

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—JANUARY 20, 1879.

The Common Council of the City of Indianapolis met in the Council Chamber, on Monday evening, January 20th, A. D. 1879, at 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, Tucker, Walker, Wiese, and Wright—25.

ABSENT—None.

The Proceedings of the Common Council, for the regular session, held on January 6th, 1879, having been printed, and placed on the desks of the Councilmen, said proceedings were duly approved as published.

COMMUNICATIONS, ETC., FROM THE MAYOR.

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

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 December, 1878, due the City Treasury was \$27; and the amount collected for the months of October, November, and December, 1878, due the Home for Friendless Women, was \$96 85; which I have paid the City Treasurer, and filed his receipt therefor with the City Clerk.

Respectfully submitted,

J. CAVEN, Mayor.

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

Indianapolis, January 20, 1879.

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

Gentlemen:—The undersigned, commission merchant and auctioneer of said city, hereby makes application for license to sell at auction for one year, with the privilege of taking out such license for a period of three months at a time—such license to be issued in accordance with the provisions of the ordinance governing such matters.

Respectfully, etc.,

ROBERT ELLIS.

Also, presented the following notice; which, on Councilman Marsee's motion, was referred to the Council and Aldermanic Committees on Parks and the City Attorney, for joint consideration:

STATE OF INDIANA, *Marion County*:

Indianapolis, Ind., November 23, 1878.

Hon. JOHN CAVEN, Mayor City of Indianapolis:

You will please open, within sixty days, that part of the following described road, belonging to the City of Indianapolis, fifty feet wide, to-wit:

Commencing on the east line of the Madison State Road, at the southwest corner of the east half of the northwest quarter of section (24) twenty-four, township (15) fifteen, north range (3) three east, and continuing due east on the centre line of said section twenty-four (24), to the Shelbyville State Road.

Given under my hand, this day and year first above written.

A. W. DENNY, Supervisor Road Dist. No. 3.

Notice served January 11, 1879.

J. CAVEN, Mayor.

His Honor called the attention of the Council Committee to the outlay made by the city on behalf of the State of Indiana, on account of the State Militia called out by Governor Williams during the Railroad Strike of July, 1877, and suggested that immediate steps be taken, now that the General Assembly was in session, to reimburse the city treasury with at least the appropriation made in this behalf on the 4th day of September, 1877, amounting to \$1,773.59.

On Councilman Layman's motion, this matter was referred to the Council and Aldermanic Committees on Finance and the City Attorney, with instructions to promptly memorialize the General Assembly, and ask that the mentioned outlay on behalf of the State be refunded to this city through legislative appropriation.

REPORTS, ETC., FROM CITY OFFICERS.

To the Mayor and Common Council:

Gentlemen:—I herewith report the following estimate, in accordance with instructions from the Common Council and Board of Aldermen:

A first and partial estimate in behalf of R. P. Dunning, for grading and bowldering Georgia street, from Meridian street to Illinois street—

637½ lineal feet, at \$1.19..... \$758.62

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

The following estimate resolution was then offered:

Resolved by the Common Council and Board of Aldermen, That the foregoing first and partial estimate allowed R. P. Dunning, for grading and bowldering Georgia street, from Meridian street to Illinois street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen, and that the property owners are hereby required to pay the sums set opposite their respective names.

And was adopted by the following vote :

AYES, 14—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Morris, Morse, McGinty, McKay, Off, Reading, Showalter, Sindlinger, Steeg, and Tucker.

NAYS—None.

The City Clerk offered the following resolution :

WHEREAS, On the 18th day of November, 1878, the Common Council ordered a precept to issue in the case of David A. Haywood vs. Talbott Bullard's Heirs—viz., Katharine Bullard, Wm. H. Bullard, and Harry F. Bullard—which action was concurred in by the Board of Aldermen on the 19th day of November, 1878; **AND WHEREAS**, There was an error in the description of the property precepted, as given in the affidavit on which said precept was ordered to issue: Therefore,

Be it Resolved, That all action heretofore taken by the Common Council and Board of Aldermen, in ordering said precept to issue, is hereby rescinded and annulled, and the said David A. Haywood is hereby authorized to file a new affidavit for precept in said matter.

