

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—AUGUST 4, 1879.

The Common Council of the City of Indianapolis met in the Council Chamber, on Monday evening, August 4th, A. D. 1879, at eight o'clock, in regular session.

PRESENT—Hon. M. L. Brown, President *pro tempore* of the Common Council, in the Chair, and 23 other members, viz.: Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Rooker, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

ABSENT—President Caven and Councilman Prier.

The Journals of the Common Council, for the regular session, held on July 21st, and of the Third Joint Convention, held on July 29th, 1879, having been printed, and placed on the desks of the Councilmen, said journals were approved as published.

Sealed proposals for removing dead animals from the streets, alleys, commons, lots, and yards of the City of Indianapolis, for the term of one year, were opened and read by the City Clerk, and were referred to the Committee on Contracts.

REPORT FROM COMMITTEE ON CONTRACTS.

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:

Your Committee on Contracts, to whom were referred the proposals presented to Council on Monday evening, July 21st, 1879, for paving with brick the sidewalks of Pratt street, from Illinois street to Mississippi street, have examined the same, and find them to be as follows, to-wit:

John Schier, 35 cents per lineal foot front on each side.

R. P. Dunning, 29 cents per lineal foot front on each side.

H. C. Roney, 28 cents per lineal foot front on each side.

Geo. Woodfill & Son, 25 cents per lineal foot front on each side.

Geo. Woodfill & Son being the lowest and best bidders, your committee recommend that they be awarded the contract.

Respectfully submitted,

M. L. Brown,
F. W. Hamilton,
Committee on Contracts.

REPORTS, ETC., FROM CITY OFFICERS.

The City Clerk presented the following official bonds; which, on motion, were severally referred to the Committees on Finance, for joint examination as to sufficiency and responsibility of sureties:

Official bond of R. M. Patterson, City Civil Engineer elect. Penalty of bond, \$2,000; surety, David Macy.

Official bond of William G. Wasson, City Treasurer elect. Penalty of bond, \$1,400,000; sureties, William O. Rockwood, Aquilla Jones, John Thomas, William Mansur, W. H. Morrison, A. D. Lynch, F. A. W. Davis, Ingram Fletcher, R. L. McOuatt, A. L. Wright, Franklin Landers, C. E. Geisendorff, W. A. Ketcham, H. W. Tutewiler, John Landers, John C. Brinkmeyer, Chas. Koehne, J. A. Wildman, R. F. Kennedy, and H. P. Wasson.

Official bond of Joseph T. Magner, City Clerk elect. Penalty of bond, \$5,000; sureties, J. D. Condit and Vinson Carter.

The same officer presented the following contract and bond; which was duly approved:

Contract and bond of Wm. Morrison, for grading and graveling the Alley between Illinois and Meridian streets, and the sidewalks thereof, from North street to Walnut street.

The same officer submitted the following financial statement; which, on motion, was duly referred to the Council and Aldermanic Committees on Finance, for audit:

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

Gentlemen:—I herewith submit an itemized statement, showing the amount of orders drawn on the city treasury during the month of July, 1879:

Board of Health.....	\$	2	80
Bridges		179	37
City Assessor's Department.....		190	50
City Civil Engineer's Department.....		154	16
City Dispensary.....		250	00
City Hall.....		837	33
City Hospital and Branch.....		855	73
Damages and Costs		5,332	50
Fire Department.....		7,680	90
Fountains		12	95
Gas		4,671	96
Incidentals		160	95
Markets		289	15
Market-Masters' Fees.....		189	06
Parks.....		100	86
Police		3,569	33
Printing		325	28
Salary		1,584	98
Station Houses.....		215	73
Street Improvements.....		13	12
Street Repairs.....		3,682	30
Taxes refunded.....		18	32
			\$ 30,317 28
School Fund.....	\$	1,018	89
Tomlinson Estate		10	70
			1,029 59
Total.....			\$ 31,346 87

Respectfully submitted,

BENJ. C. WRIGHT, City Clerk.

The City Treasurer submitted the following financial statement; which, on motion, was duly referred to the Council and Aldermanic Committees on Finance, for audit:

Report of Wm. M. Wiles, City Treasurer, for the month of July, 1879.

RECEIPTS.

Balance on hand June 30th, 1879, as per report.....	\$289,619 47
From delinquent taxes.....	6,912 26
From auction licenses.....	10 00
From dog licenses.....	843 00
From coal licenses.....	8 00
From dray licenses.....	27 00
From express licenses.....	50 00
From hack licenses.....	24 00
From hucksters' licenses.....	360 00
From market masters' fees.....	275 00
From market rents.....	838 00
From peddlers' licenses.....	70 00
From promiscuous (sale of stolen goods).....	6 50
From show licenses.....	60 00
From tapping sewers.....	45 00
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	\$299,148 23.

DISBURSEMENTS.

For Fire Department.....	\$ 7,332 26
For Police.....	3,604 18
For street repairs.....	3,738 90
For City Hospital and Branch.....	757 70
For City Civil Engineer's Department.....	136 35
For City Assessor's Department.....	190 50
For Board of Health.....	2 80
For bridges.....	170 87
For City Dispensary.....	250 00
For City Hall.....	88 08
For damages and costs.....	5,332 50
For elections.....	31 18
For fountains.....	12 95
For gas.....	4,671 96
For incidental.....	147 95
For market masters' fees.....	189 06
For markets.....	289 15
For office fixtures and supplies.....	50
For parks.....	100 86
For percentage.....	10,327 80
For printing, stationery, and advertising.....	145 00
For salary.....	1,512 06
For station house.....	214 23
For street improvements.....	21 97
For taxes refunded.....	18 32
Balance on hand, general fund.....	\$258,840 38
Balance on hand, due school fund.....	1,020 72
	259,861 10
	<hr/>
	\$299,148 23

TOMLINSON ESTATE.

Balance on hand June 30th, 1879, as per report.....	\$ 19,513 65
From rents.....	517 10
	<u>\$ 20,030 75</u>
For repairs.....	10 70
Balance on hand.....	\$20,020 05
	<u>\$20,030 75</u>

Respectfully submitted,

WM. M. WILES, City Treasurer.

To BENJ. C. WRIGHT, City Clerk.

