

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—SEPTEMBER 16, 1878.

The Common Council of the City of Indianapolis met in its Council Chamber, on Monday evening, September 16th, A. D. 1878, at half-past seven 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, Marsee, Morris, Morse, McGinty, McKay, O'Brien, Off, Reading, Reasner, Rodibaugh, Showalter, Steeg, Tucker, Walker, Wiese, and Wright—22.

ABSENT—Councilmen Layman, Maus, and Sindlinger—3.

The Proceedings of the Common Council, for the adjourned session, held on July 22d, 1878, having been printed, and placed on the desks of the Councilmen, said proceedings were duly approved as published.

Sealed proposals for making the below-described improvements [under the provisions of the special ordinances noted before the several descriptions], were opened and read by the City Clerk, and were then referred to the Committee on Contracts:

- S. O. 14, 1878—Grading and bowldering Georgia street, from Meridian street to Illinois street.
- S. O. 21, 1878—Grading and bowldering South street, and curbing the sidewalks thereof, from Meridian street to Pennsylvania street.
- S. O. 31, 1878—Improving McCarty street, from Delaware street to East street, by bowldering the gutters, and paving with brick and curbing with stone the sidewalks thereof.
- S. O. 43, 1878—Improving the first alley south of Vermont street, from Columbia street to West street, by grading and graveling.
- Constructing a Fire-Cistern of 2,500 barrels capacity, on Huron street or Lexington avenue.
- Building a Foot-Bridge over the I., C. & L. Railroad tracks, at the crossing of Benton street.

REPORT FROM COMMITTEE ON CONTRACTS.

The Committee on Contracts, through Councilman Brown, submitted the following report; which was concurred in, and the several contracts were awarded, as therein recommended:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Contracts, to whom was referred the proposals presented to Council on September 2d, 1878, have examined the same, and find them to be as follows, viz.:

First. For improving Lawrence street, from Beech street to Rural street, by grading and graveling the roadway thereof—

- R. P. Dunning, 29 cents per lineal foot front on each side.
- Fred. Gansberg, 23 cents per lineal foot front on each side.
- D. A. Haywood, 23 cents per lineal foot front on each side.
- Henry Clay, 23 cents per lineal foot front on each side.
- John Greene, 19 cents per lineal foot front on each side.

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

Second. For improving Valley Drive, from Hill avenue to Beech street, by grading and graveling the roadway thereof—

- R. P. Dunning, 29 cents per lineal foot front on each side.
- Henry Clay, 25 cents per lineal foot front on each side.
- D. A. Haywood, 24 cents per lineal foot front on each side.
- Fred. Gansberg, 22 cents per lineal foot front on each side.
- E. B. Elliott, 22 cents per lineal foot front on each side.
- John Greene, 17½ cents per lineal foot front on each side.

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

Third. For improving Beech street, from Valley Drive to Lawrence street, by grading and graveling the roadway thereof—

- R. P. Dunning, 29 cents per lineal foot front on each side.
- E. B. Elliott, 27 cents per lineal foot front on each side.
- Henry Clay, 24 cents per lineal foot front on each side.
- D. A. Haywood, 23 cents per lineal foot front on each side.
- Fred. Gansberg, 23 cents per lineal foot front on each side.
- John Greene, 16½ cents per lineal foot front on each side.

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

Respectfully submitted,

M. L. BROWN,
M. H. McKAY,
T. C. READING,
Committee on Contracts.

The contracts and bonds of John Greene (three in number), for doing the work described above (aggregate penalties of bonds, \$2,500; surety, Fred. Gansberg), were now submitted, and were duly approved.

COMMUNICATIONS, ETC., FROM THE MAYOR.

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

Indianapolis, September 16, 1878.

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

Gentlemen:—The amount of fines collected by me during the month of August,

1878, due the city treasury, is \$52.91; which amount I have paid the City Treasurer, and filed his duplicate receipt with the City Clerk.

Respectfully submitted,

JOHN CAVEN, Mayor.

Also, presented the following communication; and the leave of absence, therein asked for, was duly granted:

Indianapolis, September 11, 1878.

