

# PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—NOVEMBER 4, 1878.

The Common Council of the City of Indianapolis met in its Council Chamber, on Monday evening, November 4th, 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, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, O'Brien, Off, Reading, Reasner, Rodibaugh, Showalter, Sindlinger, Steeg, Walker, Wiese, and Wright—24.

**ABSENT**—Councilman Tucker—1.

The Proceedings of the Common Council, for the regular session, held on September 16th, October 7th, and October 21st, and for the adjourned sessions, held on September 23d and October 14th, 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. 42, 1878—Improving the third alley east of the intersection of Clifford avenue and Pendleton Pike, from Pendleton Pike to the first alley south of Pendleton Pike, by grading and graveling.
- S. O. 48, 1878—Improving Highland street, from Washington street to Ohio street, by grading and graveling the street and sidewalks, and bowldering and curbing with stone the gutters thereof.

On Councilman Brown's motion, all the bids for improving Highland street were rejected.

On Councilman Morris's motion, the bids received for making the improvement described in Special Ordinance 42, 1878, were referred to the Committee on Contracts, with instructions to report thereon before the close of the present session.

REPORTS, ETC., FROM CITY OFFICERS.

The City Civil Engineer submitted the following report; which, on motion, was referred to the Board of Public Improvements:

*Indianapolis, November 4, 1878.*

To the Mayor and Common Council:

*Gentlemen:*—Upon the recommendation of the Board of Public Improvements, I was directed to estimate the cost of bowldering the intersection of Washington and Illinois streets.

I find that said intersection can be bowldered, and put in good shape, for \$495—of which amount the Citizens' Street Railway Company should pay, as their portion, \$193.68, leaving \$301.32 to be paid by the city.

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

Also, presented the following communication, accompanying same with the contract and bond therein referred to; which communication was received, and the contract and bond was duly concurred in and approved:

*Indianapolis, November 4, 1878.*

To the Mayor and Common Council:

*Gentlemen:*—I herewith report the contract and bond of James Mahoney, for grading and graveling the first alley south of Vermont street, from Columbia street to West street. Penalty of bond, \$100; surety, Patrick Walsh.

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

The City Clerk submitted the following reports; which were severally referred to the Committees on Finance of the Common Council and Board of Aldermen, for joint examination:

*Report of Wm. M. Wiles, City Treasurer, for the month of October, 1878, 1st to 31st, inclusive:*

RECEIPTS.

Balance on hand September 30, 1878, as per report.....	\$ 49,988 86
From delinquent taxes.....	8,623 88
From benefits.....	58 00
From auction licenses.....	10 00
From dog licenses.....	8 25
From coal licenses.....	75 00
From dray licenses.....	4 00
From express licenses.....	80 00
From fines (City Court).....	58 55
From hack licenses.....	86 00
From market fees.....	134 90
From market rents.....	99 75
From peddlers' licenses.....	56 00
From promiscuous (rent Sellers' Farm, \$250.00; City Hospital, \$14.00)	264 00
From show licenses.....	200 00
From tapping sewers.....	40 00
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	\$59,787 19
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## DISBURSEMENTS.

For Fire Department.....	\$	5,297	85
For Police.....		3,458	82
For street repairs.....		3,039	81
For City Hospital and Branch.....		988	72
For Civil Engineer's Department.....		145	50
For City Assessor's Department.....		309	70
For Board of Health.....		32	00
For bridges.....		35	00
For City Dispensary.....		166	66
For coal oil light.....		15	84
For costs.....		92	55
For elections.....		6	00
For fountains.....		6	25
For gas.....		4,675	76
For ice.....		11	60
For markets.....		19	35
For Market-Masters' fees.....		169	66
For office fixtures and supplies.....		45	20
For parks.....		90	00
For printing, stationery, and advertising.....		325	62
For salary.....		3,775	62
For sewers.....		747	90
For Station House.....		104	21
For street improvements.....		340	87
For taxes refunded.....		10	08
For tunnels.....		18	90
Total.....	\$	23,929	47
Balance on hand, general fund.....	\$	33,295	84
Balance on hand, due school fund.....		2,561	88
		<u>\$85,857</u>	<u>72</u>
		<u>\$59,787</u>	<u>19</u>

## TOMLINSON ESTATE.

Balance on hand, September 30, 1878, as per report.....	\$	17,669	34
From rents collected.....		123	00
		<u>\$ 17,792</u>	<u>34</u>
For repairs.....		\$105	01
Balance on hand.....		17,687	33
		<u>\$ 17,792</u>	<u>34</u>

Respectfully submitted,

WM. M. WILES, City Treasurer.

To BENJ. C. WRIGHT, City Clerk.

To the Mayor and Common Council:

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

Board of Health.....	\$	32	00
Bridges.....		35	00
City Assessor's Department.....		309	70

City Civil Engineer's Department.....	\$ 150 75
City Dispensary .....	166 66
City Hospital and Branch.....	953 57
Coal Oil Light.....	15 84
Costs.....	97 80
Fire Department.....	5,395 66
Fountains .....	6 25
Gas.....	4,675 76
Ice.....	11 60
Markets.....	43 64
Market-Masters' Fees.....	120 76
Office fixtures and supplies.....	45 20
Parks.....	90 00
Police.....	3,458 82
Printing, Stationery, and Advertising.....	325 62
Rent.....	750 00
Salary.....	4,076 25
Sewers.....	747 90
Station Houses.....	113 68
Street improvements.....	424 12
Street repairs.....	2,645 74
Tunnels .....	18 90
	<hr/>
	\$24,716 22
Tomlinson Estate.....	105 01
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Total.....	\$24,821 23

Respectfully submitted,

BENJ. C. WRIGHT, City Clerk.

The same officer 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:

Fred. Gansberg vs. John D. Morris, for .....	\$77 14
Fred. Gansberg vs. Elizabeth B. Adams, for.....	62 07

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, Marsce, Maus, Morris, Morse, McGinty, McKay, Off, Reading, Roasner, Rodibaugh, Showalter, Sindlinger, Steeg, Walker, Wiese, and Wright.

NAYS—None.

The Superintendent of the City Hospital and Branch submitted the following report; which was duly received:

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

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

NO. OF BEDS IN HOSPITAL—100.	First Week.	Second Week.	Third Week.	Fourth Week.	Three Days.	Total.	
Number of Patients at last report—adults.....	27	31	36	43	40	.....	
Number of Patients at last report—infants.....	3	2	1	1	1	.....	
Received New Patients—adults.....	15	12	15	4	4	50	
Births, or Received—infants.....	.....	.....	.....	.....	.....	.....	
Discharged—adults.....	10	7	7	7	4	35	
Discharged—infants.....	1	1	.....	.....	.....	2	
Died—adults.....	1	.....	1	.....	1	3	
Died—infants.....	.....	.....	.....	.....	.....	.....	
Number of Patients remaining—adults.....	31	36	43	40	39	.....	
Number of Patients remaining—infants.....	2	1	1	1	1	.....	
Number of Patients in Branch—adults.....	.....	.....	.....	.....	.....	.....	
Number of Patients in Branch—infants.....	.....	.....	.....	.....	.....	.....	
Aggregate No. of days of Patients in Hospital—adults.....	219	254	287	295	124	1179	
Aggregate No. of days of Patients in Hospital—infants.....	21	14	7	7	3	52	
Total expenditures for month.....						\$799	58
Cash collected, and paid to City Treasurer.....						.....	19 00
Net expenditures for the month.....						.....	780 58
Aggregate number of days subsistence furnished.....						.....	1711
Average expense per capita per diem.....						.....	45.6 cents.

W. H. DAVIS, Superintendent.

REPORTS, ETC., FROM OFFICIAL BOARDS.

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

*Indianapolis, November 4, 1878.*

To the Mayor and Common Council:

*Gentlemen:*—Your Board of Public Improvements would report, as follows, upon papers referred to it:

1st. Is a motion directing the Street Commissioner to fill, with gravel, the chuck-holes in Mississippi street, from Pratt street to Second street.