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

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

Gentlemen:—The following reports of the City Hospital and Branch, for the month of July, 1879, are respectfully submitted:

	First Week.	Second Week.	Third Week.	Fourth Week.	Three Days.	Monthly Total.
Number of paid Officers and Employes in Hospital	14					
Number of paid Officers and Employes in Branch.....	1					
Number of beds in Hospital						
Number of beds in Branch.....						
No. of adult patients in Hospital at beginning of week.....	28	27	28	25	26	.....
No. of infant patients in Hospital at beginning of week.....	3	3	2	.....	.....	.....
No. of adult patients received during week	4	5	7	7	5	28
No. of infant patients received or born during week.....	1	1	1	1	.....	4
No. of adult patients discharged during week	6	4	9	4	2	25
No. of infant patients discharged during week.....	1	1	3	.....	.....	5
No. of adult patients who died during week.....	1	1	.....	2	.....	4
No. of infant patients who died during week.....	.....	1	.....	.....	.....	1
No. of patients in Branch at beginning of week.....	.....	.....	.....	.....	.....	.....
No. of patients in Branch at end of week .....	.....	.....	.....	.....	.....	.....
No. of adult patients in Hospital and Branch at end of week	29	27	28	26	28	.....
No. of inf't patients in Hospital and Branch at end of week	3	2	.....	1	1	.....
No. of pay-patients at beginning of week.....	1	1	2	2	2	.....
No. of pay-patients at end of week	1	1	2	2	2	.....
Aggregate number of days of patients in Hospital.....	218	209	213	175	83	898
Aggregate number of days of patients in Branch.....	.....	.....	.....	.....	.....	.....
Total expenditures for month.....	\$ 783 09					
Cash collected from pay-patients and other sources, and paid to City Treasurer.....	\$25 00					
Aggregate number of days subsistence furnished	1314					
Average daily cost of each patient	87.2 cts.					
Average daily cost for patients, officers, and employes.....	59.6 cts.					

WILLIAM N. WISHARD, M. D., Superintendent.

The Superintendent of the City Dispensary submitted the following report; which was duly received:

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

Gentlemen:—The following reports of the City Dispensary, for the month of July, 1879, are respectfully submitted:

Number of Medical cases treated in Dispensary	263	
Number of Surgical cases treated in Dispensary.....	67	
Number of Diseases of Nervous System treated in Dispensary.....	15	345
Number of patients treated outside of Dispensary.....	96	
Number of patients treated at Station-House.....	22	
Number of patients treated at News-Boys' Home.....	1	119
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Total number of patients treated during month.....		464
Total number of visits made during month.....		295
Total number of prescriptions filled.....		644

EXPENDITURES FOR MONTH.

C. A. Ritter, Superintendent	\$ 44	45
L. R. Rubush, Assistant Physician	20	85
F. M. Ferree, Prescription Clerk.....	31	13
W. A. & I. N. Pattison, Drugs for June.....	22	85
W. A. & I. N. Pattison, Drugs for July	35	60
Eli Lilly, Drugs.....	5	40
Yohn Brothers, Stationery	2	10
M. S. Brestor, Rent	12	00
Room rent for Assistant Physician.....	5	00
For repairs on Ohio street property.....	350	00
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Total expenditures.....	\$529	38

C. A. RITTER, M. D., Superintendent.

The Chief Fire Engineer submitted the following report; which was duly received, and then, on Councilman Pearson's motion, the City Marshal was ordered to carry out the requirements of section 2 of "An Ordinance relative to unsafe and insecure Walls and Buildings":

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

Gentlemen:—In compliance with your order of July 21st, 1879, with reference to the building on the corner of Washington and Blackford streets, I would report as follows:

Complaint was made to me, about June 4th, 1879, of the above described building, and I proceeded at once to examine the same, and found the windows and doors all open, and the roof seemed to be in a dangerous condition and liable to blow down or fall at any time; and I found, also, that it was a resort for tramps and other bad characters, and that it was liable to be set on fire at any time, which would very much endanger adjoining property. From the above facts, I condemned said building, and on the 6th of June, 1879, I ordered the said G. W. Stout and James Skillen to take down and remove said building, or repair and place it in a safe condition, the same within five days. On failure to comply with said order, on the 17th of June, 1879, I filed a complaint with the Mayor against said parties, since which time I have not ascertained what the result has been, but the building still remains in the same, or a worse, condition than when I filed the complaint.

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:

Report of Deaths in the City of Indianapolis, from July 16th to 31st, 1879, inclusive.

Under 1 year	48
1 to 2 years	6
2 to 5 "	3
5 to 10 "	2
10 to 15 "	2
15 to 20 "	2
20 to 25 "	6
25 to 30 "	3
30 to 40 "	5
40 to 50 "	6
50 to 60 "	3
60 to 70 "	0
70 to 80 "	1
80 to 90 "	2
90 to 100 "	0
100 and upwards	0
Unknown	3
Total	92

HENRY JAMESON, M. D., President
 WILLIAM WANDS, M. D.
 WILLIAM E. JEFFRIES, M. D., Secretary.

The same official board submitted the following report; which was duly approved:

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

Gentlemen:—We respectfully report that the corner of Merrill and Missouri streets, has been visited, and no nuisance found in that locality. Also, that the privy-vaults connected with the business houses on Meridian street, between Washington street and the railroad, and the one at the Union Depot, have all been examined, and proper notices were served on those needing attention. The Union Depot Company have been fined for maintaining a nuisance.

The owners of the following property have given their consent for the ground to be used as a public dumping-place, without cost to the city:

Lots 31 and 26, belonging to J. C. Yohn.

Lots 10, 11, 21, and 22, belonging to Yohn, Hubbard, and Marsee.

Lots 29 and 30, belonging to Hiram Seibert.

Lot 44, belonging to the city.

We respectfully recommend that the boundaries of the lots mentioned be designated by the proper officer, so that the city may not be liable for dumping in the wrong place, providing you approve of our selection.

For the month of July, 510 notices have been served to clean vaults, etc.; 390 being served by the sanitary policemen and 120 by the day patrolmen.

The Sanitary Police Force is still inadequate for the work. The demands on them are incessant and likely to continue during the summer.

The most difficult matter with which this Board has to contend is the nuisance caused by waste water in localities where there are water-mains, but no sewers to carry off the overflow. We respectfully suggest, for your future consideration,

that water-mains ought not to be placed where sewers are not within easy reach; for the introduction of hydrants multiplies the slop ten fold; and even the clear water itself soon becomes a nuisance, by stagnating in the gutters.

Respectfully submitted,

Henry Jameson, President,
W. E. Jeffries, Secretary,
Board of Health.

