

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—FEBRUARY 2, 1880.

The Common Council of the City of Indianapolis met in the Council Chamber, on Monday evening, February 2d, A. D. 1880, at 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, Carey, Dowling, Downey, Hamilton, Kahn, King, Lamb, Morrison, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, VanVorhis, Wiese, and Wood.

ABSENT, 3—viz. Councilmen Harmening, McGinty, and Tucker.

The Proceedings of the Common Council, for the regular session, held on January 19th, 1880, having been printed, and placed on the desks of the Councilmen, said Journals were approved as published.

REPORTS, ETC., FROM CITY OFFICERS.

The City Civil Engineer submitted the following report; which was received, and the estimate (presented therewith) approved:

To the Common Council of the City of Indianapolis:

Gentlemen:—I herewith report the following estimate: A first and final estimate in behalf of John Schier, for grading, and paving with brick (where not already paved) the east sidewalk of Park avenue, from Cherry street to Christian avenue, 236 lineal feet, at 31 cents

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 John Schier, for grading, and paving with brick (where not already paved), the east sidewalk of Park avenue, from Cherry street to Christian avenue, 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, 13—viz. Councilmen Bermann, Bieler, Brown, Dowling, Downey, Hamilton, Lamb, McKay, O'Connor, Rooker, Shilling, VanVorhis, and Wiese.

NAYS—None.

The City Civil Engineer submitted the following report; which was received, the contract concurred in, and the bond approved:

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

Gentlemen:—I herewith report the following contract and bond for your consideration and action thereon:

Contract and bond of Wm. Morrison, for grading and graveling the second alley west of Noble street, from Lockerbie street to New York street. Bond, two hundred dollars; surety, John Schier.

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

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

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the following affidavits, now on file in my office, for the collection of street assessments by precepts, to-wit:

Fred. Gansberg vs. Ernst Acherman, for.....	\$17 49
Fred. Gansberg vs William Yeager, for	19 87
Fred. Gansberg vs Samuel E. Kennedy, for.....	19 87
Dunning & Hudson vs. James H. Roosevelt, for.....	35 20
David A. Haywood vs. Wm. H. Morrison, for.....	15 25
James Mahoney vs. Christian J. Karle, Jr. and Geo. J. Rosebrock's heirs, viz: Maria Thees and C. H. Thees, her husband; Joachim H. Rosebrock, Herman H. Rosebrock, J. Frederick Rosebrock and C. Henry Rosebrock, for.....	24 27

and recommend that you order the precepts to issue.

Respectfully submitted,

JOS. T. MAGNER, City Clerk.

And the precepts were ordered to issue, by the following vote :

AYES, 14—viz. Councilmen Bermann, Bieler, Brown, Dowling, Downey, Hamilton, Kahn, Lamb, McKay, O'Connor, Rooker, Shilling, VanVorhis, and Wood.

NAYS—None.

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

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 January, 1880:

Board of Health.....	\$	56	25
Bridges.....		485	75
City Assessor's Department.....		94	50
City Civil Engineer's Department.....		212	05
City Commissioners		39	00
City Dispensary.....		346	45
City Hall.....		901	57
City Hospital and Branch.....		967	77
City Treasurer's percentage.....		448	18
Coal-oil Light.....		27	60
Damages and Costs.....		146	31
Fire Department.....		4,951	69
Gas.....		5,164	03
Incidentals		420	00
Insurance.....		309	13
Interest on bonds.....		630	00
Market-Masters' Fees.....		126	99
Parks.....		52	52
Police		3,671	83
Printing		446	60
Salary		4,039	94
Station Houses.....		229	48
Street Improvements.....		607	77
Street Repairs.....		1,883	91
Taxes refunded.....		64	24
			\$26,323 56
School Fund.....			1,867 53
Total.....			\$ 28,191 09

Respectfully submitted,

JOS. T. MAGNER, City Clerk.

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

Report of Wm. G. Wasson, City Treasurer, for the month of January, 1880.

RECEIPTS.

Balance on hand December 31, 1879, as per report.....	\$	128,402	95
From current taxes.....		3,405	41
From delinquent taxes.....		9,108	93
From auction licenses.....		10	00
From benefits.....		39	00
From dray licenses.....		7	00
From coal licenses.....		4	00
From dog licenses.....		2	25
From express licenses.....		38	00
From fines (City Court).....		236	35
From hack licenses.....		16	00
From hucksters' licenses.....		6	00
From market-masters' fees.....		165	65
From peddlers' licenses		51	00
From promiscuous.....		460	00
From tapping sewers		10	00
			\$ 141,962 54

DISBURSEMENTS.

For Board of Health	\$ 56 25
For bridges.....	299 30
For City Assessor's Department.....	94 50
For City Civil Engineer's Department.....	212 05
For City Commissioners.....	27 00
For City Dispensary.....	346 45
For City Hall.....	901 57
For City Hospital and Branch.....	977 27
For City Treasurer's percentage.....	448 18
For coal-oil light.....	27 60
For damages and costs.....	135 81
For elections.....	12 00
For Fire Department.....	4,935 55
For gas.....	5,164 03
For incidental.....	800 00
For insurance	309 13
For interest on bonds.....	630 00
For market-masters' fees.....	126 99
For parks	52 52
For police	3,671 83
For printing	446 60
For salary	3,471 19
For school fund.....	2,669 96
For station houses	212 02
For street improvements.....	607 77
For street repairs	1,897 04
For taxes refunded.....	64 24
* Balance on hand.....	113,365 69
	<hr/>
	\$ 141,962 54

TOMLINSON ESTATE.

Balance on hand December 31, 1879, as per report	\$ 20,114 70
From rents	585 20
	<hr/>
Balance on hand.....	20,699 90

* The actual cash balance in the Treasury is in round numbers \$50,000.00, on account of the coupons for the January interest not having been returned from New York.

Respectfully submitted,

W. G. WASSON, City Treasurer.

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

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

Gentlemen:—I take pleasure in reporting to your honorable bodies, that your instructions in reference to the vacation of Bobbs street, from Bates street to Meek street, have been complied with, and that the sum of thirty-nine dollars (\$39.00), the amount of benefits assessed against Catharine C. Bobbs, has this day been paid into the treasury.

Respectfully submitted,

W. G. WASSON, City Treasurer.

Indianapolis, January 31st, 1880.

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 January, 1880, are respectfully submitted:

	First Week.	Second Week.	Third Week.	Fourth Week.	Three 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.....	45	44	40	39	45	45
No. of infant patients in Hospital at beginning of week.....	3	3	.....	2	3	3
No. of adult patients received during week	8	11	8	9	1	37
No. of infant patients received or born during week.....	.....	.....	2	3	.....	.....
No. of adult patients discharged during week	9	14	8	1	6	38
No. of infant patients discharged during week.....	.....	3	.....	2	.....	5
No. of adult patients who died during week.....	.....	1	1	2	.....	4
No. of infant patients who died during week.....	.....	.....	.....	.....	.....	.....
No. of patients in Branch at beginning of week.....	.....	.....	.....	.....	.....	.....
No. of adult patients in Hospital and Branch at end of week	44	40	39	45	40	40
No. of inf't patients in Hospital and Branch at end of week	3	.....	2	3	3	3
No. of pay-patients at beginning of week.....	.....	.....	.....	.....	.....	.....
No. of pay-patients at end of week .....	.....	.....	.....	.....	.....	.....
Aggregate number of days of patients in Hospital.....	347	321	278	328	142	1416
Aggregate number of days of patients in Branch .....	.....	.....	.....	.....	.....	.....
Aggregate number days of employes in Hospital.....	.....	.....	.....	.....	.....	376

Total expenditures for month	\$ 743 94
Cash collected from pay-patients and other sources, and paid to City Treasurer	\$70 00
Aggregate number of days subsistence furnished	1792
Average daily cost of each patient .....	.525
Average daily cost for patients, officers, and employes.....	.415

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

Councilman Kahn, by consent, presented the following communication; which was received:

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

Gentlemen:—I herewith call your attention to the fact that on the 1st day of December, 1879, I filed with the City Clerk my certain affidavits, asking that precepts be issued against Warren and Helen J. Tate, and Mary L. Lee, which affidavits were reported to the Common Council at their meeting held on said 1st day of December, 1879; that through no fault of mine, the Common Council has failed to order precepts to issue against said parties. I therefore respectfully, but most earnestly, request your honorable bodies to take up the report of the Clerk, and to order the precepts to issue.

