tanks.

Councilman Off presented the following remonstrance ; which was received :

*Indianapolis, July 1, 1878.*

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

*Gentlemen* :—The undersigned, owners of the real estate fronting on Railroad street, respectfully remonstrate against the passage of an ordinance providing for the grading and graveling Railroad street and sidewalks, from Ohio street to North street, for the reason that said Railroad street and sidewalks should be improved from Market street to St. Clair street. We desire the entire street improved, and not a portion, and are willing to pay for the street, if improved between Market and St. Clair streets.

And your petitioners will ever pray, etc.,

John Welsh, 35 feet; Jeff. Springsteen, 40 feet; Charles Niveroze, 40 feet; Carl Fischer, 40 feet; F. Dold, 40 feet; M. Staebler, 40 feet; John Schier, 162 feet; Mary Wonderly, 35 feet; S. Staub, 35 feet; John Davidson, 105 feet; W. H. Vincent, 35 feet; Charles Macey, 35 feet; C. W. Herman, 35 feet; William Aufderheide, 70 feet; Patrick Jennings, 35 feet; Kaspar Karn, 35 feet; Eliza M. Stelzel, 40 feet; George Schillmeyer, 40 feet; Herman Woesterfelt, 40 feet; F. M. Fratag, 40 feet; Louise Many, 40 feet; Anthony Prange, 35 feet; R. Tousey & Co., agents, 35 feet; J. V. McKernan, agt., 40 feet; Fred. Schildemeier, 40 feet; Bøb. Jerusalem, 20 feet; H. K. Marz, 80 feet; Magdaline Kohles, 40 feet; Thos. P. Miller, 20 feet; Wm. Keehloor, 35 feet; Valen. Schlathauer, 35 feet; John Moran, 35 feet; Christ Wisbmeyer, 385 feet; Wm. Henry, 28 feet; Edward Meehan, 40 feet; Gottlieb F. Blaich, 40 feet; Karl Stuke, 40 feet; Thos. M. Dickson, 35 feet; H. W. Hartwig, 70 feet; J. W. Adams, 35 feet; Conrad Heiser, 35 feet; Camille Many, 40 feet.

Councilman Reading offered the following motion; which was duly adopted:

*Moved*, That the City Marshal be instructed to notify the Board of Health to report at the next meeting of this Council, if any steps have been taken to abate the nuisance of Morris & Co. Fertilizing Company, on S. Pennsylvania street, between South and Merrill streets.

Councilman Sindlinger offered the following motion; which was duly adopted:

*Moved*, That the City Marshal be directed to notify the Vandalia Company to plank the whole width of the sidewalk between their tracks, at the intersection of Kentucky avenue and Missouri street—said work to be done within ten days.

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

*Moved*, That the Street Commissioner be directed to repair the gutter on the east side of Stevens street, at the intersection of the first alley south of McCarty street.

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

*Moved*, That the Street Commissioner be directed to notify the Citizens' Street Railway Company to take up their switch at the end of Virginia avenue; and if not done at once, the Street Commissioner be directed to do the same, at the expense of said Railroad Company.

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

*Moved*, That the City Engineer be instructed to order the gas meter to be placed in Military Park, and that said park be lighted under the directions of the Committee on Parks.

*Moved*, That the Chief of the Fire Department be instructed to cut down the flag-staff in the Circle Park, also the flag-pole at the corner of Illinois and South streets.

Also, the following motion; which was referred to the Police Board:

WHEREAS, There is a great necessity for the flagmen at the several crossings in the city to be clothed with police powers, that they may be able to enforce their commands; Therefore,

*Moved*, That the Police Board be instructed to grant police powers to the several flagmen in the city; and that they be required to wear some appropriate badge, designating their authority when on duty—said badge to be purchased at their own expense.

Councilman Walker offered the following motion; which was adopted:

*Moved*, That the Street Commissioner be directed to fill the pond on Reid street, near Woodlawn avenue.

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

*Moved*, That the Street Commissioner be instructed to repair Meridian street, from New York street to North street, by substituting a sound block for a rotten one, wherever found.

Also, presented the following communication ; which, with the accompanying account, was referred to the Committee on Accounts and Claims :

To the Honorable, the Common Council of Indianapolis :

*Gentlemen* :—The undersigned respectfully represents that the amount of sand taken from lots No. 10, 11, and 12, in square 44, City of Indianapolis, and taken by Augustus Bruner, Street Commissioner, by order of your honorable body, was worth in the aggregate, the sum of one thousand dollars, as per account herewith.