Which was adopted by the following vote :

AYES, 14—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Morris, Morse, McGinty, McKay, Off, Reading, Showalter, Sindlinger, Steeg, and Walker.

NAYS—None.

The same officer, also, 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:

John Greene vs. Ingram Fletcher, for.....	\$10 50
James Mahoney vs. William H. Kilvert, for	17 68
David A. Haywood vs. Talbott Bullard's Heirs—viz., Katharine Bullard, William M. Bullard, and Harry F. Bullard, for	179 33

And recommend that you order the precepts to issue.

BENJ. C. WRIGHT, City Clerk.

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

AYES, 16—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Maus, Morris, Morse, McGinty, McKay, Off, Reading, Showalter, Sindlinger, Steeg, Tucker, and Walker.

NAYS—None.

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

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

Gentlemen :—In accordance with your direction, I have prepared a deed of quit-claim from the city to Elisha J. and Charles A. Howland, executors of the estate

of Powell Howland, deceased, for the grounds heretofore conveyed by said Powell Howland to the city for a part of what is known as the North Park; and if the same meets with your approval, I recommend that the Mayor be instructed to execute the same in the name of the city.

I would also report that I have collected the sum of \$5, being the amount of the fine in the case of *The City v. Coleman*, in the Superior Court, upon appeal from the Mayor's Court, for the violation of a city ordinance. I have paid the same to the City Treasurer, and herewith file his duplicate receipt therefor.

I would also report that, in compliance with your instructions, I have prepared a lease from the city to I. L. Frankem, in accordance with the report of the Committees on Public Buildings. If it meets your approval, I would recommend that the Mayor be instructed to execute the same in the name of the city.

Respectfully submitted,

R. O. HAWKINS, City Attorney.

On motion, the quit-claim deed referred to in the first paragraph of preceding report, together with the lease mentioned in the last paragraph, were referred to the Judiciary Committee for examination.

The action of the officer, as set forth in the second paragraph, was duly approved.

The Chief Fire Engineer submitted the following report; which, on motion, was referred to the Fire Board:

Indianapolis, January 20, 1879.

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

Gentlemen:—In compliance with your order of January 6th, 1879, in regard to connecting the different Engine Houses together by telephone, I would report as follows:

Rent of instruments	\$176 00
Ten miles of wire	153 00
Insulators for same.....	50 00
Eleven call-bells, @ \$3.50.....	38 50
Insulated wire... ..	10 00
Total.....	\$427 50

The above calculation is made on a basis of a ten-mile circuit. Should the circuit be more than that, for every additional mile it would add \$25.15. Should the circuit be less than that, the same reduction will be made.

The above amount is for the rent of instruments and for materials. After the first year, the cost per year would be the rent of the instruments—\$176.00.

I think the circuit will not be more than ten miles. The work can all be done by our own men. The wire can be run on the same poles that carry our other wire.

Respectfully submitted,

J. G. PENDERGAST, Chief Fire Engineer.

REPORTS, ETC., FROM OFFICIAL BOARDS.

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

Deaths registered during the two weeks ending on January 20th, 1879:

Under 1 year.....	15
1 to 2 years.....	0
2 to 5 ".....	4
5 to 10 ".....	3
10 to 15 ".....	0
15 to 20 ".....	2
20 to 25 ".....	0
25 to 30 ".....	5
30 to 40 ".....	7
40 to 50 ".....	2
50 to 60 ".....	3
60 to 70 ".....	1
70 to 80 ".....	1
80 to 90 ".....	0
90 to 100 ".....	0
100 and upwards.....	0
Unknown.....	4
Total.....	47

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

REPORTS, ETC., FROM COMMITTEES.

The Committee on Benevolence and Hospitals, through Councilman Dill, presented the following reports; which were duly received:

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

Gentlemen:—The Board of Trustees of the Home for Friendless Women here with present the Report of their Treasurer and that of the Secretary and Treasurer of the Board of Managers, for the year 1878.

All of which is respectfully submitted in behalf of the Boards:

J. H. VAJEN,
 CHAS. N. TODD,
 Executive Committee.

Indianapolis, January 16, 1879.

THE TRUSTEES OF THE HOME FOR FRIENDLESS WOMEN,
 In account with WM. S. HUBBARD, Treas.

RECEIPTS.