We recommend this work be done.

2d. Is a motion directing the Street Commissioner to bridge the gutter at the alley crossing on Mississippi street, between Vermont and Michigan streets.

We recommend this work be done.

3d. Is a motion directing the Street Commissioner to clean the gutter and repair the drinking-fountain at the corner of New York street and Indiana avenue.

We recommend this work be done.

4th. Is a motion directing the Street Commissioner to repair the west approach to the wooden bridge across White River.

We recommend the repairs necessary be made.

5th. Is a motion directing the Street Commissioner to clean the gutters of Tennessee street, between McCarty and Ray streets.

We recommend said gutters be cleaned.

6th. Is a motion directing the Street Commissioner to fill the chuck-holes at the intersection of West street and Kentucky avenue.

We recommend this work be done.

7th. Is a motion directing the Street Commissioner to clean the gutters of Pennsylvania street, between South and Merrill streets.

We recommend said gutters be cleaned.

8th. Is a motion directing the Street Commissioner to clean the gutters of Tennessee street, between Kentucky avenue and Pogue's Run.

We recommend said gutters be cleaned.

9th. Is a motion directing the Street Commissioner to clean the gutters of Dougherty street, between East street and Virginia avenue.

We recommend said work be done.

10th. Is a motion directing the Street Commissioner to raise the gutter, with rolling-mill cinders, at the intersection of Hanway street and the Three-Notch Gravel Line Road.

We recommend the work be done.

Respectfully submitted,

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

The same official board, with the Street Commissioner, submitted the following report; which was duly approved:

Indianapolis, November 4, 1878.

To the Mayor and Common Council:

*Gentlemen:*—We would respectfully report expenses of the Street-Repair Department, for the month of October, 1878, together with total expenses for the year, to November 1st, 1878:

Ike King, blacksmithing .....	\$ 18 00
John Kennington, bowlders.....	125 00
G. H. Shover, blacksmithing.....	14 90
Clemens Vonnegut, hardware.....	29 43
Augustus Bruner, sand.....	23 60
Indianapolis Rolling-Mill Co., cinders.....	40 00
G. H. Carter, lumber.....	364 43
T. A. Goodwin, sand .....	11 20
C. E. Geisendorff & Co., gravel tickets .....	70 00
T. B. Smith, lumber.....	81 05
Pay-Rolls.....	2,465 71
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Total expenses for October.....	\$3,243 32
Total expenses last report.....	13,397 63
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Total expenses to November 1st, 1878.....	\$16,640 95

Respectfully submitted,

M. H. McKAY,  
JOHN L. MARSEE,  
Board of Public Improvements.  
L. A. FULMER, Street Commissioner.

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

Deaths registered during the two weeks ending October 31st, 1878:

Under 1 year	0
1 to 2 years	13
2 to 3 "	0
3 to 4 "	0
4 to 5 "	1
5 to 10 "	1
10 to 20 "	1
20 to 30 "	0
30 to 40 "	0
40 to 50 "	4
50 to 60 "	4
60 to 70 "	1
70 to 80 "	2
80 to 90 "	4
90 to 100 "	0
Above 100 "	0
Unknown	4
Total	35

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

The Board of City Commissioners submitted the following report which was duly received:

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

*Gentlemen*:—The undersigned respectfully show to your honorable body,—

1st. That they were duly appointed by the Judge of the Civil Circuit Court to act as Commissioners to assess damages and benefits, "accruing to the owners of lands and lots through which any street is proposed to be constructed or altered, or any building appropriated, or through which any creek or other watercourse is proposed to be straightened, or of which the course is proposed to be altered."

2d. That they did, as required by law, take and subscribe the oath and affirmation by law required.

3d. That they were and are duly qualified to act as such Commissioners, and do possess lawful authority to assess benefits and damages.

I I.

Your Commissioners do further report—

1st. That on the 2d day of September, 1878, they met in the Room of the City Engineer, Marion County Court House, pursuant to notice from the City Clerk, and hereto annexed, marked "Exhibit A."

2d. That they did, at the time and place aforesaid, enter upon the consideration of the matter of the widening of Shelby street, from Prospect street to Raymond street, more fully described in the petition to us referred, and hereto annexed, marked "Exhibit B," and map of the street accompanying it.

3d. That they did inquire into the matter of the service of notices upon property owners, and do herewith report said notices, with the Marshal's endorsement of service thereon.

4th. That the following named persons appeared in answer to said notices, viz.: Elnora Kuhlman, Edward Gouth, John Burkhardt, John F. Nackenhorst, Nick

Gerardy, L. Gerardy, John F. Brunard, Fred Richter, M. Criqui, John Krupp, Henry Budens, John H. Fike, Geo. Gronistann, Henry Stolte, G. W. Wagoner, John Budens, August Richter, Conrad Westerpelt, Mary Dickey, and Fred. Strangmeir.

III.

The said Commissioners do further report that they did, at the time aforesaid, examine the real estate proposed to be appropriated, and did, at the time and place indicated in said notice, hear evidence touching the questions before them, and did also view the premises, and that they did estimate—

- 1st. The value of the land and property to be appropriated for said improvement.
- 2d. What part thereof, if any, ought to be borne by the city.
- 3d. What real estate, if any, would be benefited by the improvement.

IV.

Your Commissioners do further report—

1st. That the value of the land to be appropriated is, in the aggregate, two thousand seven hundred and twenty seven dollars (\$2,727).

2d. That we do assess benefits, as follows: Upon the following described real estate of—

Christina Richter.....	lot 1,	Munson's Sub. Berkemeyer's Add.	\$25 00
do .....	lot 2,	do do	25 00
Ellen Baker et al. and Surby .....	lot 3,	do do	25 00
do do .....	lot 4,	do do	25 00
do do .....	lot 5,	do do	25 00
do do .....	lot 6,	do do	25 00
Elizabeth Louthain.....	lot 7,	do do	25 00
do .....	lot 8,	do do	25 00
do .....	lot 9,	do do	25 00
George Louthain.....	lot 10,	do do	25 00
Sheidt & Reinken.....	lot 11,	do do	25 00
Geo. M. Wagner .....	lot 12,	do do	25 00
David Munson.....	lot A,	do do	300 00
Barth Heirs.....	lot 1,	Barth's Heirs' Add.	5 00
Hannah M. Jacks.....	lot 2,	do do	5 00
Fanny G. Roll.....	lot 3,	do do	5 00
Caroline B. Leonard .....	lot 4,	do do	5 00
do .....	lot 5,	do do	5 00
Barth Heirs.....	lot 6,	do do	5 00
do .....	lot 7,	do do	5 00
do .....	lot 8,	do do	5 00
do .....	lot 9,	do do	5 00
do .....	lot 10,	do do	5 00
do .....	lot 1,	do do	5 00
do .....	lot 2,	do do	5 00
do .....	lot 3,	do do	5 00
do .....	lot 4,	do do	5 00
do .....	lot 5,	do do	5 00
do .....	lot 6,	do do	5 00
do .....	lot 7,	do do	5 00
do .....	lot 8,	do do	5 00
do .....	lot 9,	do do	5 00
do .....	lot 10,	do do	5 00
do .....	lot 11,	do do	5 00
do .....	lot 12,	do do	5 00
do .....	lot 13,	do do	5 00
do .....	lot 14,	do do	5 00



