

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—OCTOBER 6, 1879.

The Common Council of the City of Indianapolis met in the Council Chamber, on Monday evening, October 6th, A. D. 1879, at half-past seven o'clock, in regular session.

PRESENT—Hon. John Caven, Mayor, and, *ex officio*, President of the Common Council, in the chair, and 22 members, viz.: Councilmen Bermann, Bieler, Brown, Bryce, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Shilling, Tucker, VanVorhis, and Wiese.

ABSENT, 3—viz. Councilmen Carey, Sheppard, and Wood.

The Proceedings of the Common Council, for the regular session, held on September 15th, 1879, and for the adjourned session, held on September 22d, 1879, having been printed, and placed on the desks of the Councilmen, said journals were approved as published.

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

- S. O. 32, 1878—For grading and graveling Wilkens street and sidewalks, from Church street to West street.
- S. O. 60, 1878—For grading, and paving with brick (except where already paved), the west sidewalk of Noble street, from Fletcher avenue to Huron street.
- S. O. 28, 1879—For grading and graveling the alley between Columbia avenue and Yandes street, from Lincoln avenue to Seventh street.
- S. O. 29, 1879—For grading, and paving with brick, the north sidewalk of Sixth street, from Tennessee street to Engine House No. 5.
- S. O. 33, 1879—For grading, and paving with brick (except where already paved), the sidewalks of Harrison street, from Noble street to Dillon street.
- S. O. 34, 1879—For grading and graveling Chesapeake alley and sidewalks, between West and Helen streets.
- S. O. 37, 1879—For grading and graveling the first alley east of East street, from Dougherty street to the first alley north of Dougherty street.
- S. O. 40, 1879—For grading and graveling the first alley east of Virginia avenue, from Elk street to Dillon street.

- S. O. 41, 1879—For grading, and paving with brick, the west sidewalk of Blackford street, from New York street to Vermont street.
- S. O. 42, 1879—For grading and graveling Reid street and sidewalks, and bowldering the west gutter thereof, from Woodlawn avenue to Prospect street.
- S. O. 43, 1879—For grading and bowldering the west gutter of Reid street, from Prospect street to Pleasant Run.
- S. O. 46, 1879—For grading, and paving with brick, the south sidewalk of Seventh street, from Illinois street to Tennessee street.

COMMUNICATIONS, ETC., FROM THE MAYOR.

His Honor, Mayor Caven, presented the following communication ; which was received, and the Council and Aldermanic Committees, appointed September 22d [see page 500, *ante*], were instructed to confer with the committee named in said communication :

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

Gentlemen :—The undersigned committee, appointed by the Merchants Exchange for the purpose of examining into, and reporting on the feasibility of the erection of a public market and great public hall on East Market Space, as indicated in the late message of the Mayor, would respectfully ask your honorable bodies to appoint committees to confer with this or other committee said Exchange may appoint, looking to the devising of plans by which said enterprise may be carried through.

J. M. Ridenour,
Sol. Mossler,
F. A. W. Davis,
Committee.

His Honor, Mayor Caven, presented the following communications ; which were referred to the Printing Committee :

DEPARTMENT OF THE INTERIOR,
CENSUS OFFICE,
Washington, D. C., October 1st, 1879. }

To His Honor, the Mayor of Indianapolis :

Dear Sir :—In calling your attention again to my request for information concerning the statistics of Indianapolis, I would say, that while the information is much needed for the preparation of our work, it would lead to a better appreciation of your city.

Respectfully yours,

GEO. E. WARING, JR.

Washington, D. C., October 1, 1879.

To His Honor, the Mayor of Indianapolis :

Sir :—It is proposed, in connection with the Tenth Census, to publish a special report concerning the Social Statistics, Industries, and General Characteristics of the Cities of the United States.

The undersigned has been appointed the agent of the Census Office for the collection of these statistics and the preparation of this report.

To facilitate this work, will you kindly send me the last issue of city documents covering every detail that can be of value as a matter of general information, such as Finance Reports, Health Reports, Water-Works Reports, Fire Department Reports, Public Works Reports, Reports of Charities and Corrections, etc., etc.

Any further information concerning the Industries and Population of your city will be of value.

If an official map has been issued a copy of it will be of great service in this connection.

Stamps are enclosed to cover the postage on the documents requested.

Your obedient servant,

GEO. E. WARING, JR.

Washington, D. C., October 1, 1879.

To His Honor, the Mayor of Indianapolis, Ind.:

Sir:—I had the honor, some months since, to address you a letter soliciting copies of the last issues of documents, maps, etc., relating to your city, and such other information relative to the industries and population of your city as you might be able to supply.

Not having been favored with a response, I beg again to prefer the request, as it is exceedingly important for the proper representation of your city in the Tenth Census that the information desired be given at as early a date as practicable.

Very respectfully,

GEO. E. WARING, JR.

REPORTS, ETC., FROM CITY OFFICERS.

The City Civil Engineer submitted the following report; which was received; and the estimates (presented therewith) were severally approved:

To the Common Council of the City of Indianapolis:

Gentlemen:—I herewith report the following estimates:

A first and final estimate in behalf of E. B. Elliott, for grading, and paving with brick (where not already paved), the south sidewalk of St. Mary street, from Alabama street to Delaware street—

331 lineal feet, at 24 cents \$ 79 44

Also, a first and final estimate in behalf of John Schier, for grading, and paving with brick and curbing with stone the south sidewalk of New York street, from Liberty street to Noble street—

387½ lineal feet of paving, at 29½ cents..... \$ 114 31
 470½ lineal feet of curbing, at 30 cents..... 141 15

Total estimate..... \$ 255 46

Also, a first and final estimate in behalf of William Morrison, for grading and graveling the alley between Hoyt avenue and Huron street, from Dillon street to Linden street—

2,082 lineal feet, at 11 cents \$ 229 00

Also, a first and final estimate in behalf of John L. Hanna, for building bridge and extending stone abutments for bridge over Pogue's Run on Ohio street—

1,824 feet foundation timber, at \$11.00 per M..... \$ 20 06
 59.4 cubic yards masonry, at \$3.50..... 207 90
 61½ cubic yards excavation, at 20 cents..... 12 30
 152.9 cubic yards embankment, at 20 cents..... 30 58
 48 feet 15-inch earthenware pipe, at 75 cents..... 36 00
 12 cubic yards gravel, at 70 cents..... 8 40

Pointing old masonry with mortar.....	30 00
Blacksmithing	9 40
Superstructure, as per contract	190 00
	<hr/>
Total estimate.....	\$ 544 64

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

The following estimate resolution was then read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the foregoing first and final estimate in behalf of E. B. Elliott, for grading, and paving with brick (except where already paved), the south sidewalk of St. Mary street, from Alabama street to Delaware street, be, and 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 it was adopted by the following vote :

AYES, 21—viz. Councilmen Bermann, Bieler, Brown, Bryce, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Shilling, Tucker, VanVorhis, and Wiese.

NAYS—None.

The following estimate resolution was also read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the foregoing first and final estimate in behalf of John Schier, for grading, and paving with brick and curbing with stone the south sidewalk of New York street, from Liberty street to Noble 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 it was adopted by the following vote :

AYES, 21—viz. Councilmen Bermann, Bieler, Brown, Bryce, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Shilling, Tucker, VanVorhis, and Wiese.