The Fire Board, through Secretary Tucker, submitted the following report; which was duly received :

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

Our attention was called by the Chief Fire Engineer to the fact that Hook and Ladder Truck No. 1, in this Department, is worn out and unsafe, and must certainly be repaired, or re-placed with a new one. We at once proceeded, in company with Mr. G. H. Stover, to examine said truck, and find as follows :

1st. That the coupling in the truck is rotted out, so that there is nothing to hold it together but the iron, which is also in bad condition.

2d. That the frame-work on the front part of the truck is decayed, is supported only by the irons, and is liable to break down at any time.

3d. That the frame-work on the rear part is in much the same condition.

4th. That the ladders now in use have been in service for many years, and are cracked, decayed, crooked, and wrenched out of shape in many places—so much so that they are very unsafe.

5th. The steering apparatus on the rear part has been repaired so many times and now is in such a condition, that it would seem as though it was money badly spent to repair the same.

Should this truck break down in going to a fire, some one may get hurt or possibly killed.

At times it is necessary to put on these ladders three or four men, and two or three lines of hose, at the same time; and should they break down under such circumstances, certainly the city would be liable for damages, in case some one should be injured.

Also, Hose-Reel No. 10 is worn out. It has been in service for many years, and has had a great many repairs at different times. To repair it now, so as to make it good as it should be, could certainly not be done, without making it almost entirely new. As it now is, it certainly is liable to break down at any time; and should it do so in going to a fire, it is scarcely necessary to call your attention to what we might naturally expect would be the result.

This truck and reel must certainly be repaired and placed in a safe condition, which will necessitate the making of them almost new, or they must be re-placed with new ones.

We hope your honorable bodies will give this matter such consideration as in your judgment may seem best.

Respectfully submitted,

James T. Layman,
John R. Pearson,
W. H. Tucker,
Fire Board.

The following resolution was then read :

Resolved, That the Fire Board and Chief Fire Engineer are authorized to purchase a new hook and ladder truck and apparatus; also, a new hose-reel.

And it was duly adopted by the following vote :

AYES, 24—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Rooker, Sheppard, Shilling, Tucker, Van Vorhis, Wiese, and Wood.

NAYS—None.

The Police Board, through Secretary Downey, presented the following communication :

To the Common Council and Board of Aldermen :

We have appointed Charles L. Smith as Turnkey at Sixth street Station, and herewith present his bond for approval.

D. W. Grubbs,
J. T. Downey,
Geo. P. Wood,
Police Board.

The following official bond was then submitted, and was duly approved :

Official bond of Chas. L. Smith, as Turnkey at Sixth street Station House. Penalty of bond, \$2,000; sureties, Thad. M. Stevens, John L. Marsee, Ellen Smith, I. N. Pattison, and Michael Steinhauer.

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

To the Common Council of the City of Indianapolis :

We would report as follows upon sundry papers referred to us :

1st. Is a motion directing the Street Commissioner to clean the gutters, fill, with gravel, the chuck-holes, and repair the sidewalks (where needed), of Bates street, from Noble street to Leota street.

We recommend said work be done.

2d. Is a motion directing the Street Commissioner to repair the cistern at the corner of Meridian and Seventh streets.

We would report that said repairs have been made.

3d. Is a motion directing the Street Commissioner to fill up and drain the pond on West street, between First and Third streets.

The locality referred to is not within our jurisdiction, and we can only recommend that notice be served on the corporation in charge of the road at said point, to fill and drain the pond aforesaid.

Respectfully submitted, M. H. McKay,
J. L. Bieler,
H. Coburn,
Board of Public Improvements.

The Board of Public Improvements and the Street Commissioner submitted the following report ; which was duly approved :

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

We herewith report the expenditures of the Street-Repairs Department for the month of July, 1879, together with total expenditures for the fiscal year, to August 1st, 1879 :

Pay-rolls	\$ 3,418 84
Lumber	356 59
Boulders	261 00
Stone crossing and curbing.....	128 79
Blacksmithing.....	98 20
Gravel	79 80
Sand	45 40
Stone spawls.....	43 20
Hardware.....	59 28
Freight on stone.....	112 00
Freight on lumber.....	19 20
Rubber boots—3 pairs.....	13 50
Cement.....	10 00
Painting Benton street bridge.....	6 00
Sprinkler and repairs for stone-yard.....	75

Total expenditures for July..... \$ 4,652 55

Total expenditures last report..... 2,880 63

Total expenditures to August 1st, 1879..... \$ 7,533 18

Respectfully submitted,

M. H. McKay,

J. L. Bieler,

H. Coburn,

Board of Public Improvements.

L. A. Fulmer, Street Commissioner.

REPORTS, ETC., FROM COMMITTEES.

The Council and Aldermanic Committees on Bridges, through Councilman King, submitted the following joint report; which was duly concurred in:

To the Mayor, and Members of the Common Council and

Board of Aldermen of the City of Indianapolis:

Your Committees on Bridges, to whom was referred a motion that "they examine, at once, all the city bridges, and put them in safe condition," make the following report:

We have made personal examination of the following bridges: Washington street bridge over White River, Indiana avenue bridge over Fall Creek, Third street bridge over the canal, New York street bridge over the canal, Shelby street bridge over Pleasant Run, Pine street bridge over Pogue's Run, Davidson street bridge over Pogue's Run, west half of Delaware street bridge over Pogue's Run, Ash street bridge over State Ditch; and find them in such condition as to demand immediate attention. In some instances a new floor will suffice; in others, it will require both floor and joists to make the necessary repairs.

We have estimated the total cost of material and labor to be \$2,000.

We recommend the work be done, and that the Street Commissioner be instructed to at once purchase suitable material to put in good repair the above mentioned bridges.

Very respectfully submitted,

Geo King,

M. H. McKay,

Henry Bermann,

Council Committee.

H. Coburn,

H. E. Drew,

Aldermanic Committee.

The Council and Aldermanic Committees on Finance, through Councilman Kahn, submitted the following report; which was duly concurred in, and the official bonds, returned therewith, were severally approved :

To the Common Council of the City of Indianapolis :

Your Committee on Finance having carefully examined the bonds herewith returned, do now recommend they be approved :

Official bond of Caleb A. Ritter, as Superintendent of City Dispensary. Penalty of bond, \$3,000; sureties, Levi Ritter and Eli F. Ritter.

Official bond of Robert M. Patterson, as City Civil Engineer. Penalty of bond, \$2,000; surety, David Macy.

Respectfully submitted,

Leon Kahn,
Peter F. Bryce,
C. F. Wiese,
Committee on Finance.