Amount in the treasury last report.....	\$ 2 51
From the Peck Fund, by Elders of the Second Presbyterian Church....	405 56
From membership annual dues.....	24 00
From Thos H. Sharpe, Treasurer Yellow Fever Fund.....	150 00
From City Orders for collected fines.....	181 15
	<hr/>
	\$763 22

EXPENDITURES.

1.	To Journal Co. for advertising.....	\$ 1 05
2.	To M. M. Todd, Treasurer Board of Managers.....	240 00
3.	“ “ “ “ “	51 31
4.	“ “ “ “ “	110 00
5.	“ “ “ “ “	56 96
6.	“ “ “ “ “	10 45
7.	“ “ “ “ “	123 45
8.	To I. C. Hayes, insurance.....	40 00
9.	To D. E. Snyder, “ (2 policies).....	60 00
10.	To E. S. Field, “	40 00
11.	To R. Tousey, “	30 00
		<hr/>
		\$763 22

Respectfully,

W. S. HUBBARD, Treasurer.

REPORT OF THE TREASURER AND SECRETARY OF THE BOARD OF MANAGERS OF
 “THE INDIANAPOLIS HOME FOR FRIENDLESS WOMEN,” FROM
 JANUARY 1ST, 1878, TO JANUARY 1ST, 1879.

1878.	<i>Dr.</i>	
January 1st.	To balance.....	\$ 291 08
February 23d.	To interest on Mr. Peck's legacy, received from Wm. S. Hubbard, Treas.....	240 00
June 7th.	To city fines, received from Wm. S. Hubbard, Treasurer of the Board of Trustees for “The Home”.....	51 31
July 10th.	To interest on Mr. Peck's legacy, received from Wm. S. Hubbard, Treasurer of Board of Trustees.....	110 00
August 16th.	To interest and exchange on Mr. Peck's legacy, received from Wm. S. Hubbard, Treas. of Board of Trustees.....	56 96
September 18th.	To city fines, received from Wm. S. Hubbard, Treasurer of Board of Trustees of “The Home”.....	10 45
November 23d.	To funds received from Wm. S. Hubbard, Treasurer, part of the division of the Yellow Fever Fund.....	123 45
November 26th.	To funds received on Donation Day.....	138 00
“	To funds collected by the Board of Managers.....	218 74
“	To funds received for work done at “The Home”.....	320 41
		<hr/>
		\$1560 40

1878.	<i>Cr.</i>	
By Matron's salary.....	\$ 300 00	
By Cook's wages.....	36 00	
By Repairs and Furniture.....	83 52	
By Fuel.....	105 65	
By Sawing Wood.....	21 75	
By Clothing for Inmates.....	44 43	
By Plowing Garden and Yard expenses.....	10 97	
By Drugs, Stationery, etc.....	41 80	
By current expenses.....	825 69	
By balance.....	90 59	
	<hr/>	
	\$1560 40	

243 adults have been admitted into “The Home,” and 80 children, during the year 1878—323 in all.

For 75 of this number employment has been found in respectable families; 31 mothers took their children with them; 35 young girls have been rescued from the

snare of the deceiver, restored to parents or friends. From these we receive many letters, full of gratitude and affection for kindness shown them in their time of suffering and desertion. These letters more than compensate us for all our time and care. 113 were transient persons, deserted wives and children, widows and orphans, virtuous, but unfortunate, women and girls. Sick and weary of life, they come to us, or are sent, asking for shelter and protection until they gain strength to reach former homes and friends. We keep them as long as they seem to need rest and food; then they start again on their cheerless way, thankful for the help and encouragement given them. 25 have been sent to the City Hospital, suffering from various diseases. 1 adult has died from dropsy. 3 infants have died. 5 infants were born in "The Home." 16 infants have been adopted by good families. 5 infants have been placed in "The Orphans' Home." 1 young girl has been committed to "The Reformatory." 5 adults have been sent to the "County Asylum." 16 remaining in "The Home."

The past year has been one of perplexity and trial to the Matron and Board of Managers of "The Home." Some months there was no income from any source whatever: during other months, a mere pittance, insufficient for daily wants. At one time, it was feared the year would be closed with unpaid bills—a contingency much dreaded. Industry and prudent management on the part of our estimable Matron, Mrs. M. R. Bullitt; a willing, helping spirit on the part of our coming and going inmates; our quilter's busy needle; added to the efforts of the members of the Board of Managers—averted the evil, and the year closed with all bills paid, and a small balance on hand.