Hon. John Caven:

Dear Sir:—I believe you appointed me as a member of the Committee on Joint Rules. I am very sorry that I shall be unable to attend, as I expect to leave the city to-morrow morning, to be absent three weeks. My leaving is on account of poor health. Will you please ask the Council to excuse me for that length of time? And oblige, yours very truly,

JAMES T. LAYMAN.

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, and recommend their allowance:

A first and final estimate in behalf of Oliver T. Bowen, for painting the following iron bridges:

Archer street bridge over Pogue's Run.....	\$ 3 00
Clifford avenue bridge over Pogue's Run.....	6 00
First street bridge over Pogue's Run.....	5 00
Third street bridge over Pogue's Run.....	4 00
West street bridge over Pogue's Run.....	5 00
Total estimate.....	\$23 00

Also, a first and partial estimate in behalf of Oliver T. Bowen, for painting the following iron bridges:

New York street bridge over Canal.....	\$ 7 00
Indiana avenue bridge over Canal.....	7 00
Michigan street bridge over Mill-race.....	5 00
Noble street bridge over I., C. & L. R. R. track.....	7 00
Total	\$26 00
Less amount kept back.....	14 00
Present estimate.....	\$12 00

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

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

To the Mayor and Common Council:

Gentlemen:—I would respectfully report that the State House sewer has been

completed, and I herewith present a bill of the city's portion, between the east line of Mississippi street and the Missouri street sewer.

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

The claim of Anderson Bruner for city's portion of cost of constructing aforesaid sewer, aggregating \$433.90, less 20 per cent., \$86.00, leaving amount to be now allowed, \$347.90, accompanied above report; and said claim, on motion, was referred to the Committee on Sewers and the City Civil Engineer.

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:

James Mahoney vs. Trustees Grace Episcopal Church, for.....	\$19 50
James Mahoney vs. Trustees Grace Episcopal Church, for.....	19 50
James Mahoney vs. James O. Woodruff, for.....	19 50
David A. Haywood vs. Mary Seybold, for.....	31 24

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, 19—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Marsee, Morris, Morse, McGinty, McKay, Reading, Rodibaugh, Showalter, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS—None.

REPORTS, ETC., FROM OFFICIAL BOARDS.

The Fire Board, through Councilman Tucker, submitted the following report:

To His Honor, the Mayor, and Common Council:

Gentlemen:—The Fire Board, to whom was referred the ordinance re-organizing the Fire Department, have had the matter under consideration, and beg leave to make the following report:

We believe it to be impracticable, and that it would result in seriously impairing the efficiency and usefulness of the Fire Department, to permanently substitute minute-men for regular firemen, as now organized; and, in support of this theory, we refer to the following reasons:

As the Department is now organized, from the sound of the alarm the men are required to hitch the horses to the different apparatus, mount, and drive out of the various engine-houses inside of twenty-five to thirty seconds, and require, ordinarily, no longer time than thirty seconds at the hour of midnight; which time we positively assert and know to be insufficient for minute-men to be of service, unless they are always in the engine-house, at their post, ready to "jump and go."

We believe it absolutely necessary for thorough efficiency, prompt and quick action in time of fire, that four (4) men should be with each reel. Their duties are defined as follows:

One man to drive the reel and attend to the horse; two men to unreel and lay out the hose, and make the connection at the plug or engine; one man to follow up the line, disconnect the hose at the proper place, and attach the nozzle. Should it be necessary to carry the line of hose up ladders to the roofs of buildings, or up stairways (which is very frequently the case), it can not be done promptly with less than three men.

We claim that minute-men will not, nor can they, be depended upon to fill the position as above stated. Further, should the reels go out of the houses without them, and they (the minute-men) have to run several squares, they would arrive at the fire in an exhausted condition, and could not be efficient and prompt, nor work to advantage.

We, therefore, claim that the extraordinary promptness of the Fire Department in getting water on fires before getting under headway is the secret of the efficiency of the Department, and this promptness in time of fires has saved the city from very many frightful conflagrations.