The Council and Aldermanic Judiciary Committees, through Councilman Lamb, submitted the following report; which was considered and concurred in by clauses :

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

Your Judiciary Committees and the City Attorney have jointly considered certain papers which were presented in and referred by the Common Council, and do now report thereon as follows :

1st. Is a clause in a report from the City Attorney, in which said officer states that a verdict and judgment of \$1500 and costs had been given the plaintiff in the case of John Hensley vs. The City—an action for bodily injuries received by plaintiff by falling into a well on N. Mississippi street—and which was referred to us with instructions to report whether, according to our opinion, an appeal of said case should be taken or the judgment and costs be now paid.

After a full and careful consideration of foregoing matter, we recommend against taking an appeal, and advise that the judgment and costs therein be now paid, by and through the miscellaneous appropriation ordinance to be introduced this evening.

2d. On May 26th, the Common Council referred to us a certain communication from City Treasurer Wiles [see page 53, ante], and we requested said officer to furnish us, in writing, a fuller and more explicit statement of his wishes in said case. His statement we here insert :

Indianapolis, July 7, 1879.

To the Honorable Judiciary Committees of the City of Indianapolis :

Gentlemen :—The following is a detailed statement in relation to the tax on out-lots 11 and 13, west of White River :

Total tax for years 1876, 1877, and 1878. \$932 46

A receipt for \$267.40 for 1876, was made by me, for Dr. D. H. Oliver, on February 12th, 1878, which he failed to take up, and I have accounted to the city for the same.

Sophia Collins paid \$220.03 on February 11th, 1879, for the years 1876 and 1877, on the undivided one-third of these lots, leaving a balance due the city of \$445.03.

It is now ascertained that the property has been erroneously assessed, and that it should have been assessed as follows :

Indianapolis, Bloomington & Western Railway Co.....	6½	acres.
Elevator "A"	78-100	"
D. H. Oliver.....	2 15-100	"
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Total.....	9 43-100	acres.

All the parties interested are anxious to pay their taxes, but I am unable to furnish them a proper receipt, owing to the condition in which it appears on the books. I desire that, in order to have the city enabled to receive the amount due her, that the City Assessor be directed to put the lots in proper shape on the books, and the amount of \$220.03, erroneously paid by Sophia Collins, be refunded to her, and also the sum of \$267.40 be refunded to me.

Very respectfully,

WM. M. WILES, City Treasurer.

At our last conference, on Thursday evening last, we instructed Treasurer Wiles to obtain all the necessary pledges from persons desiring separation of property interests that they would promptly pay into the treasury all taxes due on the realty set apart to them, and do here incorporate the pledge of the Indianapolis, Bloomington & Western Railway Company as to the taxes on six and one-half acres occupied by that corporation:

We are prepared, and will pay, immediately, on six and one-half acres of out-lot 11, west of White River, for city tax of 1876, 1877, and 1878, when the same is placed on the Duplicates in proper form, so that the Treasurer can make proper receipts
A. P. LEWIS, Agt. I. B. & W.

We do now recommend that the division of out-lots 11 and 13 be made by the proper officer in accordance with the schedule in the foregoing communication from the City Treasurer; that the taxes thereon be forthwith collected in accordance with such distribution; and that the Treasurer then adjust, by direct refunding, any money erroneously paid, so far as equivalent taxes shall come into his hands, keeping the city whole and from all loss in such adjustment and refunding.

3d. With regard to the four petitions from James G. Douglass, for refunding moneys paid at erroneous tax sales, we make the following recommendations:

That the sum of \$46.60, with interest from February 14th, 1877, be refunded said petitioner, by and through the next miscellaneous appropriation ordinance. Aforesaid amount was paid by the petitioner, on date before mentioned, in sale for delinquent taxes purported to be due on "70 feet west of 30 feet east ends lots 4, 5, and 6, C. West's Addition," when said taxes were really due upon "70 feet the east ends of lots 4, 5, and 6, C. West's Addition." We further recommend, in this case, that the refunded amount be charged up to the property set forth in the last description, and that the City Treasurer forthwith collect such delinquent tax, penalty, and interest from the now owner thereof, covering the total of the moneys so collected into the city treasury.

That the sum of \$75.73, with interest from February 11th, 1879, be refunded same petitioner, by and through the next miscellaneous appropriation ordinance. The necessity for this refunding arises from the fact that the delinquent property was advertised for sale as "lot 51, C., C., C. & I. Addition," when it appears on the tax-duplicate as "lot 51, C. C. and C. C. Addition." We make the same further recommendation in this case that we have in the one preceding.

That the City Treasurer re-call the tax-sale certificate erroneously given same petitioner for "25 by 205 feet northeast corner of out lot 64, and 14 feet by 205 feet northwest corner of out lot 65," sold on February 14th, 1877, for the delinquent taxes charged against John W. Muir; and also the tax-sale certificate given same petitioner for "50 feet on Market street by 193 feet 6½ inches on west line, and 170 feet and ½ inch on east line, northeast corner of out-lot 65, and 25 feet on Market street by 197 feet, northeast corner of out lot 64," sold on February 12th, 1879, for the delinquent taxes of Geo. W. New, and forthwith correct such erroneous sales without loss to the city.

4th. Is a petition from C. S. Converse, asking the refunding of \$22.78, and interest from February 14th, 1877, the same being moneys paid at a tax sale of property described as "lot 4, County Commissioners' and City Council's Addition, being the undivided half of four acres in section 34, township 15 [16] north of range 4 east." The property it was intended to sell is located in "section 24, township 15."

We recommend that the prayer of aforesaid petitioner be granted; the amount due him be refunded by and through the next miscellaneous appropriation ordinance; that the refunded amount be charged up against the property which was really delinquent; and that the City Treasurer forthwith collect such delinquent tax, covering all the moneys so collected into the city treasury.

5th. We have referred the original and supplemental petition from F. M. Churchman, for the refunding of tax-sale moneys paid on "25 feet north of 50 feet south of lot 1, square 69," to City Treasurer Wiles, who claims to have certain information in this particular case that is not set forth in either of the petitions.

6th. It coming to our knowledge that the petition of W. Emil Wulschner, as printed on page 235, *ante*, did not set forth the full and true state of facts, we permitted the attorney of said petitioner to file an amended petition, and herein incorporate such paper, as follows:

Indianapolis, Ind., August 1, 1879.

To the Honorable Gentlemen of the City Council and

Board of Aldermen of the City of Indianapolis:

Gentlemen.:—My tax list (a copy of which is herewith filed) shows personal property in my hands on April 1st, 1878, to the amount of \$15,000.

On said date, I owned no property in Marion County whatever. I owned, on said date, no property in the State of Indiana. My wife owned realty in Morgan County, to the value of about \$15,000.