Respectfully submitted,
James W Hudson.

Councilman Lamb moved to refer foregoing communication to the Committee on Streets and Alleys, and City Attorney.

Which motion failed of adoption by the following vote:

AYES, 7—viz. Councilmen Dowling, Downey, Hamilton, Lamb, O'Connor, Prier, and Wood.

NAYS, 9—viz. Councilmen Bermann, Bieler, Brown, Bryce, Kahn, McKay, Shilling, VanVorhis, and Wiese.

On motion by Councilman Kahn, the report of the City Clerk [see pages 682 and 683, *ante*] was taken up, and the precepts ordered to issue by the following vote:

AYES, 9—viz. Councilmen Bermann, Bieler, Brown, Bryce, Kahn, McKay, Shilling, VanVorhis, and Wiese.

NAYS, 8—viz. Councilmen Dowling, Downey, Hamilton, Lamb, O'Connor, Prier, Rooker, and Wood.

MISCELLANEOUS.

(Continuation of Roll call of last meeting.)

Councilman VanVorhis presented the following petition; which was received:

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

The undersigned, owners of property fronting on Meridian street, north of New York street, in said city, respectfully represent that the wooden blocks laid on said street, a few years ago, have decayed and worn out, so that said street, between New York and St. Clair streets, has become and is impassable inasmuch that the same is no longer used as a thoroughfare. That the miasma arising therefrom greatly tends to produce dangerous diseases to persons living along the line of said street. That the tendency of all wood, when put upon streets, is to rapidly decay and cause such streets to become early out of repair and difficult of repair, and to cause the sickly miasma above mentioned, and thus tend to lessen the value of the property bordering the same, in the market; that such improvements are most expensive and least durable that can be made in this city.

That said street, between Washington and New York streets, is now, and has been for about twenty years, improved by bowlders; that such improvement was made at a small cost, as compared with wood; that the same is now, and has been for several years, the only part of the street suitable and fit for use, while the cost of repairing the same has been quite small, if anything has been expended for that purpose. Your petitioners therefore pray your honorable bodies to pass an ordinance for taking up said decayed and worn out wooden blocks, and replace the same with good substantial stone bowlders, or broken stone pavement, of the full width of the street, from curb to curb, between said New York and St. Clair streets, under the supervision of the City Engineer, and if deemed advisable, some person of judgment and experience in that kind of work; the expense thereof, except for street and alley crossings, to be paid by the persons owning property fronting on said street so improved.

R. B. Duncan, 122½ feet; T. P. Haughey, 90¾ feet; Isaiah Mansur, 207½ feet; Ingram Fletcher, 125 feet (want raked river gravel); Geo. W. Sloan, 127½ feet, (broken stone 40 feet wide); B. F. Tuttle, 60 feet; G. W. Ballard, 53½ feet, (broken stone); J. M. Maxwell, 65 feet; M. E. Jordan, 61 feet, (broken stone); Jas. C. Ferguson, 80 feet; Mary J. Vance, 50 feet; C. L. Mears, 202½ feet.

On motion by Councilman VanVorhis, the foregoing petition, Special Ordinance No. 12, 1880, and the following petitions (presented to Council, January 19th, 1880, and not fully published in the proceedings of that date,) were referred to the Board of Public Improvements and Committee on Streets and Alleys:

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

The undersigned, property holders on Meridian street, north of New York street, in said city, most respectfully represent that the blocks laid on said street, some years ago, have decayed and worn out, so that said street, between Yew York and Seventh streets, has become and is impassable, and is no longer used as a thoroughfare, except to a very limited extent.

Your petitioners therefore pray your honorable bodies to pass an ordinance for the taking up of the old, and replacing the same with new blocks, 40 feet from curb to curb, of some suitable wood, between the streets aforesaid, under the supervision of some man of judgment and experience in that kind of work; the expense thereof to be paid by the persons owning property on said street.

John H. Stewart, 40 feet; D. A. Richardson, 93½ feet; W. Henderson; Susan R. Herod, 60 feet; R. F. Kennedy, 51 feet; Addison C. Harris, 100 feet; Theo. P. Haughey, 90½ feet; T. A. Lewis, 143 feet; E. B. Martindale, 224 feet; Geo. H. Chapman, 120 feet; M. J. Osgood, 61½ feet; W. W. Johnston, 80 feet; W. J. Holliday, 60 feet; H. G. Carey, 100 feet; E. G. Cornelius, 66½ feet; Louis Hollweg, 62 feet; Wm. B. Burford, 62½ feet; E. F. Claypool, 100 feet; J. D. Condit, say 210 feet; A. Rieman, by J. H. Holliday, 40 feet; Geo. W. Parker, 105 feet; Geo. T. Evans, 50 feet; Alfred Harrison, 63 feet; J. C. S. Harrison, 91 feet; R. Browning, 180 feet; Geo. W. Husten, 56 feet; H. R. Allen, 57 feet; Wm. S. Hubbard, (boulder gutter, and good red cedar blocks, center,) 460 feet; George B. Yandes, (same as Mr. Hubbard,) 100 feet.

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

The undersigned, property holders on Meridian street, north of New York street, in said city, most respectfully represent that the blocks laid on said street, some years ago, have decayed and worn out, so that said street, between New York and Seventh streets, has become and is impassable, and is no longer used as a thoroughfare, except to a very limited extent.

Your petitioners therefore pray your honorable bodies to pass an ordinance for the taking up of said blocks, and the repaving of said street, between New York and Seventh streets, with a good article of raked gravel, under the direction and supervision of a resident of said street, of judgment and experience in such work; the expense thereof to be paid by the aforesaid property holders.

Ingram Fletcher, 125 feet; L. S. Ayres, 95 feet; Charles Mayer, 200 feet; Geo. W. Sloan, 127½ feet; A. W. Hendricks, 54 feet; J. W. Murphy, 135 feet; T. C. Vinton, by M. E. Vinton, 200 feet; John S. Spann, 62½ feet; A. Keifer, 82 feet; Jas. C. Ferguson, 80 feet.

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

Gentlemen:—The undersigned, Auditor and Treasurer of the State of Indiana, hereby consent that the Common Council and Board of Aldermen of the city of In-

dianapolis may contract for the improvement of north Meridian street in front of the state ground known as University Square and Blind Asylum grounds, as prayed for in the petition of property holders on said street; the contractors to await an appropriation by the Legislature to pay therefor. The pavement put down to be of a substantial kind, and the cost thereof not to exceed \$2.00 per lineal foot on each side.

W. FLEMING, Treasurer of State,
M. D. MANSON, Auditor of State.

Councilman Wiese presented the following petition; which was received:

Indianapolis, Jan. 19, 1880.

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

Gentlemen:—The undersigned, owners of real estate fronting on the alley running between School and Noble streets, and south of South street, respectfully petition for the passage of an ordinance providing for grading and graveling the same with coarse river gravel. And your petitioners will ever pray, &c.

Jos. Earnshaw,
W. H. Snider,
P. S. Cook.

ORDINANCES ON SECOND READING.

S. O. 13, 1880—An ordinance to provide for re-paving with wooden blocks (red cedar) the roadway of Meridian street, from St. Clair street to Seventh street.

Was read the second time and referred to the Board of Public Improvements, and the Committee on Streets and Alleys.

Councilman VanVorhis, by consent, offered the following motion:

That the Board of Health be instructed to examine the block pavements (streets) in this city, and report to this body at its next regular meeting what, in their opinion, is the effect of said pavements upon the health of the citizens of this city, or what is likely to be the effect during the coming summer.

Which failed of adoption by the following vote:

AYES, 6—viz. Councilmen Bermann, Bryce, Kahn, McKay, Shilling, and VanVorhis.

NAYS, 15—viz. Councilmen Beller, Carey, Dowling, Downey, Hamilton, King, Lamb, Morrison, O'Connor, Pearson, Prier, Rooker, Sheppard, Wiese, and Wood.

Special Ordinances 1, 11, and 14, 1880, and G. O. 4, 1880, were read the second time and ordered to be engrossed.