In our opinion, it would be impracticable to reduce the number of regular men to each steamer to less than three, as now provided for, viz.: One man to drive and take care of the team; one engineer, and one fireman to assist the engineer, and, in his absence on account of sickness or other causes, to take charge of the engine; and for reasons already stated, we claim that minute-men can not be depended upon to perform these duties promptly, and that to substitute minute-men for regular firemen will not only impair, seriously, the efficiency of the Department, but will be practicing gross injustice toward the tax-payers of the city.

In regard to hook and ladder company and Skinner truck, we apply the same reason for not substituting minute-men.

To sum up the whole matter, we can not recommend substituting minute-men for regularly paid firemen, whose duties require them to be always at their posts, and that the companies, as now organized, constitute as small a number of men as is possible, and retain the entire efficiency and protection so necessary for safety of property in case of fire.

If, however, it is deemed necessary by the city government to further reduce the expenses for fire protection, we suggest that it be done in the following manner:

Put out of service Steamer No. Seven (7), estimated expense.....	\$ 2,500 00
Put out of service one Reel Company, estimated expense.....	3,000 00
Reduce pay of 60 firemen 25c per day for 365 days (one year).....	5,566 00
Dispense with 100 fire-hydrants, \$50 dollars each.....	5,000 00

Total estimated reduction.....\$16,066 00

R. S. FOSTER,
JAMES T. LAYMAN,
Fire Board.

I fully concur and sign the above report and suggestion, except the reducing pay of sixty firemen, believing the present pay none too much for services rendered; also, object to the putting out of service of one hose-reel company.

W. H. TUCKER.

On Councilman Walker's demand, the report was divided, so that the Fire Board's opposition to the introduction of the minute-men system into the Fire Department could be considered and acted upon separately from the retrenchment propositions at end of report.

Councilman Cummings moved that the Common Council concur with the Fire Board in their objections to the minute-men system; which motion was adopted by the following "aye and nay" vote:

AYES, 16—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Morris, McGinty, O'Brien, Reading, Reasner, Rodibaugh, Showalter, Steeg, Tucker, and Wiese.

NAYS, 6—viz.: Councilman Marsee, Morse, McKay, Off, Walker, and Wright.

On Councilman Marsee's motion, the balance of the report was then duly received.

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

Deaths registered during the two weeks ending Saturday, September 14th, 1878:

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

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

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

To the Mayor, and Common Council:

Gentlemen:—We would report as follows upon papers referred to us:

1st. Is a motion directing the Street Commissioner to fill the hole made by moving the scales from Delaware street, between McCarty and Wyoming streets. We recommend this work be done.

2d. Is a motion directing the Street Commissioner to clean the gutters and fill the chuck-holes in McCarty street, between Delaware and East streets.

There is no necessity for this work, as an ordinance for the improvement of said street has been passed; therefore, we recommend the motion be not concurred in.

3d. Is a motion directing the Street Commissioner to deposit spare street-scrappings in the low ground formerly used as a coal yard, on North street. We recommend this be done.

4th. Is a motion directing the Street Commissioner to clean the east gutter of N. West street, from North street to Seventh street.

There is no sidewalk, and the street on the east side is not improved between the points mentioned. We, therefore, recommend the work be not done.

5th. Is a motion directing the Street Commissioner to clean the gutters of Fort Wayne avenue.

We would recommend this work be done.

6th. Is a motion directing the Street Commissioner to fill the washouts and holes in Michigan street, between the mill-race and White River.

We recommend this work be done.

7th. Is a motion directing the Street Commissioner to clean the north gutters of Catherine street, and cut the weeds in same, from West street to Pogue's Run.

We recommend this work be done.

8th. Is a motion directing the Street Commissioner to clean the gutters of Missouri street, between Merrill and Ray streets, and cut the weeds in same.

We recommend this work be done.

9th. Is a motion directing the Board of Public Improvements to examine the crossings of Illinois and Washington streets, and report what, in their judgment, is necessary to place said crossings in proper condition.