Your petitioner respectfully requests that you will allow and order said account paid without delay.

Very respectfully submitted,

H. H. SHEETS.

Councilman Wiese offered the following motion ; which was adopted :

*Moved*, That Messrs. Marshall & Smith be permitted to move a house from the corner of Illinois and McCarty streets, one square east on McCarty street and two squares south on Meridian street, all to be done within six days.

Councilman Wright offered the following motion ; which was adopted :

*Moved*, That the Board of Aldermen and Common Council meet in the Council Chamber on Saturday evening, July 6th, to make estimates of expenses of the city for the current year.

#### PENDING ORDINANCES—PROCEEDINGS HAD THEREON.

Councilman Rodibaugh called up General Ordinance 21, 1878, and it was read the second time, and ordered to be engrossed.

[During the reading of preceding ordinance, the hour of eleven o'clock having struck, the Common Council determined by an unanimous *viva voce* vote, on motion by Councilman Wright, to extend its session.]

Councilman McKay called up Special Ordinances 16, 17, and 19 ; and they were each read the second time, and severally ordered to be engrossed.

Councilman McGinty called up Special Ordinance 32, 1878, and, upon his explanation, the line of the improvement was changed to read "from Church street to West street," instead of "from Tennessee street to West street" ; and then said ordinance was ordered to be engrossed, as amended.

The following ordinance was then read the third time :

G. O. 21, 1878—An Ordinance establishing certain Rules and Regulations for the Government of the Public Markets of the City of Indianapolis; prescribing Restrictions upon Sales of sundry Articles of Food in other portions of said city; and imposing Fines and Punishments for violations thereof.

And was passed by the following vote :

AYES, 20—viz.: Councilmen Anderson, Bermann, Bruner, Cummings, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, Off, Reading, Rodibaugh, Showalter, Sindlinger, Tucker, Walker, Wiese, and Wright.

NAYS—None.

The following ordinance was also read the third time :

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

And was passed by the following vote :

AYES, 20—viz.: Councilmen Anderson, Bermann, Bruner, Cummings, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, Off, Reading, Rodibaugh, Showalter, Sindlinger, Tucker, Walker, Wiese, and Wright.

NAYS—None.

The following ordinance was also read the third time :

S. O. 17, 1878—An Ordinance to provide for grading and graveling Butler street and the sidewalks thereof (where not already improved), from Central avenue to College avenue.

And was passed by the following vote :

AYES, 20—viz.: Councilmen Anderson, Bermann, Bruner, Cummings, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, Off, Reading, Rodibaugh, Showalter, Sindlinger, Tucker, Walker, Wiese, and Wright.

NAYS—None.

The following ordinance was also read the third time :

S. O. 19, 1878—An Ordinance to provide for grading and graveling the alley between Bellefontaine avenue and Ash street, from Eighth street to Ninth street.

And was passed by the following vote :

AYES, 20—viz.: Councilmen Anderson, Bermann, Bruner, Cummings, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, Off, Reading, Rodibaugh, Showalter, Sindlinger, Tucker, Walker, Wiese, and Wright.

NAYS—None.

The following ordinance was also read the third time :

S. O. 32, 1878—An Ordinance to provide for grading and graveling Wilkens street and sidewalks, from Church street to West street.

And was passed by the following vote :

AYES, 20--viz.: Councilmen Anderson, Bermann, Bruner, Cummings, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, Off, Reading, Rodibaugh, Showalter, Sindlinger, Tucker, Walker, Wiese, and Wright.

NAYS--None.

Councilman McKay presented the following communication; which, on Councilman Walker's motion, was referred to the Judiciary Committee and City Attorney, with power to act :

*Indianapolis, Ind., June 28, 1878.*

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

*Gentlemen:*—At request of Mayor Caven, we gave an opinion in a letter to him that something could be realized to the city, for the benefit of the Fire Department, if a proper effort was made. As the matter was referred to you, and you invite a proposition from us concerning this, we would say that we will make an effort to establish the rights of the city to the money supposed to be collectable for the benefit of the Fire Department, if the city will pay us an amount equal to twenty per cent. of the amount that may be received. The only outlay to the city would be for necessary expenses, which will not exceed \$50, or, if it does, we will pay the excess.

Respectfully,

FINCH & FINCH.

On motion, the Common Council then adjourned.

JOHN CAVEN, Mayor,  
President of Common Council.

Attest: BENJ. C. WRIGHT, City Clerk.