ORDINANCES ON THIRD READING.

S. O. 1, 1880—An Ordinance to provide for grading and graveling the first alley north of Buchanan street, from Greer street to East street.

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

AYES, 20—viz. Councilmen Bermann, Bieler, Bryce, Carey, Dowling, Downey, Hamilton, Kahn, Lamb, Morrison, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, VanVorhis, Wiese, and Wood.

NAYS—None.

S. O. 11, 1880—An ordinance to provide for grading and graveling the alley between Brookside avenue and Pendleton road, from the first alley northeast of the intersection of Clifford avenue and Pendleton road, to the second alley northeast of said intersection.

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

AYES, 20—viz. Councilmen Bermann, Bieler, Bryce, Carey, Dowling, Downey, Hamilton, Kahn, Lamb, Morrison, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, VanVorhis, Wiese, and Wood.

NAYS—None.

S. O. 14, 1880—An ordinance to provide for grading and graveling the second alley south of South street, from School street to Noble street.

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

AYES, 20—viz. Councilmen Bermann, Bieler, Bryce, Carey, Dowling, Downey, Hamilton, Kahn, Lamb, Morrison, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, VanVorhis, Wiese, and Wood.

NAYS—None.

G. O. 4, 1880—An ordinance granting Charles T. Gilmore a license to carry on, maintain and exhibit a Museum and Menagerie in the city of Indianapolis.

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

AYES, 20—viz. Councilmen Bermann, Bieler, Bryce, Carey, Dowling, Downey, Hamilton, Kahn, Lamb, Morrison, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, VanVorhis, Wiese, and Wood.

NAYS—None.

Councilman Rooker, by consent, presented the following order of vacation; which was referred to the Committee on Streets and Alleys:

WHEREAS. On the 5th day of January, 1880, at a regular session of the Common Council of the city of Indianapolis, William F. Piel and Andrew Erkenbrechen filed their certain petition for the vacation of certain lots, streets and alleys therein named, all of which is and was as provided by law; and come now the said petitioners and produce proof that they have given the legal notice of the pendency,

before the Common Council and Board of Aldermen of the city of Indianapolis, Indiana, of their petition to vacate the lots, streets and alleys of John Ott's subdivision of the eastern part of lot thirty-seven (37), of the Indianapolis, Peru and Chicago Railroad Company's addition to the city of Indianapolis, the same consisting of the following described land, to-wit: Beginning on the northeast corner of lot thirty-seven (37), thence running south on the east line of lot 37, two hundred and one (201) feet to a point on the southeast corner of lot 37; thence running west on the south line of lot 37 to a point four hundred (400) feet; thence north two hundred and one (201) feet to a point on the north line of lot 37; thence east along the north line of lot 37 to the place of beginning, four hundred (400) feet; and to vacate the alley running north and south through said addition, the alley running east and west through said addition and the street on the south known as Fremont street, and all the streets and alleys in said addition, as shown by plat recorded in Plat Book No. 7, page 96, of the Records of Marion county, Indiana. And no person appeared to object to said vacation; and it appeared to the satisfaction of said Common Council and Board of Aldermen that all the matters and things in said petition are true, and that the prayer of said petitioners should in all things be granted;

It is therefore ordered, by the Common Council and Board of Aldermen of the City of Indianapolis, that said John Ott's subdivision of the eastern part of lot thirty-seven (37) of the Indianapolis, Peru and Chicago Railroad Company's addition to the city of Indianapolis, Indiana—said lots being numbered from one (1) to twenty-four (24), inclusive—and consisting of the following described land, to-wit: Beginning on the northeast corner of lot 37, thence running south on the east line of lot 37 two hundred and one (201) feet to a point on the southeast corner of lot 37; thence running west on the south line of lot 37 to a point 400 feet; thence north 201 feet to a point on the north line of lot 37; thence east along the north line of lot 37, to the place of beginning, 400 feet, and the alley running north and south through said addition, the alley running east and west through said addition, and the street on the south known as Fremont street, and all the streets and alleys in said addition, as shown by plat recorded in Plat Book No. 7, page 96, of the Records of Marion county, Indiana, be, and the same is hereby, vacated; and that said real estate shall hereafter be known, described and conveyed by the description given to it by said railroad company.

NOTICE OF A PETITION TO VACATE.

Notice is hereby given that the undersigned have presented their petition to the Common Council and Board of Aldermen of the city of Indianapolis, Indiana, for the vacation of the lots, streets and alleys of John Ott's subdivision of the eastern part of lot 37 of the Indianapolis, Peru and Chicago Railroad Co's addition to the city of Indianapolis, the same consisting of the following described land, to-wit: Beginning on the northeast corner of lot 37, thence running south on the east line of lot 37 to a point on the southeast corner of lot 37, thence running west on the south line of lot 37 to a point 400 feet, thence north 201 feet to a point on the north line of lot 37, thence east along the north line of lot 37 to the place of beginning, 400 feet. Said petition will be heard at the first meeting of said Council and Board in February, 1880.

WILLIAM F. PIEL,
ANDREW ERKENBRECHER.

Rooker & Norton, Attorneys for Petitioners.

STATE OF INDIANA, MARION COUNTY, ss:

Personally appeared before the undersigned, a Notary Public in and for said county and State, L. B. Martindale, who, being duly sworn, upon his oath, says that he is a clerk for E. B. Martindale & Co, publishers of the Indianapolis Daily Journal, a newspaper of general circulation, printed and published in the city of Indianapolis, in the county aforesaid, and that the notice, of which the attached is a true copy, was duly published in said paper for four weeks, one time a week, the

first of which publication was on the sixth (6th) day of January, 1880, and the last on the twenty-seventh (27th) day of January, 1880.

L. B. MARTINDALE.

Subscribed and sworn to before me, this 2d day of February, 1880.

[SEAL.]

GEO. C. HILT, Notary Public.

STATE OF INDIANA, MARION COUNTY, ss:

William F. Piel, one of the petitioners herein, being duly sworn, upon his oath, says that on the 6th day of January, 1880, he did set up in three public places, written notices of which the one filed herewith in his proof of publication is an exact copy, which said public places on said land are as follows, which places are the most public on said land, and near said streets and alleys to be vacated, to-wit: One on a telegraph pole standing at the northeast corner of lot 37, of the I. P. & C. R. R. Co.'s addition; one on a building about the centre of the north side of said lot No. 37, and one on the scale shed on the southeast corner of said lot No. 37.

W. F. PIEL.

Subscribed and sworn to before me, this 2d day of February, 1880.

[SEAL.]

C. F. ROOKER, Notary Public, Marion Co., Ind.

REPORTS, ETC., FROM OFFICIAL BOARDS.

The Fire Board, and Committees on Water, through Councilman Pearson, submitted the following report; which was concurred in:

Indianapolis, Feb. 2, 1880.

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

Gentlemen:—The Joint Committees on Water and Fire Board, together with the Mayor and City Attorney, to whom was referred the subject of the adjustment of water rates for water furnished the city by the Indianapolis Water Works Company, during the present year, beg leave to report, that they have had the same under consideration, and herewith submit the following in relation thereto:

During the year ending September 1st, 1879, the city has had the use of 552 hydrants, paying, however, for only 472, at the rate of \$50 per hydrant, the other 80, owing to their location, being deemed by the city practically useless. Since said last named day, the Water Works Company have claimed payment of the full number of hydrants now in use, and until recently have refused to yield from their position. We have had frequent interviews with representatives of said Company, and have endeavored to arrive at a settlement that would be consistent with the city's interest. We have no doubt that there are many hydrants now in use that might be dispensed with, without in any way impairing the usefulness of the Water Works for fire protection; and as there are a large number of hydrants as at present located, which are of no benefit to the city, we are of the opinion that some definite plan should be adopted, and carried into effect, by which there might be a redistribution of the hydrants, in order that each hydrant could be brought into practicable use. We further report, however, that the Water Works Company have recently proposed to furnish water to the city as heretofore, allowing the city the use of all hydrants now in use, the city however to pay (at the rate of fifty dollars per hydrant,) for the whole number now in use, less forty hydrants, and the city to have the right to remove any hydrant (at her own expense) at any time to other points on the mains of said company. This arrangement to date back to September the first, 1879, and to continue until September the first, 1880.