The Board would again thank the many friends who have so kindly responded to appeals made to them, at their homes and places of business, and on Donation Day.

Committing our work to Him who has ever been our present help in time of need, we commence our twelfth year, hoping for, and trusting in His continued blessing.

By order of the Board of Managers:

MRS. L. F. HYDE, Secretary.

MRS. M. M. TODD, Treasurer.

Indianapolis, January 1, 1879.

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

To the Common Council of the City of Indianapolis:

Gentlemen:—Your Committee on Gas-Light would report against "re-placing one-half of the street lamps recently displaced on Prospect street, east of Spruce street."—[Motion offered by Councilman Brown, on 6th instant.]

We would also report against "changing the gas from the lamp situated on the third alley south of South street, on the east side of West street, and lighting the lamp at the corner of Root and West streets, south of McCarty street."—[Motion offered by Councilman McGinty, on 6th instant.]

Respectfully submitted,

M. M. CUMMINGS,
W. H. TUCKER.

The Committee on Railroads submitted the following report; which was duly received; and then, on Councilman O'Brien's motion, the consideration thereof and action thereon were deferred until the next regular session:

To the Common Council and Board of Aldermen:

Gentlemen:—Your joint Committee on Railroads, to whom was referred the resolution requiring an investigation of the management of the Citizens' Street

Railway Company, and report if said company had violated its charter, submit the following as the result of our inquiry:

We held a meeting (at which all the members were present except Alderman Stratford), and, together with the City Attorney, made the required investigation, and found as follows:

Said company violates the 5th clause of section 12 of their charter, by stopping their cars on cross-walks, and in front of intersecting streets.

Clause 9 of same section is also violated, in failing to call out the names of all cross-streets.

Section 17 is also violated, in failure or refusal to use improved cars and the most approved rail.

We would recommend that the City Marshal be instructed to notify said company to comply, at once, with the provisions of its charter, and that wherever rails are laid in violation of said charter, they be taken up and re-placed with approved rails within one hundred and twenty days—and until said company comply with said notice, they shall not be permitted to lay any more tracks in this city.

We would further recommend instructions be given to the City Civil Engineer and Street Commissioner to carefully inspect the various lines of the Street Railway Company, and report to the Council all points on said lines where the tracks do not conform to the grade of the street.

We would also recommend that the joint Committees on Judiciary, together with the City Attorney, be instructed to confer with the managers of the Street Railway Company, with a view to a revision of the rules now governing the street railroads of this city, and report same for approval. This recommendation is made because, in our opinion, injustice is done the said Street Railway Company in some respects, while, in others, the public is not sufficiently protected.

Respectfully submitted,

W. H. TUCKER,
MARTIN MCGINTY,
J. M. BRUNER,

Council Committee on Railroads.

Messrs. Bruner and McGinty sign the above report, except that part prohibiting the Street Railway Company from laying any more tracks until the provisions of the charter are complied with.

By consent, Councilman Cummings was permitted to offer the following resolution:

WHEREAS, The tracks, equipment, and management of the Citizens' Street Railway Company are now, and have been for years past, in shameful violation of the ordinance under which they were allowed the use of the streets of this city: Therefore, be it

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis:

1st. That the ordinance ordained January 18th, 1864, providing for the construction and operation of Street Railways by the Citizens' Street Railway Company, be declared forfeited, by reason of the flagrant violation of the provisions of said ordinance by said company.

2d. That the Joint Committees on Judiciary and the City Attorney be, and are hereby, instructed to prepare an ordinance providing for the government of all street railways now in use or hereafter to be constructed, and the repeal of all ordinances now in force regarding the construction, management, and operation of street railways in the city.

After due discussion of preceding resolution was had, on Councilman Steeg's motion, it was laid on the table.

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

To the Mayor and Common Council:

Gentlemen:—Your committee, to whom was referred the motion of Councilman Steeg—"That Hammond & Chamberlain be allowed the privilege to construct a drive-way across the sidewalk in front of their place of business, on Dougherty street—the same to be bowldered at their own expense and under the direction of the City Civil Engineer"—would report that we have examined the premises, and would recommend that the motion be passed.