We have made an examination of the place in question, and would recommend the City Civil Engineer be instructed to estimate the cost of bowldering the said intersection, confer with the Street Railway Company in regard to their portion of said bowldering, and report to the Council at its next regular meeting.

10th. Is a motion directing the Street Commissioner to fill, with gravel, the chuck-holes in West Washington street, from White River bridge to the crossing of the Belt Railroad.

We recommend this work be not done.

11th. Is a motion directing the Street Commissioner to clean the gutters and fill the chuck-holes in Maryland street, from Illinois street to Tennessee street.

We have made careful examination of this street, and are of the opinion that no money should be expended here, except on a permanent improvement. The street is worn out, and should be improved. We recommend the work be not done.

12th. Is a motion directing the Street Commissioner to repair the bridge across the gutter on the west side of Virginia avenue, between Merrill street and the first alley south of said street.

This being a private bridge, we think the city should not, at present, engage in that kind of improvement. We, therefore, recommend said motion be not concurred in.

13th. Is a motion directing the Street Commissioner to repair the sidewalk on the corner of Virginia avenue and Coburn street.

This is in front of private property, and the repairs should be made by the Water-Works Company, who should be properly notified. We recommend non-concurrence in the motion.

14th. Is a motion directing the Street Commissioner to clean the gutters of Dougherty street, between Virginia avenue and East street.

We recommend these gutters be cleaned, but only between Wright and East streets.

15th. Is a motion directing the Street Commissioner to clean the gutters of Elm and Huron streets, the weeds being forty feet high and the mud ten feet deep therein.

We have carefully examined these gutters, and find the statement made in the motion untrue; therefore, we recommend said motion be not concurred in.

16th. Is a motion directing the Street Commissioner to clean the gutters of Ohio street, between Pennsylvania and Delaware streets.

We recommend this work be done.

Respectfully submitted,

M. H. McKAY,
JOHN L. MARSEE,
Board of Public Improvements.

All the clauses in preceding report, with the exception of clauses 10 and 15, were duly concurred in.

Clause 10 was referred back to the Board of Public Improvements, with power to act.

Clause 15 was non-concurred in.

REPORTS, ETC., FROM COMMITTEES.

The (joint) Committees on Finance, through Councilman Wright, submitted the following report; which was duly approved:

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

Gentlemen:—The reports of the City Clerk and City Treasurer, showing the receipts and expenses of the city for the month of August, 1878, have been examined by the joint Committees on Finance of the City Council and Board of Aldermen, and found, by comparison with the books of their respective offices, to be correct.

A. L. WRIGHT,
S. SHOWALTER,
S. MORRIS,
G. SINDLINGER,
Finance Committee, Common Council.

J. M. RIDENOUR,
T. E. CHANDLER,
D. MUSSMANN,
Finance Committee, Board Aldermen.

The Committee on Gas-Light, through Councilman Cummings, submitted the following report; which was duly concurred in:

To the Mayor and Common Council:

Gentlemen:—In reference to the motion of Councilman McGinty, "directing the City Marshal to notify the Indianapolis Gas-Light & Coke Company to put down the pipe on West street," we would report that, in our opinion, such an order could not be made. We think, however, that this street should be lighted; and if the property owners or railroad company will make arrangements with the gas company to put down mains and erect lamps at their own expense, we can light said lamps by cutting off others that could be better spared.

Respectfully submitted,

M. M. CUMMINGS,
WM. H. TUCKER,
Committee on Gas-Light.

The (joint) Committees on Public Schools and the Board of School Commissioners, through Councilman Wiese, submitted the following reports, which were duly concurred in :

Indianapolis, September 6, 1878.

At a meeting of the Board of School Commissioners and the Committees on Public Schools from the Common Council and Board of Aldermen, Councilman W. F. Reasner was called to the chair, and Alderman D. W. Grubbs was appointed Secretary. School Commissioner C. C. Hines presented the following report; and, on motion, the same was concurred in.

Adjourned.