NAYS—None.

The following estimate resolution was also read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis. That the foregoing first and final estimate in behalf of William Morrison, for grading and graveling the alley between Hoyt avenue and Huron street, from Dillon street to Linden 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 it was adopted by the following vote :

AYES, 21—viz. Councilmen Bermann, Bieler, Brown, Bryce, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Shilling, Tucker, VanVorhis and Wiese.

NAYS—None.

The City Clerk presented the following petition; which was received:

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

In compliance with a resolution, adopted September —, by you, requesting the Surgical Institute to procure license for the continuance of our business as the National Surgical Institute, located at the corner of Illinois and Georgia streets, and desiring to comply with the laws of our city, we therefore, respectfully ask you to grant us said license.

We disclaim and deny that our Institute is a hospital, in the general acceptation of the word, and it has never been devoted to the treatment of fevers or epidemic diseases, neither is it designed to do so. Its object is the manufacture of surgical appliances, and mechanical and surgical treatment of patients.

It has been established and doing business here for over ten years, annoying no one by its presence, and it is not, in any manner, incompatible with the health or rights of any one in the neighborhood, nor has any one, to our knowledge, objected to its presence.

Its sewerage is perfect, being connected with the Illinois street sewer, and there is no more danger to the health of citizens immediately surrounding than if it were a hotel.

ALLEN, JOHNSON & PECK.

We, the undersigned, are doing business, and some of us living in the vicinity of the Surgical Institute, and respectfully state that it has been conducted in such a manner as to be free from objection or danger to us or the surrounding neighborhood, and respectfully ask that their petition for license be granted.

Daugherty & Williams, druggists; Hollweg & Reese, wholesale queensware; A. Kiefer, wholesale drugs; Schnull & Co., wholesale grocers; Hibben, Pattison & Co., wholesale dry goods; Daggett & Co., wholesale confectioners; Hitchcock & Co., Model Machine Works; Wm. T. Hayes, real estate agent; Geo. F. Pfingst, Grand Hotel; William M. Hawkins & Co., Sherman House; A. W. Hanson, proprietor Weddell House; John Bernhart, restaurant; J. C. Clawson, propr. Planters Hotel; J. R. Carney, eating house; Gordon & Hopkins, commission merchants; F. L. Azbell, cigars and tobacco; H. Rothschild, clothing; John G. Kistner, boots and shoes; W. O. Rockwood, Indianapolis Rolling Mill Co.

Councilman Tucker moved that the foregoing petition be referred to the Board of Health and City Attorney, which motion was not adopted.

The City Clerk presented the following communication; which was received:

OFFICE CITIZENS STREET RAILWAY Co., }
Indianapolis, Ind., Sept. 18, 1879. }

To His Honor, Mayor Caven, and the Honorable General Council of the City of Indianapolis:

On account of the absence of some of the principal officers of our company, and the sickness of the Superintendent, we have delayed beyond the time specified by the charter to notify your honorable body of our intention to construct, or not, the extension of our tracks on North street.

We have given the subject the most mature consideration since it was first proposed in committee, and deem it better, under the circumstances, to forfeit our rights under the charter to the proposed route, rather than build a road so perfectly at variance with our views and plans for future extensions of our lines.

We believe the northwest quarter of the city justly entitled to two (2) extensions, instead of one. One, to reach by the most practicable route, Blake street and Indiana avenue, and the other to extend north from Indiana avenue on West street.

Besides these considerations, we would call your attention to the large outlay we have incurred, within the last twelve (12) months, in extensions on Noble street, Massachusetts avenue, East Washington street, and Indiana avenue, besides doubling our tracks on College avenue, New Jersey and Illinois streets; the re-building of Pennsylvania street track almost bodily in order to be able to carry the large crowds that annually attend the State Fair—the work on which we are now engaged and pressing to completion in time for the approaching Fair.

The extent of the work on Pennsylvania and Seventh and Alabama streets was rather unexpected, and has consequently delayed other improvements in contemplation.

Most respectfully submitted,

A. W. JOHNSON, Supt.

The City Clerk submitted the following report; which was referred to the Finance Committees:

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 September, 1879:

Board of Health.....	\$	154	25	
City Assessor's Department		881	50	
City Civil Engineer's Department.....		191	58	
City Dispensary.....		190	00	
City Hall.....		37	70	
City Hospital and Branch.....		1,092	47	
Coal-oil Light.....		33	73	
Damages and Costs.....		500	00	
Fire Department.....		4,954	27	
Gas.....		5,091	63	
Markets.....		67	40	
Market-Masters' Fees.....		182	52	
Parks.....		104	00	
Police.....		3,687	58	
Printing.....		513	26	
Salary.....		945	92	
Station Houses.....		163	84	
Street Improvements.....		77	03	
Street Repairs.....		2,068	56	
Taxes refunded.....		158	28	
				\$ 22,095 52
Home for Friendless Women.....	\$	103	55	
School Fund.....		1,020	72	
				\$ 1,124 27
Total.....				\$ 23,219 79

Respectfully submitted,

JOS. T. MAGNER, City Clerk.

The City Treasurer submitted the following report; which was referred to the Finance Committees:

Report of Wm. G. Wasson, City Treasurer, for the month of September, 1879.

RECEIPTS.

Amount received from Wm. M. Wiles, ex-City Treasurer	\$ 200,830 84
From delinquent taxes.....	2,820 59
From tax sales	1,485 21
From auction licenses.....	20 00
From dray licenses.....	21 00
From coal licenses.....	18 00
From dog licenses.....	37 50
From express licenses.....	150 00
From fines (City Court).....	64 71
From hack licenses.....	112 00
From hucksters' licenses.....	50 00
From market rents	43 00
From market-masters' fees.....	385 55
From peddlers' licenses	48 00
From promiscuous (City Hospital pay-patients).....	30 00
From Sellers' Farm (rent).....	750 00
From show licenses	85 00
From tapping sewers.....	10 00
	<u>\$ 206,961 40</u>

DISBURSEMENTS.

For Board of Health	\$ 154 25
For City Assessor's Department.....	881 50
For City Civil Engineer's Department.....	184 58
For City Dispensary	122 03
For City Hall.....	40 70
For City Hospital and Branch.....	1,050 52
For coal-oil light.....	33 73
For damages and costs.....	500 00
For elections.....	10 00
For Fire Department.....	5,152 00
For gas.....	5,091 63
For Home for Friendless Women.....	103 55
For markets	67 40
For market-masters' fees.....	182 52
For parks	104 00
For police	3,687 58
For printing	510 76
For salary	945 92
For station houses	164 99
For street improvements.....	77 03
For street repairs	2,893 33
Balance on hand.....	185,003 38
	<u>\$ 206,961 40</u>

TOMLINSON ESTATE.

Amount received from Wm. M. Wiles, ex-City Treasurer.....	\$ 19,677 20
Balance on hand.....	\$ 19,677 20

Respectfully submitted,

W. G. WASSON, City Treasurer.

To Jos. T. MAGNER, City Clerk.