Respectfully submitted,

S. MORRIS,
MARTIN MCGINTY,
Committee on Streets and Alleys.

MESSAGE FROM THE BOARD OF ALDERMEN.

The following message was read:

To the Common Council of the City of Indianapolis:

Gentlemen:—At the last regular session of the Board of Aldermen, held on January 7th, 1879, said body refused to concur in the first clause of the report from your Judiciary Committee and the City Attorney, by and through concurrence in which your honorable body had ordered the refunding of the sum of \$42 25 to Joseph K. Sharpe (amount of sewer assessment on the alley frontage of Mr. Sharpe's property at northeast corner of Delaware and Maryland streets), in event of satisfactory evidence being furnished that Mr. S. had paid aforesaid assessment to the contractor by whom such sewer had been constructed.

I herewith report the foregoing non-concurrent proceedings for your further consideration and action upon the case.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

And then, on Councilman McKay's motion, the Common Council determined to adhere to its action of the 6th instant [see pages 711 and 712, *ante*], by the following vote:

AYES, 15.—viz.: Councilmen Anderson, Bermann, Layman, Marsee, Maus, Morris, McKay, O'Brien, Off, Reasner, Rodibaugh, Steeg, Tucker, Walker, and Wiese.

NAYS, 10.—viz.: Councilmen Brown, Bruner, Cummings, Dill, Morse, McGinty, Reading, Showalter, Sindlinger, and Wright.

MISCELLANEOUS BUSINESS.

Councilman Bermann offered the following motion; which was referred to the Fire Board:

That the City Civil Engineer be instructed to advertise for proposals to construct two fire cisterns between Madison avenue and East street, and south of Dunlop street—actual location to be designated by the Chief Fire Engineer.

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

That the Union Railway Company be requested to place safety-gates to protect their Virginia avenue crossings.

Councilman Cummings offered the following motion; which failed of adoption:

That the Committees on Gas-Light be instructed to employ a competent person to prepare a schedule for the lighting and extinguishing of street lamps—the cost thereof not to exceed \$25.

Councilman McKay presented the following petition; which was referred to the Judiciary Committee and the City Assessor:

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

Your petitioner respectfully shows:

That she is the owner of the following real estate in the City of Indianapolis: Thirty feet off of the east side of lot 23, in out-lot 151.

Said property has been, for years past, erroneously assessed in this: That for the year 1876, it was at the sum of \$3,000 (lot, \$1,000; improvement, \$2,000). That for the year 1877, it was at the sum of \$2,500 (lot, \$1,000; improvement, \$1,500).

In proof of the foregoing over-assessment, your petitioner shows that the Assessor of the city, upon being brought to see this, voluntarily changed and altered such assessment for the year 1878, reducing it to the sum of \$1,350 (lot, \$650; improvement, \$700).

Your petitioner says that, by reason of this over-assessment, and the exceeding hard times, she has been without means, and her taxes have become delinquent for the years named. A philanthropic friend offers to supply the money to pay the taxes, if the amount can be reduced to a just and honest figure.

Your petitioner therefore prays your honorable bodies to reduce the appraisement for the years delinquent—to wit: 1876 and 1877—to the figures at which the honorable Assessor has fixed for the year 1878; whereupon your petitioner engages and promises to pay and discharge, in money, at once, all the current and delinquent taxes: otherwise, she may be unable so to do, as a result of such inequitable assessment.

And she will pray, etc.

MARGRET CAREY,
By H. D. PIERCE, her attorney.

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

That the City Civil Engineer be directed to re-light the lamp on the corner of South and Eddy streets, and to dismantle such other lamp in that vicinity as can best be dispensed with.

Later in the evening, Councilman Morse moved a reconsideration of the vote by which preceding motion had been adopted; but, on Councilman Maus's motion, the proposition to reconsider was laid on the table.

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

That the Committee on Opening, etc., Streets and Alleys be ordered to confer with the Michigan Gravel Road or Pike Company, and procure from such company the price for which it will sell to the city that portion of its said road which lies west of Oriental street and east of the old corporation line.

Councilman Showalter presented the following petition; which was referred to the Judiciary Committee:

Indianapolis, January 20, 1879.