D. W. GRUBBS, Secretary.

To the Joint Committee of the Board of Aldermen, the Common Council, and the
Board of School Commissioners of the City of Indianapolis :

The undersigned, appointed to take into consideration and report to said committee some plan to vest the title of the land and town-lots situate in Iowa, belonging to the city under the will of Thomas D. Gregg, deceased, respectfully report that they have carefully examined the matter, and are of opinion that, owing to the age of Dr. Daniel Gregg, in whom the title is now vested in trust, and the danger of complications and litigation in case of his death, it would be better that the interest of the city in said real estate be vested in a trustee or trustees, to be appointed by the Common Council and Board of Aldermen, with substitutes; such trustees to have powers, so as to protect the title.

This will vest the undivided one-third of said real estate in the city for the uses intended, and avoid many troublesome legal questions.

The undersigned believe that, after the change of title, some means should be devised by which the real estate may be partitioned, and taxes thereby be controlled and paid, so as to avoid danger in that direction.

The undersigned believe that the real estate should not now be offered for sale, as from their information better prices will soon be offered than can now be realized.

The undersigned have received much valuable information from Wm. Sullivan, Esq., and R. O. Hawkins, Esq., and are at liberty to say that they concur in the opinions here expressed.

September 6th, 1878.

CYRUS C. HINES,
J. M. RIDENOUR,
CHRISTIAN F. WIESE.

The Select Committee on Purchase of the Three-Notch Line Gravel Road, submitted the following majority and minority reports :

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

Gentlemen :—The majority of your special committee, appointed in pursuance to the resolution of Councilman Wiese, relating to the purchase of the Three-Notch Line Gravel Road, respectfully report, that a portion of the road proposed to be purchased is in front of property not in the City of Indianapolis. We further suggest that the condition of the city treasury will not justify the proposed purchase.

Respectfully submitted,

A. L. WRIGHT,
S. MORRIS.

To the Honorable Mayor and Common Council :

Indianapolis, September 16, 1878.

Gentlemen :—Your committee, to whom was referred a motion to ascertain at what price about six-tenths of a mile of the Three-Notch Line Gravel Road could

be purchased at, would most respectfully report that we have examined that portion of road carefully, and find it in a better condition than most of our streets in the city. The entire distance from Morris street to the south side of the Belt road track is three-quarters of a mile, which the company agrees to sell for the sum of fourteen hundred dollars cash, or payable on the first day of May, 1879, with six per cent. interest. We find this to be a very reasonable offer, and would therefore recommend to buy said part of road.

Respectfully submitted,

C. F. WIESE.

On motion, the majority report was duly concurred in.

MESSAGE FROM THE BOARD OF ALDERMEN.

The following message from the Board of Aldermen was duly received :

To the Mayor and Common Council :

Gentlemen:—At the last regular session of the Board of Aldermen, held on the 3d instant, said body amended a certain motion, which had been duly adopted by your honorable body on the previous evening, by which you granted W. C. Bell & Bros. permission "to construct a plank drive-way across the sidewalk on East Michigan street, between their mill and lumber yard," by striking out the word "plank," and inserting the word "bowlder." Said motion, as amended, was then duly adopted.

For the Board of Aldermen :

GEO. T. BREUNIG, Clerk.

On motion, the Common Council refused to concur in the Aldermanic amendment, as set forth in preceding message.

NEW ORDINANCES.

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

The Committee on Finance, through Councilman Wright, introduced—

A p. O. 61, 1878—An Ordinance appropriating money for the payment of Salaries and Compensations of City Officers and Employes.

Councilman Steeg intropuced—

G. O. 46, 1878—An Ordinance to repeal sections 1, 2, 3, 11, 12, and 14 of "An Ordinance regulating the Weighing and Sale of Coal and Coke in the City of Indianapolis (ordained February 5th, 1878)."

G. O. 47, 1878—An Ordinance to repeal sections 2, 3, 4, 5, 6, and 7, of "An Ordinance preventing Frauds in the Sale of Wood, and providing for Wood-Measurers (ordained Nov. 23, 1863)"; also, to repeal an ordinance entitled "An Ordinance to compel payment of Allowances to Wood-Measurers for measuring Wood (ordained Aug. 1, 1872)."