The City Attorney submitted the following report; which was concurred in:

Indianapolis, October 6, 1879.

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

Gentlemen:—I have, as required by you, investigated, and herewith submit a report upon the several matters referred to me for an opinion thereon:

First. Is the question as to whether the city has the power to compel railroad companies, managing and operating trains within the city limits, to properly light their tracks at their own expense.

Upon this question, I am of the opinion that the city has the power, under its charter, as also under the general police power delegated to a municipal corporation for the protection of its citizens, by ordinance to require such railroad companies to do anything that will materially add to the safety of citizens from the running of their trains within the city limits; and if in fact the lighting of the tracks at any particular points would tend in any considerable degree to diminish the danger occasioned by the running of trains, then the city, in my judgment, might compel said companies to light their tracks at such points, at their own expense.

This power, however, is not so general as would authorize the city to compel said companies to light their tracks throughout their entire length within the city limits, but only at such points as, from the circumstances and surroundings, are rendered extremely dangerous to citizens from the running of the trains, and where such lighting of the tracks by said companies at such points would materially diminish the danger caused by the running of trains.

In other words, the right of the city to exercise this power would depend entirely upon the question of fact as to whether the erection of lights at any particular point would materially lessen the danger to citizens from the *running of trains* at such point.

Second. Is a resolution of the Council, together with a report of the City Civil Engineer, made pursuant to said resolution, requiring me to prepare and report proper notices to be served on the Indianapolis, Cincinnati & Lafayette Railroad Company, requiring said company to lower their tracks, and make the same conform to the grade of the streets.

I have examined the report of the Civil Engineer, and find that at some of the crossings of the streets the difference between the track and the grade of the street is so slight that a change in the track would seem unnecessary, while at other points it might be proper to require a change in the track; but as the Engineer's report does not indicate at what points and to what extent the tracks should be changed, I am unable to determine to what points the notices should be directed, and I therefore report the whole matter back to your honorable body, for such action as you may deem proper.

Third. Is a motion requiring me to examine and report whether the City Commissioners have been regularly elected, and are all qualified to act as such.

I have examined the record of the appointment of said Commissioners, and also investigated their qualifications, and I find that there are several irregularities in the appointment, and in the manner in which said Commissioners qualified; but these irregularities are of such a character as would not, in my judgment, invalidate their appointment, and said Commissioners might be said to be legally appointed and qualified to discharge the duties of City Commissioners were it not for the fact, as I have learned upon investigation, that one of said Commissioners was not, at the time of his appointment or at the time he qualified, a freeholder of the city. He has, however, signified his willingness to resign his appointment; and I would recommend that the Circuit Court be requested to make new appointments of City Commissioner, four of whom might be of those heretofore appointed, and the other some such suitable person as the Court may designate, and that the City Clerk issue certificates accordingly.

Respectfully submitted,

JOHN A. HENRY, City Attorney.

On motion by Councilman Tucker, the clause in the above report referring to the I., C. & L. Railroad tracks, was referred to the Board of Public Improvements and City Civil Engineer.

On motion by Councilman Rooker, the City Clerk was instructed to certify to the Judge of the Circuit Court the action of the Council in relation to the City Commissioners.

The City Attorney presented the following communication ; which was received and the resignation accepted :

Indianapolis, October 6, 1879.

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

Gentlemen :—I heroby tender my resignation as City Commissioner of the City of Indianapolis, and respectfully ask that the same be accepted.

LYMAN W. MIX.

The Superintendent of the City Hospital and Branch submitted the following report ; which was 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 September, 1879, are respectfully submitted :

	First Week.	Second Week.	Third Week.	Fourth Week.	Two Days.	Monthly Total.
Number of paid Officers and Employes in Hospital	11					
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.....	32	37	88	38	44	.....
No. of infant patients in Hospital at beginning of week.....						.....
No. of adult patients received during week	12	15	11	11	5	.....
No. of infant patients received or born during week.. ..		1		2		.....
No. of adult patients discharged during week	12	15	12	11	5	.....
No. of infant patients discharged during week.....		1		2		.....
No. of adult patients who died during week.....	1	2	2		1	6
No. of infant patients who died during week.....						.....
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	37	38	38	44		.....
No. of inf't patients in Hospital and Branch at end of week				1		.....
No. of pay-patients at beginning of week.....						.....
No. of pay-patients at end of week .....						.....
Aggregate number of days of patients in Hospital	261	264	273	292	91	1181
Aggregate number of days of patients in Branch.....						.....

Total expenditures for month \$ 722 56½
 Cash collected from pay-patients and other sources, and paid to City
 Treasurer \$30 00
 Aggregate number of days subsistence furnished 1541
 Average daily cost of each patient 61.1
 Average daily cost for patients, officers, and employes..... 46.9

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

The City Attorney submitted the following report; which was approved:

Indianapolis, October 6, 1879.

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

Gentlemen:—Since your last regular meeting the following cases have been disposed of:

In the case of John O'Brien vs. The City, brought in the Superior Court to recover damages on account of alleged injuries which he claims to have sustained while serving out a sentence in the stone-yard, judgment was entered in favor of the city on demurrer to the complaint.

In the case of Geo. B. Wallace vs. The City, before T. W. Pease, Justice of the Peace, for medical services rendered prisoners confined in the Sixth street Station, a demurrer was sustained to the complaint and cause dismissed.

Respectfully submitted,

JOHN A. HENRY, City Attorney.

REPORTS, ETC., FROM OFFICIAL BOARDS.

The Hospital Board, through Councilman Morrison, presented the annual report of the City Hospital and Branch, for the year ending with June 30th, 1878; which was referred to the Committee on Printing.

The Board of Public Improvements, through Councilman McKay, submitted the following report; which was read, and the several recommendations concurred in:

To the Mayor, Members of the Common Council, and

Board of Aldermen of the City of Indianapolis:

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

1st. Is a motion to report what, if anything, can be done to repair Illinois street, from Georgia to South street.

On examination we find that it will require, to properly repair said street from Georgia street to the Union Railroad tracks, the re-laying of the same with new blocks, and recommend the work be not done.

2d. We recommend that Illinois street, from the Union Railroad tracks south to the Tunnel, be repaired by the Street Commissioner.

3d. Is a motion to have the gutter on the south side of St. Clair street lowered for the distance of about 100 feet east of Indiana avenue.

We recommend the work be not done.

4th. Is a motion to have the west gutter of West street cleaned, from Indiana avenue to First street.

We recommend the work be not done at present.

5th. Is a motion to fill the chuck-holes on Ohio street, from Illinois street to the canal.

The chuck-holes have been filled from the canal to Mississippi street, and we recommend the work be completed.

6th. Is a motion to clean the south gutter of Kentucky avenue, from Missouri to West street, and fill the chuck-holes.

We recommend the work be done.

7th. Is a motion to clean the gutters on Michigan street, between the canal and Blake street.

We recommend the work be done.

8th. Is a motion to fill the chuck-holes at the corner of Maryland and California streets.

We recommend the work be done.

9th. Is a motion that the Street Commissioner be instructed to lay a single stone crossing on Maryland street, from southeast corner of California street to north side of the street. Also, a single stone crossing on California street, from southwest corner to southeast corner thereof.