Also, one strip of land, 572 feet more or less, on west side of Shelby street, by 148 feet, Barth Heirs' Add.....				\$250 00
David S. Beaty's Heirs, 132 feet on Shelby street, west side, by 264 feet deep, Beaty's Add.....				100 00
City of Indianapolis, school lot, 132 feet on Shelby street, by 150 feet deep, Beaty's Add.....				100 00
John Huber.....	lot 21,	square 24,	Beaty's Add,	10 00
do .....	do	do	do	10 00
S. Kenedy.....	lot 23,	do	do	10 00
W. V. Reading.....	lot 24,	do	do	10 00
W. A. Meyers.....	lot 25,	do	do	10 00
Henry W. Laut.....	lot 26,	do	do	10 00
do .....	lot 27,	do	do	10 00
Ben. C. Shaw .....	lot 28,	do	do	10 00
do .....	lot 29,	do	do	10 00
do .....	lot 30,	do	do	10 00
do .....	lot 31,	do	do	10 00
do .....	lot 32,	do	do	10 00
do .....	lot 33,	do	do	10 00
Henry Mankedick.....	lot 34,	do	do	10 00
do .....	lot 35,	do	do	10 00
Anton Schmidt.....	lot 36,	do	do	10 00
Hans C. Jensen.....	lot 37,	do	do	10 00
John Fisher .....	lot 38,	do	do	10 00
Conrad Westenfeld.....	lot 39,	do	do	10 00
do .....	lot 40,	do	do	10 00
Anton Schmidt.....	lot 21,	square 9,	Beaty's Add.	10 00
do .....	lot 22,	do	do	10 00
David Beaty Heirs .....	lot 23,	do	do	10 00
U. R. R. T. & Stock-Yards Co.....	lot 24,	do	do	10 00
Geo. Grinsteiner.....	lot 25,	do	do	10 00
do .....	lot 26,	do	do	10 00
William Yeager.....	lot 27,	do	do	10 00
William Nimal.....	lot 28,	do	do	10 00
do .....	lot 29,	do	do	10 00
do .....	lot 30,	do	do	10 00
do .....	lot 31,	do	do	10 00
Ben. C. Shaw.....	lot 32,	do	do	10 00
do .....	lot 33,	do	do	10 00
do .....	lot 34,	do	do	10 00
do .....	lot 35,	do	do	10 00
do .....	lot 36,	do	do	10 00
do .....	lot 37,	do	do	10 00
do .....	lot 38,	do	do	10 00
do .....	lot 39,	do	do	10 00
David S. Beaty.....	lot 40,	do	do	10 00
Henry Stolte.....	lot 21,	square 8,	Beaty's Add.	10 00
do .....	lot 22,	do	do	10 00
Irwin Robbins.....	lot 23,	do	do	10 00
John H. Failey.....	lot 24,	do	do	10 00
do .....	lot 25,	do	do	10 00
Edward Gath.....	lot 26,	do	do	10 00
do .....	lot 27,	do	do	10 00
Prange & Rother.....	lot 28,	do	do	10 00
Erwin Robbins.....	lot 29,	do	do	10 00
do .....	lot 30,	do	do	10 00
do .....	lot 31,	do	do	10 00
do .....	lot 32,	do	do	10 00
do .....	lot 33,	do	do	10 00
do .....	lot 34,	do	do	10 00
do .....	lot 35,	do	do	10 00

Ben. C. Shaw.....	lot 36,	square 8,	Beaty's Add.	\$10 00
do .....	lot 37,	do	do	10 00
D. Beaty's Heirs.....	lot 38,	do	do	10 00
B. C. Shaw.....	lot 39,	do	do	10 00
do .....	lot 40,	do	do	10 00
W. G. Wright.....	lot 1,	V. B. Cress's Add.		35 00
Elnora Kuhlmann, 286 feet on east side of Shelby street, by 250 feet deep, V. B. Cress's Add.....				70 00
Fred. Richter.....	lot 17,	Fred. Richter's Sub. of Cress's Add.		12 50
Webb & McGehee.....	lot 18,	do	do	12 50
do .....	lot 19,	do	do	12 50
do .....	lot 20,	do	do	12 50
do .....	lot 21,	do	do	35 00
Fred. Richter.....	lot 54,	do	do	10 00
do .....	lot 55,	do	do	10 00
U. R. R. T. & Stock-Yards Co.....	lot 56,	do	do	10 00
Michael Criqui.....	lot 1,	Criqui's Sub. of Cress's Add.		20 00
do .....	lot 2,	do	do	10 00
do .....	lot 3,	do	do	10 00
Louis Neis.....	lot 4,	do	do	10 00
Otto Stechan .....	lot 5,	do	do	10 00
John Krupp .....	lot 6,	do	do	10 00
do .....	lot 7,	do	do	10 00
do .....	lot 8,	do	do	11 00
do .....	lot 9,	do	do	11 00
do .....	lot 10,	do	do	11 00
John H. Fike.....	lot 1,	Louthain's Southeast Add.		8 50
do .....	lot 2,	do	do	8 50
do .....	lot 3,	do	do	8 50
do .....	lot 4,	do	do	8 50
do .....	lot 5,	do	do	8 50
do .....	lot 6,	do	do	8 50
Sarah Fike.....	lot 7,	do	do	8 50
do .....	lot 8,	do	do	8 50
John Fike.....	lot 9,	do	do	8 50
do .....	lot 10,	do	do	8 50
do .....	lot 11,	do	do	8 50
Mary Stokes.....	lot 12,	do	do	8 50
Mary A. Dickey.....	lot 1,	Green's Southeast Add.		8 50
do .....	lot 2,	do	do	8 50
do .....	lot 3,	do	do	8 50
do .....	lot 4,	do	do	8 50
L. D. Stebbins.....	lot 5,	do	do	8 50
Budens & Adcock.....	lot 6,	do	do	8 50
Henry Budens .....	lot 7,	do	do	8 50
do .....	lot 8,	do	do	8 50
do .....	lot 9,	do	do	8 50
Benjamin S. Green .....	lot 10,	do	do	8 50
do .....	lot 11,	do	do	8 50
do .....	lot 12,	do	do	8 50
Wm. Bray, lots 1, 2, and 3—150 feet on Shelby street, square 2, Martindale's Add.....				18 75
Wm. Mankedick, south end of lots 1, 2, and 3—44 feet on Shelby street, square 2, Martindale's Add.....				5 50
Mary Wehn.....	lot 28,	square 2, Martindale's Add.		4 73
J. G. Pendergast.....	lot 27,	do	do	4 73
James Reisner .....	lot 26,	do	do	4 73
Mathias Hohen.....	lot 25,	do	do	4 73
Geo. Geckler.....	lot 24,	do	do	4 73
Mary Scott.....	lot 23,	do	do	4 73