While this proposition of said company is not as satisfactory as we hoped to have

accomplished, yet in view of the present complications, we recommend that the same be accepted.

Respectfully submitted,

James T. Layman,
John R. Pearson,
Fire Board.

Geo. P. Wood,
M. L. Brown,
M. H. McKay,
T. E. Chandler,
Hiram Seibert,
Committees on Water.

John Caven, Mayor.
John A. Henry, City Attorney.

The Police Board, through Councilman Downey, submitted the following report; which was concurred in:

Indianapolis, Feb. 2, 1880.

To the Mayor and Common Council:

Gentlemen:—Your Police Board report as follows:

1st. Is a resolution authorizing the Mayor and Police Board to offer a reward in behalf of the city of Indianapolis, not to exceed five hundred dollars (\$500), for the recovery of the body of L. T. Miller.

We think every proper effort has been made to solve the mystery, the general impression being, with apparent grounds for it, that Miller was not murdered in our city. We therefore recommend that the resolution do not pass.

2d. Is a motion directing the Police Board to confer police powers on flagmen at the several railroad crossings in this city.

We deem it inexpedient to confer police powers to individuals promiscuously. It has heretofore, and will be in the future, our practice to accommodate all railroads when they recommend persons with proper discretion to entrust with police powers. We therefore recommend that the motion, so loosely guarded, be reconsidered and rejected.

Respectfully submitted,

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

The vote by which the motion, referred to in the second clause of foregoing report, was passed (January 19th,) was then reconsidered by the following vote:

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

NAYS—None.

The original motion then failed to be adopted.

The Board of Public Improvements, through Councilman KcKay, submitted the following report; which was received:

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 January, 1880, together with total amount of expenditures to February 1st, 1880:

Pay-rolls	\$ 1,281 21
Gravel.....	2 10
Stone spawls.....	47 00
Blacksmithing.....	53 00
Freight on stone.....	80 00
Cement.....	4 00
Lumber.....	137 02
Miscellaneous.....	152 57
Hardware.....	42 03
Brick.....	24 78
Sand.....	60 20

Total expenditures for January, 1880.....	\$ 1,883 91
Total expenditures per last report	24,589 65

Total expenditures to February 1st, 1880..... \$ 26,473 56

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

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

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

Gentlemen:—Your Board of Public Improvements, to whom was referred sundry papers, make the following report thereon:

1st. Is a motion that the crossing of Pearl street, on the east side of Illinois street, between Washington and Maryland streets, be improved by putting down a double stone crossing.

On examination, we find this to be a much needed improvement, and recommend the work be done.

2d. Is a motion directing the Street Commissioner to clean the gutter on Morris street, from White river to J., M. & I. railroad, and fill the chuck holes with coarse gravel or broken stone. The work has been done.

3d. Is a motion that the Board of Public Improvements and Street Commissioner be requested to report to this Council the probable amount it requires to scrape and clean the mud gutters of the city per year; what part of the estimates made for the street department.

We have made a careful estimate for seven months, and find the cost of cleaning mud or dirt gutters in the aggregate to be \$5,807.88, or \$829.69 per month, which would make the total expenses for the year, taking the average per month of the past seven months as a basis, \$9,956.28, or nearly one-third of the whole amount estimated for the street repair department. The cost of cleaning bouldered and wooden gutters for the same time is \$1,848.49; average cost per month \$264.07; total cost per year, \$3,168.84.

4th. Is a motion that the Street Commissioner and Board of Public Improvements be directed to go and see what can be done to secure the peoples' property that has been washed away by the overflow of Pogue's run, between Merrill street and Catharine street bridge.

We recommend that the city take no action in the matter.

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

The Dispensary Board, through Councilman Carey, 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 January, 1880, are respectfully submitted:

Number of Patients treated at Dispensary.....	210
Number of Medical cases at Dispensary	160
Number of Surgical cases at Dispensary	35
Number of Disease of Nervous System.....	5
Number of Disease of Eye and Ear.....	8
Number of Out-door Patients treated	108
Number at Station House.....	19
Number at News Boys' Home	1
Number vaccinated.....	2
Total number of Patients treated during month.....	337
Total number of Visits made during month.....	292
Total number of Prescriptions filled during month.....	889
Number of Births during month.....	2
Number of Deaths during month.....	7

EXPENDITURES FOR MONTH.

C. A. Ritter, Superintendent.....	\$ 37 50
T. R. Rubush, Resident Physician.....	37 50
F. M. Ferree, Prescription Clerk.....	30 00
W. A. & I. N. Pattison, drugs.....	56 30
Watson Coal & Mining Co.....	3 50
Indianapolis Gas Light & Coke Co.....	4 20

Total expenditures for month..... \$169 00

Average cost of patients treated at Dispensary and visits made..... 14.7 cents.

Average cost of medicine for each prescription..... 6.3 cents.

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

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

Report of Deaths in the City of Indianapolis, from January 15th to the 31st, 1880.

Under 1 year.....	15
1 to 2 years.....	3
2 to 5 ".....	12
5 to 10 ".....	3
10 to 15 ".....	6
15 to 20 ".....	7
20 to 25 ".....	2
25 to 30 ".....	3
30 to 40 ".....	7
40 to 50 ".....	5
50 to 60 ".....	1
60 to 70 ".....	3
70 to 80 ".....	2
80 to 90 ".....	1
90 to 100 ".....	0
100 and upwards.....	0
Unknown.....	0
Total.....	70

Henry Jameson, M. D., President.

W. E. Jeffries, M. D., Secretary.

Board of Health.

REPORTS, ETC., FROM COMMITTEES.

The Committee on Judiciary, through Councilman Lamb, submitted the following report; which was received, and the several recommendations concurred in:

February 2, 1880.

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

Gentlemen:—Your Judiciary Committee, to whom was referred sundry papers, report thereon as follows:

1. Is a petition of Albert Gall, wherein he claims that certain property is assessed too high.

Your committee are of the opinion you have no power to remedy grievances of this kind at this time, and therefore recommend that you refuse to grant the relief sought.

2. Is a like petition of Mrs. S. Collins; upon which our recommendation is the same.

3. Is a petition by C. F. Wishmeier, asking the city of Indianapolis to make him a good title to certain grounds, more fully described in his petition, and accompanied by a proposition to pay into the city treasury the sum of five hundred dollars therefor.

Your committee recommend you to accept the petitioner's proposition (herewith submitted, marked exhibit "A.") and that when he deposits the above amount into the treasury, you cause a good title to be made to him for said ground.

4. Is a motion requiring us to inquire into the witness fee system, and report back certain facts.

We have done the same, and herewith transmit such facts, (see exhibit B.) From a careful examination of the subject, we deem it inexpedient to attempt a change in the system at this time, further than a resolution which we offer in this connection, which fully explains our views.

5. Is an ordinance in relation to granting Charles F. Gilmore privilege to carry on and maintain a museum. Recommend its passage.

Respectfully submitted,

Wm. C. Lamb,
Jas. T. Dowling,
C. F. Rooker,
Judiciary Committee.

EXHIBIT "A."

Indianapolis, February 2, 1880.

To the Judiciary Committee of the Common Council of the City of Indianapolis:

Gentlemen:—I will pay the city of Indianapolis, for the strip of ground lying between the inside line of the east sidewalk of Railroad street and my lots 184 to 194, John L. Ketcham's Commissioner's subdivision of out lot 50, the sum of five hundred dollars (\$500). This strip was formerly a portion of the right-of-way of the Indianapolis, Peru & Chicago Railway; and since the removal of the tracks of said company from Railroad street, said strip has remained, and now is, unoccupied and unused ground.

The price above offered will place in the city treasury the sum of \$165.55, paid by the city for grading and graveling the east half of the road-way and the east sidewalk of said Railroad street, between Michigan and North streets; and is also intended to pay all costs of vacation proceedings, holding myself free from same. In other words, on the vacation being fully completed, in accordance with the stat-

utory law, and on receiving due and legal notice of same, I will pay into the city treasury the said sum of five hundred dollars (\$500.)

Respectfully yours,

Christian F. Wishmeier.

EXHIBIT B.

STATEMENT OF WITNESS FEES

Received by Policemen in City Court, State and City cases, during the months of January, April, July and October, 1879.