We recommend the work be done with broken stone, instead of flag stone.

10th. Is a motion to have the gutters cleaned and the chuck-holes filled on Indiana avenue, from California street to Fall Creek bridge.

We recommend the work be done.

Respectfully submitted,

M. H. McKay,

J. L. Bieler,

Board of Public Improvements.

Also, the following report; which was read, and the several recommendations concurred in:

To the Common Council of the City of Indianapolis:

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

1st. Is S. O. No. 45, 1879, to provide for grading and graveling the second alley west of Noble street, from Lockerbie street to New York street, together with a remonstrance against the passage thereof.

We would recommend said ordinance be passed, notwithstanding the remonstrance.

2d. Is S. O. No. 49, 1879, to provide for grading and graveling Tennessee street, from Ohio street to Seventh street, together with petition and remonstrances for and against the passage of same.

We would recommend the following entitled ordinances be substituted for S. O. No. 49, and herewith introduce same:

“An Ordinance to provide for the improvement of Tennessee street, from Ohio street to First street, by grading and graveling the roadway, and bowldering the gutters thereof.”

“An Ordinance to provide for the improvement of Tennessee street, from First street to Seventh street, by grading and graveling the roadway, and bowldering the gutters thereof.”

3d. Is S. O. No. 50, 1879, to provide for grading and graveling Meridian street, from New York street to Seventh street, together with petition for, and remonstrances against passage of same.

We would recommend the following entitled ordinances be substituted for S. O. No. 50, and herewith introduce same:

“An Ordinance to provide for the improvement of Meridian street, from New York street to St. Clair street, by grading and graveling the roadway, and bowldering the gutters thereof.”

“An Ordinance to provide for the improvement of Meridian street, from St. Clair street to Seventh street, by grading and graveling the roadway, and bowldering the gutters thereof.”

Respectfully submitted,

M. H. McKay,

J. L. Bieler,

Board of Public Improvements.

Also, the following report; which was approved:

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

Gentlemen:—We herewith report expenditures of the Street-Repairs Department for the month of September, 1879, together with total amount expended for the fiscal year, to October 1st, 1879:

Pay-rolls	\$ 2,636 53
Lumber.....	131 62
Freight on stone.....	64 00
Hardware.....	53 16
Blacksmithing.....	41 90
Boulders	35 50
Cinders	33 60
Stone spawls.....	26 40
Gravel.....	25 80
Sand	20 05
Rent of stone-yard to July 1, 1879, omitted from last report.	25 00
Total.....	\$ 3,093 56
Total expenditures per last report	11,642 47
Total expenditures to October 1st, 1879	\$ 14,736 03

Respectfully submitted,

M. H. McKay,
J. L. Bieler,

Board of Public Improvements.

L. A. Fulmer, Street Commissioner.

Also, the following report; which was received:

To the Mayor and Members of the Common Council and

Board of Aldermen of the City of Indianapolis:

Gentlemen:—We would report as follows on the communication from the stone-cutters of the city, in regard to cutting stone for the new State House in this city:

By referring to page 79, in the report of the proceedings of the State House Commissioners, dated January 15th, 1879, under the head of the specification for the new State House, is a section that reads, "All the stone for the dressed work to be delivered on the building site in large dimension blocks, in order to have all the stone cutting done under the immediate supervision of the Commissioners and Architect, thereby affording certain means of detecting inferior stone. This will not prevent sawing the stone at the quarries."

The only question involved is, will the Commissioners do their duty in enforcing the terms of the contract? If they do, all that the petitioners ask will be granted.

Respectfully submitted,

M. H. McKay,

J. L. Bieler,

Board of Public Improvements.

The Dispensary Board, through Councilman VanVorhis, submitted the following report; which was 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 September, 1879, are respectfully submitted:

Number of Patients treated at Dispensary.....	275
Number of Medical cases at Dispensary	210
Number of Surgical cases at Dispensary	55
Number of Diseases of Nervous System	4

Number of Diseases of Eye and Ear.....	5
Number of Diseases of Throat.....	1
Number of Out-door Patients treated	86
Number at Station House.....	13
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Total number of Patients treated during month.....	374
Total number of Visits made during month.....	361
Total number of Prescriptions filled during month.....	706
Number of Deaths during month.....	2

EXPENDITURES FOR MONTH.

C. A. Ritter, Superintendent.....	\$ 33 33
L. R. Rubush, Resident Physician.....	20 00
F. M. Ferree, Prescription Clerk.....	20 20
W. A. & I. N. Pattison, Drugs and Instruments.....	51 25
Eli Lilly, Drugs.....	2 70
Indianapolis Gas and Coke Co.....	2 60

Total expenditures for month..... \$129 88

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

The Board of Health submitted the following reports; which were received :

Report of Deaths in the City of Indianapolis, from September 16th to 30th, 1879.

Under 1 year.....	11
1 to 2 years.....	5
2 to 5 ".....	2
5 to 10 ".....	2
10 to 15 ".....	2
15 to 20 ".....	2
20 to 25 ".....	5
25 to 30 ".....	4
30 to 40 ".....	6
40 to 50 ".....	5
50 to 60 ".....	3
60 to 70 ".....	0
70 to 80 ".....	4
80 to 90 ".....	0
90 to 100 ".....	0
100 and upwards.....	0
Unknown.....	3
<hr/>	
Total.....	54

Henry Jameson, M. D., President.
 William Wands, M. D.,
 William E. Jeffries, M. D., Secretary.

Indianapolis, September 30, 1879.

Gentlemen :—Legal notices have been served by Sanitary Officers during month ending September 30th, 1879, as follows :

By Watson.....	75
By Shelton.....	100
By Crouch.....	134
By other Day Patrolmen, about.....	10
<hr/>	
Total.....	319

W. E. Jeffries, M. D., Secretary,
 Board of Health.

REPORTS, ETC., FROM COMMITTEES.

The Committees on Bridges, through Councilman King, submitted the following report; which was concurred in :

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

Gentlemen:—Your Joint Committees on Bridges, in accordance with instructions given by a certain motion adopted September 15, 1879, report that City Civil Engineer Patterson estimates the cost of said bridge, across the canal at Walnut street, to be \$827.00. Your committee are of the opinion that the estimate is too high, and would recommend that the bridge be built by the Street Commissioner, under the supervision of the City Civil Engineer and Board of Public Improvements.

Geo King,
M. H. McKay,
Henry Bermann,
Council Committee.
H. E. Drew,
H. Coburn,
Aldermanic Committee.

The Finance Committees, through Councilman Kahn, submitted the following report; which was concurred in :

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

Your Committees on Finance, to whom sundry papers were referred, would report thereon as follows :

1st. Is a report from Wm. M. Wiles, (late) City Treasurer, of the total receipts and disbursements of the "Tomlinson Estate."

In the judgment of your committees the report is explicit and accurate, and we, therefore, recommend its approval.

2d. Is the City Clerk's statement, by account, of orders drawn upon the city treasury during the month of August, 1879.

3d. Is the report of Wm. M. Wiles, (late) City Treasurer, of receipts and disbursements for the month of August, 1879.

A comparison of above-mentioned financial statements with the books of the City Clerk and City Treasurer having shown said statements to be in form and correct, we recommend that the same be duly approved.