Councilman Off introduced—

S. O. 48, 1878—An Ordinance to provide for improving Highland street, from Washington street to Miami street, by grading and graveling the street and sidewalks, and bowldering and curbing with stone the gutters thereof.

[See page 402, *ante*, for petition for above described improvement.]

Councilman Wright introduced—

S. O. 49, 1878—An Ordinance to provide for improving the alley running from Massachusetts avenue to Vermont street, between Alabama and Delaware streets, by grading and bowldering the same.

PENDING ORDINANCES—PROCEEDINGS HAD THEREON.

On Councilman Wright's motion, the rules were suspended, for the purpose of now reading Appropriation Ordinance 61, 1878, the second and third times, and placing same on its passage, by the following vote :

AYES, 21—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Marsee, Morris, Morse, McGinty, McKay, O'Brien, Off, Reading, Rodibaugh, Showalter, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS—None.

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

Ap. O. 61, 1878—An Ordinance appropriating money for the payment of Salaries and Compensations of City Officers and Employes. [Amount appropriated, \$26,198.25.]

And was passed by the following vote :

AYES, 21—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Marsee, Morris, Morse, McGinty, McKay, O'Brien, Off, Reading, Rodibaugh, Showalter, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS—None.

Councilman Steeg moved to suspend the rules, for the purpose of now taking up General Ordinances 46 and 47, 1878 (titles given above), and placing same on their passage ; which motion failed of adoption for want of a two-thirds vote, viz. :

AYES, 11—viz.: Councilmen Bermann, Brown, Bruner, McGinty, O'Brien, Off, Reading, Showalter, Steeg, Tucker, and Wiese.

NAYS, 10—viz.: Councilmen Anderson, Cummings, Dill, Marsee, Morris, Morse, McKay, Rodibaugh, Walker, and Wright.

MISCELLANEOUS BUSINESS.

Councilman Anderson presented the following remonstrance ; which, at Councilman Brown's suggestion, was referred to the Board of Health :

Indianapolis, September 7, 1878.

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

Gentlemen :—The undersigned, owners of real estate fronting on E. Ohio street, between New Jersey street and East street, respectfully remonstrate against the maintaining of an ordinance providing for the sinking, and keeping and using, privy vaults on said E. Ohio street.

We would respectfully ask and insist, that your honorable body cause to be filled and abandoned, one that is used by the occupants of a block on said street, known as the Wheatley Block. We have called on the Board of Health to have the nuisance abated. They go to see to it, and always find it covered up; so they decide it no nuisance. The stench comes when the vault is cleaned out, which is frequently. When it is emptied, the stench is so great that people living near to it are compelled to close the fronts of their houses, and flee from the stench as best they can. We, your petitioners, consider it an unpleasant and dangerous nuisance, of which we have great reason to complain.

And your petitioners will ever pray, etc.

H. B. McCune, C. Smith, Lucas Wehle, Joseph T. Elliott, J. M. W. Langsdale, Ad. Schellschmidt, James H. Seybold, Louis Stechhan, B. J. Vogt, Joseph Solomon, F. L. Ritzinger.

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 Wyoming street, between Delaware and High streets.

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

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

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

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

Moved, That when this Council adjourns, it adjourn to meet on next Monday evening, at the usual hour.

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

Moved, The Street Commissioner be instructed to clean the gutters of Linden street, from Prospect to Orange street.

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

Moved, That the Fire Board be instructed to investigate, and report to this Council if, in their opinion, it would not be to the interest of the tax-payers of the city to have work-shops located in one or more of the engine houses, for the purpose of making their own repairs by the men in the Department.

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

Moved, That the Street Commissioner be instructed to repair the brick walks in and around East Market Space ; also, fill up chuck-holes with good coarse gravel.

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

Moved, That the Police Board be asked to order the patrolmen, on their respective beats, to order, at each house, the persons living there to cut all tree branches out of the way of street lamps, or the committee will have to cut off the lighting of said lamps, and re-light other lamps that are not encumbered by such trees.