NAMES.	January.	April.	July.	October.	Total.
Travis, Albert.....	\$ 1 00	2 00	5 00	3 00	11 00
Forbes, Jos. R.....	3 00	.....	3 00	.....	6 00
Campbell, Robert.....	6 00	2 00	.....	9 00	17 00
Altland, Hiram.....	.....	2 00	.....	.....	2 00
Brown, Samuel.....	2 00	.....	6 00	2 00	10 00
Barker, Samuel.....	4 00	4 00	20 00	18 00	46 00
Baxter, Geo. W.....	1 00	1 00	3 00	1 00	6 00
Bradley, Jephtha.....	.....	2 00	1 00	3 00	6 00
Bates, Rice T.....	.....	2 00	4 00	.....	6 00
Clark, Ed. B.....	11 00	5 00	9 00	11 00	36 00
Clary, Worthington.....	8 00	1 00	7 00	5 00	21 00
Conroe, M. M.....	14 00	6 00	15 00	12 00	47 00
Case, Harvey.....	2 00	2 00	14 00	9 00	27 00
Clark, Charles.....	.....	.....	3 00	3 00	6 00
Dalby, Wm.....	1 00	1 00	2 00	.....	4 00
Edwards, R. T.....	3 00	.....	.....	.....	3 00
Findling, Abraham.....	8 00	5 00	1 00	3 00	17 00
Fiscus, Thomas.....	3 00	3 00	8 00	18 00	32 00
Fells, Fred.....	1 00	.....	2 00	3 00	6 00
Gustin, Lewis.....	1 00	2 00	11 00	.....	14 00
Hart, Thomas.....	.....	4 00	2 00	1 00	7 00
Hartley, Ben. W.....	1 00	.....	3 00	1 00	5 00
Harris, Francis M.....	2 00	.....	.....	.....	2 00
Hilliard, Geo. W.....	1 00	2 00	.....	.....	3 00
Jester, Allen.....	5 00	3 00	19 00	12 00	39 00
Kitzmilller, Wm.....	14 00	1 00	4 00	7 00	26 00
Looney, Mike.....	.....	.....	.....	.....	.....
McDonald, Samuel.....	.....	2 00	.....	.....	2 00
McGregor, Chris.....	1 00	7 00	6 00	6 00	20 00
McMullen, V. S.....	1 00	2 00	5 00	.....	8 00
Marshall, Jas. T.....	1 00	8 00	12 00	10 00	31 00
Murphy, M. L.....	2 00	3 00	2 00	3 00	10 00
Nicholson, E. W.....	4 00	.....	10 00	4 00	18 00
Ohaver, Warren.....	4 00	.....	2 00	.....	6 00
Osburn, D. M.....	.....	2 00	4 00	1 00	7 00
Paul, Henry.....	2 00	.....	5 00	.....	7 00
Potts, Samuel L.....	1 00	.....	7 00	.....	8 00
Pope, Henry T.....	4 00	.....	4 00	8 00	16 00
Reid, John.....	3 00	7 00	14 00	8 00	32 00
Richards, David.....	2 00	.....	2 00	.....	4 00
Roney, Wm.....	3 00	1 00	5 00	3 00	12 00
Shea, Jas R.....	2 00	6 00	9 00	14 00	31 00
Shearer, Jas. A.....	7 00	1 00	10 00	.....	18 00
Stewart, James.....	4 00	4 00	6 00	6 00	20 00

Shelton, Jos. R.....	2 00		14 00		16 00
Schmidt, Jos. R.....	8 00		5 00	8 00	21 00
Stemens, Jos.....	3 00	5 00	6 00	10 00	24 00
Shutt, Jacob F.....	12 00		12 00	5 00	29 00
Scholl, Jacob F.....	3 00	1 00	4 00		8 00
Stearns, J. H.....	3 00	5 00	11 00	14 00	33 00
Splann, Tim.....	14 00	3 00	24 00	11 00	52 00
Steinhauer, Fred.....	4 00		16 00	12 00	32 00
Temple, Carter.....			3 00	9 00	12 00
Twiname, J. J.....	3 00	1 00	10 00		14 00
Thornton, Benj.....	1 00	2 00	2 00	9 00	14 00
Williamson, R. C.....	14 00	2 00	14 00	5 00	35 00
Wild, Geo.....	1 00	1 00	6 00	8 00	16 00
Williams, Henry.....		2 00	5 00	1 00	8 00
Ward, Nathan.....	1 00				1 00
Watson, T. N.....			2 00	1 00	3 00
Ward, Henry.....		2 00			2 00
Williamson, J. H.....	3 00	3 00	10 00	1 00	17 00
McCain, G. W.....	2 00		2 00	4 00	8 00
Durham, Thomas.....	2 00	2 00	6 00		10 00
Miner, John.....		1 00	14 00	7 00	22 00
Eaton, John.....		2 00	6 00	1 00	9 00
Morgan, A. V.....			5 00		5 00
Crane, Leonard.....			8 00	11 00	19 00
Herren, Samuel.....			12 00		12 00
Havens, Melville.....			13 00		13 00
Johnson, B. F.....			2 00	3 00	5 00
Robertson, Webb.....			10 00	5 00	15 00
Sands, Elwood.....			10 00	10 00	20 00
Weidle, John J.....			9 00	4 00	13 00
Rogers, Anthony.....			6 00		6 00
Weber, John.....			8 00	13 00	21 00
Buchanan, Andrew.....			1 00	1 00	2 00
Raferty, Mike.....				3 00	3 00
Taffe, Al.....			7 00	9 00	16 00
Saulcy, Eugene.....			13 00	4 00	17 00
Wells, Richard.....				6 00	6 00
Slate, B. F.....				3 00	3 00
Smith, Charles.....					
Shafer, A.....			1 00	2 00	3 00
Phillips, Harry.....				1 00	1 00
Total.....	\$ 209 00	\$ 125 00	\$ 522 00	\$ 365 00	\$ 1,221 00

Resolved, That the Police Board be, and are hereby, instructed to promptly relieve from duty any police officer who shall purposely procure, or attempt to procure, himself to be made a witness in any case; also, where said Board has good and satisfactory reasons to believe any officer shall have made an arrest for the purpose of making himself a witness, and not for the public good; and, also, for receiving a witness fee when not present to testify.

The foregoing resolution was adopted by the following vote:

AYES, 21—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Kahn, King, Lamb, Morrison, McKay, O'Connor, Pearson, Prier, Sheppard, Shilling, Van Vorhis, Wiese, and Wood.

NAYS—None.

SIG. 79.

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

To the Common Council of the City of Indianapolis:

Gentlemen:—At a meeting of the Common Council and Board of Aldermen, held respectively on the 5th and 7th days of January, 1880, the following motion was adopted:

“That the City Civil Engineer be instructed to set line stakes on alley between Sinker and McCarty streets, from the first alley west of New Jersey street to first alley east of Alabama street, and that the City Marshal be instructed to notify property holders along said alley to set their fences back to conform with said lines.”

The City Civil Engineer made the following report back to the Council, January 19th, 1880:

“I find, on examination, that there is no record of the alley showing the width, therefore I am unable to give the lines. There is a pass-way through the square from ten to twelve feet in width, but it runs angling, varying to the north at the west end, five and one-half feet.”

At the last meeting of the Common Council the above motion and report was referred to your Committee on Streets and Alleys; would recommend that no further action be taken on this matter until the property owners along said alley make petition to open and make said alley a certain width.

Respectfully submitted,

Jno. T. Downey,
John O'Connor,
Committee on Streets and Alleys.

Councilman Downey, in behalf of the Committee on Streets and Alleys, Committee on Judiciary, and City Attorney, submitted the following report; which was concurred in:

Indianapolis, January 27th, 1880.

To the Mayor and Common Council:

Gentlemen:—Your Committees on Streets and Alleys, Judiciary and City Attorney, to whom was referred the petition of Charles Nuerge, asking permission to build a twenty-six foot stairway in front of one hundred and twenty, Railroad street, think it inexpedient to grant the permission asked for.

Respectfully submitted,

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

Jno. T. Downey,
C. H. Harmening,
John O'Connor,
Committee on Streets and Alleys.

John A. Henry, City Attorney.