4th. Is a request from the Board of Health, "that a reasonable allowance be made for the keeping of sanitary officer Watson's horse," used in the service of the city.

We recommend that an allowance at the rate of \$8 a month, from August 15th to November 15th, be made in this behalf.

Respectfully submitted,

Leon Kahn,
Peter F. Bryce,
M. L. Brown,
C. F. Wiese,
H. J. Prier,
Committees on Finance.

Also, the following report; which was not concurred in :

To the Common Council of the City of Indianapolis:

"The matter of employing a man to hunt up, and place on the Tax-Duplicate, property that has not been reported to the Assessor, was referred to the Finance Committee, together with the City Attorney, City Assessor, and City Clerk, with instructions to report at next regular meeting of this Council"—viz., at this session,

After a full and careful consideration of foregoing subject, the undersigned can only view it as one of uncertain results, and would, therefore, recommend that the City Assessor be authorized to employ some competent person, at a compensation not exceeding \$2 a day; that said detective be required to report to the Finance Committee, on or before the first regular session of the Common Council, in next month, the full results of his labors to that date; and that said committee be instructed to inform the Common Council, at such session, whether the city would lose or gain by continuing such services.

Respectfully submitted,

Leon Kahn,
Peter F. Bryce,
M. L. Brown,
H. J. Prier,
C. F. Wiese,
Committee on Finance.

The Committee on Ordinances, through Councilman Lamb, submitted the following report; which was concurred in:

To the Mayor and Common Council:

Gentlemen:—G. O. No. 21, 1879, and G. O. No. 36, 1879, having been referred to your Committee on Revision of Ordinances for recommendations, would respectfully report as follows:

1st. We recommend the indefinite postponement of G. O. No. 36.

2d. We recommend the indefinite postponement of G. O. 21, for the reason that the substance of the same is contained in a more general ordinance, No. 40.

Respectfully submitted,

W. C. Lamb,
J. L. Bieler,
Committee on Ordinances.
John A. Henry, City Attorney.

The Committees on Public Property, through Councilman Tucker, submitted the following report; which was concurred in:

To the Common Council of the City of Indianapolis:

In answer to a communication, signed by Luther Mehring, the Indianapolis Fertilizer Company, and Birk & Miller, calling your attention to the fact that one John Smith and others are carrying on the business of rendering grease from dead animals and offal, and manufacturing fertilizers within the corporate limits of this city, and asking that said parties be either removed to the Sellers' Farm, or that permission be granted the signers of the mentioned document to come into the city with their establishments, we would recommend that the City Marshal be ordered to notify said "John Smith and othes" to comply, forthwith, with the terms of the following sections of General Ordinance 31, 1878—"An Ordinance regulating the disposition of Dead Animals, and Animal Offal and Blood, in the City of Indianapolis, and within two miles of the corporate limits of said city, and upon what is known as the Sellers' Farm (ordained and established on August 20th, 1878),"—or else to promptly file against the said "John Smith and others," and bring such offenders into the City Court.

We quote the sections referred to:

"SEC. 2. It shall be unlawful for any person to carry on the business of manufacturing of dead animal matter or offal into fertilizing material or into any kind of material or substance, at any place in the City of Indianapolis, or within two miles of the corporate limits of said city, except upon what is known as the Sellers' Farm."

"SEC. 15. Any person violating any of the provisions of this ordinance shall be fined in any sum not exceeding fifty dollars."

Respectfully submitted,

W. H. Tucker,
W. E. Shilling,
Council Committee on Public Property.
H. Coburn,
W. F. Piel,
James T. Layman,
Aldermanic Committee on Public Property.
John A. Henry, City Attorney.

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

To the Common Council of the City of Indianapolis:

Your Committee on Streets and Alleys would report as follows on a certain matter to it referred:

The eastern terminus of North street, for many years, was as at Winston street, now called Pine street. One of the terms and conditions in the contract embodied in General Ordinance 4, 1878 (ordained and established on April 2d, 1878), required the Cleveland, Columbus, Cincinnati & Indianapolis Railway Company to open, extend, and improve said North street across its grounds, to the full width of the street immediately west thereof. The aforesaid railway grounds are bounded, on the west, by a north and south alley, 120½ feet east of Pine street, and thus a break is made in North street from Pine street to aforesaid north and south alley, and the only connecting link between the broken ends of said North street is an alley, fifteen feet in width, which separates lots 39 and 40, Bradshaw's Subdivision.

One E. J. Beerbower, who states he is "the owner of the real estate fronting on Pine street, between Michigan street and St. Clair street, and surrounding streets," petitions for the opening of North street, from Pine street to aforesaid north and south alley, by and through the condemnation of lot 40; and one Fidele Schuler, owner of said lot 40, states that he has been greatly damaged by reason of this eastern extension of North street bringing his said lot and the building thereon in the middle of the lines of said street, and prays for an immediate condemnation and appropriation of his said property, or an assurance from the city that she will not so condemn and appropriate for a number of years, "so that he can guarantee the renting thereof, and not suffer the consequences of loss or suit with the city."

As the plat-books and records of the city show that Mr. Beerbower is not the extensive land-owner his petition represents, we recommend that said petition be rejected for insufficiency.

So far as Mr. Schuler's memorial is concerned, we would suggest that it is not within the power of the city to guarantee that gentleman in the quiet possession of his obstructing property. If the owners of the lots and lands in his vicinity shall, at any time in the future, become so urgent in their desire to have North street opened through the obstructing property as to petition for the same, and file a bond indemnifying the city against any and all damages that may accrue from such full and complete opening of said thoroughfare, the Common Council for the time being will be compelled, by operation of statutory law, to take cognizance of such demand. We, therefore, can only express an opinion that it is likely several years will elapse before a sufficient number of adjacent property owners will be ready to pledge themselves to the payment for the property that would have to be co-

demned and appropriated in aforesaid opening, and to urgently recommend this Council and our successors not to even consider this or any other street opening case, unless a bond is filed by the petitioners therefor to meet all damages that would accrue therefrom by the prior payment of all benefits assessed by the City Commissioners in such case.

Respectfully submitted,

Leon Kahn,
W. H. Tucker,
John R. Pearson,
Committee on Streets and Alleys.

Also. the following report; which was concurred in:

To the Common Council of the City of Indianapolis:

Your Committee on Streets and Alleys, to whom was referred the petition of Mrs. Catharine Bobbs William Baine, G. S. Pittman, and Fred. Kline, having examined into the merits thereof, would report favorably thereon, and do hereby recommend the adoption of the following resolution:

Resolved, That the matter of vacating Bobbs street, from Bates street to Meek street, in and through Bobbs' Addition to the City of Indianapolis, as prayed for by Mrs. Catharine Bobbs, owner of all the abutting property, and of William Baine, G. S. Pittman, and Fred. Kline, freeholders, be and the same is hereby referred to the City Commissioners for their consideration of the same.

Respectfully submitted,

Leon Kahn,
W. H. Tucker,
John R. Pearson,
Committee on Streets and Alleys.