J. C. Pedlow .....	lot 22, square 2, Martindale's Add.	\$4 73
Ferdinand A. Lehr.....	lot 21, do do	4 73
do .....	lot 20, do do	4 50
Fletcher & Churchman .....	lot 19, do do	4 50
Frank Erdlemeyer .....	lot 1, H. Mc. & Martindale's Southeast Add.	7 75
J. Bernhardt .....	n. $\frac{1}{2}$ of lot 2, do do	3 85
S. F. Nackenhorst.....	s. $\frac{1}{2}$ of lot 2, do do	3 85-
Nick & L. Gerardy.....	lot 3, do do	7 70
John Mescall.....	n. $\frac{1}{2}$ of lot 4, do do	3 85
Young & French.....	s. $\frac{1}{2}$ of lot 4, do do	3 85
Ben F. Atkinson.....	lot 5, do do	7 75
Pat Walsh.....	lot 1, H. Mc. & Martindale's Southeast Add.	8 25
Francis M. Surby.....	lot 2, do do	8 25
Tim Monaghan.....	lot 3, do do	8 25
Henry Meyer.....	lot 4, do do	8 25
Thos. Talhurst.....	n. $\frac{1}{2}$ of lot 5, do do	4 13
Tabitha Potter.....	s. $\frac{1}{2}$ of lot 5, do do	4 13
Jacob Dierling.....	n. $\frac{1}{2}$ of lot 6, do do	4 13
Caroline & Moses McClain, s. $\frac{1}{2}$ lot 6,	do do	4 13
Peter Dennis .....	lot 7, do do	8 25
Matilda Laube.....	lot 8, do do	8 25
Fred. Strangemier.....	lot 9, do do	8 25
do .....	lot 10, do do	8 25
John Brauning .....	lot 11, do do	8 25
do .....	lot 12, do do	8 25
Henry Schaub .....	lot 1, do do	6 25
J. & P. Gramling .....	lot 2, do do	6 25
Fletcher & Churchman .....	lot 3, do do	6 25
John Kigelman.....	lot 4, do do	6 25
do .....	lot 5, do do	6 25
do .....	lot 6, do do	6 25
John L. Potter.....	lot 7, do do	6 38
E. C. Mayhew .....	lot 8, do do	6 38
Wm. Mohs .....	lot 1, do do	5 40
Ann L. Fredericks .....	lot 2, do do	4 13
Ebenezer Page.....	lot 3, do do	4 13
Henry Mankedick.....	lot 4, do do	4 13
Pierce Norton.....	lot 5, do do	4 13
do .....	lot 6, do do	4 13
Lick Creek Gravel Road, 210 feet on Shelby street, H. Mc. & Martindale's Southeast Add.....		26 25
Isaiah Mansur.....	lot 7, Lockwood & McClain's Southeast Add.	3 88
Elizabeth A. Sabin.....	lot 6, do do	3 88
Geo. K. Schofield.....	lot 5, do do	3 88
J. R. McCurdy .....	lot 4, do do	4 13
Isaiah Mansur.....	lot 3, do do	4 13
do .....	lot 2, do do	4 13
Wm. Yeager .....	lot 1, do do	4 13
Geo. W. Hoffmann, 208 feet on Shelby street, by 208 feet deep.....		26 10
Shaw Carriage Factory Works .....		54 47

Amount.....\$2,727 00

That we do assess damages as follows, to-wit: Upon a parcel of ground owned by the following named persons, and described as follows—

Christina Richter, 5 feet off east end of lot 1, Munson's Sub. Berkemeyer's Add.....	25 00
Christina Richter, 5 feet off east end of lot 2, Munson's Sub. Berkemeyer's Add.....	25 00
Ellen Baker et al. & Surby, 5 feet off east end of lot 3, Munson's Sub. Berkemeyer's Add.....	25 00

Ellen Baker et al. & Surby, 5 feet off east end of lot 4, Munson's Sub. Berkemeyer's Add.....	\$25 00
Ellen Baker et al. & Surby, 5 feet off east end of lot 5, Munson's Sub. Berkemeyer's Add.....	25 00
Ellen Baker et al. & Surby, 5 feet off east end of lot 6, Munson's Sub. Berkemeyer's Add.....	25 00
Elizabeth Louthain, 5 feet off east end of lot 7, Munson's Sub. Berkemeyer's Add.....	25 00
Elizabeth Louthain, 5 feet off east end of lot 8, Munson's Sub. Berkemeyer's Add.....	25 00
Elizabeth Louthain, 5 feet off east end of lot 9, Munson's Sub. Berkemeyer's Add.....	25 00
Geo. Louthain, 5 feet off east end of lot 10, Munson's Sub. Berkemeyer's Add.....	26 00
Shiedt & Reinken, 5 feet off east end of lot 11, Munson's Sub. Berkemeyer's Add.....	25 00
Geo. W. Wagner, 5 feet off east end of lot 12, Munson's Sub. Berkemeyer's Add.....	25 00
David Munson, 5 feet off east end of lot A, Munson's Sub. Berkemeyer's Add.....	300 00
Barth Heirs, 572 feet west side Shelby street, by 5 feet on Roll street, south side. Barth Heirs' Add.....	250 00
David Beaty's Heirs, 132 feet on west side Shelby street, to a line 60 feet from opposite side of street at that point.....	100 00
City of Indianapolis, 132 feet, as above.....	100 00
John Huber..... 7½ feet off east end lot 21, square 24, Beaty's Add.	10 00
do..... do lot 22, do	10 00
Samuel Kenedy..... do lot 23, do	10 00
W. V. Reading..... do lot 24, do	10 00
Wm. A. Meyers..... do lot 25, do	10 00
Henry W. Laut..... do lot 26, do	10 00
do..... do lot 27, do	10 00
Ben C. Shaw..... do lot 28, do	10 00
do..... do lot 29, do	10 00
do..... do lot 30, do	10 00
do..... do lot 31, do	10 00
do..... do lot 32, do	10 00
do..... do lot 33, do	10 00
Henry Mankedick..... do lot 34, do	10 00
do..... do lot 35, do	10 00
Anton Schmidt..... do lot 36, do	10 00
Hans C. Jensen..... do lot 37, do	10 00
John Fisher..... do lot 38, do	10 00
Conrad Westenfeld..... do lot 39, do	10 00
do..... do lot 40, do	10 00
Anton Schmidt..... do lot 21, square 9, Beaty's Add.	10 00
do..... do lot 22, do	10 00
David Beaty's Heirs..... do lot 23, do	10 00
U. R. R. T. & Stock-Yd's Co. do lot 24, do	10 00
Geo. Grinsteiner..... do lot 25, do	10 00
do..... do lot 26, do	10 00
Wm. Yeager..... do lot 27, do	10 00
Wm. Nimal..... do lot 28, do	10 00
do..... do lot 29, do	10 00
do..... do lot 30, do	10 00
do..... do lot 31, do	10 00
Ben C. Shaw..... do lot 32, do	10 00
do..... do lot 33, do	10 00
do..... do lot 34, do	10 00
do..... do lot 35, do	10 00

Ben C. Shaw.....	7½ feet off east end lot 36, square 9, Beaty's Add.	\$10 00
do .....	do lot 37, do	10 00
do .....	do lot 38, do	10 00
do .....	do lot 39, do	10 00
David Beaty's Heirs.....	do lot 40, do	10 00
do .....	on building, on same lot.....	40 00
Henry Stolte.....	7½ feet off east end lot 21, sqr. 8, Beaty's Add.	10 00
do .....	do lot 22, do	10 00
Irwin Robbins.....	do lot 23, do	10 00
John W. Failey.....	do lot 24, do	10 00
do .....	do lot 25, do	10 00
Edward Gath.....	do lot 26, do	10 00
do .....	do lot 27, do	10 00
Prange & Rother .....	do lot 28, do	10 00
Irwin Robbins.....	do lot 29, do	10 00
do .....	do lot 30, do	10 00
do .....	do lot 31, do	10 00
do .....	do lot 32, do	10 00
do .....	do lot 33, do	10 00
do .....	do lot 34, do	10 00
do .....	do lot 35, do	10 00
Ben C. Shaw .....	do lot 36, do	10 00
do .....	do lot 37, do	10 00
David Beaty's Heirs.....	do lot 38, do	10 00
Ben C. Shaw.....	do lot 39, do	10 00
do .....	do lot 40, do	10 00
W. G. Wright.....	7½ feet off west end lot 1, Cress' Add.	35 00
Elonora Kuhlman, 7½ feet off west end of 286 feet on Shelby street, by 200 feet deep .....		70 00
Fred. Richter.....	7½ feet off west end lot 17, F. Richter's Sub. Cress' Add.	12 50
Webb & McGehee... do .....	do lot 18, do	12 50
do .....	do lot 19, do	12 50
do .....	do lot 20, do	12 50
do .....	do lot 21, do	35 00
do .....	on building on lot 21 .....	500 00
Fred. Richter.....	7½ feet off west end lot 54, F. Richter's Sub. Cress' Add.	10 00
do .....	do lot 55, do	10 00
U.R.R.T. & S.Y.Co. do .....	do lot 56, do	10 00
Michael Criqui.....	7½ x 61 ft. 2 in. lot 1, Criqui's Add.	20 00
do .....	do 7½ feet off west end lot 2, do	10 00
do .....	do lot 3, do	10 00
Louis Neis.....	do lot 4, do	10 00
Otto Stechan.....	do lot 5, do	10 00
John Krupp.....	do lot 6, do	10 00
do .....	do lot 7, do	10 00
do .....	do lot 8, do	11 00
do .....	do lot 9, do	11 00
do .....	do lot 10, do	11 00
John W. Fike.....	7½ feet off west end lot 1, Louthain's Southeast Add.	8 50
do .....	do lot 2, do	8 50
do .....	do lot 3, do	8 50
do .....	do lot 4, do	8 50
do .....	do lot 5, do	8 50
do .....	do lot 6, do	8 50
Sarah Fike.. .....	do lot 7, do	8 50
do .....	do lot 8, do	8 50
John Fike .....	do lot 9, do	8 50
do .....	do lot 10, do	8 50
do .....	do lot 11, do	8 50
Mary Stokes.....	do lot 12, do	8 50