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

The undersigned, by an oversight, on November 18th, 1878, paid city taxes to Wm. M. Wiles, City Treasurer, on lot three (3), square ten (10), in Affenstranger's Sub., seventeen (17) dollars. The above lot was attached on Tax Duplicate, to lot one (1), square ten (10), Affenstranger's Sub., and so, by mistake, I paid the tax on both, in place of paying only on lot one (1), square ten (10), etc.

So, now, I would petition your honorable body to investigate this affair, and, when you find the truth and facts in the case as herein stated, you will please order the City Treasurer to refund said seventeen (17) dollars to me, and collect it from the proper owner or owners.

Yours respectfully,

E. BARTH,
Per J. W. BARTH.

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

That the Chief of Police notify all persons to clean their sidewalks, in compliance with the ordinance pertaining to the same.

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

That the City Attorney be directed to report to this Council, at its next meeting, if there is any law authorizing the city government to compel owners and lessees of public buildings to properly protect the same with proper fire-escapes.

That the City Marshal be instructed to notify the East and West Market Weigh-Masters to weigh everything offered them to be weighed for the city free of charge.

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

That the City Attorney be instructed to prepare an ordinance regulating the sale of wood, making same penalties and license fees as for the sale of coal and coke, and to abolish the East and West Market Wood-Measurers; and that the Weigh-Masters of the East and West Markets be compelled to measure all wood free that may be sent to them for measurement by the City Marshal or the Police Department.

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

That the City Clerk be, and is hereby, instructed to notify the Chief of Police, when medical aid is required at the Station House, to call on Drs. Fletcher, Hubbard, or Brelsford, City Dispensary doctors.

That the Police Board be requested to strictly enforce the ordinance regulating the weighing and measuring of coal and coke, and that they cause the frequent stoppage of carts and compel the weight of the contents to be verified. Also to see that all violations of General Ordinance 44, 1877, are promptly prosecuted.

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

That the joint Committees on Markets be, and they are hereby, ordered to investigate the accounts of J. B. Hampton, late Market-Master, and report to this Council whether there is anything due from him to the city.

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

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

Gentlemen:—Your petitioner would respectfully represent that, at a public tax sale, held by the City of Indianapolis on the 15th day of February, 1877, he purchased a tax-certificate on lot number twenty-four (24), in out-lot one hundred and seventy-four (174), taxed, in the name of James Skillen, for the taxes of 1875 and 1876, for which certificate he paid the sum of one hundred and eighty-nine dollars and twelve cents (\$189.12). And that he has since paid the taxes for the year 1877, being, in amount, the sum of sixty-two dollars and ninety-one cents (\$62.91), paid August 22d, 1878; and also the taxes for the year 1878, being, in amount, the sum of forty-nine dollars and sixty-eight cents (\$49.68), and paid January 6th, 1879.

The sale was erroneous as to description, as the lot was advertised and sold as lot No. 24, in out-lot No. 174, and should have been lot number twenty-four (24), in out-lot one hundred and forty-seven (147).

Your petitioner would, therefore, respectfully ask and demand that the above sums be refunded him, with interest at 6 per cent.; and that the taxes covered by the erroneous sale, and the amounts since paid, be carried to the lot erroneously sold.

FRANK McWHINNEY,

By J. T. LECKLIDER, Att'y-in-fact.

PENDING ORDINANCES—PROCEEDINGS HAD THEREON.

Councilman Steeg called up the following entitled ordinance; which was read the second time:

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 Walker moved the foregoing ordinance be stricken from the files; but, on Councilman Steeg's motion, this proposition was laid on the table.

Councilman McKay moved to refer the ordinance to the Committee on Revision of Ordinances; but, on Councilman Steeg's motion, this proposition was also laid on the table.

Councilman Dill then moved that the Common Council do now adjourn; which was duly ordered by the following "aye and nay" vote:

AYES, 17—viz.: Councilmen Anderson, Brown, Cummings, Dill, Layman, Marsee, Morris, Morse, McGinty, McKay, O'Brien, Reading, Rodibaugh, Sindlinger, Walker, Wiese, and Wright.

NAYS, 8—viz.: Councilmen Bermann, Bruner, Maus, Off, Reasner, Showalter, Steeg, and Tucker.

The Common Council then adjourned.

JOHN CAVEN, Mayor,

President of Common Council.

Attest: BENJ. C. WRIGHT, City Clerk.