And the resolution embodied in the foregoing report was adopted by the following vote:

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

NAYS—None

The Committee on Printing, through Councilman Hamilton, submitted the following report; which was approved, and two weeks further time granted:

To the Common Council of the City of Indianapolis:

Your Committee on Printing would report, as follows, upon sundry matters to it referred:

1st. In relation to certain statistical information called for by the Census Office, Washington, D. C., after due consideration of the printed correspondence of said bureau, we came to the conclusion that there was a measure of indefiniteness in said documents, and, therefore, requested Geo. H. Fleming to ask for further information. Mr. Fleming's letter clearly expresses the views of your committee, and we here insert it.

Indianapolis, 29th September, 1879.

GEO. E. WARING, JR.,

Census Office, Department of the Interior, Washington, D. C.:

Sir:—I am ordered by the Committees on Printing of the Common Council and Board of Aldermen of this city, to whom your printed communication, dated 2d

August, 1879, was referred, to obtain from you certain instructions, before entering upon the preparation or forwarding of the statistical matter called for by said circular.

Many of our city officers and departments have been derelict in making annual reports, and it will be impossible to send the statistics I think you desire, until the same can be compiled from their records.

Will you please, by return mail, indicate the years these statistics should cover; the date on which same should close; and the latest day on which such material should be in your hands?

If you can refer to any particular volume and page of the Census Reports for 1870, as a model for compiling these statistics, please do so; or if you have any printed form of instructions, or printed blanks in which the desired reports could be entered or tabulated, please favor me with the same.

Your obedient servant,

GEO. H. FLEMING.

No answer having been received to foregoing communication at date of this report (October 6th), your committee would ask that further time be granted it.

2d. The demand of the State Department of Statistics and Geology, for statistical reports, calls for such an amount of labor, that your committee will have to ask for further time. In our judgment, this is a work of magnitude, and we desire to carefully consider the cost of procuring the material required before recommending that the same be entered upon.

Respectfully submitted,

F. W. Hamilton,
M. L. Brown,
M. McGinty,
Committee on Printing.

SPECIAL ORDER, VIZ.:

Appropriation Ordinance 61, 1879.

Ap. O. 61, 1879—An Ordinance appropriating the sum of Four Hundred Dollars, to be paid to the Chief of Police and Street Commissioner, to defray the expense of keeping and maintaining a horse and vehicle by each of said officers.

Was taken up on its second reading.

Councilman VanVorhis offered the following amendment:

Moved, To amend Ap. O. 61, 1879, by striking out the words "four hundred dollars," and inserting instead thereof the words "eight hundred dollars," and inserting after the words "Leander A. Fulmer, Street Commissioner," the words "two hundred dollars to be paid to C. A. Ritter, Superintendent of City Dispensary, and two hundred dollars to T. R. Rubush, Physician to City Dispensary."

Which amendment, on motion by Councilman Dowling, was laid on the table by the following vote:

AYES, 15—viz. Councilmen Bermann, Bieler, Brown, Bryce, Dowling, Downey, Harmening, King, Lamb, Morrison, Prier, Rooker, Shilling, Tucker, and Wiese.

NAYS, 7—viz. Councilmen Hamilton, Kahn, McGinty, McKay, O'Connor, Pearson, and VanVorhis.

Councilman Rooker then moved that the ordinance be engrossed, which motion was adopted by the following vote :

AYES, 13—viz. Councilmen Bieler, Brown, Bryce, Dowling, Downey, Harmening, King, Lamb, McGinty, Pearson, Prier, Rooker, and Tucker.

NAYS, 9—viz. Councilmen Bermann, Hamilton, Kahn, Morrison, McKay, O'Connor, Shilling, VanVorhis, and Wiese.

Said ordinance was then read the third time, and passed by the following vote :

AYES, 13—viz. Councilmen Bieler, Brown, Bryce, Dowling, Downey, Harmening, King, Lamb, McGinty, Pearson, Prier, Rooker, and Tucker.

NAYS, 9—viz. Councilmen Bermann, Hamilton, Kahn, Morrison, McKay, O'Connor, Shilling, VanVorhis, and Wiese.

MESSAGES FROM THE BOARD OF ALDERMEN.

The following message was received :

To the Mayor and Common Council :

Gentlemen :—At an adjourned session of the Board of Aldermen, held on September 24th, 1879, the following report from the Board of Public Improvements, Judiciary Committee, and City Attorney, presented to said body, was concurred in :

For the Board of Aldermen :

GEO. T. BREUNIG, Clerk.

To the Board of Aldermen of the City of Indianapolis :

Gentlemen :—In the matter of the improvement of Highland street, from Washington street to Ohio street, by grading and graveling the street and sidewalks, and bouldering and curbing, with stone, the gutters thereof, the Committee on Judiciary, Board of Public Improvements and City Attorney would respectfully report as follows :

We have considered the history of this matter, its references and action had thereon by the Common Council and Board of Aldermen at different times, and we would recommend that the City Civil Engineer be instructed to re-advertise for proposals to do said work in accordance with specifications and profile exhibited at first receipt of proposals.

Respectfully submitted,

John Newman,
James T. Layman,
Committee on Judiciary.
M. H. McKay,
Board of Public Improvements.
John A. Henry, City Attorney.

The foregoing report, concurred in by the Board of Aldermen [see page 516, *ante*], was then concurrently approved.

The fifth clause of Aldermanic message of September 22d [see page 510, *ante*], was taken up and read, and the amendment to Special Ordinance 36, 1879, was concurred in.

The sixth clause of the Aldermanic message [see page 510, *ante*], was taken up and read.

Councilman Lamb offered the following amendments to General Ordinance 46, 1879:

Moved, To amend section 2 by adding the following provision: "It shall be his duty to properly index all By-Laws and Ordinances required to be indexed by any ordinance of this city, and it shall be unlawful for such Clerk to charge notarial fees for any duty performed between the city and any citizen thereof."

Moved, To amend section 5 to read as follows: "Sec. 5. For his services in connection with the committees of the Common Council and Board of Aldermen of this city, said Clerk shall receive a compensation of One Thousand Dollars per annum, which shall be paid in monthly installments, by and through the Appropriation Ordinances prepared under the direction of the Committees on Accounts and Claims."

Councilman Tucker moved to strike the ordinance from the files, and that the Clerk of the Board of Public Improvements be required to perform the duties set forth in said ordinance.

Which motion was laid on the table.

The amendment adopted by the Board of Aldermen, as shown in the sixth clause of the above mentioned message, was then adopted.

Councilman VanVorhis moved to lay Councilman Lamb's amendments on the table, which motion was not adopted.

As a question of privilege, Councilman McKay presented the following communication; which was received:

To the Common Council of the City of Indianapolis:

Gentlemen:—At a meeting of your honorable body on September 1st, 1879, there was passed G. O. No. 46, entitled "An Ordinance to provide the committees of the Common Council and Board of Aldermen with a Clerk, and prescribing the duties of said clerk," and at a recent meeting of the Board of Aldermen said ordinance was amended by inserting the following: "It shall be the duty of the Committee Clerk to attend all meetings of the Board of Public Improvements, and make a record of their proceedings, and to keep correct account of all their expenditures incurred by them, and report the same monthly to the Common Council and Board of Aldermen, and shall perform all other duties required by the Board of Public Improvements."