Mary A. Dickey.....	7½ feet off west end lot 1,	Green's Southeast	Add. \$ 8 50
do .....	do lot 2,	do	8 50
do .....	do lot 3,	do	8 50
do .....	do lot 4,	do	8 50
L. D. Stebbins.....	do lot 5,	do	8 50
Budens & Adcock.....	do lot 6,	do	8 50
Henry Budens.....	do lot 7,	do	8 50
do .....	do lot 8,	do	8 50
do .....	do lot 9,	do	8 50
Ben S. Green.....	do lot 10,	do	8 50
do .....	do lot 11,	do	8 50
do .....	do lot 12,	do	8 50
Amount.....			\$2,727 00

Your Commissioners also report the statement of John Fike, by his attorney, herewith submitted.

TABLE A — Benefits to be Collected.

Barth Heirs.....	\$120 00
Wm. Bray .....	18 75
Wm. Mankedick .....	5 50
Mary Wehn .....	4 73
J. G. Pendergast .....	4 73
James Reisner .....	4 73
Mathias Hohen .....	4 73
Geo. Geckler.....	4 73
Mary Scott .....	4 73
J. C. Pedlow.....	4 73
Ferdinand A. Lehr.....	9 23
Fletcher & Churchman .....	10 75
Frank Erdlemeyer.....	7 85
J. Bernhard .....	3 85
S. F. Nackenhorst.....	3 85
N. & L. Gerardy .....	7 70
John Mescall.....	3 85
Young and French .....	3 85
Ben F. Atkinson.....	7 75
Pat Welsh.....	8 25
Francis M. Surby .....	8 25
Tim Monaghan .....	8 25
Henry Meyer.....	8 25
Thos. Tollhurst.....	4 13
Tabitha Potter.....	4 13
Jacob Deerling.....	4 13
Caroline and Moses McClain .....	4 13
Peter Dennis.....	8 25
Matilda Laube.....	8 25
Fred. Strangemeyer .....	16 50
John Brauning.....	16 50
Henry Schaub .....	6 25
J. and P. Granling .....	6 25
John Keigleman.....	18 75
John L. Potter.....	6 38
E. C. Mayhew.....	6 38
Wm. Mohs.....	5 40
Ann L. Fredricks .....	4 13
Ebenezer Page .....	4 13
Henry Mankedick.....	4 13
Pierce Norton .....	8 26

Lick Creek Gravel Road Co.....	\$ 26 25
Isaiah Mansur.....	12 14
Elizabeth A. Sabin.....	3 88
Geo. K. Schofield.....	3 88
J. R. McCurdy.....	4 13
Wm. Yeager.....	4 13
Geo. W. Hoffmann.....	26 10
Shaw Carriage Factory Co.....	54 47
Amount.....	\$540 00

TABLE B—*Damages to be Paid.*

David Beaty's Heirs.....	\$ 40 00
Webb and McGehee.....	500 00
Amount.....	\$540 00

That the benefits aforesaid are such as each of the persons respectively would receive.

That the damages assessed are such as each of said persons, to whom damages are awarded, would sustain.

The persons whose benefits exceed damages, and the amounts of the excess, are shown in "Table A," and those whose damages exceed benefits are shown in "Table B"—showing in the one table the benefits in excess of the damages, and in the other the excess of the damages over and above the benefits.

Your Commissioners do, therefore, recommend that the said Shelby street be widened as prayed, and that the damages and benefits assessed be paid and collected according to law.

Respectfully,

GEO. W. HILL,  
J. S. HILDEBRAND,  
JOHN L. AVERY,  
R. H. PATTERSON,  
WILLIAM MANSUR,  
City Commissioners.  
GEO. W. HILL, Clerk.

STATE OF INDIANA, *Marion County, ss:*

To the Honorable Board of Commissioners, appointed by Judge of Civil Circuit Court of said County and State, and to the Common Council and Board of Aldermen of the City of Indianapolis, Indiana:

*In the Matter of the Petitioners for the laying out, opening, and widening Shelby street, to a width of sixty (60) feet, from Prospect street to South Corporation Line, in the City of Indianapolis, Ind.:*

John Fike, your petitioner, respectfully represents to your honorable board that he is the owner of the following tracts, or lots, of land, and appurtenances thereto belonging, situated on the east side of Shelby street, and known as Louthain & Co's Southeast Addition to the City of Indianapolis, said County and State. That said land is subdivided into twelve (12) lots, numbered from one (1) to twelve (12), inclusive. That each lot fronts on said Shelby street, on the east side of said street, and each lot is 32 45-100 feet in width; and there is growing upon said lots, within about seven or eight feet of said Shelby street, east line, as it now is, a row of choice apple trees, eight in number, yearly bearing fruit of great value to the said petitioner; and should the street be widened as proposed, said fruit and trees will be wholly destroyed from the use and benefit of your petitioner, and to his damage of fifty dollars. And your petitioner further says, that running the whole length of said lots is a picket fence that will of necessity have to be moved, and re set on

line of the proposed street when widened, which will further damage your petitioner twenty-five dollars.

Your petitioner further says that, by the proposed laying out, opening, and widening of Shelby street, at the point where his said property fronts said street, seven and one-half feet of his land will be taken. That by so doing, his brick dwelling house will be greatly damaged in value. That the front yard is filled with growing shrubs and plants of great value in the sale of said premises, and that by said street widening, at this point, the lots 3, 4, 5, and 6, on the middle of which is situated said dwelling house, will lose the benefit of said shrubs and plants, and said property will lose in value by the loss of the frontage of said seven and one-half feet, five hundred dollars. And your petitioner says he will be damaged by said widening and taking off of the said lots—to wit, 3, 4, 5, and 6—upon which his said brick two-story dwelling house is situate, said seven and one-half feet, and the destroying of the trees and shrubs growing thereon, in the sum of five hundred dollars.

And your petitioner further says that, by the taking of seven and one-half feet off from the front of said twelve lots, he will be damaged in the sum of fifty dollars on each lot.

Wherefore, he prays your honorable board that said property may be viewed by appraisers, and his damages be enquired into, before said widening be finally passed upon, and the question decided whether it is of public utility to widen said street; and if so, to grant said petitioner herein his damages, which he claims in the whole sum of fifteen hundred dollars.

JOHN FIKE,  
By B. F. WATTS, Att'y.

#### REPORTS, ETC., FROM COMMITTEES.

The Committee on Benevolence and Hospitals, through Councilman Walker, presented the following report; which was duly received:

##### *Report of the City Dispensary for October, 1878.*

Number of visits made in District "North" .....	126
Number of visits made in District "South" .....	62
Number of patients prescribed for at Dispensary .....	440
Number of surgical cases .....	75
Number of prescriptions filled .....	845
Number of vaccinations .....	5
Number of teeth extracted .....	10
Number of births .....	1
Number of deaths .....	8

Respectfully submitted,

OTTO E. MUELLER, Ph. G.