Councilman Dill offered the following motion ; which, on Councilman Brown's motion, was laid on the table :

Moved, That the Station-House fifth wheel, otherwise known as the extra policeman at the Station-House, be dispensed with, and that the Police Force be hereby reduced one member.

Also, offered the following motions ; which were severally referred to the Board of Public Improvements :

Moved, That the Street Commissioner be instructed to fill the chuck-holes in Mississippi street, from New York street to Ohio street.

Moved, That the Street Commissioner be instructed to fill the chuck-holes in New York street, between Tennessee street and canal.

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

Moved, That T. E. Townsend be granted permission to lay down a brick driveway over the sidewalk on the southwest side of Virginia avenue, between Delaware and Alabama streets, at his own expense ; and the City Civil Engineer is hereby instructed to set the proper grade stakes.

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

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

Gentlemen :—The undersigned, The Sewing-Machine Cabinet Company, represent to you the following facts :

That they are the owners in fee of the real estate situate at the junction of Columbia avenue and Malotte avenue, in the City of Indianapolis ; and they are also the owners of lots numbered 113, 114, 115, and 116, in Fletcher's Third Addition to said city.

They further represent that, upon the first mentioned real estate their buildings are situate, and which buildings are known as the Sewing-Machine Cabinet Company's factory ; that upon said lots numbered 113, 114, 115, and 116, they have also erected a large saw-mill, and that the same is now in operation and running daily. That the first mentioned real estate, upon which is situate the company's main buildings, is separated from said lots hereinbefore mentioned by a small alley, running from Hill avenue, on the north, to the railroad track of the Cleveland, Col-

umbus, Cincinnati & Indianapolis Railway, on the south; that said alley does not cross said railroad tracks, and is of no use or benefit to the public south of the alley bounding said lots on the north, as will more fully appear by a plat of the said company's real estate, filed herewith, and made a part hereof. That the said alley, which separates the real estate upon which the company's main buildings are situate, and the said lots upon which the said saw-mill is situate, is of great inconvenience and a nuisance to your petitioners, by reason of such separation.

[SEE PLAT, IN ORIGINAL COPY.]

The said Sewing-Machine Cabinet Company most respectfully petition your honorable body to vacate so much of the alley (marked "B, B,") lying between their main grounds and buildings and their hereinbefore mentioned lots, numbered 113, 114, 115, and 116, and no more, and to grant your petitioners the right to enclose the same, for the purpose of connecting and joining their said main buildings and grounds with their said four lots and saw-mill, for their own convenience and necessity. That the rights of no other parties will be interfered with or in any way impaired. That the said alley will, after so much of the same shall be closed up as will be required to join and connect the said lots and saw-mill with the company's main buildings and grounds, have an opening and outlet at its south terminus, by the intersection with another alley lying on the north of the company's said four lots, as shown in the plat filed herewith, which said alley is marked "C, C."

All of which your petitioners will ever pray, etc.

And your petitioners further pray that your honorable body will vacate the said four lots numbered 113, 114, 115, and 116, and declare the same vacated; and, that you will declare the company's main grounds and the said four lots one body and parcel of real estate.

All of which your petitioners will ever pray.

THE SEWING MACHINE CABINET COMPANY,
T. H. B. SIMMONS, Agent.

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

Moved, That the City Marshal be directed to notify the I., C. & L. Railroad Company to plank its tracks at the crossing of Market street.

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

Moved, That the Street Commissioner be directed to take up the wooden culvert on West street, below McCarty street, and fill up the space with dirt and cinders. The plank is rotten and dangerous to the public. Also to clean the gutters of West street from Shearer to Catherine streets, and cut the weeds.

Also, offered the following resolution; which the Chair declared to be out of order:

WHEREAS, A certain member of the late Council had changed the voting place in the 25th Ward, before the May election, in my absence,

Resolved, That the voting place in the 25th Ward be amended, by striking out the place designated, "at the corner of Maple and Wilkins streets," and inserting the "corner of McCarty and Tennessee streets," as the voting place in the 25th Ward, known as Maloney corner.