I have only been a resident of the United States three years, and at said date spoke the English language indifferently and understood it but little better. If I gave that amount to the Deputy Assessor, it was a mistake. I have no recollection of it at all. I, therefore, pray your honorable bodies to release me from this hardship my ignorance, or somebody else's mistake, has placed upon me.

EMIL WULSCHNER.

Subscribed and sworn to before me, this 1st day of August, 1879.

L. DOW McCLAIN, Notary Public.

Mr. Wulschner and his attorney also appeared in person before us; and being now fully convinced that said petitioner was innocently in error in making his tax-list of 1878, and that he did not then have in his possession, subject to taxation by this city, the \$9,000 of personalty shown by said tax-list, we recommend that the City Clerk be instructed to certify off the taxes charged against such personalty from the tax-duplicate.

W. C. Lamb,
C. F. Rooker,
Jas. T. Dowling,
Council Judiciary Committee..

D. W. Grubbs,
James T. Layman,
John Newman,
Aldermanic Judiciary Committee.
John A. Henry, City Attorney.

The Committee on Public Health and Hygiene, through Chairman VanVorhis, submitted the following report; which was duly received:

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

In accordance with a motion passed by this body, directing the Committee on Public Health and the Board of Health to take such steps as in their judgment.

were demanded to prevent the introduction and spread of infectious diseases in this city, your committee met the Board of Health, and, after a careful consideration of the question, respectfully report that it is the unanimous judgment of your committee and the Board of Health that it would be impracticable to quarantine the city, and that, *if practicable*, it is entirely unnecessary; but that an immediate and energetic effort should be made to put the city in the best hygienic condition possible under all the circumstances.

In obedience to your instructions, steps have accordingly been taken, looking to this end. The Mayor, at the request of the committee, has issued a proclamation, giving notice to citizens and asking their individual co-operation. The Board of Health is using all the means placed at their disposal to the best advantage possible; but your committee desire to call attention to the fact that the number of sanitary policemen allowed the Board is entirely inadequate to the demand made upon them. Most of the time of the sanitary policemen is consumed in attending to notices given by citizens of matters demanding the special attention of the Board. It has, in consequence, been almost impossible for the Board to make any systematic investigation of any kind. Your committee, therefore, submit, herewith, a motion to authorize the appointment of three additional sanitary policemen, to serve until the first of October next, and recommend that it be adopted.

Their consideration of this subject has forced upon the attention of the committee a number of questions of very great importance to the present and future health interests of the city—questions that in our opinion demand the most earnest and careful consideration of the Common Council and Board of Aldermen. To some of these, therefore, your committee call the special attention of this body:

1st. A careful investigation of Pogue's Run, running through this city from northeast to southwest, discloses the fact that there is an accumulation of filth in it, the magnitude of which is absolutely appalling. The material from the sewer of the Female Reformatory is emptied into a little stream between the Reformatory and the U. S. Arsenal, and from thence is washed, sooner or later, into Pogue's Run. The sewer of the Deaf and Dumb Asylum also empties into the Run, almost in the heart of the city. And all along the Run, from the corporation line northeast to the corporation line southwest, are privies, including those of the Union Depot, that have no other vault except the banks of the Run, and private drains, almost innumerable, convey into it all manner of filth. From these various sources, and the washings from the street gutters, there has accumulated filth that has become mixed with soil and sand in the bottom of the Run to the depth of two or three feet, until the whole will amount to not less than eight or ten thousand tons, that, during the hot days of summer, is a reeking, festering mass. It will be found that wherever the water is only a few inches deep, and the sun strikes the bottom fairly, the gases are evolved so rapidly that they can be seen to bubble up through the water almost incessantly. Looking at the whole matter altogether, it might be supposed to be a diabolical scheme, skilfully devised and carefully executed, to convey into the heart of the city the greatest possible amount of filth, and there, in the bed of Pogue's Run, as in a vast retort, to work it up into foul and poisonous gases.

Upon this your committee can make no recommendation that seems consistent with the present financial ability of the city, except that any further additions to the enormous mass should be prevented. If, by any means, the bottom of the Run could be kept covered with water to the depth of two or three feet, a very great part of the emanations could be prevented.

2d. The complaints that have come to the Board of Health from along the line of the sewers, especially on S. Illinois street, seem to demand some attention, and suggest these inquiries: Whether or not there is a deficiency in the catch-basins in the street and in the traps in the pipes leading from buildings? Whether or not the city ought not to assume the entire control of the construction of all traps in private pipes connected with the sewer, so that the danger from imperfect trapping shall be reduced to the minimum? and Whether some arrangement can not be made to ventilate the sewers of the city, by means of shaft and furnace, near the termination at the river? Your committee, therefore, submit a motion herewith,

directing the Committee on Sewers and City Civil Engineer to investigate these questions and report thereon, and recommend that it be adopted.

3d. As the city increases in extent and population, the answer to the question How are we to dispose of the garbage daily accumulated? becomes of more and more importance. In the opinion of your committee, the time has come when this question should be solved. If the revenue of the city was not restricted as it is, your committee would not hesitate to recommend that the city assume the entire burden and control of the removal of all garbage from all sources within the city. But as this would involve an expenditure far too great, in our judgment, to be thought of in our present financial condition, we, therefore, recommend that an ordinance be passed, authorizing the appointment of one man in each Aldermanic District, who shall be authorized, under bond and under rules prescribed by this body and the Board of Aldermen, to remove all garbage from private dwellings and other sources, and to collect therefor a certain sum from each person for whom garbage is removed—the amount to be fixed by the ordinance; and that it be made a penal offense for occupants of property to allow any accumulation thereof.

F. J. VanVorhis, Chairman,

W. H. Tucker,

M. L. Brown,

Committee on Public Health.

W. E. Jeffries, President,

Wm. Wands, Secretary,

Board of Health.

The following motion, to which reference is also made in foregoing report, was then read :

That the Committee on Public Health and the Board of Health be authorized to employ three additional Sanitary Policemen, to serve until the first day of October, 1879.

Councilman Bieler moved to reduce the number of additional sanitary policemen to one.

Councilman Tucker moved to lay foregoing proposition on the table; which motion did not prevail.

Councilman Bieler's amendment was then adopted by the following aye and nay vote (a demand having been made for a decision by such means) :

AYES, 13—viz. Councilmen Bermann, Bieler, Carey, Downey, Hamilton, Har-
mening, Morrison, McKay, Pearson, Rooker, Shilling, Wiese, and Wood.