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

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Contracts, to whom was referred the following proposals for improving the third alley east of the intersection of Clifford avenue and Pendleton Pike, from Pendleton Pike to the first alley south, beg leave to report that we have examined the same, and find them to be as follows:

Wm. Morrison, 9 cents per lineal foot front on each side.  
John L. Hanna & Co., 8½ cents per lineal foot front on each side.



John L. Hanna & Co. being the lowest and best bidders, your committee recommend that they be awarded the contract.

Respectfully submitted,

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

On Councilman Morris's motion, the City Civil Engineer was authorized to make out and deliver the awarded contract and to receive and approve the usual bond.

The Judiciary Committee, through Councilman McKay, submitted the following report; which was duly concurred in:

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

*Gentlemen:*—Your Committee on Judiciary, to whom was referred sundry papers, make thereon the following report:

*First.* Is a resolution, that the City Clerk be directed to notify the Citizens' Street Railway Company that they must, at once, proceed to put all their tracks in proper condition, and make the necessary street improvements along their tracks, in accordance with the ordinance of January 18th, 1864, and amendments thereto, authorizing the construction of passenger railways on the streets of Indianapolis; and that said company are hereby requested not to lay any additional tracks until the above order is fully complied with.

After careful consideration of the resolution, and investigation as to the condition of the street railway tracks, we fully concur in the first part of the resolution, and recommend its passage.

The second clause—which reads as follows: "And that said company are hereby requested not to lay any additional tracks until the above order is fully complied with"—we are of the opinion should not be passed, as it would be a great hindrance to the travel on the streets where tracks are now being constructed.

Very respectfully submitted,

M. H. McKAY,  
JOHN L. MARSEE,  
JOHN L. F. STEEG,  
Judiciary Committee.

The resolution referred to in preceding report [see page 529, *ante*, for original preamble and resolution], was then taken up; and, after it had been amended, on Councilman Marsee's motion, by striking out the last clause of resolution, objected to by the committee, was duly adopted 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, Reasner, Rodibaugh, Showalter, Sindlinger, Steeg, Walker, Wiese, and Wright.

**NAYS**—None.

The Committee on Opening, etc., Streets and Alleys, through Councilman Layman, submitted the following report:

To the Common Council of the City of Indianapolis:

*Gentlemen:*—Your Committee on Opening, etc., Streets and Alleys, would report, as follows, on papers to it referred:

1st. Is a petition from The Sewing Machine Cabinet Company, praying for the vacation of such portion of "a small alley, running from Hill avenue, on the north, to the railroad track of the Cleveland, Columbus, Cincinnati & Indianapolis Railway Company, on the south," as lies between the real estate upon which their factory-buildings are situated and lots 113, 114, 115, and 116, Fletcher's Third Addition, upon which said lots their saw-mill is located—the portion of "alley" asked to be vacated extending from aforesaid railway track to an east and west alley lying north of before-mentioned real estate and lots.

By an examination of the plat of Fletcher's Third Addition, we find that the "small alley" asked to be vacated is a sixty-foot street, named "Wheeler street." We, therefore, report against granting the prayer of the petitioners.

2d. Is a petition from R. L. McOuatt, asking that an order be passed vacating the streets and alleys in R. L. McOuatt's Second Addition, that he may put the same under cultivation.

Our examination of the plat of this Addition shows that only one alley, thirty-two feet in width, lies wholly within the same. As Mr. McOuatt seems to be the sole owner of the Addition, we can make no valid objection to vacating this alley and plat. We would, therefore, recommend that this case be referred to the City Attorney, with instructions to take further necessary proceedings in keeping with section 18 of the Act of the General Assembly of the State of Indiana, approved on March 17th, 1875 [see Charter and Ordinances, page 153], *provided* he shall receive assurance from the petitioner that "all the expense of such proceedings shall be paid by said petitioner."

Respectfully submitted,

JAMES T. LAYMAN,  
WM. F. REASNER,  
JOHN L. F. STEEG,

Committee on Opening, etc., Streets and Alleys.

Councilman Morris moved that the first clause in preceding report be referred back to the committee, with instructions to investigate the case further, stating it was his belief that, although the petitioners had been in error in calling Wheeler street a "small alley," that no injustice would be done the owners of property in that vicinity by granting the prayed-for vacation.

Which motion was lost; and the clause was duly concurred in.

The second clause of the report was, also, duly concurred in.

The following communication was presented by Councilman Marsee, and, on his motion, the proposition, therein contained, was duly accepted, and the City Clerk was instructed to notify the Water-Works Company of Indianapolis of such action:

OFFICE OF THE WATER-WORKS COMPANY OF INDIANAPOLIS, }  
Indianapolis, November 4, 1878. }

Hon. John Marsee, Chairman Com., &c.:

*Dear Sir:*—The Water-Works Company of Indianapolis hereby propose to continue the contract made with this company by the City of Indianapolis on August 15th, 1877, for the term of one year from the date of its expiration—viz., August 15th, 1878.

In addition to the number of hydrants mentioned in said contract, the 80 hydrants which were ordered out by the City Council have been re-placed and put in

perfect working order, and will be so maintained; and their use, for all purposes mentioned in said contract, is tendered the city, without additional charge, for said year.

Very respectfully,

DANIEL MACAULEY, Gen. Manager W. W. Co.

Attest: SIDNEY M. DYER, Secretary.

MESSAGE FROM THE BOARD OF ALDERMEN.

The following message from the Board of Aldermen was read :

To the Common Council :

*Gentlemen* :—At a regular session of the Board of Aldermen, held on Tuesday evening, October 22d, 1878, the following proceedings were had :

1st. Your motion, authorizing the Police Board to employ a janitor at the Central Station House, was amended, by fixing the compensation of said janitor at \$15 a month; and then said motion, as amended, was duly adopted.

2d. The following Aldermanic motion was offered and duly adopted at same session :

“That the Street Commissioner be directed to fill the chuck-holes in Kentucky avenue, between Missouri and West streets, with the gravel that lays on the south side of the V. & I. Railroad track in the same square.”

The foregoing amendment and motion are hereby transmitted, for your action upon same.

For the Board of Aldermen :

GEO. T. BREUNIG, Clerk.

On motion, the first clause in the preceding message was duly concurred in.

On Councilman Walker's suggestion, the second clause in foregoing message was referred to the Board of Public Improvements.

NEW ORDINANCES.

The following entitled ordinances were introduced, and were severally read the first time :

The Fire Board, through Councilman Layman, introduced—

Ap. O. 68, 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. 69, 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 Brown, introduced—

Ap. O. 70, 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. 71, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis.

The Committee on Printing, through Councilman Wright, introduced—

Ap. O. 72, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, and Advertising.

The Board of Health introduced—

G. O. 55, 1878—An Ordinance regulating the cleaning of Privy-Vaults, Water-Closets, and other Receptacles of Human Excrements, and requiring persons who may engage in such business to be duly licensed before undertaking such work.

Councilman Brown introduced—

S. O. 53, 1878—An Ordinance to provide for improving Linden street, from Wood-lawn avenue to Pleasant street, by grading and graveling the street and sidewalks thereof.

APPROPRIATION ORDINANCES—PROCEEDINGS HAD THEREON.

This being the regular appropriation night, Appropriation Ordinances 68, 69, 70, 71, and 72, 1878, were now read the second time.

On Councilman Cummings's motion, the following item was stricken out of Appropriation Ordinance 68, 1878:

Indianapolis Oil-Tank Line, 44½ gals. Lard Oil, at 62c..... \$27 59

Aforesaid ordinance was then ordered to be engrossed, as amended.

Appropriation Ordinances 69, 70, 71, and 72, 1878, were severally ordered to be engrossed.

The following entitled ordinance was then read the third time :

Ap. O. 68, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$903.22.]

And was passed 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, Reasner, Rodibaugh, Showalter, Sindlinger, Steeg, Walker, Wiese, and Wright.