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

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

Gentlemen:—Your Committee on Water, to whom was referred the report of the Chief Fire Engineer, of date January 19th, 1880, beg leave to report that we have examined the same, and find it to be correct.

Respectfully submitted,

Geo. P. Wood,
M. L. Brown,
M. H. McKay,
Committee on Water.

The Conference Committee, through Councilman Wiese, submitted the following report :

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

Gentlemen:—Your Committee on Conference, to whom sundry papers were referred, would respectfully report thereon as follows :

First. Is a motion to purchase 250 trees to be set out in Military Park, the cost for same not to exceed \$60.00.

We would recommend the purchase of said trees, and a sum not to exceed \$60 be expended ; and further recommend a substitute of Alderman Seibert and Councilman Carey to have supervision of the work, and expenditure of money as the motion provides, in place of the Joint Committees on Public Property.

Second. Is a motion that citizens in the neighborhood of Military Park be authorized to plant in such park "sun-flower seed" without limit, for shade and sanitary purposes.

Would report, after careful and thoughtful consideration, that the citizens who live in said neighborhood be granted permission to sow and plant sun-flower seed ; *Provided*, the amount sown be limited to a reasonable extent, and in such places as the person in charge may designate ; and further recommend the said work be done under the care and supervision of Councilman Hamilton, who will see that the kind of sun-flower seed sown is of the big yellow stripe.

Most respectfully,

Jas. T. Layman,
Hiram Seibert,
Wm. F. Piel,

Aldermanic Conference Committee.

Christian F. Wiese,
H. G. Carey,
Council Conference Committee.

The first clause was concurred in. The second clause failed to be concurred in by the following vote :

AYES, 8—viz. Councilmen Bermann, Brown, Bryce, Dowling, Downey, King, Lamb, and O'Connor.

NAYS, 14—viz. Councilman Bieler, Carey, Hamilton, Kahn, Morrison, McKay, Pearson, Prier, Rooker, Sheppard, Shilling, Van Vorhis, Wiese, and Wood.

MESSAGES FROM THE BOARD OF ALDERMEN.

The following message was read and received :

To the Mayor and Common Council :

Gentlemen:—The Board of Aldermen of the city of Indianapolis, at its regular session, held on January 21st, 1880, amended the following resolution by adding the words "and that 10 hours labor shall constitute a day's work" thereto.

"WHEREAS, The Common Council, on two previous occasions, instructed the Board of Public Improvements to pay one dollar and twenty-five cents per day for street labor, and now for the third time—

Resolved, That said Board be, and are hereby, directed to pay said laborers one dollar and twenty-five cents per day for each full day they may work for the city."

The foregoing resolution was then concurrently adopted as amended.

For the Board of Aldermen,

GEO. T. BREUNIG, Clerk.

The action of the Board of Aldermen in amending the resolution as shown above, was concurred in.

The following message was read and received :

To the Mayor and Common Council :

Gentlemen:—The Board of Aldermen of the city of Indianapolis, at its regular session, held on January 21st, 1880, amended the following motion, by adding the name of Alderman Chandler to such special committee:

“That a Special Committee, consisting of his Honor, the Mayor, City Attorney, and Councilmen McKay and Tucker, and Aldermen Layman, Seibert and Piel, be, and are hereby, appointed, whose duty it shall be to consider the propriety of providing for the consumption of gas by the city, by making a special levy for the payment of the same; and if they deem it expedient to do so, to report to this Council an ordinance upon the subject.”

The motion as amended was then concurrently adopted.

For the Board of Aldermen,

GEO. T. BREUNIG, Clerk.

The action of the Board of Aldermen in amending the motion as shown above, was concurred in.

The following message was read and received :

To the Mayor and Common Council :

Gentlemen:—The Board of Aldermen, at its regular session, held on January 21st, 1880, refused, by a unanimous vote, to concurrently adopt the following resolution, viz :

“*Resolved,* That the Police Board be, and they are hereby, authorized to purchase at a cost not to exceed \$200, a good horse, harness, and light spring wagon, the same to be owned and held by the city of Indianapolis, for the use of the Chief of Police in the discharge of his official duties.

We, the Police Board, recommend the passage and adoption of the above resolution, believing it fair and just.

Jan. 8, 1880.

D. W. Grubbs,

Jno. T. Downey.”

For the Board of Aldermen,

GEO. T. BREUNIG, Clerk.

Councilman Dowling moved that this body recede from its action in adopting the foregoing resolution.

Which motion failed of adoption by the following vote :

AYES, 10—viz. Councilmen Carey, Dowling, Hamilton, Kahn, King, McKay, O’Conner, Shilling, VanVorhis, and Wiese.

NAYS, 12—viz. Councilmen Bermann, Bieler, Brown, Bryce, Downey, Lamb, Morrison, Pearson, Prier, Rooker, Sheppard, and Wood.

After the vote had been announced, Councilman Lamb asked for the consent of the members present to change his vote from the negative to the affirmative; which request was granted: the vote then being Ayes, 11, and Nays 11, the name of His Honor, Mayor Caven, was called, who voted in the negative; so the motion to recede was not adopted.

APPROPRIATION ORDINANCES.

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

By the Fire Board, through Councilman Pearson :

Ap. O. 7, 1880—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. 8, 1880—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. 9, 1880—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 VanVorhis :

Ap. O. 10, 1880—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. 11, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, Advertising, and City Statistics.

Appropriation Ordinances 7, 8, 9, 10, and 11, 1880, were severally read the second time, and ordered to be engrossed.

Ap. O. 7, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$927.09.]

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

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

NAYS—None.

Ap. O. 8, 1880—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, \$743.94.]

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

AYES, 21—viz. Councilmen Bermann, Bieler, Brown, Bryce, Dowling, Downey, Hamilton, Kahn, King, Lamb, Morrison, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Van Vorhis, Wiese, and Wood.

NAYS—None.

Ap. O. 9, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station-Houses. [Amount appropriated, \$160.02.]

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

AYES, 21—viz. Councilmen Bermann, Bieler, Brown, Bryce, Dowling, Downey, Hamilton, Kahn, King, Lamb, Morrison, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Van Vorhis, Wiese, and Wood.

NAYS—None.

Ap. O. 10, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$10,127.44.]

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

AYES, 21—viz. Councilmen Bermann, Bieler, Brown, Bryce, Dowling, Downey, Hamilton, Kahn, King, Lamb, Morrison, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Van Vorhis, Wiese, and Wood.

NAYS—None.

Ap. O. 11, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, Advertising, and City Statistics. [Amount appropriated, \$649.56.]

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

AYES, 21—viz. Councilmen Bermann, Bieler, Brown, Bryce, Dowling, Downey, Hamilton, Kahn, King, Lamb, Morrison, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Van Vorhis, 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 :

Councilman Bieler presented the following remonstrance ; which was received :

Indianapolis, January 5, 1880.

To the Mayor, and members of the Common Council, and

Board of Aldermen of the City of Indianapolis :

Gentlemen:—The undersigned, property holders on McKernan street, would respectfully remonstrate against the passage of an ordinance for the grading and

graveling of McKernan street and sidewalks from Buchanan street to the south line of out lot 99. And your petitioners will ever pray, etc.

Mary Dolen, 110 feet; Thomas Collins, 110 feet;
George Hutton, 110 feet; Jane McFarland, 110
feet; Permelia Slate, 110 feet; Thomas Robin-
son, 110 feet; Mary Hand, 90 feet; Trustees of
Coburn street M. E. Church, Ambrose Hodges,
Pres't., C. T. Birket, Sec'y.

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

Indianapolis, January 21st, 1880.

To the Honorable Board of Aldermen and Council:

Your petitioners would respectfully represent that they are owners of lots fronting on Shelby street, and that they are informed that an ordinance has recently been passed to grade and gravel the sidewalks of said street. We would respectfully remonstrate against letting any contract under said ordinance, and that its effect be suspended for one year. The street has recently been graded and graveled at an expense of \$19.83 per lot, which many of us are unable to pay, and further assessments will greatly oppress us.