NAYS, 11—viz. Councilmen Brown, Bryce, Dowling, Kahn, King, Lamb, Mc-
Ginty, O'Connor, Sheppard, Tucker, and VanVorhis.

Original motion, amended by above action, was then duly adopted.

The following motion, to which reference is made in foregoing report, was also read, and the same was duly adopted :

That the Committee on Sewers and City Civil Engineer be directed to investigate the question as to how, if at all, private connections with the sewers are trapped, and the propriety of the city assuming more complete control of the construction of all traps in private buildings and private connections with the sewers; that they also be directed to inquire into the feasibility of a plan for ventilating, and the probable cost; and also as to whether it would be advisable to have a stream of water thrown into each of the sewers, at its head—and report at our next regular meeting.

SPECIAL ORDER.

Councilman Rooker called up the Fall Creek nuisance matter [which had been made a Special Order for this session—see page 275, *ante*], and then made the following motion :

That the Medical Staff of the City Dispensary be, and they are hereby, authorized, directed, and earnestly requested, in conjunction with the Board of Health, to at once go in a body to the Fall Creek dam, near the Michigan Road bridge, and examine the same, and also the localities above and below it, along the banks and bottoms of Fall Creek, from Central avenue to the point where said creek empties into White River, including the old bed of Fall Creek; and that said Staff be directed and earnestly requested to report to this Council, at the next meeting, if it is their opinion that said dam is a nuisance, and if it, and the localities complained of above and below, are such as to endanger the health of the people, and do cause malarial diseases in the neighborhood; and if it is their opinion that all obstructions in said creek, between the points above named, should be removed.

Also, Moved, That the members of the Board of Aldermen and of this Council be requested to, at an early day, for themselves, make a personal examination of the dam and localities herein named, in order that they may form an intelligent opinion as to what is proper to be done in the premises.

And also Moved, That all reports and the ordinance now pending, touching the Fall Creek dam, etc., be made the Special Order for the next regular meeting of this Council.

Councilman Lamb offered the following as an amendment to preceding motion, and the same was duly adopted :

Also, Moved, That a like sanitary examination be made of Pogue's Run; and that a written report be made as to the condition of said stream, with suggestions as to the best and most economical means of abating any and all abatable nuisances arising from said stream—said report to be included in the Special Order proposed above.

Councilman Rooker's motion, as amended, was then duly adopted.

UNFINISHED BUSINESS.

Councilman McKay called up the report from the City Commissioners, recommending the vacation of the alley running through R. L. McQuat's Second Addition [which had been submitted and duly received at the regular session of 21st *ultimo*—see pages 258 and 259, *ante*], and then offered the following resolution :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the vacation of the alley running through R. L. McQuat's Second Addition (as recommended in the report from the Board of City Commissioners, on July 21st, 1879—see pages 258 and 259, *ante*) is hereby ordered, but shall not take effect and be an accomplished fact until R. L. McQuat, the owner of said Addition, shall have paid into the city treasury all the expenses attending such vacation for which the city could be held liable, and deposited the City Treasurer's receipt therefor in the office of the City Clerk, and received the last-named officer's quietus in lieu of such receipt.

And it was duly adopted by the following vote :

AYES, 24—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Rooker, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

NEW ORDINANCES.

Under this order of business, the following entitled ordinances were introduced, and were severally read the first time :

By the Fire Board, through Councilman Tucker :

Ap. O. 47, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department.

By the Hospital Board, through Councilman Morrison :

Ap. O. 48, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch.

By the Police Board, through Councilman Downey :

Ap. O. 49, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station Houses.

By the Board of Public Improvements, through President McKay :

Ap. O. 50, 1879—An Ordinance appropriating the sum of Ten Thousand Dollars, on account of the Street-Repairs Department of the City of Indianapolis.

By the Committees on Accounts and Claims, through Councilman VanVorhis :

Ap. O. 51, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis.

By the Committees on Printing, through Councilman Hamilton :

Ap. O. 52, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, and Advertising.

By Board of Health and Joint Committees on Ordinances, through Councilman Lamb :

G. O. 43, 1879—An Ordinance relative to the erection and maintenance of Privies, Water-Closets, Urinals, Cesspools, and other Receptacles of Fluid or Semi-Fluid Filth in the City of Indianapolis, and regulating the Location, Construction, Cleaning, and Emptying of the same.

By Councilman Carey :

G. O. 44, 1879—An Ordinance amending section two (2) of an ordinance entitled "An Ordinance creating a Board of Public Improvements, prescribing their Powers and Duties, and the manner of their Election (ordained and established on January 7th, 1878)."

By Councilman Bermann :

S. O. 36, 1879—An Ordinance to provide for grading, and paving with brick, the sidewalks of Madison avenue, from Nebraska street to the Jeffersonville, Madison & Indianapolis Railroad tracks.

The foregoing entitled ordinance was accompanied by the following petition; which was duly received :

Indianapolis, July 29, 1879.

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

Gentlemen :—The undersigned, owners of the real estate fronting on Madison avenue, between Nebraska street and the Jeffersonville, Madison & Indianapolis Railroad tracks, respectfully petition for the passage of an ordinance providing for grading, and paving with brick, the sidewalks of said Madison avenue, between the points named.

And your petitioners will ever pray, etc.

Louis Ehrmann, John Highstreet, Morris, Holland &
Co., Indianapolis Moulding and Picture Frame Co.

By Councilman Bieler :

S. O. 37, 1879—An Ordinance to provide for grading and graveling the first Alley east of East street, from Daugherty street to the first alley north of Daugherty street.

By Councilman Brown :

S. O. 38, 1879—An Ordinance to provide for the erection of lamp-posts, lamps, and fixtures (complete to burn gas, except the service-pipes), on Hoyt avenue, from Dillon street to Linden street.

S. O. 39, 1879—An Ordinance to provide for the erection of lamp-posts, lamps, and fixtures (complete to burn gas, except the service-pipes), on Woodlawn avenue, from Dillon street to Reid street.

Special Ordinance 38, 1879, was accompanied by the following petition; which was duly received :

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

Gentlemen :—The undersigned, owners of the real estate fronting on Hoyt avenue, between Dillon street and Linden street, respectfully petition for the passage of an ordinance providing for the establishment of gas-mains and posts on Hoyt avenue, between Dillon and Linden streets, for the purpose of furnishing gas on said street, between said points.

And your petitioners will ever pray, etc.