**NAYS**—None.

The following entitled ordinance was also read the third time :

**Ap. O. 69, 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, \$799.58.]

And was passed 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, Reasner, Rodibaugh, Showalter, Sindlinger, Steeg, Walker, Wiese, and Wright.

**NAYS**—None.

The following entitled ordinance was also read the third time :

**Ap. O. 70, 1878**—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station-Houses. [Amount appropriated, \$204.87.]

And was passed 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, Reasner, Rodibaugh, Showalter, Sindlinger, Steeg, Walker, Wiese, and Wright.

**NAYS**—None.

The following entitled ordinance was also read the third time :

**Ap. O. 71, 1878**—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$8,400.01.]

And was passed 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, Reasner, Rodibaugh, Showalter, Sindlinger, Steeg, Walker, Wiese, and Wright.

**NAYS**—None.

The following entitled ordinance was also read the third time :

**Ap. O. 72, 1878**—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, and Advertising. [Amount appropriated, \$170.45.]

And was passed 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, Reasner, Rodibaugh, Showalter, Sindlinger, Steeg, Walker, Wiese, and Wright.

**NAYS**—None.

MISCELLANEOUS BUSINESS.

Councilman Anderson presented the following petition; which was referred to the Judiciary Committee and the City Attorney:

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

*Gentlemen*:—Your petitioner would respectfully represent that he has, for a number of years, been paying taxes on two feet of ground in excess of what I own; and the assessment per foot, and the tax levy per \$100, is as shown below, viz.:

For 1863,	Appraisalment \$50 per foot—\$100 levy, at \$0.80 .....	\$0 80
1864,	“ 55 “ — 100 “ 1.25 .....	1 37½
1865,	“ 60 “ — 120 “ 1.50 .....	1 80
1866,	“ 60 “ — 120 “ 1.50 .....	1 80
1867,	“ 60 “ — 120 “ 1.15 .....	1 38
1868,	“ 55 “ — 110 “ 1.25 .....	1 37½
1869,	“ 50 “ — 100 “ 1.01 .....	1 01
1870,	“ 50 “ — 100 “ 1.10 .....	1 10
1871,	“ 55 “ — 110 “ 1.33 .....	1 46
1872,	“ 55 “ — 110 “ 1.50 .....	1 65
1873,	“ 80 “ — 160 “ 1.10 .....	1 76
1874,	“ 75 “ — 150 “ 1.10 .....	1 65
1875,	“ 70 “ — 140 “ 1.50 .....	2 10
1876,	“ 65 “ — 130 “ 1.40 .....	1 80
1877,	“ 60 “ — 120 “ 1.12 .....	1 32
Making a total of taxes overpaid.....		\$22 37

Which I ask your honorable body to refund.

For which I will ever pray.

JOHN KEELEY.

Councilman Bermann offered the following motion; which was referred to the Committee on Gas-Light:

That the City Civil Engineer be instructed to notify the Indianapolis Gas-Light & Coke Company to discontinue lighting the second lamp south of McCarty street, on the east side of New Jersey street, and, in place thereof, to light the first lamp west of New Jersey street, on the north side of McCarty street.

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

That the City Civil Engineer be directed to notify the contractor to bowlder the street and alley crossings along the present line of improvement, between Delaware and East streets, on McCarty street, *provided* said contractor will do the work at his present contract price, the entire cost not to exceed \$110.

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

That the Board of Public Improvements be instructed and authorized to secure, by lease, the proper grounds, procure the necessary material, and cause to be erected a suitable building, for the purpose of working the prisoners confined in the Station House; also, that they be authorized to make the best possible arrangements for procuring stone, to be broken by said prisoners and used for street improvements

Councilman Cummings presented the following communication; which was duly received:

Indianapolis, November 4, 1878.

To the City Council:

I wish you would please get some ground for me to bury the dead in. We are out of ground, and must have some. There are some lots in the cemetery for sale, and the owners want to sell them.

The fences want fixing. The fence on the south side of the yard is falling down.

I wish you would see after it.

Yours respectfully,

JACOB ROSS, City Sexton.

Immediately after the reading of preceding communication, the same gentleman offered the following motion; which was referred to the Committee on Benevolence and Hospitals, with instructions to contract for and purchase additional burying ground, present expenditure being limited to \$50:

That the Committee on Finance be requested to look into the purchasing or providing of more ground, for the burying of the dead, in the Greenlawn Cemetery, as said ground is reported to have been all filled up.

The same gentleman offered the following motion; which was referred to the Board of Public Improvements:

That the Street Commissioner be ordered to cause the work to be done of laying a plank street crossing on Illinois street, corner of First street. John Bevan will furnish the material for same.

Councilman Dill offered the following motion; which was adopted:

That the City Civil Engineer be directed to report the cost per square of removing the blocks, and filling Tennessee street to the proper grade with good river or creek gravel.

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

That the Street Commissioner be directed to place a double-stone crossing at the four crossings at the intersection of Illinois and Washington streets.

Also, offered the following motion; which the Chair (Hon. Mr. Walker, President *pro tempore*) declared out of order:

That the Street Commissioner be directed to build a fence around the four crossings mentioned in the previous motion, as a precaution for the passers.

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

That R. P. Dunning proceed with the work of improving Georgia street, between Illinois street and Meridian street, inside the next eight days; and if not commenced by November 12th, 1878, the contract to be declared null and void.

That the City Attorney be instructed to give an opinion on section 18 of a certain Act of the General Assembly of the State of Indiana, approved March 17th, 1875, [see "Charter and Ordinances," page 152]. The interpretation of this law is necessary, both as to opening and vacation cases, with a view, if possible, to attach the expenses attending same to the petitioners for openings, vacations, etc., thus avoiding a tax upon the general public, through drafts upon the city treasury.

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

That the Street Commissioner be instructed to clean the gutters of N. New Jersey street, between Massachusetts and Fort Wayne avenues.

That the Street Commissioner be instructed to put in wooden bridges at the intersection of Home and Central avenues. This crossing is very important to the city's interest, as it is the most direct route for the Sixth street fire company to reach the northeastern part of the city.

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

That the City Civil Engineer, with the Board of Public Improvements, ascertain the cost of erecting a fence along each side of Michigan street, between the mill-race and White River, and report, at the next session of the City Council, and recommend what action should be taken to put said street in a safe condition for public travel.

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

That the Street Commissioner be directed to fill the mud-hole in front of the City Hospital grounds, with gravel.

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

That thirty days' extension of time be granted John Greene, in which to complete his contracts for improving Beech and Lawrence streets.

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

That the Street Commissioner be directed to fill up, with gravel, the mud-holes in the first alley east of Alvord street, running north from Malott avenue.

That the Street Commissioner be directed to re-gravel Hill avenue, where needed.



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

That the Board of Public Improvements, together with the City Attorney, be instructed to examine the charter of the Citizens' Street Railway Company of the City of Indianapolis, to ascertain if the said company are fulfilling their part of the contract with the city, in building the new line of railway on Massachusetts avenue, by laying old rail and turning them the reverse way to which they were intended to lay, thereby making it an impossibility for a wagon to get out if it should happen to get in between the rails, without great inconvenience and, in all probability, with the loss of one or more wheels; also, in laying a T-rail on Noble street; and to report to this Council without delay.

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

That the Street Commissioner be directed to fill the chuck-holes in New York street, between West street and Blackford street.

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

That Coffin, Fletcher & Co. be granted permission to put down a line of telephone, from Holmes, Pettit & Bradshaw's pork-house, along the first alley to White River, to their pork-house, on Shearer street.

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

That the City Attorney be instructed to prepare the necessary deeds of conveyance from the City of Indianapolis to the grantors of the property known as the "North Park."

Councilman O'Brien offered the following petition ; which was referred to the Board of Public Improvements :

Gentlemen of the Common Council of the City of Indianapolis :

There is a very bad crossing at the intersection of Pearl and Missouri streets, which your petitioners would respectfully ask your honorable body to have repaired soon.