I would respectfully call your attention to the act of a former Council abolishing the office of Committee Clerk, and adding the duties of that office to those of the City Civil Engineer. This officer has performed these duties without extra remuneration, saving thereby to the city several thousand dollars.

Since my connection with the office, in which I am employed, I have performed the duties of Committee Clerk, kept a record of the proceedings of the Board of Public Improvements, kept and reported a monthly record of expenditures of said Board; in short, performed all the duties specified in G. O. No. 46, when required, and at a salary considerably below the amount proposed to be paid by the ordinance referred to. The passage of said ordinance simply legislates me out of a situation and legislates into office the originator of the ordinance, the arrangement of which is such that no one is permitted to compete with the said originator for a place under the ordinance, a thing accorded to competitors for all other offices.

I propose, gentlemen, if you desire to avoid the creation of a new office, with a salary exceeding that received by the Street Commissioner, City Engineer, Chief of Police, or City Assessor, to continue my present duties and perform all the duties specified in General Ordinance No. 46, without any remuneration additional to what I now receive.

Respectfully submitted,

B. W. SULLIVAN,
Clerk Board of Public Improvements.

As a question of privilege, Councilman Morrison presented the following communication; which was received:

Indianapolis, Ind., September 22, 1879.

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

Gentlemen:—I respectfully make application for the position of "Clerk of Committees" of your honorable bodies, the consideration for the services of said position to be the sum of *seventy-five dollars per month*.

Accompanying this application is a recommendation of practical printers.

Respectfully,

EDWARD A. GUTHRIE.

We, the undersigned, practical printers, cheerfully recommend to your honorable bodies Mr. E. A. Guthrie, for the office of "Clerk of the Committees," knowing him to be competent in every respect to fill said position.

H. S. Garner, H. W. Paine, Geo. R. Chandler, Chas. E. Brigham, Percy H. Rozier, Howard Heavin, Jas. Applegate, F. E. McNamara, A. D. Rose, Frank D. Moore, J. W. Ray, Theo. McClure, M. H. Halpin, L. P. McCormack, John Wilson, William Waugh, N. W. Weddington, Thomas Monroe, P. Pomeroy, William H. Shumire, W. L. Ellis, Jr., B. C. Paine, W. O. Byrn, Wm. W. Johnson, L. C. Hunt, W. H. Wesbey, Henry Schwabb, C. O. Sackett, Al. S. White, J. L. McDaniel, O. A. Redman, Rufus Campbell, L. W. McDaniel, A. C. Albertson, Francis E. Park, C. E. Soule, C. E. Boyle, C. A. Park, Louis P. Hild, Geo. T. McNamara, James N. Park, Chas. H. Soule, T. E. Dean, S. B. Secor, Geo. W. B. Smith, Wm. E. Grooms, Chas. F. Depue, W. W. Davy, Geo. B. Depue, Wm. H. Hood, W. F. Gilkison, J. H. Lovejoy, A. C. Lacy, Roll. C. Irwin, P. B. L. Nowland, W. H. H. Lewis, Jonathan Smith, J. M. Cumback, Wesley Pierce, T. K. Barrett, Frank O. Fisk, A. Achuff, L. Caylor, C. S. Butterfield, A. R. Baker, J. Ratti, J. H. Dunning, F. X. Brem, J. A. Hug, Ed. Ratti, Geo. E. Baker, James Gogen, Orville B. Rankin.

As a question of privilege, Councilman Rooker presented the following communication; which was received:

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

The undersigned, chairmen and members of the Standing Committees duly appointed by the Presidents of your honorable bodies, in compliance with the provision in the first section of "An Ordinance to provide the Committees of the Common Council and Board of Aldermen of the City of Indianapolis with a Clerk.

and prescribing the duties of such clerk," do hereby nominate Geo. H. Fleming as a suitable person for the office created by aforesaid ordinance, and recommend his immediate confirmation.

COUNCILMEN.

- T. J. VANVORHIS, Chairman of Committees on Accounts and Claims and on Public Health, and member of Committee on Public Charities, and of Dispensary Board.
- GEO. KING, Chairman of Committee on Bridges, and member of Committee on Markets.
- M. L. BROWN, President *pro tem.* of Common Council, Chairman of Committee on Contracts, and member of Committees on Finance, on Printing, on Public Health, and Water.
- C. F. WIESE, Chairman of Committee on Education, and member of Committee on Finance.
- LEON KAHN, Chairman of Committees on Finance and on Streets and Alleys, and member of Committee on Railroads.
- W. C. LAMB, Chairman of Judiciary Committee, and of Committee on Ordinances.
- C. H. HARMENING, Chairman of Committee on Markets, and member of Committee on Sewers and Drainage.
- JOHN R. PEARSON, Chairman of Committee on Office Fixtures and Supplies, and member of Committee on Streets and Alleys.
- W. E. SHILLING, member of Committees on Education and on Public Property.
- MARTIN MCGINTY, of Committees on Accounts and Claims and on Printing.
- JOHN O'CONNOR, of Committees on Public Charities and on Sewers and Drainage.
- F. W. HAMILTON, Chairman of Committee on Printing, and member of Committees on Contracts and on Public Light.
- CALVIN F. ROOKER, Chairman of Committee on Public Light, and member of Judiciary Committee and Committee on Railroads.
- J. T. DOWNEY, Chairman of Committee on Sewers and Drainage, and Secretary of Police Board.
- GEO. P. WOOD, Chairman of Committee on Water, and member of Police Board and of Committee on Accounts and Claims.
- J. L. BIELER, member of Committees on Supplies and Ordinances, and of Board of Public Improvements.
- PETER P. BRYCE, member of Hospital Board and of Committees on Education and on Finance.
- HENRY BERMANN, of Committees on Bridges and on Markets.
- JAS. T. DOWLING, of Judiciary Committee and Supplies.

ALDERMEN.

- H. E. DREW, Chairman of Committees on Accounts and Claims, Education, and Streets and Alleys, and member of Committees on Bridges, Railroads, and Sewers and Drainage.
- H. COBURN, Chairman of Committees on Bridges, on Markets, and Public Property, and member of Board of Public Improvements and of Committees on Printing and on Water.
- HIRAM SEIBERT, Chairman of Committees on Contracts, Office Fixtures and Supplies, and Sewers and Drainage, and member of Dispensary Board, and Committees on Public Health, on Streets and Alleys, and on Water.
- JAMES T. LAYMAN, Chairman of Committees on Finance, Public Charities, and Railroads, President of Fire Board, and member of Committees on Accounts and Claims, on Finance, on Judiciary, on Ordinances, on Public Health, and on Public Property.

- D. W. GRUBBS, Chairman of Judiciary Committee and Committees on Ordinances and on Printing, President of Police Board, and member of Committees on Contracts, on Education, on Markets, on Public Charities, on Public Light, and on Rules.
- T. E. CHANDLER, Vice-President of Board of Aldermen, Chairman of Committees on Public Light and on Water, President of Hospital Board, and member of Committees on Contracts, on Finance, on Office Fixtures and Supplies, on Printing, and on Rules.
- J. M. RIDENOUR, President of Board of Aldermen, and Chairman of Committees on Public Health and on Rules.
- W. F. PIEL, of Committees on Accounts and Claims, on Ordinances, on Public Property, and on Streets and Alleys.
- JOHN NEWMAN, of Committees on Education, on Judiciary, on Markets, and on Public Light.
- D. MUSSMANN.