Respectfully,

Sarah A. Robbins, 1 lot; W. V. Reading, 1 lot;
B. C. Shaw, 19 lots; Edward Guth, 2 lots; L.
B. Hervy, 2 lots; Henry Budenz; Fred. Prang;
J. W. Fike, 10 lots; John Krupp, 5 lots;
Henry Stolte, 2 lots; Friederike Lensmann, 2
lots; M. A. Dickey, 2 lots; Mrs. E. M. Kuhl-
man, 165 feet.

By Councilman McKay:

G. O. 7, 1880—An Ordinance regulating the sale of Goods, Wares and Merchandise, in the city of Indianapolis.

On motion the above entitled ordinance was referred to the Committee on Judiciary and City Attorney,

By Councilman McKay:

G. O. 8, 1880—An Ordinance providing for the removal and location of the St. Joseph street Hose-Reel Company.

On motion the above entitled ordinance was referred to the Fire Board and Chief Fire Engineer.

By Councilman Prier:

S. O. 16, 1880—An Ordinance to provide for grading and graveling Newman street and sidewalks, between Hill avenue and the C., C., C. and I. Railroad Company's tracks.

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

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

Gentlemen: The undersigned petitioners, owners and occupants of lots on that part of Newman street situate between Hill avenue and the C. C. C. & I. Railroad, a distance of about one-half square, would respectfully ask your honors, to pass an ordinance for the grading and graveling said Newman street and sidewalks with good creek gravel, from Hill avenue to the aforesaid railroad, and your petitioners, as in duty bound, will ever pray.

Abraham Crabtree, Mrs. Bishop, Clark McPheeters,
Beverly Cary, George Childs, Blanning Walice.

Councilman VanVorhis presented the following petition; which was referred to the Board of Public Improvements, with instructions to prepare and introduce an ordinance:

To the Common Council of the City of Indianapolis:

Gentlemen:—The undersigned, owners of real estate bordering on First street, between Meridian and Pennsylvania streets, in said city, respectfully petition your honorable body to cause said street to be graded and graveled, or otherwise suitably improved between said Meridian and Pennsylvania streets, at the expense of the property owners

Jan. 20, 1880.

F. Winter, G. W. Husten, M. H. Spades,
for Nancy Cox.

MISCELLANEOUS.

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

That the Street Commissioner be directed to ditch Madison avenue, on either side, between Nebraska street and the Jeff. Railroad, in order that the contractor may proceed with the grading and paving of the sidewalks on said Madison avenue, between said Nebraska street and Jeff. railroad.

Councilman Bermann offered the following resolution:

Resolved, That the owners of the following described real estate, to-wit: Lot No. ten (10,) in Vajen's subdivision of outlot No. one hundred and eight (108,) in the city of Indianapolis, be, and they are hereby, required to fill or drain the same, as, in the opinion of the Common Council and Board of Aldermen, there is a hole or excavation thereon, in which water has or may become so stagnant or noxious as to be a nuisance and injurious to the health and comfort of said city and of the inhabitants thereof; and that the Street Commissioner be, and he is hereby, required to notify the owners thereof, as provided by an ordinance passed April 28, 1866, entitled: "An ordinance providing for the drainage and filling up of ponds, excavations and holes, and prescribing penalties for the failure to fill up or drain the same," and that in case of the failure of the owners thereof to fill or drain the same, the Street Commissioner proceed to fill or drain the said hole or excavation as provided in said ordinance; *Provided,* that the cost thereof shall not exceed ten per cent. of the value of the aforesaid real estate, as assessed upon the tax duplicate for city purposes.

Which was adopted by the following vote:

AYES, 19—viz. Councilmen Bermann, Bieler, Brown, Bryce, Dowling, Downey, Hamilton, Kahn, King, Lamb, McKay, O'Connor, Pearson, Prier, Reoker, Shilling, VanVorhis, Wiese, and Wood.

NAYS—None.

Councilman Bieler presented the following petition ; which was received :

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

Your petitioner, Thomas Wren, respectfully represents that there is due to him from the said city, the sum of _____ for work done and material furnished by him, on Tennessee street, between Garden and McCarty streets, to-wit: On the streets and alleys thereof, amounting in all to one thousand dollars, with interest thereon, amounting to one thousand dollars, making in all two thousand dollars. He therefore respectfully asks that a proper order may be made, requiring the Treasurer of said city to pay him said sum of money.

THOMAS WREN,
By Denny & Johnson, his att'ys.

Councilman Bieler offered the following resolution ; which was referred to the Committee on Rail Roads :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the said Council and Board deem it expedient that a line of street railway be constructed, to commence and connect with the Illinois street line at the corner of South street; east on said South street to Delaware street, south on Delaware street to McCarty street, thence east on McCarty street to New Jersey street, thence south on New Jersey street to Coburn street; and that the Citizens' Street Railway Company be, and is hereby, directed to construct the said line at once.

The City Clerk is hereby directed to serve a copy of this resolution upon the proper officers of said company, in accordance with the provisions of section 15 of an ordinance entitled, "An ordinance authorizing the construction, extension and operation of certain Passenger Railways in, and upon, the streets of the city of Indianapolis," ordained January 18th, 1864.

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

That the crossing of Illinois and Georgia streets, east side, be improved by the putting down of a double stone crossing.

Councilman Dowling offered the following motions ; which were adopted :

That the City Marshal be directed to notify the Indianapolis, Cincinnati and Lafayette Railroad Company to repair with planking, their tracks, at the crossing of Maryland street, corner of Missouri street.

That the City Marshall be requested to notify the Union Railway Company to repair the crossing on the west side of Illinois street, by extending the planking on said crossing, and if not done in ten days, the Street Commissioner be instructed to do the work at the expense of said Union Railway Company.

Councilman Dowling offered the following motions ; which were referred to the Board of Public Improvements :

That the proprietor of the premises No. 294, S. Illinois street, be permitted to construct a plank covering over the gutter in front of his premises, and that he be also permitted to build and construct a well in front of his property.

That the Street Commissioner be, and is hereby, directed to construct a broken stone crossing across Kentucky avenue, at corner of Georgia street.

Councilman Hamilton offered the following motions; which were adopted:

That the Street Commissioner cause the railroad cars left standing on Peru avenue, between North street and St. Clair street, to the damage of citizens on said avenue, to be at once removed.

That, with a view to a reduction of the bonded indebtedness of the city of Indianapolis, by the amount of \$500,000, the Council and Aldermanic Committees on Finance are hereby instructed to consider the expediency, and inquire into the possibility, of exchanging the bonds issued by the Union Railroad Transfer and Stockyards Company, known as the "Belt Railroad," for the City's bonds, issued in aid of said railroad corporation. Said committee being hereby ordered to report fully and explicitly at the next regular meeting of this Common Council.

That the Council and Aldermanic Judiciary Committees, with His Honor, the Mayor and the City Attorney, prepare and report an ordinance at the next regular session of the Common Council, regulating and controlling the erection of telegraph and telephone poles in the streets and alleys of the city of Indianapolis, and providing for the payment of a license or permit tax, if in their judgment, it is thought right, and for the best interests of the city.

Councilman Hamilton offered the following motion; which was referred to the Committee on Bridges:

That the City Civil Engineer be, and he is hereby, instructed, to advertise for proposals for building a bridge over Pogue's run, on Dorman street. Such bridge to be built with stone abutments, and the superstructure of that portion of the old Delaware street viaduct now lying on the bank of said creek at Hanna street.

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

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

Gentlemen:—Your petitioner would respectfully represent, that at the public tax sale held by the City on the 14th day of February, 1876, he purchased of the City Treasurer a tax sale certificate, No. 1,996, for which he paid the sum of six dollars and forty-two cents (\$6.42), covering the taxes of 1874 and 1875, on the following described property, to-wit: 25 ft w of 170 ft off the east end of lot No. 10 in West's heirs' addition to the city of Indianapolis, Marion county, Indiana, and that he has since paid the taxes on the same, as shown by the certificate for the year 1876, being in amount four dollars and ninety cents (\$4.90), and paid Feb. 9th, 1877. And your petitioner would further represent that on the 11th day of February, 1879, at the public tax sale held on that day, he purchased of the City Treasurer tax certificate No. 3,269, for which he paid the sum of seven dollars and twenty-two cents (\$7.22), covering the taxes of 1877 and 1878, on the following described property, to-wit: 25 ft w of 170 ft east end of lot No. ten (10), in West's heirs' addition to the city of Indianapolis, Marion county, Indiana. The above purchases and payment are erroneous, for the reason that the description is bad. And your petitioner would respectfully ask and demand that the within named amounts be refunded to him with interest at the rate of 6 per cent, added from the time of payment, and that the taxes be carried to the correct description of the property; and as in duty bound, your petitioner will ever pray.