Valentine Meier, Julius Adler, Allez & Gross, Wm. H. Green, Wm. Catt, E. Miller, D. F. Ratts, Zeph. Hollingsworth, Hiram Almont, John Campbell, James O'Mara, John W. Boyce, M. Davis, J. T. Seely, John Williams, Jacob W. Jones, John Wicke, A. M. Stout.

Also, offered the following resolution :

WHEREAS, We, the members of the Common Council of the City of Indianapolis, have learned, with sincere regret, of the sudden and untimely death of J. J. Duffley, late a member of this body ;

AND WHEREAS, We regard it as eminently just and proper that this body should take such action as will appropriately express its regret for the sudden death of

our deceased friend, and to extend to his bereaved family and friends its sympathy and condolence: Be it, therefore,

*Resolved*, That a committee of three, of which His Honor, the Mayor, shall be chairman, be directed to draft such resolutions as shall appropriately express the intent of this resolution.

Which was adopted 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, Reasner, Rodibaugh, Showalter, Sindlinger, Steeg, Walker, Wiese, and Wright.

**NAYS**—None.

His Honor, President Caven, appointed Councilmen O'Brien and Wright as his associates on the select committee required by preceding resolution.

Councilman Off offered the following motion ; which the Chair (Hon. Mr. Walker, President *pro tempore*) declared out of order, as being in conflict with existing city ordinances :

That C. Ruckelhaus be granted permission to erect a wooden awning over the sidewalk in front of his place of business, No. 277 N. Noble street.

Councilman Reasner presented the following petition ; and, on his motion, the prayer of the petitioner was duly granted :

To the Honorable City Council :

The undersigned, owner of the property at corner of Pine and Washington streets, respectfully asks permission to sink a well on the sidewalk opposite her property on Pine street.

November 4, 1878.

MRS. C. HUNT.

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

That the Street Commissioner be ordered to clean out the south gutter of Michigan Road, from Washington street to Oriental street.

Councilman Reading presented the following petition ; and, on his motion, the prayer of the petitioner was duly granted :

Indianapolis, November 4, 1878.

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

*Gentlemen* :—I hereby ask your honorable body to grant me a license to sell general merchandise at auction, for the term of three months, at No. 89 S. Illinois street.

Very respectfully,

JOHN J. HARLAN.

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

That the Street Commissioner be directed to clean the gutters of Coburn street, between East street and Virginia avenue.

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

That the (joint) Committees on Finance be, and they are hereby, authorized to advertise for proposals for temporary loan of one hundred thousand dollars for the City of Indianapolis—money to be furnished on December 20th, 1878.

PENDING ORDINANCES—PROCEEDINGS HAD THEREON.

Councilman McKay called up the following entitled ordinance, and it was read the second time :

G. O. 44, 1878—An Ordinance re-organizing the Fire Department, and repealing all former ordinances in relation thereto.

Councilman Cummings moved that the foregoing entitled ordinance be stricken from the files; upon which motion, the "ayes and nays" were demanded by Councilman McKay, and aforesaid ordinance was stricken from the files by the following vote :

**AYES, 14—viz.:** Councilmen Anderson, Brown, Bruner, Cummings, Dill, Layman, Maus, McGinty, O'Brien, Reading, Reasner, Showalter, Sindlinger, and Wiese.

**NAYS, 10—viz.:** Councilmen Bermann, Marsee, Morris, Morse, McKay, Off, Rodibaugh, Steeg, Walker, and Wright.

General Ordinances 51 and 52, 1878, and Special Ordinance 51, 1878, were duly called up, were read the second time, and were severally ordered to be engrossed.

General Ordinance 54, 1878, was, also, called up, and read the second time; when sundry amendments to section 1 were proposed, and were severally adopted, so that the Wood-Market established by said ordinance [see title, page 570, *post*], shall be located as follows :

On the south side of Washington street, between Missouri street and the first alley west of Missouri street, and on the west side of Missouri street, between Washington and Maryland streets.

On Councilman Brown's motion, the rules were ordered to be suspended, for the purpose of now reading General Ordinance 41, 1878, the second and third times, and placing same on its passage, by the following vote :

**AYES, 20—viz.:** Councilmen Anderson, Bermann, Brown, Bruner, Layman, Marsee, Maus, Morris, Morse, McKay, O'Brien, Off, Reading, Reasner, Rodibaugh, Showalter, Steeg, Walker, Wiese, and Wright.

**NAYS, 4—viz.:** Councilmen Cummings, Dill, McGinty, and Sindlinger.

Aforesaid ordinance was then read the second time, and a certain blank in the fourth section was filled by inserting the word "ten"; thus making it unlawful to demand or receive a price or sum greater than ten cents per cubic foot for removing the contents of privy vaults, etc.

Said ordinance was then ordered to be engrossed.

The following entitled ordinance was then read the third time :

- G. O. 51, 1878—An Ordinance requiring the Cleveland, Columbus, Cincinnati & Indianapolis Railway Company and the Indianapolis, Peru & Chicago Railway Company to station a Flagman at their Davidson street crossing.

And was passed 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, Reasner, Rodibaugh, Showalter, Sindlinger, Steeg, Walker, Wiese, and Wright.

NAYS—None.

The following entitled ordinance was also read the third time :

- G. O. 53, 1878—An Ordinance granting Cynthia Butsch the right to construct a Switch over, along, and upon certain lands of the City of Indianapolis.

And was passed 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, Reasner, Rodibaugh, Showalter, Sindlinger, Steeg, Walker, Wiese, and Wright.

NAYS—None.

The following entitled ordinance was also read the third time :

- G. O. 54, 1878—An Ordinance establishing a Wood-Market upon certain streets therein named.

And was passed by the following vote :

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

NAYS, 1—viz.: Councilman Maus.

The following entitled ordinance was also read the third time :

- G. O. 55, 1878—An Ordinance regulating the cleaning of Privy-Vaults, Water-Closets, and other Receptacles of Human Excrements, and requiring persons who may engage in such business to be duly licensed before undertaking such work.

And was passed by the following vote :

**AYES, 21—viz.:** Councilmen Bermann, Brown, Bruner, Layman, Marsee, Maus, Morris, Morse, McGinty, McKay, O'Brien, Off, Reading, Reasner, Rodibaugh, Showalter, Sindlinger, Steeg, Walker, Wiese, and Wright.

**NAYS, 3—viz.:** Councilmen Anderson, Cummings, and Dill.

The following entitled ordinance was also read the third time :

**S. O. 51, 1878—An Ordinance to provide for improving the first alley south of Prospect street, from Laurel street to Everson street, by grading and graveling.**

And was passed 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, Reasner, Rodibaugh, Showalter, Sindlinger, Steeg, Walker, Wiese, and Wright.

**NAYS—None.**

#### ADDITIONAL MISCELLANEOUS BUSINESS.

Councilman McKay, by consent, offered the following motion :

That the Fire Board be, and are hereby, instructed to have No. 7 Fire Engine and one hose reel discontinued from service in the Fire Department, and properly housed, for future use if necessary.

Councilman Dill moved to lay the preceding motion on the table ; which the Common Council refused to do, by the following vote :

**AYES, 6—viz.:** Councilmen Anderson, Cummings, Dill, McGinty, Reading, and Wiese.

**NAYS, 18—viz.:** Councilmen Bermann, Brown, Bruner, Layman, Marsee, Maus, Morris, Morse, McKay, O'Brien, Off, Reasner, Rodibaugh, Showalter, Sindlinger, Steeg, Walker, and Wright.

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

On Councilman Brown's motion, it was ordered that, until further orders, the Common Council should assemble at the hour of seven o'clock P. M.

On motion, the Common Council then adjourned.

JOHN CAVEN, Mayor,

President of Common Council.

Attest : BENJ. C. WRIGHT, City Clerk.