Councilman Lamb's amendment to section two was then taken up and adopted by the following vote :

AYES, 18—viz. Councilmen Bermann, Bieler, Bryce, Dowling, Downey, Hamilton, Harmening, King, Lamb, McGinty, McKay, O'Connor, Pearson, Prier, Shilling, Tucker, VanVorhis, and Wiese.

NAYS, 4—viz. Councilmen Brown, Kahn, Morrison, and Rooker.

Councilman Lamb's amendment to section five was then taken up.

Councilman Morrison moved to amend by substituting the words "nine hundred dollars" for the words "one thousand dollars", which amendment was not adopted.

Councilman Lamb's amendment was then adopted.

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

G O. 46, 1879—An Ordinance to provide the Committees of the Common Council and Board of Aldermen of the City of Indianapolis with a Clerk, and prescribing the Duties of such Clerk.

And it was passed by the following vote :

AYES, 15—viz. Councilmen Bermann, Bieler, Bryce, Dowling, Downey, Hamilton, Harmening, King, Lamb, McGinty, O'Connor, Pearson, Tucker, VanVorhis, and Wiese.

NAYS, 7—viz. Councilmen Brown, Kahn, Morrison, McKay, Prier, Rooker, and Shilling.

Councilman Tucker was excused for the balance of this session.

APPROPRIATION ORDINANCES.

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

By the Fire Board, through Councilman Pearson :

Ap. O. 62, 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. 63, 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. 64, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station Houses.

By the Committees on Accounts and Claims, through Councilman Van-Vorhis :

Ap. O. 65, 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. 66, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, and Advertising.

Appropriation Ordinance 62, 1879, was then read the second time, and ordered to be engrossed.

Appropriation Ordinance 63, 1879, was then read the second time, and ordered to be engrossed.

Appropriation Ordinance 64, 1879, was then read the second time, and ordered to be engrossed.

Appropriation Ordinance 65, 1879, was then read the second time.

Councilman Morrison moved to strike out the claims of B. W. Sullivan and Richard Wise, which motion was laid on the table.

Said ordinance was then ordered to be engrossed.

By consent, Councilman Morrison then offered the following motion, which was adopted :

That the City Attorney be, and is hereby, ordered to examine all pay-rolls of the Hospital, Fire and Police Boards, and all the City Offices and Departments, and report to this Council, at the next regular meeting, if any moneys are being, or have been, paid without warrant of law, for the past six (6) months.

Councilman Harmening was excused for the balance of this session.

Appropriation Ordinance 66, 1879, was then read the second time, and ordered to be engrossed.

Ap. O. 62, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$1,061.66.]

Was then read the third time, and passed by the following vote :

AYES, 17—viz. Councilmen Bermann, Brown, Bryce, Dowling, Downey, Hamilton, Kahn, King, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Shilling, and VanVorhis.

NAYS—None.

Ap. O. 63, 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, \$722.56.]

Was then read the third time, and passed by the following vote :

AYES, 17—viz. Councilmen Bermann, Brown, Bryce, Dowling, Downey, Hamilton, Kahn, King, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Shilling, and VanVorhis.

NAYS—None.

Ap. O. 64, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station-Houses. [Amount appropriated, \$220.69.]

Was then read the third time, and passed by the following vote :

AYES, 17—viz. Councilmen Bermann, Brown, Bryce, Dowling, Downey, Hamilton, Kahn, King, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Shilling, and VanVorhis.

NAYS—None.

Ap. 65, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$25,559.46.]

Was then read the third time, and passed by the following vote :

AYES, 17—viz. Councilmen Bermann, Brown, Bryce, Dowling, Downey, Hamilton, Kahn, King, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Shilling, and VanVorhis.

NAYS—None.

Ap. O. 66, 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, \$551.35.]

Was then read the third time, and passed by the following vote :

AYES, 17—viz. Councilmen Bermann, Brown, Bryce, Dowling, Downey, Hamilton, Kahn, King, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Shilling, and VanVorhis.

NAYS—None.

Councilman Pearson moved that when this Council adjourns, it adjourn to meet next Monday evening; which motion was not adopted.

Councilman Prier, by consent, offered the following motion; which was adopted:

That John Frick be permitted to put down a hay and cattle scale in front of his place of business on Columbia avenue, to be done in compliance with existing ordinances.

Councilman Rooker, by consent, presented the following petition; which was received, and prayer of petitioner granted:

Indianapolis, Ind., September 24, 1879.

To the Common Council of the City of Indianapolis:

Gentlemen:—Your petitioner, William J. Probst, represents that he is a citizen of Indianapolis, and that he is engaged in the grocery business, on the corner of Tennessee and Fifth streets, being on the southwest corner of the crossing of said streets, in said city.

Your petitioner prays permission of your honorable body to erect and build one pair of scales, large size, for the weighing of hay and corn, on the south side of said Fifth street, at a point about fifteen feet west of the west side of the sidewalk, on the west side of said Tennessee street.

Said scale to be erected far enough out into Fifth street so as not to interfere with the gutter and the free passage of the water therein.

Your petitioner would further represent that said Fifth street, at this point, is of sufficient width to allow the scales he desires to build to be erected therein without interfering with the public travel thereon.

That permission will be granted him to build said scale your petitioner will ever pray.

Very respectfully submitted,

WILL. J. PROBST.

Councilman McKay moved to reconsider the vote by which Ap. O. 65, 1879, was passed; which motion was adopted by the following vote:

AYES, 18—viz. Councilmen Bermann, Bieler, Brown, Bryce, Dowling, Downey, Hamilton, Kahn, King, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, VanVorhis, and Wiese

NAYS, 1—viz. Councilman Shilling.

Appropriation Ordinance 65 was then taken up, and, on motion of Councilman McKay, was amended, by unanimous consent, by inserting claim in favor of Henry C. Buddenbaum, for sprinkling streets during State Fair week (amount \$244.00), and was then read third time, viz.:

Ap. O. 65, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$25,803.46.]

And it was passed by the following vote:

AYES, 18—viz. Councilmen Bermann, Bieler, Brown, Bryce, Dowling, Downey, Hamilton, Kahn, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Shilling, VanVorhis, and Wiese.

NAYS—None.

Councilman Hamilton, by consent, offered the following motion; which was adopted:

That the time granted William Morrison, in which to complete his contract for improving the alley between Illinois and Meridian streets, from North street to Walnut street, be extended 40 days.

It now being nearly eleven o'clock, Councilman McKay 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, 14—viz. Councilmen Bermann, Bieler, Brown, Bryce, Hamilton, King, Morrison, McGinty, McKay, Pearson, Prier, Rooker, VanVorhis, and Wiese.

NAYS, 5—viz. Councilmen Dowling, Downey, Kahn, O'Connor, and Shilling,

On motion, the Common Council then adjourned.

JOHN CAVEN, Mayor,

President of Common Council.

Attest: JOS. T. MAGNER, City Clerk.