Respectfully submitted,

W. H. Corbaley, Petitioner.

Councilman Lamb offered the following motions; which were adopted:

That the Street Commissioner notify the Western Union Telegraph Company to remove their telegraph poles now lying in the streets and gutters.

That the Street Commissioner be directed to fill old well, on lot now occupied by old school house, on East street.

Councilman McKay presented the following petition; which was referred to the Committee on Streets and Alleys:

Indianapolis, February 2, 1880.

To the Mayor and Members of the Common Council and

Board of Aldermen, of the City of Indianapolis:

Gentlemen:—The undersigned, resident freeholders of the city of Indianapolis, would respectfully show Stoughton A. Fletcher, Jr., and the Atlas Works are the owners of all the lots and real estate situated between French street and Anderson street, in said Stoughton A. Fletcher, Jun.'s subdivision of the west half of the northwest quarter of section 31, township 16, range 4, and also a portion of the north end of the west half of the southwest quarter of said section, township and range. A plat of said subdivision is recorded in Plat Book 4, page 34, in the records of the Recorder's office of Marion county, Indiana; that said portion of said subdivision lying between French and Anderson streets is the northern part of said subdivision; that the lots in that portion of said subdivision have never been improved in any manner, or buildings erected upon any of them; that they are located north of the state ditch, and by reason of their location are not at present available for dwelling or city purposes, and are only suitable for farming purposes, and that they cannot be used for farming purposes unless the streets and alleys located thereon can be vacated.

That Alvord, Yandes and Columbia avenues intersect and run through said portion of said subdivision north and south, and that alleys are platted running north and south from French street to Anderson street, one being between Alvord and Yandes avenues, one between Yandes and Columbia avenues, and one between Columbia and Martindale avenues. A plat of said avenues and alleys, showing their location and surroundings, is filed herewith, and made a part of this petition.

Wherefore your petitioners ask that said Alvord, Yandes and Columbia avenues, between French street and Anderson street, be vacated, and also that the said alleys running north and south through the said subdivision, from French street to Anderson street, be vacated; and your petitioners will ever pray, &c.

S. A. Fletcher, Jun., Atlas Works, A. Vansiclen,
Pres't., A. M. Carnahan, Ebenezer Sharp.

Indianapolis, February 2, 1880.

I undertake and agree to pay all costs and expenses attending the vacation of the streets and alleys as asked for in the foregoing petition. S. A. Fletcher, Jr.

Councilman McKay presented the following petitions; which were referred to the Committee on Judiciary and City Attorney:

To His Honor, the Mayor, and Members of the Common Council

and Board of Aldermen of the City of Indianapolis:

Gentlemen:—The undersigned is the owner of lot 50, in out lot 148, and being a widow in reduced circumstances, relied upon the law exempting widows from taxation, supposed her property would be exempt. She has recently understood that her lot has been sold to Frank McWhinney for city taxes, and that the amount now required to redeem it is forty-two dollars and eighty-five cents. She further represents that she is unable to pay this amount; in fact, is unable to pay anything.

She is well advanced in years and feeble, and in addition, has the care of Joseph Lawson, a burthen and expense for which she has only been receiving township aid to the amount of two dollars per month. She therefore petitions your honors for relief in such manner as to save her little property from being taken from her.

Very respectfully submitted,

Louisa M. Soule.

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

The undersigned, property owners and residents on Alabama street, between Seventh and Tenth streets, respectfully ask that the telephone posts erected by the two telephone companies upon either side of Alabama street, between said Seventh and Tenth streets, be removed, for the following reasons:

1st. The poles should not have been placed in the street, the alley between Delaware and Alabama, and that between New Jersey and Alabama streets offering every advantage for the purpose.

2d. The poles were erected exclusively for a public purpose, viz: for the convenience of exhibitors at the State Fair. There being no use whatever for telephone connection with the Exposition Building when the fair is not in progress, and the State Board of Agriculture having resolved to discontinue the State Fair at that place. There is not, as far as we are aware, a private patron of either telephone company above Seventh street on Alabama.

3rd. The erection of these telephones interfered with the planting of shade trees, and interferes also with the growth of those already planted.

4th. That the poles erected upon the west side of said street have not been used, and could not have been used for telephone purposes, for the last three months, the wires having been removed by the company owning them about six weeks after they were erected, or shortly after the close of the State Fair.

5th. That upon the east side of said street, the city has a line of poles for fire alarm purposes, with the telephone posts making two rows or sets of poles upon the same side of said street.

6th. The telephone posts are higher than the fire alarm posts, and the alarm wires touch the telephone posts at points where they are not insulated, so that in wet weather the utility of the alarm system is in danger of being impaired or destroyed.

7th. That there is no occasion for separate rows of poles, both systems now belonging to one company.

8th. That these poles were erected without the consent of the property owners on said street, and no compensation whatever has ever been paid such owners for the damage done their property by the erection of these unsightly objects

Albert Baker, E. N. Tates, J. H. Hull,
J. N. Binford, L. N. Pattison.

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

That the Street Commissioner be, and is hereby, directed to fill the chuck holes on Georgia street, between Noble street and Pine street.

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

That the Street Commissioner be instructed to lower the grade of the gutters, at the intersection of Eighth and Peru streets, and clean the gutters on Peru street from Eighth to Seventh streets, so as to carry the water off of Eighth street, between Rohampton and Peru streets.

Councilman Sheppard presented the following communication and motion; which were referred to the Committee on Bridges:

Indianapolis, February 2, 1880.

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

Gentlemen: The undersigned, citizens of the city of Indianapolis, desire to call your attention to the condition of the bridge over the mill race at the end of Elizabeth street. Said bridge is now broken, and out of repair, and in such a condition that it is dangerous for persons and teams to pass over it, and we would therefore ask that a new bridge be placed there as soon as possible, and thereby convenience the public, and save the city from liability for damages, occasioned by any person being injured while passing over the bridge as it now is.

Samuel J. Patterson, Chas. Kuhn, Peter Sindlinger, Fred. Bals, James E. Watts, John Graham, John P. Mower, Peter Rooker, Carter Temple, Jr., C. E. Geisondorff & Co., Willis C. Vajen.

That the bridge over the mill race, at the end of Elizabeth street, be repaired, and put in a safe condition immediately; and that the Committee on Bridges have full power to act in the foregoing matter.

Councilman Shilling offered the following motion; which was referred to the Committee on Bridges:

That the City Civil Engineer be instructed to prepare plans and specifications, and estimate of cost, of replacing a new wooden bridge over the canal on Blackford street, and report the same to this Council at its next regular meeting.

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

To the Mayor and members of the Common Council of the City of Indianapolis.

Gentlemen:—I respectfully represent that George W. Mears, deceased, has for the past four years paid taxes on eighty-five (85) feet of the southwest quarter of square fifteen (15) in the city of Indianapolis, whereas he only owned the sixty (60) feet recently transferred to J. Ewing Mears, the other part being vacated—ten (10) feet several years ago, and fifteen (15) feet in 1874—as public alleys.

That said vacated property was assessed at \$1,625.00 for 1875, \$1,600.00 for 1876 \$1,550.00 for 1877, and \$1,500.00 for 1878, being the accepted and agreed rate between the owner and William Hadley, the Assessor.

Therefore, as executrix of the estate of the late George W. Mears, I respectfully ask your honorable body to issue a refunding order for the amounts so illegally assessed and paid, as follows, to-wit:

	Valuation.	Rate.	
For 1875, on.....	\$1,625 at.....	\$1 50.....	\$24 37
For 1876, on.....	1,600 at.....	1 40.....	22 40
For 1877, on.....	1,550 at.....	1 12.....	17 36
For 1878, on.....	1,500 at.....	1 08.....	16 20

Caroline S. Mears, Executrix.

On motion, the Common Council then adjourned.

JOHN CAVEN, Mayor,

President of Common Council.

Attest: JOS. T. MAGNER, City Clerk,