W. F. Browder, lot 192, 30 feet; S. S. Rhodes, lot 191,
30 feet; C. Butterworth, lot 190, 30 feet; Henry Sim-
mons, 30 feet; Geo. Willis, lot 189, 30 feet; G. Mc-
Sweeney; John T. Walker, 86 feet; Geo. Wysong,

lot 30, 195 feet; Scott Osborn, 30 feet; S. P. Herider, lot 210, 30 feet; John S. Jordan, lots 205, 207, and 208, 90 feet; J. L. Moore, lot 201; John S. Spann & Co., agents, 95 feet; C. W. Shrewsberry, lot 202, 30 feet; G. W. Snyder, lot 209, 30 feet; Jacob Rubin, 30 feet; John E. Harvie, 30 feet; Aug. Joachimi, 30 feet; R. F. Blake, 30 feet; J. R. Shelton, lot 184, 30 feet.

Councilman McGinty presented the following remonstrance against the passage of Special Ordinance 27, 1879; which was duly received:

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

Gentlemen:—We, the undersigned property owners residing on Maple street, do remonstrate against the passage of an ordinance entitled "An Ordinance for the grading, and paving with brick, the west sidewalk of Maple street, from McCarty to Ray street"—

First, Because it is as good as the common run of sidewalks in this end of the city; and,

Second, Because the majority of the property holders could scarcely pay their taxes.

So we are in hopes that your honorable bodies will postpone further action on the above ordinance, until the times get better.

And we are in duty bound to pray.

C. G. Cresh, 110 feet; Ernest Bennings, 90 feet; Col-don & Johnson, 60 feet; B. Goldsberry, 30 feet; Jas Shehan, 30 feet; Jas. Curtin, 30 feet; Bridget Tinney, 30 feet; Mary O'Reilly, 30 feet; Bridget Kenneary, 30 feet; Levi Baum, 30 feet; E. Nugue, 30 feet; A. B. Conduitt, 150 feet.

Councilman McKay presented the following remonstrance against the passage of Special Ordinance 28, 1879; which was duly received, and was then referred, together with aforesaid ordinance and the petition for the passage thereof, to the Board of Public Improvements:

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

Gentlemen:—We most respectfully remonstrate against the passage of "S. O. 28, 1879, providing for grading and graveling the alley between Columbia avenue and Yandes street, from Lincoln avenue to Seventh street," because such improvement is unnecessary at this time.

S. A. Fletcher & Co., owners of property abutting on said alley.

Councilman Tucker presented the following remonstrances against the passage of Special Ordinance 33, 1879; which were duly received, and were then referred, together with aforesaid ordinance and the petition for the passage thereof, to the Board of Public Improvements:

Indianapolis, July 26, 1879.

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

Gentlemen:—The undersigned, owners of the real estate fronting on Harrison street, between Noble street and Dillon street, respectfully remonstrate against the

passage of an ordinance providing for grading, and paving with brick, the sidewalks of Harrison street (or so much thereof as is not already paved), between Noble street and Dillon street, on account of the extreme hard times, and the utter inability of many of the property owners to pay for the improvement should the ordinance pass.

And your petitioners will ever pray, etc.

Benj. Atkinson, 40 feet; Henry Wampner, 40 feet; Carl Bulmahn, 40 feet; Charles Richmann, 60 feet; J. Ittenbach & Co., 400 feet; John Keefe, 92½ feet; Emelia Kuntz, 40 feet; Caroline Schwartz, 38 feet; Nicholas Leppert, 38 feet; Margaret M. Howe, 72 feet; Catherine Cushing, 40 feet; Ellen Keating, 60 feet; Jacob Dux, 40 feet; Mathilde House, 125 feet; John Clement, 38 feet; Chas. Tebbe, 18 feet; Mary Schumann, 25 feet; Henry Bose, 35 feet; Philippina Gabler, 30 feet; Lucy Weeks, 37½ feet; Hutchins & Wyatt, 80 feet; H. M. Morris, 90 feet; Tarquinia L. Voss, 45 feet; Reinhard Laut, 60 feet. Total frontage, 1,584 feet.

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

Gentlemen :—The undersigned respectfully remonstrate against the passage of the ordinance providing for paving the sidewalks of Harrison street, from Noble to Dillon street, because such improvement is unnecessary at this time.

S. A. Fletcher & Co., owners of property on said street.

This being the regular appropriation night, the foregoing entitled Appropriation Ordinances were placed on their passage without suspension of the rules.

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

Ap. O. 47, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$763.90.]

And it was duly passed by the following vote:

AYES, 24—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Rooker, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

Appropriation Ordinance 48, 1879, was then read the second time, when the following proceedings were had:

Councilman VanVorhis moved to strike out the item—"W. I Ripley, horse for City Hospital, \$80."

Councilman Tucker moved to lay the preceding motion on the table, and demanded that the vote on his proposition be taken by ayes and nays; which being done, the Common Council refused to lay the motion "to strike out" on the table as here shown:

AYES, 8—viz. Councilmen Bieler, Bryce, Dowling, Morrison, McGinty, Pearson, Sheppard, and Tucker.

NAYS, 15—viz. Councilmen Bermann, Carey, Downey, Hamilton, Harmening, Kahn, King, Lamb, McKay, O'Connor, Rooker, Shilling, VanVorhis, Wiese, and Wood.

Councilman VanVorhis's motion was then duly adopted by the following aye and nay vote :

AYES, 15—viz. Councilmen Bermann, Carey, Downey, Hamilton, Harmening, Kahn, King, Lamb, McKay, O'Connor, Rooker, Shilling, VanVorhis, Wiese, and Wood.

NAYS, 9—viz. Councilmen Bieler, Brown, Bryce, Dowling, Morrison, McGinty, Pearson, Sheppard, and Tucker.

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

Ap. O. 48, 1879—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, \$784.09.]

And it was duly passed by the following vote :

AYES, 24—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Rooker, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

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

Ap. O. 49, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station-Houses. [Amount appropriated, \$229.94.]

And it was duly passed by the following vote :

AYES, 24—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Rooker, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

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

Ap. O. 50, 1879—An Ordinance appropriating the sum of Ten Thousand Dollars, on account of the Street-Repairs Department of the City of Indianapolis.

And it was duly passed by the following vote :

AYES, 24—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Rooker, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

Appropriation Ordinance 51, 1879, was then read the second time, when the following proceedings were had :

Councilman Tucker moved to strike out the item—"Geo. E. Lowry, one day's services as watchman at Circle and University Parks, June 15th, 1879, \$1.50."

On Councilman Harmening's motion, the foregoing proposition was laid on the table.

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

Ap. O. 51, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$66,100.09.]