Councilman McKay offered the following motion; which, at Councilman Wright's suggestion, was referred to the Judiciary Committee and the City Attorney:

Moved, That the Common Council and Board of Aldermen, in view of further economy in the city government, recommend that all its officers be paid by salary, and that no fees or per cent. be allowed any officer of said city.

Councilman O'Brien presented the following petition; and the prayer of said petitioner was, on motion, duly granted:

Indianapolis, September 9, 1878.

To the Common Council of Indianapolis, Ind.:

Gentlemen:—We, the undersigned, respectfully ask your honorable body to grant us permission to grade and gravel, at our own expense, (140) one hundred and forty feet, running north from Georgia street, on Helen street, or from the point where Kingan & Co. stopped grading and graveling to Georgia street.

KINGAN & CO.,
Per R. S. SINCLAIR.

Also, offered the following motion:

Moved, That the Street Commissioner be directed by this body, without reference to the Board of Public Improvements, to clean the street and gutters, and fill the chuck-holes, of Maryland street, from Illinois to Tennessee street.

The "ayes and nays" were demanded on the preceding motion, and it failed of adoption by the following vote:

AYES, 9—viz.: Councilmen Bermann, Bruner, McGinty, O'Brien, Off, Reasner, Steeg, Tucker, and Wiese.

NAYS, 13—viz.: Councilmen Anderson, Brown, Cummings, Dill, Marsee, Morris, Morse, McKay, Reading, Rodibaugh, Showalter, Walker, and Wright.

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

Moved, That Robert George be granted the privilege of paving with brick the walk in front of his place of business, at the corner of Third street and the I. C. & L. Railroad, to be done according to stakes set by the City Civil Engineer—the same to be done at said George's expense.

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 fill the approaches to the bridge over the Canal at Fifth street, to be done under the supervision of the City Civil Engineer.

Also, presented the following petition; which was referred to the Committee on Opening, etc., Streets and Alleys:

Indianapolis, September 16, 1878.

To the Members of the City Council of the City of Indianapolis:

Gentlemen:—Your petitioner respectfully represents to your honorable body that he is the owner of all the lots in the plat of ground known as R. L. McQuat's Second Addition to the City of Indianapolis, bounded as follows:

On the north by a tract of land owned by the heirs of C. H. G. Bals, on the east by Park avenue, on the south by Lincoln street, on the west by Central avenue. The said addition is a sub-division of a part of the S. E. quarter of sec. 36, town 16, range 3, and is divided into fourteen lots, as shown on page 286, book 4, of the recorded plats of Marion County.

Your petitioner requests that you pass an order vacating the streets and alley addition, that he may put the same under cultivation.

R. L. McOUAT.

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

Moved, That the City Civil Engineer be instructed to designate the proper number to be placed on each dwelling along the line of the extension of Pratt street, formerly known as Eutaw street ; and notify the owner of each dwelling to place, or cause said number to be placed, thereon immediately.

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

Moved, That the Street Commissioner be instructed to fill, with gravel, the chuck-holes in Indiana avenue, from North street to St. Clair street.

Councilman Steeg 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 Wright street, between Buchanan and Coburn streets.

Moved, That the Street Commissioner be directed to clean the gutters of Buchanan street, between Wright street and Virginia avenue.

Councilmen Tucker offered the following motion, which was duly adopted :

Moved, That the Committees on Gas-Light from the Council and Board of Aldermen examine and report if it is possible to re-locate some gas-lamps, and place them at the main railroad crossings, where they are badly needed.

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

Moved, That the Street Commissioner be instructed to clean the gutters of Elm and Huron streets, from Noble to Dillon street.

Also, offered the following motion ; which failed of adoption :

Moved, That the Street Commissioner be directed to cut the weeds and clean the gutters of Elm and Huron streets.

On motion, the Common Council then adjourned, to meet on next Monday evening, 23d instant, at the usual hour.

JOHN CAVEN, Mayor,
President of Common Council.

Attest: BENJ. C. WRIGHT, City Clerk.