And it was duly passed by the following vote :

AYES, 24—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Rooker, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

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

Ap. O. 52, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, and Advertising. [Amount appropriated, \$340.13.]

And it was duly passed by the following vote :

AYES, 24—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Rooker, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

On Councilman Carey's motion, the rules were now suspended, for the purpose of placing General Ordinance 44, 1879, on its passage, by the following vote :

AYES, 22—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

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

G. O. 44, 1879—An Ordinance amending section two (2) of an ordinance entitled “An Ordinance creating a Board of Public Improvements, prescribing their Powers and Duties, and the manner of their Election (ordained and established on January 7th, 1878).”

And it was duly passed by the following vote :

AYES, 23—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Morrison, McGinty, McKay, O'Connor, Pearson, Rooker, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

PENDING ORDINANCES.

On Councilman Brown's motion, the order of business was now suspended, for the purpose of taking up ordinances on second reading, by the following vote :

AYES, 21—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Harmening, Kahn, King, Morrison, McGinty, McKay, O'Connor, Pearson, Rooker, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS, 2—viz. Councilmen Downey and Hamilton.

Special Ordinances 54 and 60, 1878, and Special Ordinances 17, 24, 25, 26, 32, and 35, 1879, were called up, and were severally disposed of as below shown :

The following entitled ordinance was read the second time ; and then, on Councilman McKay's motion, it was ordered to be stricken from the files :

S. O. 54, 1878—An Ordinance to provide for improving Margaret street and sidewalks, from Locke street to its western terminus, by grading and graveling.

The following entitled ordinance was read the second time ; and then, on Councilman Tucker's motion, it was referred to the Board of Public Improvements :

S. O. 60, 1878—An Ordinance to provide for grading, and paving with brick (except where already paved), the west sidewalk of Noble street, from Fletcher avenue to Huron street.

The following entitled ordinance was read the second time :

S. O. 17, 1879—An Ordinance to provide for grading and graveling Shelby street, from the southern terminus of Virginia avenue to Raymond street.

And then, on Councilman Brown's motion, the title of said ordinance and its first section were amended by striking out the words “Raymond street,” and inserting, in lieu thereof, the words “Colgrove street.”

Aforesaid ordinance was then ordered to be engrossed as amended.

Special Ordinances 24, 25, 26, 32, and 35, 1879, were severally read the second time, and were ordered to be engrossed.

The following entitled ordinance was then read the third time :

S. O. 17, 1879—An Ordinance to provide for grading and graveling Shelby street, from the southern terminus of Virginia avenue to Colgrove street.

And it was duly passed by the following vote :

AYES, 22—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Morrison, McGinty, McKay, O'Connor, Pearson, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

The following entitled ordinance was also read the third time :

S. O. 24, 1879—An Ordinance to provide for grading the first Alley east of Mississippi street, from Garden street to Pogue's Run.

And it was duly passed by the following vote :

AYES, 22—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Morrison, McGinty, McKay, O'Connor, Pearson, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

The following entitled ordinance was also read the third time :

S. O. 25, 1879—An Ordinance to provide for grading, and paving with brick, and curbing with stone, the south sidewalk of New York street, from Liberty street to Noble street.

And it was duly passed by the following vote :

AYES, 22—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Morrison, McGinty, McKay, O'Connor, Pearson, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

The following entitled ordinance was also read the third time :

S. O. 26, 1879—An Ordinance to provide for grading, and paving with brick, the west sidewalk of State avenue, from Washington street to Market street.

And it was duly passed by the following vote :

AYES, 22—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Morrison, McGinty, McKay, O'Connor, Pearson, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

The following entitled ordinance was also read the third time :

S. O. 32, 1879—An Ordinance to provide for grading, and paving with brick, the sidewalks of Meridian street, between Seventh and Twelfth streets.

And it was duly passed by the following vote :

AYES, 22—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Morrison, McGinty, McKay, O'Connor, Pearson, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

The following entitled ordinance was also read the third time :

S. O. 35, 1879—An Ordinance to provide for grading and graveling Chesapeake alley and sidewalks, from Missouri street to the first alley west of Missouri street.

And it was duly passed by the following vote :

AYES, 22—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Morrison, McGinty, McKay, O'Connor, Pearson, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

QUESTIONS OF PRIVILEGE.

By consent, the following proceedings were had :

On Councilman Kahn's motion, it was ordered—

That John Greene have twenty days' additional time, in which to complete his contract for grading and graveling Lawrence street.

On Councilman Morrison's motion, it was ordered—

That Henry Clay be granted thirty days, to complete his contract on New York street, from Tennessee street to the canal.

The same Councilman presented the following petition; which was referred to the Fire Board :

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

We, the undersigned, respectfully ask of your honorable body that a fire-plug be placed on the west side of Ellsworth street, one hundred feet north of New York street, for the protection of our factory and warerooms.

If granted, we ask that the order be passed upon at once, as the streets through which the supply-pipes will be laid are in course of improvement.

Indianapolis Chair Manufacturing Company.

July 28, 1879.

Chas. Helwig, President.

On Councilman McKay's motion, it was ordered—

That Councilman Rooker be granted thirty days' leave of absence.

Councilman VanVorhis made the following motion ; which, on Councilman Tucker's motion, was referred to the Committee on Revision of Ordinances :

That the name of the Council Committee on Public Schools be changed to Committee on Education ; that of Committee on Supplies, to Office Fixtures and Supplies ; that of Committee on Revision of Ordinances, to Ordinances ; that of Committee on Benevolence and Hospitals, to Public Charities ; that of Committee on Gas-Light, to Public Light ; that of Committee on Water-Works, to Water ; and that the name and duties of the Committee on Street and Alley Openings be changed to Committee on Sewers and Drainage, and the Committee on Public Property be relieved of all duty in regard to sewers and drainage.

It now being nearly eleven o'clock, Councilman Brown moved the suspension of the following section of the " Rules and Regulations for the government of the City Council," viz. :

SEC. 5. This Council shall not, without a suspension of the rules by a two-thirds vote, sit later on any evening than eleven o'clock.

Which failed of adoption by the following vote :

AYES, 16—viz. Councilmen Bermann, Bieler, Brown, Carey, Dowling, King, Morrison, McGinty, McKay, O'Connor, Pearson, Sheppard, Shilling, Tucker, VanVorhis, and Wood.

NAYS, 6—viz. Councilmen Bryce, Downey, Hamilton, Harmening, Kahn, and Wiese.

On motion, the Common Council then adjourned.

M. L. BROWN, President *pro tem.*

Attest: BENJ. C. WRIGHT, City Clerk.